

ABSTRAK

Wildatul Fajariyah, Student ID Number 10220048, *Breach of Contract Completion at Rent Car Agreement in AR Rent Car Malang Perspective of Sharia Economic Law Compilation*, Thesis, Sharia Business Law Department, Sharia Faculty, the State Islamic University of Maulana Malik Ibrahim of Malang, Supervisor: Musleh Herry, S.H., M.Hum.

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Leasing is a commonplace activity in communities and is a form of interaction that is often done. Besides the business area, leasing is a form of social concern among fellow people and it can be said that this activity be one solution of social concern when seen from the uses and benefits of the goods in the rental. The rental agreement determines rights and obligations between the renters and the renting. Although it has been clearly set but still no irregularities committed by the parties and the circumstances forcing, in the agreement it is commonly known as the *Breach of Contract*.

The problems in this study are: 1) How the practice of rent a car at AR Car Rental Malang? 2) How does the breach of contract completion in the rent car agreement in AR Rent Car Malang based on *Sharia Economy Law Compilation*? This research is an empirical study with a qualitative descriptive approach. Interviews and documentation are measures to obtain the data.

The final conclusion is the practice of rent a car in AR Malang based on trust and agreement between the two parties, namely with the collateral in the form of identity cards, vehicle license and vehicle belonging to renters. the Breach of Contract Completion on the Rent Car agreement in AR Rent Car Malang in the form of delay or breakdown that is refers to the letter of agreement which is owned by AR Rental and when the Breach of Contract form is not listed in the letter of the agreement made with the negotiation between the owner and renters and demand compensation from the renters who are in the breach of contract. Viewed from *Compilation of Sharia Economic Law* at the Breach of contract completion is not accordance with Article 39 (a) KHES which states that: "Sanctions can be imposed compensation payment if: Parties who are in Breach of Contract after being declared in Breach of Contract, remains in Breach of Contract." In such cases the owner should not drop sanctions in the form of compensation to the renters as the owner himself has also been negligent by not doing checking before re-rent the car where the owner knew of the possibility of adverse consequences to the tenant.