

ABSTRAK

Nama :Alvin

Program Studi :Hukum Bisnis

Judul :Tinjauan Yuridis terhadap investasi berkedok skema ponzi: Studi Kasus KSP Indosurya Putusan Nomor 2113 K/Pid.Sus/2023.

Investasi di Indonesia saat ini telah mengalami perkembangan yang sangat pesat, hal tersebut timbul karena adanya pengaruh globalisasi di bidang ekonomi. Disisi lain, perkembangan tersebut justru memunculkan permasalahan baru yakni investasi bodong berkedok skema ponzi di Indonesia. Penelitian ini bertujuan untuk mengetahui bagaimana pengaturan Skema Ponzi di Indonesia dan bagaimana analisa terhadap pertimbangan hukum di dalam kasus KSP Indosurya dengan Putusan Nomor 2113 K/Pid.Sus/2023. Penelitian ini menggunakan metode yuridis normatif dengan menggunakan pendekatan kasus berupa analisis hakim pada putusan pengadilan. Hasil penelitian ini menunjukkan bahwa skema ponzi sendiri di Indonesia belum diatur secara khusus, namun pelaku investasi bodong skema ponzi dapat dijerat dengan Undang-Undang Tindak Pidana Pencucian Uang, Kitab Undang-Undang Hukum Pidana tentang Penipuan, serta Undang-Undang Perbankan. Analisa penulis terhadap Putusan Nomor 2113 K/Pid.Sus/2023 adalah analisis pertimbangan hukum pada Mahkamah Agung lebih sesuai dengan keadilan, ketepatan dan kepastian hukum, dikarenakan putusan tersebut sudah berdasarkan fakta yang ada.

Kata Kunci: Investasi, Skema Ponzi, Pencucian Uang, Koperasi

ABSTRACT

Name : Alvin

Study Program: *Business Law*

Title : *Juridical Review of investment under the guise of ponzi scheme: Case Study of KSP Indosurya Decision Number 2113K/Pid.Sus/2023.*

Investment in Indonesia is currently experiencing a very rapid development, this is due to the influence of globalisation in the economic field. On the other hand, this development has created new problems, namely fraudulent investments under the guise of ponzi schemes in Indonesia. This research aims to find out how the Ponzi scheme is regulated in Indonesia and how to analyse the legal considerations in the KSP Indosurya case with Decision Number 2113 K/Pid.Sus/2023. This research uses a normative juridical method using a case approach in the form of a judge's analysis of court decisions. The results of this study indicate that the ponzi scheme itself in Indonesia has not been specifically regulated, but the perpetrators of ponzi scheme fraudulent investments can be charged with the Law on Money Laundering, the Criminal Code on Fraud, and the Banking Law. The author's analysis of Decision Number 2113 K/Pid.Sus/2023 is that the analysis of legal considerations in the Supreme Court is more in accordance with justice, accuracy, and legal certainty, because the decision is based on existing facts.

Keywords: Investment, Ponzi Scheme, Money Laundering, Cooperative