

ABSTRACT

SAPRONI. Application Of The Pancasila Principle In Cooperative Capital Participation For Member Welfare, Dissertation under the guidance of Prof. Dr. H. Faisal Santiago, S.H., M.M. as the Adviser, and Dr. Evita Isretno Israhadi, S.H., M.H., M.Si. as Co Adviser.

Background problems: The concept of economic development in Indonesia has been very clear in its direction as formulated in article 33 of the 1945 Constitution of the Republic of Indonesia (the Constitution) namely the Pancasila Economic System, which has now been amended through the fourth amendment in 2002. Cooperatives are a reflection of the Pancasila Economic System referred to by the Founding Fathers in Constitution. However, in its realization along with the development of the era, cooperatives which are supposed to be the cornerstone of the people's economy, as well as the container and center of the national economy are actually being eroded by the Capitalist Economic System products currently adopted by Indonesia.

Problem Formulation: 1) How is the application of the Principles of Pancasila in the practice of Cooperative Capital Participation?; 2) What is the Government's effort to restore the function and role of cooperatives to the fullest in accordance with Pancasila ?.

Research Method: This study uses a normative legal research method with a normative empirical approach, and in carrying out the analysis not only in a normative-qualitative manner, but must first make efforts to determine the criteria for identification, classification and systematization as well as to the discovery of the law whether in the form of legal interpretation or construction the law to give birth to a legal argument.

Research Result: based on research conducted shows that first, regarding the application of the Pancasila Principles in the practice of Cooperative Capital Participation, that the Cooperative so that in practice could act as a pillar of the Indonesian economy in accordance with Article 33 of the 1945 Constitution, the Cooperative must apply the principles of basic values contained in Pancasila,

especially the Five Principles of Pancasila where the purpose of the implementation of Cooperative activities is to prosper the Cooperative Members, and not to a certain group of groups. Second, the Government's efforts to restore the functions and roles of cooperatives to the maximum extent in accordance with Pancasila Third, the forms of capital participation in cooperatives in Indonesia are regulated in several laws which basically require that in terms of regulating the legal relationship between cooperatives and investors who will engage in capital participation, they are regulated in the form of a written agreement with due regard to the minimum provisions. things that need to be regulated in the equity participation agreement.

Keywords : *Pancasila, Cooperatives, Co-Administration of Capital.*