THE LAW ANALYSIS ON THE ENTREPENEUR'S RESPONSIBILITY TOWARDS CONSUMER WHO HARMED CAUSED OF THE USE LPG GAS TUBE THAT DOES NOT MEET INDONESIAN NATIONAL STANDARD ACCORDING TO UNDANG-UNDANG NUMBER 8/1999 ABOUT CONSUMER PROTECTION

ABSTRACT

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The economic development generally and particularly in national industry and commerce has resulted various consumable goods or services. Besides that, globalization and free trade supported by advances of telecommunication and informatics has broadened the goods and services transaction across nation border, therefore the offered goods and services are varied both overseas production and domestic production. These conditions in other side have advantages for consumer because the consumer's need on goods and services demanded can be fulfilled and free to choose various quality according to consumer's willingness and ability. In the other side, these conditions cause position of entrepreneur and consumer become unbalance and the consumer position become weak. The entrepreneur is as maid service or goods provider has high potentially to do default or harmed consumer, the unmeet production of tube into Indonesian national standard, stove and accessories often become a main cause of blast accident. The society has less knowledge about the safe product. According to the background, it is necessary to review the problem about consumer protection who harmed caused by the use of LPG gas-tube that unmeet Indonesian national standard refers to constitution no 8 year 1999 about consumer protection.

This study is descriptive analytic by describing the facts in form of primary and secondary data with juridical normative approach. The gained data are analyzed in juridical qualitative, therefore the hierarchy of constitution rule can be noticed and legal certainty guaranteed.

According to analysis towards gained data, it can be concluded that entrepreneur must responsible towards harmed consumer caused by unmeet LPG gas tube to Indonesian national standard refers to article 4, 19, constitution no 8 year 1999 about consumer protection, the other side, harmed consumer can do legal efforts caused by the disadvantages, if it is true happened violation of laws by entrepreneur as ruled in article 23 constitution no 8 year 1999 about consumer protection.