

ABSTRACT

This study aims to evaluate the role and responsibilities of Notaries in the process of establishing a Limited Liability Company (PT) and the efforts taken to overcome obstacles in its implementation. The background of the study departs from the rapid growth of PT in Indonesia which heavily relies on Notary services to create authentic deeds as the basis for legal protection for stakeholders. The method used is library research with a juridical-normative approach, reviewing Law No. 40/2007 concerning PT, Law No. 30/2004 jo. No. 2/2014 concerning the Position of Notary, and the Notary Code of Ethics as primary and secondary legal materials. The results of the analysis show that from the time the founder appears before the Notary until the ratification process at the Ministry of Law and Human Rights, the Notary is responsible for guaranteeing the formal validity of the deed of establishment in accordance with statutory provisions. On the other hand, Notaries often face technical and non-technical obstacles including bad faith from the appearer—thus requiring extreme care in document examination to minimize the risk of future disputes.

Keywords: Authority and Responsibility, Notary, Establishment of Limited Liability Company

