

CHAPTER V

CLOSING

A. Conclusion

Based on the results of research and discussion, it can be concluded that the Decision of the Panel of Judges Number 10/Pdt.Sus-Merek/2021/PN.Niaga.Jkt.Pst is inaccurate and refers to Article 1 number 17 and Article 21 (1) of Law Number 20 of 2016 has not provided and has not provided legal protection for the Plaintiff. The Panel of Judges should have canceled the Defendant's Supreme Mark because the Mark has similarities in principle and is based on bad faith.

B. Advice

Based on Decision Number 10/Pdt.Sus-Merek/2021/PN.Niaga.Jkt.Pst, the authors suggest that the judge be more thorough in examining the substantial aspects of the trademark lawsuit in order to provide legal certainty.