

**PELARANGAN PENJUALAN *MINDOIN* TANAH KARANG DESA DALAM
PERSPEKTIF UNDANG – UNDANG NO. 5 TAHUN 1960 TENTANG PERATURAN
DASAR POKOK AGRARIA**

(Studi Kasus Di Desa Tista, Kecamatan Abang, Kabupaten Karangasem, Bali)

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ABSTRAK

Penelitian ini bertujuan untuk mengetahui (1) penjualan tanah di Desa Tista, kecamatan abang, kabupaten Karangasem, Bali, (2) penjualan *mindoin* di Desa Tista di tinjau dari prespektif Undang – Undang No. 5 tahun 1960 dan juga (3) kendala dalam penjualan *Mindoin* di Desa Tista, Kecamatan Abang, Kabupaten Karangasem, Bali. objek penelitian berpusat di Desa Tista, Kecamatan Abang, Kabupaten Karangasem, Bali. Adapun jenis penelitian yang digunakan menggunakan metode pendekatan yuridis empiris, yaitu pendekatan permasalahan mengenai hal-hal yang bersifat yuridis dan kenyataan yang ada mengenai hal-hal yang bersifat yuridis. Menurut pendekatan empiris pengetahuan didasarkan atas fakta – fakta yang diperoleh dari hasil penelitian dan observasi. Dsedangkan instrument penelitiannya menggunakan studi dokumen, observasi dan wawancara. Data yang telah terkumpul kemudian di olah secara kualitatif. Berdasarkan hasil penelitian di lapangan Pelarangan Penjualan *Mindoin* bertujuan untuk mengontrol penjualan tanah di desa adat tista. Dimana dalam halini penjualan tanah karang desa yang ada di desa adat tista hanya dapat di jual 1 (satu) kalisehingga jika masyarakat ingin membeli tanah untuk membuat pekarangan haruslah membeli tanah yang belum pernah di jual

Kata kunci : Hukum Adat, Penjualan *Mindoin*, Tanah Karang Desa.

***ROHIBITION OF THE SALE OF MINDOIN KARANG VILLAGE LAND IN THE
PERSPECTIVE OF UNDANG - UNDANG NO. 5 YEAR 1960 CONCERNING
BASIC REGULATIONS FOR AGRARIAN***

(Case Study in Tista Village, Abang District, Karangasem Regency, Bali)

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ABSTRACT

This study aims to determine the sale of land in Tista Village, Abang Subdistrict, Karangasem Regency, Bali, Mindoin sales in Tista Village from the perspective of Law no. 5 of 1960 and also obstacles in selling Mindoin in Tista Village, Abang District, Karangasem Regency, Bali. The object of research is centered in Tista Village, Abang District, Karangasem Regency, Bali. The type of research used uses an empirical juridical approach, namely a problem approach regarding juridical matters and the existing reality regarding juridical matters. According to the empirical approach, knowledge is based on facts obtained from research and observation. While the research instrument uses document study, observation and interviews. The data that has been collected is then processed qualitatively. Based on the results of research in the field, the Prohibition of Selling Mindoin aims to control the sale of land in the traditional village of tista. Where in this case the sale of village coral land in the traditional village of tista can only be sold 1 (one) time so that if the community wants to buy land to make a yard, they must buy land that has never been sold. Whereas in Law No. 5 of 1960 (UUPA) it is not stated how many times the land can be sold,

Keywords : Customary Law, Mindoin Sales, and Karang Desa Land