

ABSTRACT

The research entitled Principle of Openness in Upstream Oil and Gas exploitation, aims to finding the problem of the philosophy of upstream oil and gas exploitation in Indonesia and the implementation of the principle of transparency in it. The results of this paper are expected to found the problems of oil and gas exploitation related to the implementation of the principle of openness contained in The Good Governance Principles and General Principles of Good Governance (*Algemene Beginselenn van Behoorlijk Bestuur*) in Indonesia.

This research uses a historical approach, a conceptual approach, and a statute approach. The upstream oil and gas exploitation, in its history, has made Article 33 of The 1945 Constitution of the Republic of Indonesia as a philosophy of organizing upstream oil and gas in Indonesia.

The analysis of the concept of openness and legislation in the oil and gas energy sector found inconsistency in the implementation of the principle of openness, especially in a series of laws and regulations under the law. Need formulation of law that guarantee consistency series of laws and regulations under the law, on migas sector in order to implementing consistency whith law principle, specialy openness principle or Principles of The Good Administration (AAUPB).

Key words: Principle of openness, Inconsistency of Indonesia's upstream oil and gas Exploitation law.