

LEMBAR  
HASIL PENILAIAN SEJAWAT SEBIDANG ATAU *PEER REVIEW*  
**KARYA ILMIAH : JURNAL ILMIAH**

Judul Karya Ilmiah : **"LEGAL POLITICS THE AMANDEMENT OF REGIONAL HEAD ELECTRONAL LAW "**

Jumlah Penulis : **2 orang**

Status Pengusul : **Penulis Ke- 2**

Identitas Jurnal Ilmiah : a. Nama Jurnal : **Jurnal Diponegoro Law Review  
Jurnal Akreditasi Dikti SINTA 2**

b. Nomor ISSN : **e-SSN: 25274031**

c. Volume, nomor, bulan, tahun) : **Vol. 3 No. 1 2018**

d. Penerbit : **Undip**

e. DOI artiket (jika ada) :

f. Alamat web Jurnal : <https://ejournal.undip.ac.id/index.php/dlr/index>  
Alamat Artikel : <https://ejournal.undip.ac.id/index.php/dlr/arcle/view/19836/0>

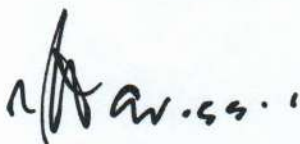
g. Terindeks di : .....

Kategori Publikasi Jurnal Ilmiah :  Jurnal Ilmiah Internasional /Internasiona bereputasi \*\*  
(beri ✓ pada kategori yang tepat)  Jurnal Ilmiah Nasional Terakreditasi  
 Jurnal Ilmiah Nasional / Nasioan terindeks di DOAJ, CABI, COPERNICUS\*

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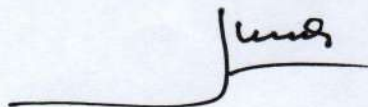
Komponen Yang Dinilai	Nilai Reviewer		Nilai Yang Diperoleh .....
	Reviewer I	Reviewer II	
a. Kelengkapan unsur isi Jurnal (10%)	2	2	2
b. Ruang lingkup dan kedalaman pembahasan (30%)	5	5,5	5,25
c. Kecukupan dan kemutahiran data/informasi dan metodologi (30%)	5	5,5	5,25
d. Kelengkapan unsur dan kualitas penerbit (30%)	5	6	5,5
<b>Total = (100%)</b>	<b>17</b>	<b>19</b>	<b>18</b>
<b>Nilai Pengusul = 40% x 18 = 7,2</b>			

Reviewer 1



Prof. Dr. Esmi Warassih Pudjirahayu, SH.,MS  
NIP 195110211976032001  
Unit kerja : Fakultas Hukum Undip

Semarang, 23/23 JUN 2021  
Reviewer 2



Prof. Dr. Yusriyadi, S.H.,M.S  
NIP 195508261981031002  
Unit kerja : Fakultas Hukum Undip



LEMBAR  
HASIL PENILAIAN SEJAWAT SEBIDANG ATAU PEER REVIEW  
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Jurnal Nasional

b. Nomor ISSN : e-SSN: 25274031

c. Volume, nomor, bulan, tahun) : Vol. 3 No. 1 2018

d. Penerbit : Undip

e. DOI artiket (jika ada) :

f. Alamat web Jurnal : <https://ejournal.undip.ac.id/index.php/dlr/index>

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g. Terindeks di : .....

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	Internasional/ Internasional bereputasi	Nasional Terakreditasi	Nasional	
a. Kelengkapan unsur isi Jurnal (10%)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	2
b. Ruang lingkup dan kedalaman pembahasan (30%)		2		5
c. Kecukupan dan kemutahiran data/informasi dan metodologi (30%)		6		5
d. Kelengkapan unsur dan kualitas penerbit (30%)		6		5
<b>Total = (100%)</b>		<b>20</b>		<b>17</b>
<b>Nilai Pengusul = 40% x 17 = 6,8</b>				

Catatan Penilaian Jurnal Oleh Reviewer :

- a. Kelengkapan unsur isi Jurnal : Tulisan telah memenuhi unsur jurnal, baik dari abstract, introduction, discussion, conclusion and references. Tulisan memenuhi format yang ditentukan.
- b. Ruang lingkup dan kedalaman pembahasan: Ruang lingkup jurnal di bidang hukum sesuai dengan bidang ilmu penulis. Pembahasan artikel cukup mendalam meskipun masih perlu ditambah kajian secara filosofis dan teoritis.
- c. Kecukupan dan kemutahiran data/informasi dan metodologi : Data yang ditampilkan relevan berisi informasi yang mutakhir. Kecukupan data juga terpenuhi sehingga pembahasannya cukup mendalam
- d. Kelengkapan unsur dan kualitas penerbit : Kualitas penerbit bagus, jurnal masuk kategori jurnal nasional yang berbahasa Inggris dan mulai tanggal 18 Oktober 2018 mulai terakreditasi SINTA 3

Semarang,

10 JUN 2021

Reviewer 1

*Esmi Warassih Pudjirahayu*

Prof. Dr. Esmi Warassih Pudjirahayu, SH.,MS

NIP 195110211976032001

Unit kerja : Fakultas Hukum Undip



LEMBAR  
HASIL PENILAIAN SEJAWAT SEBIDANG ATAU *PEER REVIEW*  
**KARYA ILMIAH : JURNAL ILMIAH**

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Jumlah Penulis : **2 orang**

Status Pengusul : **Penulis ke- 2**

Identitas Jurnal Ilmiah : a. Nama Jurnal

: **Diponegoro Law Review**

**Jurnal Akreditasi Dikti SINTA 2**

b. Nomor ISSN

: **e-SSN: 25274031**

c. Volume, nomor, bulan, tahun) : **Vol. 3 No. 1 2018**

d. Penerbit

: **Undip**

e. DOI artiket (jika ada)

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: <https://ejournal.undip.ac.id/index.php/dlr/index>

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g. Terindeks di

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Kategori Publikasi Jurnal Ilmiah :  Jurnal Ilmiah Internasional /Internasiona bereputasi \*\*

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Jurnal Ilmiah Nasional / Nasioan terindeks di DOAJ, CABI,

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	Internasional/ Internasional bereputasi	Nasional Terakreditasi	Nasional	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
a. Kelengkapan unsur isi Jurnal (10%)		2		2
b. Ruang lingkup dan kedalaman pembahasan (30%)		6		5,5
c. Kecukupan dan kemutahiran data/informasi dan metodologi (30%)		6		5,5
d. Kelengkapan unsur dan kualitas penerbit (30%)		6		6
<b>Total = (100%)</b>		<b>20</b>		<b>19</b>
<b>Nilai Pengusul = 40% x 19 = 7,6</b>				

Catatan Penilaian Jurnal Oleh Reviewer :

- a. Kelengkapan unsur isi Jurnal : Sistematika dan isi secara ilmiah telah memenuhi syarat. Unsur dalam artikel sudah sesuai dengan ketentuan yang berlaku dalam jurnal: title, abstract, introduction, result and discussion, conclusion, references.
- b. Ruang lingkup dan kedalaman pembahasan: Ruang lingkup telah sesuai dengan *focus and scope* jurnal. Pembahasan sudah menjawab permasalahan yang ada.
- c. Kecukupan dan kemutahiran data/informasi dan metodologi : Kecukupan dan kemutakhirhan topik bahasan, informasi, dan data sesuai dengan perkembangan masyarakat pada saat artikel terbit di jurnal.
- d. Kelengkapan unsur dan kualitas penerbit : Diponegoro Law Review (DILREV, ISSN : 2527-4031) published by Faculty of Law, Universitas Diponegoro - in collaboration with Asosiasi Pengajar dan Peneliti Hukum Ekonomi Islam Indonesia (APPHEISI) and Asosiasi Sosiologi Hukum Indonesia (ASHI)

Semarang, 28 Mei 2021

Reviewer 2



Prof. Dr. Yusriyadi, S.H.,M.S.

NIP 195508261981031002

Unit kerja : Fakultas Hukum Undip



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KEMENTERIAN RISET, TEKNOLOGI, DAN PENDIDIKAN TINGGI  
REPUBLIK INDONESIA

30/E/KPT/2018

TENTANG

PERINGKAT AKREDITASI JURNAL ILMIAH PERIODE II  
TAHUN 2018

DIREKTUR JENDERAL PENGUATAN RISET DAN PENGEMBANGAN  
KEMENTERIAN RISET, TEKNOLOGI, DAN PENDIDIKAN TINGGI,

- Menimbang : a. bahwa dalam rangka melaksanakan ketentuan Pasal 6 ayat (5) Peraturan Menteri Riset, Teknologi dan Pendidikan Tinggi Nomor 9 Tahun 2018 tentang Akreditasi Jurnal Ilmiah, perlu menetapkan Peringkat Akreditasi Jurnal Ilmiah;
- b. bahwa berdasarkan hasil akreditasi jurnal ilmiah yang ditetapkan oleh Tim Akreditasi Jurnal Ilmiah Kementerian Riset, Teknologi, dan Pendidikan Tinggi pada tanggal 27 September 2018 dan 12 Oktober 2018, perlu menetapkan Peringkat Akreditasi Jurnal Ilmiah Periode II Tahun 2018;
- c. bahwa berdasarkan pertimbangan sebagaimana dimaksud pada huruf a dan huruf b, perlu menetapkan Keputusan Direktur Jenderal Penguatan Riset dan Pengembangan Kementerian Riset, Teknologi, dan Pendidikan Tinggi tentang Peringkat Akreditasi Jurnal Ilmiah Periode II Tahun 2018;
- Mengingat : 1. Undang-Undang Nomor 12 Tahun 2012 tentang Pendidikan Tinggi (Lembaran Negara Republik Indonesia Tahun 2012 Nomor 158, tambahan Lembaran Negara Republik Indonesia Nomor 5336);
2. Peraturan Pemerintah Nomor 4 Tahun 2014 tentang Penyelenggaraan Pendidikan dan Pengelolaan Perguruan Tinggi (Lembaran Negara Republik Indonesia Tahun 2014, Nomor 16, tambahan Lembaran Negara Republik Indonesia Nomor 5500);
3. Peraturan Presiden Nomor 13 Tahun 2015 tentang Kementerian Riset, Teknologi, dan Pendidikan Tinggi (Lembaran Negara Republik Indonesia Tahun 2015 Nomor 14);
4. Keputusan Presiden Nomor 121/P Tahun 2014 tentang Pembentukan Kementerian dan Pengangkatan Menteri Kabinet Kerja Periode Tahun 2014-2019;
5. Keputusan Presiden Nomor 99/M Tahun 2015 tentang Pemberhentian dan Pengangkatan Dari dan Dalam Jabatan Pimpinan Tinggi Madya di Lingkungan Kementerian Riset, Teknologi, dan Pendidikan Tinggi;

6. Peraturan Menteri Keuangan Republik Indonesia Nomor 49/PMK.02/2017 tentang Standar Biaya Masukan Tahun Anggaran 2018;
7. Peraturan Menteri Riset, Teknologi dan Pendidikan Tinggi Nomor 15 Tahun 2015 tentang Organisasi dan Tata Kerja Kementerian Riset, Teknologi dan Pendidikan Tinggi (Berita Negara Republik Indonesia Tahun 2015 Nomor 889);
8. Peraturan Menteri Riset, Teknologi, dan Pendidikan Tinggi Nomor 9 Tahun 2018 tentang Akreditasi Jurnal Ilmiah; (Berita Negara Republik Indonesia Tahun 2018 Nomor 428);

MEMUTUSKAN:

- Menetapkan : KEPUTUSAN DIREKTUR JENDERAL PENGUATAN RISET DAN PENGEMBANGAN KEMENTERIAN RISET, TEKNOLOGI, DAN PENDIDIKAN TINGGI TENTANG PERINGKAT AKREDITASI JURNAL ILMIAH PERIODE II TAHUN 2018.
- KESATU : Menetapkan Peringkat Akreditasi Jurnal Ilmiah Periode II Tahun 2018 sebagaimana tercantum dalam Lampiran yang merupakan bagian yang tidak terpisahkan dari Keputusan Direktur Jenderal ini.
- KEDUA : Akreditasi Jurnal Ilmiah sebagaimana dimaksud dalam Diktum KESATU berlaku selama 5 (lima) tahun sejak dinilai baik oleh Tim Akreditasi Jurnal Ilmiah.
- KETIGA : Akreditasi Jurnal Ilmiah sebagaimana dimaksud dalam Diktum KESATU dapat mengajukan kembali kenaikan peringkat setelah menerbitkan minimal 1 (satu) nomor penerbitan.
- KEEMPAT : Setiap jurnal ilmiah wajib mencantumkan masa berlaku akreditasi dengan menuliskan tanggal penetapan dan tanggal akhir masa berlaku akreditasi.
- KELIMA : Apabila dikemudian hari ditemukan ketidaksesuaian dengan Pedoman Akreditasi Jurnal Ilmiah, maka status akreditasi jurnal ilmiah yang bersangkutan dapat dicabut atau diturunkan.
- KEENAM : Keputusan Direktur Jenderal ini mulai berlaku pada tanggal ditetapkan.

Ditetapkan di Jakarta  
pada tanggal 24 Oktober 2018  
DIREKTUR JENDERAL  
PENGUATAN RISET DAN PENGEMBANGAN,

TTD.

MUHAMMAD DIMYATI  
NIP 195912171984041001

Salinan sesuai dengan aslinya,  
Direktorat Jenderal Penguatan Riset dan Pengembangan  
Kementerian Riset, Teknologi, dan Pendidikan Tinggi  
Kepala Bagian Hukum, Kerjasama, dan Layanan Informasi,

TTD.

Syarip Hidayat  
NIP 197306101997031004

SALINAN  
LAMPIRAN  
KEPUTUSAN DIREKTUR JENDERAL  
PENGUATAN RISET DAN PENGEMBANGAN  
KEMENTERIAN RISET, TEKNOLOGI, DAN  
PENDIDIKAN TINGGI  
NOMOR 30/E/KPT/2018  
TENTANG PERINGKAT AKREDITASI JURNAL  
ILMIAH PERIODE II TAHUN 2018

PERINGKAT AKREDITASI JURNAL ILMIAH PERIODE II TAHUN 2018

Peringkat	No	Nama Jurnal	E-ISSN	Penerbit
Peringkat 1 (Satu)	1	Acta Medica Indonesiana	23382732	PB PAPDI (Perhimpunan Dokter Spesialis Penyakit Dalam Indonesia)
	2	AJAS (Agrivita Journal of agricultural science)	24778516	Fakultas Pertanian, Universitas Brawijaya
	3	Al-Jami'ah: Journal of Islamic Studies	2338557X	Universitas Islam Negeri Sunan Kalijaga
	4	Atom Indonesia	23565322	Badan Tenaga Nuklir Nasional
	5	Biodiversitas : Journal of Biological Diversity	20854722	Jurusan Biologi Fakultas Matematika dan Ilmu Pengetahuan Alam Universitas Sebelas Maret
	6	BIOTROPIA	1907770X	SEAMEO-BIOTROP
	7	Bulletin of Electrical Engineering and Informatics	23029285	Universitas Ahmad Dahlan
	8	Cakrawala Pendidikan	24428620	Lembaga Pengembangan dan Penjaminan Mutu Pendidikan UNY
	9	Electronic Journal of Graph Theory and Applications	23382287	Indonesian Combinatorial Society (InaCombs), Institut Teknologi Bandung (ITB) Indonesia dan GTA Research Centre, The University of Newcastle Australia
	10	<i>Gajah Mada International Journal of Business</i>	23387238	Fakultas Ekonomika dan Bisnis Universitas Gajah Mada
	11	HAYATI Journal of Biosciences	20864094	Perhimpunan Biologi Indonesia bekerja sama dengan Departemen Biologi Fakultas Matematika dan Ilmu Pengetahuan Alam Institut Pertanian Bogor
	12	<i>IJAIN (International Journal of Advances in Intelligent Informatics)</i>	25483161	Universitas Ahmad Dahlan
	13	<i>IJASEIT (International Journal on Advanced Science, Engineering and Information Technology)</i>	24606952	INSIGHT -Indonesian Society for Knowledge and Human Development



	345	<i>The South East Asian Journal of Management</i>	23556641	Management Research Center, Departemen Manajemen Fakultas Ekonomi Universitas Indonesia
	346	TREUBIA	2337876X	PUSLIT BIOLOGI-LIPI
	347	Ulul Albab: Jurnal Studi Islam	24425249	UIN Maulana Malik Ibrahim Malang
	348	Ulumuna : Jurnal Sekolah Tinggi Agama Islam Negeri Mataram	23557648	Sekolah Tinggi Agama Islam Negeri Mataram
	349	Walisongo: Jurnal Penelitian Sosial Keagamaan	2461064X	LP2M UIN Walisongo
	350	Warta Ardhia : Jurnal Perhubungan Udara	25284045	Pusat Penelitian dan Pengembangan Transportasi Udara, Kementerian Perhubungan
	351	Warta IHP (Industri Hasil Pertanian)	2151243	Balai Besar Penelitian dan Pengembangan Industri Hasil Pertanian Bogor
	352	Warta Perkaretan	25035207	Pusat Penelitian Karet Bogor
	353	Yuridika	25283103	Universitas Airlangga
	354	Yustisia	25490907	Fakultas Hukum Universitas Sebelas Maret
	355	Zoo Indonesia	25278703	Masyarakat Zoologi Indonesia
Peringkat 3 (Tiga)	1	Arabi : Journal of Arabic Studies	25486624	IMLA (Ittihad Mudarrisi al Lughah al-'Arabiyyah) Ikatan Pengajar Bahasa Arab se-Indonesia
	2	BHUMI: Jurnal Agraria dan Pertanahan	25802151	Pusat Penelitian Dan Pengabdian Kepada Masyarakat Sekolah Tinggi Pertanahan Nasional
	3	Bioma : Jurnal Ilmiah Biologi	25499890	Program Studi Pendidikan Biologi FPMIPATI Universitas PGRI Semarang
	4	Diponegoro Law Review	25274031	Fakultas Hukum Universitas Diponegoro
	5	EMARA : Indonesian Journal of Architecture	24775975	Universitas Islam Negeri Sunan Ampel
	6	Esensi: Jurnal Bisnis dan Manajemen	24611182	Fakultas Ekonomi dan Bisnis UIN Syarif Hidayatullah Jakarta
	7	Evangelikal: Jurnal Teologi Injili dan Pembinaan Warga Jemaat	25487558	Sekolah Tinggi Teologi Simpson
	8	Indonesian Language Education and Literature	25022261	Jurusan Tadris Bahasa Indonesia, IAIN Syekh Nurjati Cirebon

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Page 1 of 1 | Total Records : 1

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1	Diponegoro Law Review Universitas Diponegoro   ISSN : 25274031   PISSN : Social 	0.94	7	178	7	180

Page 1 of 1 | Total Records : 1 1



ISSN : 2527-4031



International Journal  
Faculty of Law  
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# DIPONEGORO LAW REVIEW

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Published by Faculty of Law, Diponegoro University



# DIPONEGORO LAW REVIEW

e-ISSN : 2527-4031

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Faculty of Law, Universitas Diponegoro, Indonesia

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[id\\_\(0000-0003-4000-5677\)](http://orcid.org/0000-0003-4000-5677) Faculty of Law, Universitas Tarumanagara, Indonesia



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Faculty of Law, Universitas Diponegoro, Indonesia



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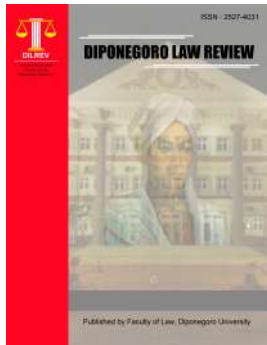
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# LEGAL POLITICS IN THE AMENDMENT OF REGIONAL HEAD ELECTORAL LAW

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## *Abstract*

*Legal politics means that in every legislations are the result of political calculation from actors in legislative-making. The political context regarding the issue such legislation is based upon has a profound effect in the changing course of that legislation. This paper explores the political calculation, thus legal politics, behind the promulgation of Pilkada (regional leader election) law. It is found that there are two fundamental context within the promulgation of Pilkada; civil society and political party. On the former issue, Pilkada law is intended to encourage more public participation in election as to which the system has been revolutionized into a direct type of election. Meanwhile, the political party tends sought a regulation that will ease their voter mobilization. However, the problem emerges when people starts disinterested with the election which has been stained with dirty competition and nepotism. One can argue that if this problem has not been solved in the foreseeable future, the negative impact will be a disarray of social harmony divided by politically-driven social categories.*

*Keyword: Legal Politics, Pilkada Law, Civil Society, Political Party*

## **1. Introduction**

Defining legal politics is not an easy task. To dissect such, politics, as explicated by Bismarck, means staking chances in order to thrive for a bigger benefit. In regard to legal politics, the definition could be quite perplexing as which is interpreted as either legal policy of politics of law.<sup>1</sup> Politics is not only attributed to a purpose and means to achieve that purpose which can be handled by using instrumental rationale, but also conceived existential nature as to Weberian's value and rationality.<sup>2</sup>

Radhie conceptualized legal politics as a statement from the state rulers regarding the law which is in effect on state territorials and the direction which laws are expanded to.<sup>3</sup> Mahfud gives a definition of legal politics as a form of legal policy which regulates the law. A law that regulates the lesser laws by which applicability is determined by in order to achieve state goals.<sup>4</sup> In legal politics, every political elements which underlies the law and policy making processes have an essential role in progressively engineering the performances of state bodies in enacting legislations, state regulations, or policies. Legal politics also have an influential role in managing

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<sup>1</sup> Bernard L. Tanya, *Politik Hukum Agenda Kepentingan Bersama*, (Yogyakarta: Genta Publishing, 2011), 1.

<sup>2</sup> *Ibid*

<sup>3</sup> Teuku Mohammad Radhie, "Pembaruan dan Politik Hukum dalam Rangka Pembangunan Nasional", *Majalah Prisma* No. 6 Tahun II, Desember 1973: 3.

<sup>4</sup> Mahfud M.D., *Politik Hukum di Indonesia (Revised Edition)*, (Jakarta: PT. Rajagrafindo Persada, 2011), hlm. 2.

# MUDHARABAH FINANCING SUPERVISION OF ISLAMIC BANKING IN INDONESIA

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## *Abstract*

*The regulation in Indonesia states that the supervision of mudharabah financing is the right of Islamic bank. The Regulation of Indonesian Bank number 7/46/PBI/2005 section 6 subsection C and in The Circular Letter of Indonesian Bank number 10/14/Dpbs states that the supervision is done by reviewing and requesting evidence from customer's business result report without being given more detailed about the procedure of conducting mudharabah financing supervision. The purpose of this research is to analyze regulation that regarding the mudharabah financing supervision in Islamic banking. The methodology used in this research is empirical juridical method. We applied the method by comparing between the existing regulations with the reality that occurred in the field. This study found that a more detailed regulation regarding supervision of mudharabah financing was needed. This is so that the process of monitoring mudharabah financing has a strong legal basis and standard among Islamic bank. Moreover, the customer can also understand the steps that should be taken in the implementation of mudharabah financing supervision.*

*Keywords: financing, mudharabah, Islamic banking, supervision.*

## **1. Introduction**

Conventional banking in channeling funds to customers is always in the form of money which is then up to debtor customers to use it. Limitations only refer to the applicable positive legal provisions. Whereas in Islamic Banking banks usually provide financing in the form of provision of tangible assets, both based on the concept of buying and selling, leasing, and profit sharing. As such, transactions that occur in Islamic Banking are transactions that are free of usury or interest because there are always transactions of underlying transactions, namely business or commercial transactions that legitimize an addition of wealth fairly.<sup>1</sup>

Fund disbursement in the form of financing has several Islamic contracts that can be used as described in the provisions of section 3 subsection B of Bank Indonesia Regulation Number 9/19/PBI/2007 which states that *"In the form of funding disbursement activities, among others, mudharabah agreement, musyarakah, murabahah, salam, istishna ', ijarah, ijarahmuntahiyabittamlik and qardh "*

Financing in Islamic Banking based on the profit sharing contract places the bank as the funder. Therefore, the bank has the right to get the profit sharing as much as the ratio to income or

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<sup>1</sup>Rachmadi Usman. *Produkdan Akad Perbankan Syariah di Indonesia* (Bandung: Citra Aditya Bakti, 2009), 173.