



22-Sep-2025

Title: Judicial Roles of Indonesia and China in International Arbitration Proceedings Compared

Dear Dr Gatot P. Soemartono

Thank you for submitting your research article.

Technical checks have been completed on your manuscript and it does not currently meet the requirements of the journal.

Please make changes on the below points and resubmit your updated manuscript:

1. Please indicate who the corresponding author (*) is on the title page of the manuscript file along with the e-mail address.
2. Please provide a separate data availability statement titled 'Data Availability' at the end of your article before the references. This journal follows the Taylor & Francis Share Upon Reasonable Request Data policy (<https://authorservices.taylorandfrancis.com/data-sharing-policies/shareupon-reasonable-request/>), which means you agree to make available the data and materials supporting the results or analyses in your paper. Please ensure that your Data Availability Statement states that your data will be made available on reasonable request. You may alternatively choose to share the data openly in a data repository or in supplementary files, in which case you should add this information to your Statement. If no data were generated in this work, please state "Data sharing is not applicable to this article as no data were created or analysed in this study." If there are any datasets which cannot be shared due to ethical, privacy, or security concerns please include this information in your Statement.
3. Please include a statement at the end of your article before the references that notes any competing interests. If you have no interests to declare, please state this. For further guidance on what a "conflict of interest" is and how to disclose it visit: <https://authorservices.taylorandfrancis.com/editorialpolicies/competing-interest/>.
4. Please provide a declaration of funding at the end of your article before the references. This should mention the sponsors of your research, any contribution they have made in preparing this article, and grant number if appropriate. If you have no sponsorship or funding, please state this.

To re-submit your manuscript, please go to your dashboard on the Author Submission Portal at <https://rp.tandfonline.com/dashboard/>, locate the manuscript and click 'Resume'.

We appreciate that you have chosen to submit to Cogent Social Sciences. If we do not receive your updated manuscript within 28 days, we will proceed to withdraw it from our system.

Please do not hesitate to contact me by relying to this email if you have any questions.

Best wishes,
Nandini Shekar



gatot-cogentlaw.docx





PhD Gatot Soemartono

26 September 2025 at 19.56

Re: : Cogent Social Sciences - 254782826 - Changes required to your submission



To: QASS-peerreview@journals.taylorandfrancis.com

Dear Nandini,

I have revised the manuscript as per your recommendations and have resubmitted the updated version for your review.

Please let me know if any additional improvements are required.

Warm regards,

Gatot

[See More from Cogent Social Sciences \(ORG\)](#)

On 29 Sep 2025, at 19.45, Cogent Social Sciences (ORG) <onbehalf@manuscriptcentral.com> wrote:

29-Sep-2025

QASS-2025-2092

Dear Dr Gatot P. Soemartono,

We have carefully checked over your above referenced manuscript, entitled "Judicial Roles of Indonesia and China in International Arbitration Proceedings Compared", and I am pleased to confirm that we will now send it for peer review in Cogent Social Sciences.

Thank you for submitting to Cogent Social Sciences. We will be back in touch in due course.

Best regards,
Maria Carvalho
Cogent Social Sciences Editorial Office

CS

Cogent Social Sciences (ORG)

254782826 (Cogent Social Sciences) A revise decision has been made on your s...

To: PhD Gatot Soemartono, Cc: PhD Gatot Soemartono, & 3 more

Reply-To: QASS-peerreview@journals.taylorandfrancis.com

Inbox - FH-Untar

16.09

Details

27-Oct-2025

Ms. No. 254782826

Judicial Roles of Indonesia and China in International Arbitration Proceedings Compared

Cogent Social Sciences

Dear Dr Gatot P. Soemartono:

Your manuscript: "Judicial Roles of Indonesia and China in International Arbitration Proceedings Compared", submitted to Cogent Social Sciences, has been reviewed.

The reviewer comments suggest that if you complete some revisions, your manuscript could be accepted for publication.

The reviewer comments are included at the bottom of this letter.

Your revision is due by 24-Nov-2025.



The reviewer comments are included at the bottom of this letter.

Your revision is due by 24-Nov-2025.

If you would like to submit a revision, please:

- 1) Submit a list of changes or a rebuttal against each point in the reviewer comments. More information can be found here: <https://authorservices.taylorandfrancis.com/publishing-your-research/peer-review/#respondtoreviewers>
- 2) Show any changes to the text, by using a different color font or by highlighting the changes (please do not use the Track Changes feature in Microsoft Word).
- 3) Any figures should be saved as either .ps, .eps, .tif or .jpeg file types. If you have built your paper in LaTeX, please ensure that all relevant .sty, .bib, .cl etc. supplementary files are included so that the manuscript can be correctly built.
- 4) Make sure to refer to the formatting requirements for this journal found on the journal's Information for Authors page here:[include journals IFA link].
- 5) Upload all source files including a clean copy of your manuscript as well as the version with changes.

IMPORTANT: Your original files are available to you when you upload a revision. Please delete any files that you do not want to include with your revision.

PLEASE NOTE: This journal does not accept changes to the authorship list post-submission. Authorship change requests may result in the withdrawal of your paper if exceptional reasons and evidence of author contributions cannot be provided.

To submit a revision, go to:

<https://rp.tandfonline.com/submission/flow?submissionId=254782826&step=1>.

For further assistance, please contact the Editorial Office team at QASS-peerreview@journals.taylorandfrancis.com.

You may request an extension of the due date of 24-Nov-2025 by contacting the journal. If you do not want to submit a revision, please respond to this email with the text: 'Decline to revise'. Please note if your manuscript becomes overdue, after a certain time period it will be withdrawn.

Thank you for submitting your manuscript to Cogent Social Sciences. I look forward to receiving your revision.

Sincerely,
Dr Heng Choon (Oliver) Chan
Academic Editor, Cogent Social Sciences
h.c.chan@bham.ac.uk

Reviewer: 1

Comments to the Author

The article compares judicial roles in international arbitration in Indonesia and China across three stages: before the arbitration (separability and competence-competence), during the proceedings (evidence and interim measures), and after the award (enforcement/annulment/public policy). The overall thesis that both systems trend pro-arbitration while retaining distinct modes of supervision is valuable. The manuscript reads clearly and is well-signposted.

The national arbitration statute is the Arbitration Law of the PRC 1994 (as amended). Please remove “2017 Arbitration Law” from Table 1 and throughout. State unequivocally the status of any 2023–2025 revision (draft, promulgated, in force), with the promulgation date and authoritative text if applicable.

Anchor your discussions to article numbers: separability (Art 19 CAL), competence-competence and court/commission contest (Art 20 CAL), set-aside domestic awards (Art 58 CAL), refusal/enforcement and court review provisions in the Civil Procedure Law for foreign-related and foreign awards (e.g., CPL arts commonly cited for recognition/enforcement and set-aside of foreign-related awards).

When you characterise China’s “court-first” approach, please add the SPC prior-reporting mechanism for non-enforcement and set-aside of foreign-related and foreign awards and cite the SPC notices/interpretations by name and date. This is central to the pro-enforcement trend.

Indonesia. Make explicit the New York Convention reservations (reciprocity and “commercial” reservations upon accession by Presidential Decree No. 34/1981) and tie them to IAL Art 66 conditions. Clarify that the IAL does not enumerate NYC Art V(1)–(2) grounds but that courts apply a combination of IAL conditions and public policy review; support this with at least one Supreme Court case or Perma application example. For annulment, set out Art 70 IAL grounds verbatim (forgery, concealed decisive documents, fraud) and add Constitutional Court Decision No. 15/PUU-XII/2014, which struck down the Elucidation’s pre-proof requirement; explain the procedural consequence.

China. Separate clearly: domestic awards (broader review including some substantive defects under CAL Art 58) versus foreign-related and foreign awards (recognition/enforcement typically mirrors procedural grounds akin to NYC Art V(1), with public interest as a narrow refusal basis). Add two SPC Guiding Cases or typical intermediate-court decisions to illustrate the narrow reading of “public interest,” and make plain that breach of a mandatory rule is not automatically a public-policy breach.

Table 1, “Arbitration Law”: replace “2017 Arbitration Law” with “Arbitration Law of the PRC 1994 (as amended)”, and add a footnote clarifying the status of any 2024 amendment or draft.

Table 1, “Jurisdiction (competence-competence)”: for Indonesia, add “No express statutory competence-competence; courts have accepted jurisdiction in some cases notwithstanding an arbitration clause (citations)” to avoid over-generalisation.

Table 2, “Annulment (China)”: distinguish domestic versus foreign-related awards and align grounds with CAL and CPL provisions cited in the text.

Reviewer: 2

Comments to the Author

Please try to include any case law from Indonesia or China to prove that the legislative weakness on competence-competence is also significant in practice.

Please add any statistics on annulment or non-enforcement of arbitral awards, so it becomes more clear what is the impact of the legislation in practice.

Reviewer: 3

Comments to the Author

Title: Consider refining the title to reflect the nuanced comparative and doctrinal focus. I suggest: "Judicial Gatekeeping in International Arbitration: Divergent Paths Toward Convergence in Indonesia and China".



Reviewer: 3

Comments to the Author

Title: Consider refining the title to reflect the nuanced comparative and doctrinal focus. I suggest: "Judicial Gatekeeping in International Arbitration: Divergent Paths Toward Convergence in Indonesia and China".

Methodology: Clarify the Comparative Framework: The article mentions a “comparative legal methodology” but does not specify the criteria used for comparison. Consider adding a short paragraph explaining the basis for selecting Indonesia and China and the analytical framework (e.g., doctrinal, institutional, procedural dimensions).

Subheadings: Use more descriptive subheadings to guide the reader (e.g., instead of “Roles Before Arbitral Proceedings,” use “Judicial Influence on Arbitration Agreements and Jurisdiction”). Consider revising other subheadings accordingly.

Tables: Tables 1 and 2 are helpful but could be expanded with citations or footnotes to support each point.

Depth of Analysis:

Recent Developments: Include more recent case law or legislative updates, especially regarding China’s 2024 arbitration law amendment.

Public Policy Discussion: The section on public policy in Indonesia is insightful but could benefit from a comparative doctrinal analysis with China’s narrower interpretation. Consider referencing international standards or UNCITRAL guidance.

Competence-Competence Principle: The discussion could be enriched by exploring how the lack of clarity in Indonesia affects arbitral autonomy and comparing it with jurisdictions that fully embrace the principle.

Legal and Policy Implications:

Reform Recommendations: The conclusion hints at future reforms in Indonesia. Consider elaborating on specific legislative or judicial reforms that could align Indonesia more closely with international best practices.

Investor Confidence: Discuss how judicial attitudes toward arbitration affect foreign investment and cross-border commercial relations.

Language and Style:

Consistency: Ensure consistent use of terms (e.g., “competence-competence” vs. “Kompetenz-Kompetenz”).

Grammar and Syntax: Minor grammatical refinements would improve readability, especially in longer sentences.

**PhD Gatot Soemartono**

Inbox - gatots@fh.untar.ac.id 30 October 2025 at 20.16

Re: 254782826 (Cogent Social Sciences) A revise decision has been made on your submission

To: QASS-peerreview@journals.taylorandfrancis.com, Cc: keqi.wu@nyu.edu, Ahmad Sudiro & 4 more

[Details](#)

Dear Dr. Heng Choon Chan,

We are very pleased to hear the positive outcomes regarding our manuscript submission.

We have carefully considered the feedback from the reviewers and found their comments to be both helpful and insightful. The revisions are currently underway, and we anticipate submitting the revised manuscript soon.

We sincerely appreciate your guidance and support. Thank you very much.

Best regards,
Gatot

R.M. Gatot P. Soemartono, S.E., S.H., M.M., LL.M., Ph.D.
SE (Undip), SH & MM (UGM), LLM (Harvard), PhD (NUS)

Chairman, Centre of Arbitration & ADR
Faculty of Law, Universitas Tarumanagara
Jl. Letjen S. Parman 1, Jakarta, Indonesia

Mobile: +62 8 128 126 127
+65 9898 9339 (WA)

This email is confidential. If you are not the intended recipient, you must not disclose or use the information contained within. If you have received it in error, please return it to the sender via reply email and delete any record from your system.



Cogent Social Sciences (ORG)

Inbox - FH-Untar 18 November 2025 at 13.48

Reminder: Your Revision for Cogent Social Sciences is due on 24-Nov-2025

To: PhD Gatot Soemartono,

Reply-To: QASS-peerreview@journals.taylorandfrancis.com



18-Nov-2025

Dear Dr Gatot P. Soemartono:

The revision of QASS-2025-2092 is due by 24-Nov-2025.

If you require more time, please email us here: QASS-peerreview@journals.taylorandfrancis.com to let us know when we should expect to receive your revision.

If you are ready to submit your revision, then please do so via your author dashboard here: <https://rp.tandfonline.com/submission/flow?submissionId=254782826&step=1>.

If you have any questions or technical issues, please contact the journal's editorial office at QASS-peerreview@journals.taylorandfrancis.com.

If you would rather not proceed with your manuscript with us – we are sorry to hear that – please let us know by email so that we can close the manuscript file on our systems.

Kind Regards,
Dr Heng Choon (Oliver) Chan
Academic Editor, Cogent Social Sciences
h.c.chan@bham.ac.uk



Revised Manuscript Submission —> Re: Reminder: Your Revision for Cogent Social Sciences is due on 24-Nov-2025

To: QASS-peerreview@journals.taylorandfrancis.com, Bcc: PhD Gatot Soemartono

[Details](#)

Dear Dr. Heng Choon Chan,

I am writing to inform you that we have completed the revisions requested by the three reviewers.

The updated manuscript has been successfully uploaded to my author dashboard. For your convenience, we have highlighted the revisions in red to enhance readability.

We have carefully considered the reviewers' comments and have implemented the following recommendations:

1. Remove references to the "2017 Arbitration Law" and clearly state the status of revisions to the Chinese Arbitration Law (CAL) from 2023 to 2025.
2. Provide legislative updates, particularly regarding the anticipated amendments to the 2024 arbitration law in China.
3. Enhance the methodology by detailing the criteria and rationale for selecting Indonesia and China as focus countries.
4. Agree on title refinement as suggested by Reviewer 3, including revisions to the subheadings.
5. Discuss further the principle of competence-competence by incorporating relevant case examples from both Indonesia and China.
6. Connect the New York Convention reservations (specifically reciprocity and the "commercial" reservations established by Presidential Decree No. 34/1981) with Article 66 of the Indonesian Arbitration Law (IAL).
7. Include statistics pertaining to the annulment and non-enforcement of arbitral awards from China's perspective, sourced from the Supreme People's Court (SPC) (with a link in Chinese), while there is no official statistics available for Indonesia.
8. Clarify that the IAL does not enumerate the grounds outlined in Articles V(1) and (2) of the New York Convention; making it less extensive than enforcement under the NYC.
9. Explain the procedural consequences concerning the grounds for annulment specified in Article 70 of the IAL, as well as the implications of Constitutional Court Decision No. 15/PUU-XII/2014, which invalidated the pre-proof requirement.
10. In conclusion, highlight the necessity for specific legislative or judicial reforms to align Indonesia more closely with best practices observed in China.

Please let us know if there are any reviewers' recommendations we may have overlooked or if further revisions are needed.

We would greatly appreciate an immediate decision regarding the manuscript. Thank you very much for your kind attention and guidance on this matter.

Warm regards,
Gatot

R.M. Gatot P. Soemartono, S.E., S.H., M.M., LL.M., Ph.D.
SE (Undip), SH & MM (UGM), LLM (Harvard), PhD (NUS)

Chairman, Centre of Arbitration & ADR
Faculty of Law, Universitas Tarumanagara
Jl. Letjen S. Parman 1, Jakarta, Indonesia

Mobile: +62 8 128 126 127
+65 9898 9339 (WA)

On 21 Nov 2025, at 13.01, Cogent Social Sciences (ORG) <onbehalf@manuscriptcentral.com> wrote:

21-Nov-2025

Title: Judicial Roles in International Arbitration: Divergent Paths Toward Convergence in Indonesia and China

Dear Dr Gatot P. Soemartono

Thank you for submitting your research article.

Technical checks have been completed on your manuscript and it does not currently meet the requirements of the journal.

Please make changes on the below points and resubmit your updated manuscript:

1. Please include a complete point-by-point response to the reviewer's comments included in your decision letter. This can be in the form of track changes or a separate document.

For more information on how to respond can be found here:

<https://authorservices.taylorandfrancis.com/publishing-your-research/peer-review/#how-to-respond>.

2. We note that the information for your title does not match the metadata you entered in the Submission Portal. Please update this to reflect the manuscript.

To re-submit your manuscript, please go to your dashboard on the Author Submission Portal at <https://rp.tandfonline.com/dashboard/>, locate the manuscript and click 'Resume'.

We appreciate that you have chosen to submit to Cogent Social Sciences. If we do not receive your updated manuscript within 28 days, we will proceed to withdraw it from our system.

Please do not hesitate to contact me by replying to this email if you have any questions.

Best wishes,
Nandini Shekar
Cogent Social Sciences Editorial Office



PhD Gatot Soemartono

2 December 2025 at 19.56

Re: : Cogent Social Sciences - 254782826.R1 - Changes required to your submission

To: QASS-peerreview@journals.taylorandfrancis.com, Cc: h.c.chan@bham.ac.uk, Bcc: Gatot Soemartono, PhD, PhD Gatot Soemartono

[Details](#)

Dear Nandini,

I am writing to inform you that we have provided a full, point-by-point response to the reviewers' comments and have uploaded it via the Author Submission Portal.

We have incorporated all changes into the manuscript, with revisions highlighted in color.

As for the title change, the updated title is based on the reviewer's suggestion, which we agreed with.

We feel sorry to inform you that, given a critical funding deadline of 8 December 2025, we would be immensely grateful if the processing of our revised manuscript could be expedited towards a final decision and publication. We believe all concerns have been fully addressed.

Thank you very much for your understanding and kind assistance.

Warm regards,
Gatot

R.M. Gatot P. Soemartono, S.E., S.H., M.M., LL.M., Ph.D.
SE (Undip), SH & MM (UGM), LLM (Harvard), PhD (NUS)

Chairman, Centre of Arbitration & ADR
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Jl. Letjen S. Parman 1, Jakarta, Indonesia

Mobile: +62 8 128 126 127
+65 9898 9339 (WA)



QASS-peerreview@journals.taylorandfrancis.com

Inbox - gat...@fh.untar.ac.id 3 December 2025 at 11.59

Re: Re: : Cogent Social Sciences - 254782826.R1 - Changes required to your submission #TrackingId:24443029

[Details](#)

To: PhD Gatot Soemartono, Cc: h.c.chan@bham.ac.uk

Dear Dr Gatot P. Soemartono,

Thank you for the email confirmation.

We will process your manuscript as soon as possible and get back to you for any further clarifications if required.

Please do not hesitate to reach out for further queries.

Best regards,

Nandini Shekar

Editorial Office

Cogent Social Sciences (ORG)

From:gatots@fh.untar.ac.id

Sent:05-12-2025 5:52 PM

To:QASS-peerreview@journals.taylorandfrancis.com

Cc:

Subject:Re: Re: : Cogent Social Sciences - 254782826.R1 - Changes required to your submission

Dear Nandini,

I have revised the article to include the disclosure statements as per your suggestions.

Due to an imminent funding deadline, I urgently need your assistance with the revision decision and, if possible, an expedited publication process. I sincerely apologize for the pressure this request may place on you.

Thank you very much for your understanding and support.

Warm regards,
Gatot

R.M. Gatot P. Soemartono, S.E., S.H., M.M., LL.M., Ph.D.

SE (Undip), SH & MM (UGM), LLM (Harvard), PhD (NUS)

Chairman, Centre of Arbitration & ADR

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QASS-peerreview@journals.taylorandfrancis.com

8 December 2025 at 14.18

Re: Re: : Cogent Social Sciences - 254782826.R1 - Changes required to your s...

[Details](#)

To: PhD Gatot Soemartono

Dear Dr Gatot P. Soemartono,

Thank you for your email.

I would like to inform you that your manuscript has been received and passed our technical checks. As it is still in peer review and awaiting reviewer comments, unfortunately we cannot expedite the process. However as soon as we receive the required reviews, the editor will be making a decision and the manuscript will be processed accordingly.

Thank you for your patience and understanding. Please do not hesitate to reach out for further queries.

Best regards,

Nandini Shekar

Editorial Office

Cogent Social Sciences (ORG)



Cogent Social Sciences - Decision on Manuscript ID 254782826.R1

To: PhD Gatot Soemartono,

Cc: PhD Gatot Soemartono,  keqi.wu@nyu.edu,  Hmad Sudiro,

Reply-To: QASS-peerreview@journals.taylorandfrancis.com

[Hide](#)

15-Dec-2025

Dear Dr Gatot P. Soemartono:

Ref: Judicial Roles in International Arbitration: Divergent Paths Toward Convergence in Indonesia and China

Our reviewers have now considered your paper and have recommended publication in Cogent Social Sciences. We are pleased to accept your paper in its current form which will now be forwarded to the publisher for copy editing and typesetting. The reviewer comments are included at the bottom of this letter.

You will receive proofs for checking, and instructions for transfer of copyright in due course.

The publisher also requests that proofs are checked through the publisher's tracking system and returned within 48 hours of receipt.

Thank you for your contribution to Cogent Social Sciences and we look forward to receiving further submissions from you.

Sincerely,

Dr Heng Choon (Oliver) Chan
Academic Editor, Cogent Social Sciences
h.c.chan@bham.ac.uk

Editor Comments:

Deputy Academic Editor : 1
DAE Comments to Author:
(There are no comments.)

Deputy Academic Editor : 2
DAE Comments to Author:
(There are no comments.)

Reviewer(s)' Comments to Author:
Reviewer: 1

Comments to the Author
You have made good revisions. Well done, and congratulations on this publication of this work.

Reviewer: 2

Comments to the Author
Thank you for the careful revision and detailed response. The article is now clearer, better structured, and firmly grounded in statutory provisions and case law.