

## SUMMARY

*IFTITA AKMALIA, Postgraduate Law Masters Study Program, Jenderal Soedirman University, application of Article 14 concerning vertical integration and Article 19 letter d concerning discriminatory practices of Law no. 5 of 1999 on cases of special rental transportation services. (Study of KPPU decision No. 13/Kppu-I/2019 and MA decision No. 485/Pdt.Sus-Kppu/2021), Advisor: Prof. Tri Lisiani Prihatinah, S.H..Hum and Dr. Sulistyandari. S.H., M.Hum.*

*The purpose of this study is first to analyze the application of Article 14 of Law No. 5 of 1999 on vertical integration in the case of special rental transportation services in KPPU Decision No. 13/KPPU-I/2019 and Supreme Court Decision No. 485/Pdt.Sus-KPPU/ 2021. Second, analyzing the application of Article 19 letter d of Law No.5 of 1999 against discriminatory practices in cases of special rental transportation services in the KPPU decision No. 13/KPPU-I/2019 and Supreme Court decision No. 485/Pdt.Sus-KPPU/ 2021. The type of research used is normative juridical research, using statutory approaches, case approaches and conceptual approaches. The sources of legal materials used are primary, secondary and tertiary legal materials. Meanwhile, legal materials were analyzed using qualitative normative methods.*

*The results obtained that the Application of Article 14 concerning Vertical Integration in the KPPU Decision No.13/KPPU/I/2019, there was a mistake by the Commission Assembly in translating "elements of a series of production of certain goods and or services in which each series of production is the result of processing or further processing either in a series directly or indirectly", which assesses the Grab application technology as a series of production with TPI's motorized vehicle rental, this is not in accordance with what is meant in Article 14 of Law No. 5 of 1999 and KPPU Regulation No. 5 of 2010. Meanwhile the application of Article 14 concerning Vertical Integration in the South Jakarta District Court Decision No.468/Pdt.P/2020/PN Jkt Sel Panel of Judges in giving elemental considerations is not only in accordance with Article 14 of the Law -Law No.5 of 1999 but also complies with the elucidation of KPPU Regulation Number 5 of 2010 concerning Guidelines for the Implementation of Article 14 concerning Vertical Integration. The South Jakarta District Court decision was confirmed by the Supreme Court decision No: 485/K/Pdt.G/KPPU/2021.*

*Application of Article 19 letter d concerning Discriminatory Practices in the KPPU Decision No.13/KPPU/I/2019 The Majelis Commission only assesses the fulfillment of elements of discriminatory practices without considering acceptable economic and business reasons. Meanwhile the application of Article 19 letter d to the South Jakarta District Court Decision No.468/Pdt.P/2020/PN.Jkt.Sel The Panel of Judges does not only consider the fulfillment of elements but also considers economic and business reasons that are permissible, in accordance with KPPU Regulations No. 3 of 2011. The South Jakarta District Court decision was confirmed by the Supreme Court Decision Number 485/K/Pdt.G/KPPU/2021.*

*Keywords: Vertical Integration, Discriminatory Practices, Special Chartered Transportation, Business Competition.*