

**PERLINDUNGAN HUKUM TERHADAP PARA PIHAK YANG
TERMUAT DALAM PERJANJIAN KAWIN DI HADAPAN NOTARIS
SETELAH TERJADI PECERAIAN PASCA PUTUSAN MAHKAMAH
KONSTITUSI NO. 69/PUU-XII/2015**

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ABSTRAK

Hasil penelitian menunjukkan bahwa implikasi Putusan Mahkamah Konstitusi Nomor 69/PUU-XIII/2015 terhadap pembuatan akta perjanjian perkawinan setelah kawin yang dibuat dihadapan Notaris merubah mekanisme hukum pembuatan perjanjian perkawinan yang kini dapat dibuat selama ikatan perkawinan berlangsung oleh Notaris tanpa harus di dahului dengan penetapan pengadilan yang berwenang. Sedangkan akibat hukum pembuatan akta perjanjian perkawinan setelah kawin sebelum Putusan MK yaitu terjadinya perubahan terhadap status harta suami-istri dan mengikat kedua belah pihak serta terhadap pihak ketiga. Kemudian daripada itu pasca Putusan MK akibat hukum pembuatan perjanjian perkawinan setelah kawin terhadap status harta bersama inheren (berkaitan erat) dengan waktu mulai berlakunya perjanjian tersebut dan mengikat terhadap pihak ketiga.

Kata kunci: Perlindungan Hukum, Perjanjian Kawin, Perceraian.

**LEGAL PROTECTION OF THE PARTIES THAT ARE CONTAINED IN THE
AGRICULTURE AGREEMENT IN THE FACTS OF THE NOTARY AFTER A
CONSTITUTIONAL COURT DECISION NO. 69 / PUU-XII / 2015**

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ABSTRACT

The results show that the implications Decision of the Constitutional Court Number 69 / PUU-XIII / 2015 concerning the making of the treaty deed marriage after marriage made before a Notary changes the legal mechanism of making marriage agreements that can now be made as long as the marriage bond takes place by a Notary without must be preceded by the establishment of an authorized court. Whereas due to the law of manufacture marriage agreement deed after marriage before the Constitutional Court Decision, namely the change in status of husband and wife and binding on both parties and third parties. Then than that after the Constitutional Court Ruling due to the marriage agreement making law after marriage to the status of inherited joint assets (closely related) to the time of entry into force of the agreement and bind to third parties.

Keywords: Legal Protection, Marriage Agreement, Divorce