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By: PRESIDENT OF THE REPUBLIC OF INDONESIA
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Reference: LN 2017/210
Title: THE ACCELERATION OF THE IMPLEMENTATION OF BUSINESS

BY THE GRACE OF THE ALMIGHTY GOD

THE PRESIDENT OF THE REPUBLIC OF INDONESIA,

Considering:

- a. whereas the development of number, distribution, scale, as well as efficiency of business activities is the main factor that determines the economic growth, creates employment opportunities, reduces the level of poverty as well as imbalance among regions as well as among groups of income;
- b. whereas licenses for doing business that are issued by the Ministry/Institution and regional government to start, implement, and develop business activities toned to be re-arranged so that they could serve as supports and not the other way around, creating barriers in the development of business activities;
- c. whereas re-arrangement as referred to in letter b, is realized in the form of service, control (end to end), and active role in removing the barriers in the implementation of business through the establishment of Task Force at the national, Ministry/Institution, province, and regency/city level;
- d. whereas in the framework of the acceleration of the implementation of business in special economic zone, free trade zone and free port, Industrial Estate, and/or tourism area, it is implemented in the form of fulfillment of the requirements (checklist);
- e. whereas for further simplification, it is necessary to re-regulate and stipulate the service standard in the ministry/institution, province, and regency/city, through regulatory reform that is required to implement business activities;
- f. whereas to accelerate and facilitate services for doing business, it is necessary to apply the use of information technology through the Electronic Integrated Licenses for Doing Business System (Online Single Submission);
- g. whereas based on the considerations as referred to in letter a, letter b, letter c, letter d, letter e, and letter f, it is necessary to stipulate a Presidential Regulation regarding the Acceleration of the Implementation of Business;

In view of:

1. Article 4 paragraph (1) of the 1945 Constitution of the Republic of Indonesia;

2. Law Number [36 Year 2000](#) regarding the Stipulation of Government Regulation in Lieu of Law Number 1 Year 2000 regarding Free Trade and Free Port Area into Law (State Gazette of the Republic of Indonesia Year 2000 Number 251, Supplement to the State Gazette of the Republic of Indonesia Number 4053) as has been amended by Law Number [44 Year 2007](#) regarding the Stipulation of Government Regulation in Lieu of Law Number 1 Year 2007 regarding Amendment to Law Number 36 Year 2000 regarding the Stipulation of Government Regulation in Lieu of Law Number 1 Year 2000 regarding Free Trade and Free Port Area into Law (State Gazette of the Republic of Indonesia Year 2007 Number 130, Supplement to the State Gazette of the Republic of Indonesia Number 4775);
3. Law Number [25 Year 2007](#) regarding Capital Investment (State Gazette of the Republic of Indonesia Year 2007 Number 67, Supplement to the State Gazette of the Republic of Indonesia Number 4724);
4. Law Number [10 Year 2009](#) regarding Tourism (State Gazette of the Republic of Indonesia Year 2009 Number 11, Supplement to the State Gazette of the Republic of Indonesia Number 4966);
5. Law Number [39 Year 2009](#) regarding Special Economic Zone (State Gazette of the Republic of Indonesia Year 2009 Number 147, Supplement to the State Gazette of the Republic of Indonesia Number 5066);
6. Law Number [3 Year 2014](#) regarding Industry (State Gazette of the Republic of Indonesia Year 2014 Number 4, Supplement to the State Gazette of the Republic of Indonesia Number 5492);
7. Law Number [23 Year 2014](#) regarding Regional Administration (State Gazette of the Republic of Indonesia Year 2014 Number 244, Supplement to the State Gazette of the Republic of Indonesia Number 5587) as has been amended several times, lastly by Law Number [9 Year 2015](#) regarding the Second Amendment to Law Number 23 Year 2014 regarding Regional Administration (State Gazette of the Republic of Indonesia Year 2015 Number 58, Supplement to the State Gazette of the Republic of Indonesia Number 5679);

HAS DECIDED:

To stipulate: **PRESIDENTIAL REGULATION REGARDING THE ACCELERATION OF THE IMPLEMENTATION OF BUSINESS.**

CHAPTER I GENERAL PROVISION

Article 1

In this Presidential Regulation, referred to as:

1. Task Force shall be Task Force that is established to improve service, control, to remove barriers, for simplification, and development of online system in the framework of the acceleration of the implementation of licenses for doing including for micro, small, and medium-scale business after capital investment approval is obtained.

2. Licenses for Doing Business shall be approvals as required by Business Operator to start and run business which are granted in the form of approval as included in the form of letter/decision or checklist.
3. Central Government shall be the President of the Republic of Indonesia, who holds the power of the state administration of the Republic of Indonesia, and assisted by the Vice President and Ministers as referred to in the 1945 Constitution of the Republic of Indonesia.
4. Electronic Decision shall be a decision made or delivered by using or utilizing electronic media.
5. Business Operator shall be an individual or business entity that files an application for issuance of Licenses for Doing Business for business activities.
6. Service Standard shall be standard that is used as guidance in the organization of services by the government which sets out provisions regarding the authorized Business Operator, requirements, procedures of completion, and period of completion.
7. Special Economic Zone, hereinafter abbreviated to KEK, shall be an area having specific boundaries within the jurisdiction of the Unitary State of the Republic of Indonesia that is designated to organize economic functions and obtain particular facilities.
8. Free Trade Zone and Free Port, hereinafter abbreviated to KPBPB, shall be an area that is located within the jurisdiction of the Unitary State of the Republic of Indonesia and separated from customs area, and therefore it is free from the imposition of import duty, value added tax, sales tax on luxury goods, and excise.
9. Industrial Estate shall be an area of centralization of Industrial activities that is furnished with supporting facilities and infrastructure that is developed and managed by the Industrial Estate Corporation.
10. National Tourism Strategic Area, hereinafter abbreviated to KSPN, shall be a tourism strategic area as referred to in Law Number 10 Year 2009 regarding Tourism.
11. Single Window Integrated Services, hereinafter abbreviated to PTSP, shall be integrated service in an integral unit of process starting from the application stage up to the settlement stage of service product through single window.
12. PTSP Pusat shall be services related to capital investment that fall under the authority of the Central Government, organized in integration in an integral unit of process starting from the application stage up to the settlement stage of service product through single window at the Capital Investment Coordinating Board.
13. PTSP KEK shall be PTSP that is administered by the administrator of KEK.
14. Capital Investment Service Office and Single Window Integrated Services of Province, hereinafter abbreviated to DPMPSTSP of Province, shall be the administrator of PTSP in the province.

15. Capital Investment Service Office and Single Window Integrated Services of Regency/City, hereinafter abbreviated to DPMPTSP of Regency/City, shall be the administrator of PTSP in the regency/city.

Article 2

- (1) Acceleration of the Implementation of Business shall be performed in 2 (two) stages, namely:
- a. Stage One, namely:
 - 1. control and removal of barriers through the establishment of Task Force;
 - 2. implementation of Licenses for Doing Business in the form of checklist performed in KEK, KPBPB, Industrial Estate, and KSPN; and
 - 3. implementation of Licenses for Doing Business by using data sharing and non-repetitive delivery performed outside KEK, KPBPB, Industrial Estate, and KSPN;
 - b. Stage Two, namely:
 - 1. implementation of reform in regulation of Licenses for Doing Business; and
 - 2. application of Electronic Integrated Licenses for Doing Business System (Online Single Submission).
- (2) Implementation of stages as referred to in paragraph (1) may be performed simultaneously.

CHAPTER II STAGE ONE

Part One Task Force

Article 3

- (1) Task Force shall be established to improve the services, control, removal of barriers, simplification, and development of online system in the framework of acceleration of completion of Licenses for Doing Business.
- (2) Task Force as referred to in paragraph (1) shall consist of:
- a. National Task Force;
 - b. Ministry/Institution Task Force;
 - c. Province Task Force; and
 - d. Regency/City Task Force.

Part Two
National Task Force

Article 4

- (1) National Task Force as referred to in Article 3 paragraph (2) letter a shall have the following duties:
- a. to develop policy on improvement of services, control, removal of barriers, simplification, and development of online system in the framework of acceleration of completion of Licenses for Doing Business;
 - b. to determine priority in the completion of Licenses for Doing Business as referred to in letter a;
 - c. to remove barriers in the implementation of Licenses for Doing Business submitted by Ministry/Institution Task Force, Province Task Force, Regency/City Task Force, and/or Business Operator;
 - d. to deliver report to the President regarding Licenses for Doing Business that have not been completed by the Minister/head of institution, governor, and/or regent/mayor; and
 - e. to establish complaint services in the framework of acceleration of completion of Licenses for Doing Business.
- (2) Membership structure of the National Task Force shall be as follows:
- Chairperson : Coordinating Minister for the Economy;
- Members : 1. Coordinating Minister for Politics, Law and Security;
2. Coordinating Minister for Maritime Affairs;
3. Coordinating Minister for Human Development and Cultural Sector;
4. Minister of Home Affairs;
5. Minister of Finance;
6. Minister of Law and Human Rights;
7. Minister of Communication and Informatics;
8. Minister of State Secretary;
9. Minister of State Apparatus Empowerment and Bureaucracy Reform;
10. Chief of the State Police of the Republic of Indonesia;
11. Cabinet Secretary; and
12. Chairperson of Capital Investment Coordinating Board.
- Secretary : Secretary of Coordinating Ministry for the Economy
- (3) Coordinating Minister for the Economy shall, as the Chairperson of National Task Force report the implementation of its duties to the President periodically on the second week in every month or at any time if required.

- (4) National Task Force shall, in performing its duties, be assisted by the Executive Team.
- (5) In the Executive Team as referred to in paragraph (4), the Coordinating Minister for the Economy as the Chairperson of National Task Force shall establish clinics to facilitate the acceleration of settlement of implementation of business.
- (6) Duties and membership of the Executive Team shall be set forth by the Coordinating Minister for the Economy as the Chairperson of National Task Force.

Article 5

- (1) National Task Force as referred to in Article 4 administratively shall be established at the Coordinating Ministry for the Economy.
- (2) To assist the implementation of duties of the National Task Force, an Executive Management shall be established by the Coordinating Minister for the Economy as the Chairperson of National Task Force.
- (3) Executive Management as referred to in paragraph (2) shall be established at the Coordinating Ministry for the Economy that is coordinated by the Secretary of the Coordinating Ministry for the Economy.

Article 6

- (1) In the framework of implementation of the duties of Executive Management, the Secretary of the Coordinating Ministry for The Economy may recruit individual expert and/or business entity as needed.
- (2) Recruitment of individual expert and/or business entity as referred to in paragraph (1) for Fiscal Year 2017 may be performed through direct selection.
- (3) Procedures of direct selection as referred to in paragraph (2) shall comply with the provisions of laws and regulations in the field of procurement of government goods/services.

Article 7

All costs required in the implementation of duties of National Task Force, Executive Team and Executive Management shall be charged to the State Revenues and Expenditures Budget of the Coordinating Ministry for the Economy and other legal sources of funding.

Part Three Ministry/Institution Task Force

Article 8

- (1) Every Ministry/Institution having the authority in Licenses for Doing Business in accordance with the provisions of laws and regulations, shall establish Ministry/Institution Task Force as referred to in Article 3 paragraph (2) letter b.
- (2) Task Force as referred to in paragraph (1) may perform the function as follows:

- a. leading function in the event that Licenses for Doing Business fall under the authority of the Minister/head of institution that is responsible to perform development, business development, and services of Licenses for Doing Business in the sector that becomes the authority of the Minister/head of institution; and/or
 - b. supporting function in the event that Licenses for Doing Business fall under the authority of the Minister/head of institution that provides services of Licenses for Doing Business as required by other Minister/head of institution, governor, and/or regent/mayor functioning as leading function for the purpose of issuance of Licenses for Doing Business.
- (3) Ministry/Institution Task Force serving as leading, shall have the following duties:
- a. to make inventory of all Licenses for Doing Business in the respective sector, whether they are within or outside the scope of work of the Minister/head of institution;
 - b. to perform control, monitoring, and removal of barriers on Licenses for Doing Business in its sector (end to end);
 - c. to perform improvement of services of all Licenses for Doing Business in its sector (end to end);
 - d. to convey to the National Task Force barriers in the completion of Licenses for Doing Business that have not followed-up by other Minister/head of institution, governor, and/or regent/mayor; and
 - e. to establish complaint services in the framework of acceleration of completion of Licenses for Doing Business.
- (4) Ministry/Institution Task Force serving as leading as referred to in paragraph (2) letter a shall include:
- a. Ministry of Energy and Mineral Resources;
 - b. Ministry of Agriculture;
 - c. Ministry of the Environment and Forestry;
 - d. Ministry of Public Works and Public Housing;
 - e. Ministry of Maritime Affairs and Fisheries;
 - f. Ministry of Health;
 - g. Ministry of Industry;
 - h. Ministry of Trade;
 - i. Ministry of Transportation;
 - j. Ministry of Communication and Informatics;

- k. Ministry of Finance;
 - l. Ministry of Tourism;
 - m. Ministry of Education and Culture; and
 - n. other ministry/institution as designated by the National Task Force.
- (5) Ministry/Institution Task Force serving as supporting, shall have the following duties:
- a. to perform control, monitoring, and removal of barriers on Licenses for Doing Business that exist under its authority as required by the Minister/head of institution, governor, and regent/mayor serving as leading;
 - b. to perform improvement of services and simplification of Licenses for Doing Business that exist under its authority; and
 - c. to perform coordination with the National Task Force, Ministry/Institution Task Force, Province Task Force, and/or Regency/City Task Force serving as leading.

Article 9

- (1) Membership structure of Ministry/Institution Task Force as referred to in Article 8 paragraph (1) shall consist of a chairperson, secretary, and members as set forth by the Minister/head of institution.
- (2) Chairperson of Ministry/Institution Task Force as referred to in paragraph (1) shall be assumed by echelon I official (high-ranking leadership position).
- (3) Chairperson of Ministry/Institution Task Force shall be:
 - a. the person in charge of the completion of Licenses for Doing Business in the Ministry/Institution; and
 - b. liaison for the National Task Force, Province Task Force, and/or Regency/City Task Force.
- (4) Minister/head of institution shall grant authority to the Chairperson of Ministry/Institution Task Force for and on behalf of the Minister/head of institution in taking steps of acceleration and removal of barriers of Licenses for Doing Business in the Ministry/Institution.
- (5) Minister/head of institution shall deliver report on the implementation of duties of Ministry/Institution Task Force to the Coordinating Minister for the Economy as the Chairperson of National Task Force in the first week of every month.

Article 10

All costs required in the implementation of duties of Ministry/Institution Task Force shall be charged to the State Revenues and Expenditures Budget of Ministry/Institution, and other legal sources of funding.

Part Four
Province Task Force

Article 11

- (1) Every province shall establish Province Task Force as referred to in Article 3 paragraph (2) letter c.
- (2) Province Task Force as referred to in paragraph (1) may perform the function as follows:
 - a. leading function in the event that Licenses for Doing Business are under the authority of governor and performed by the relevant governor; and/or
 - b. supporting function in the event that licenses under the authority of the relevant regency/city are required by the Minister/head of institution and/or regent/mayor which perform the leading function to issue the Licenses for Doing Business.
- (3) Province Task Force performing the leading function shall have the following duties:
 - a. to make inventory of all necessary licensing as the requirement of Licenses for Doing Business that becomes the authority of governor;
 - b. to perform control, monitoring, and removal of barriers on Licenses for Doing Business that are under the authority of governor (end to end);
 - c. to perform improvement of services of all Licenses for Doing Business that are under the authority of governor (end to end);
 - d. to convey to the National Task Force barriers in the completion of Licenses for Doing Business that have not been followed-up by the Minister/head of institution and/or regent/mayor; and
 - e. to establish complaint services in the framework of acceleration of completion of Licenses for Doing Business.
- (4) Province Task Force performing supporting function shall have the following duties:
 - a. to perform control, monitoring, and removal of barriers on Licenses for Doing Business that are the authority of governor as required by the Minister/head of institution and regent/mayor performing the leading function; and
 - b. to perform coordination with the National Task Force, Ministry/Institution Task Force, and/or Regency/City Task Force performing the leading function.

Article 12

- (1) Membership structure of Province Task Force as referred to in Article 11 paragraph (1) shall consist of chairperson, secretary, and members as set forth by governor.

- (2) Chairperson of Province Task Force as referred to in paragraph (1) shall be occupied by the secretary of governor.
- (3) Chairperson of Province Task Force shall be:
 - a. person in charge of completion of Licenses for Doing Business in the province; and
 - b. liaison for the National Task Force, Ministry/Institution Task Force, and/or Regency/City Task Force.
- (4) Governor shall grant authority to the Chairperson of Province Task Force for and on behalf of governor in taking steps of acceleration and removal of barriers of Licenses for Doing Business in the province.
- (5) Governor shall deliver report on the implementation of Licenses for Doing Business in the province and implementation of tasks of Province Task Force to the Coordinating Minister for the Economy as the Chairperson of National Task Force in the first week of every month.

Article 13

All costs required in the implementation of tasks of Province Task Force shall be charged to the Regional Revenues and Expenditures Budget of the relevant province, and other legal sources of funding.

Part Five Regency/City Task Force

Article 14

- (1) Every regency/city shall establish Regency/City Task Force as referred to in Article 3 paragraph (2) letter d.
- (2) Regency/City Task Force as referred to in paragraph (1) may perform the function as follows:
 - a. leading function in the event that Licenses for Doing Business are under the authority of regent/mayor and performed by the relevant regent/mayor; and/or
 - b. supporting function in the event that licenses under the authority of the relevant regency/city are required by the Minister/head of institution and/or governor performing the leading function to issue the Licenses for Doing Business.
- (3) Regency/City Task Force performing the leading function shall have the following duties:
 - a. to make inventory of all necessary licenses as the requirement of Licenses for Doing Business that are under the authority of regent/mayor;
 - b. to perform control, monitoring, and removal of barriers on Licenses for Doing Business that are under the authority of regent/mayor (end to end);

- c. to perform improvement of services of all Licenses for Doing Business that are under the authority of regent/mayor (end to end);
 - d. to convey to the National Task Force barriersbarries in the settlement of Licenses for Doing Business that have not been followed-up by the Minister/head of institution and/or governor; and
 - e. to establish complaint services in the framework of acceleration of completion of Licenses for Doing Business.
- (4) Regency/City Task Force performing the supporting function, shall have the following duties:
- a. to perform control, monitoring, and removal of barriers on Licenses for Doing Business that are under the authority of regent/mayor as required by the Minister/head of institution and governor performing the leading function; and
 - b. to perform coordination with National Task Force, Ministry/Institution Task Force, and/or Province Task Force performing the leading function.

Article 15

- (1) Membership structure of Regency/City Task Force as referred to in Article 14 paragraph (1) shall consist of a chairperson, secretary, and members set forth by the regent/mayor.
- (2) Chairperson of Regency/City Task Force as referred to in paragraph (1) shall be occupied by the regional secretary of regency/city.
- (3) Chairperson of Regency/City Task Force shall be:
 - a. person in charge of the completion of Licenses for Doing Business in the regency/city; and
 - b. liaison for the National Task Force, Ministry/Institution Task Force, and/or Province Task Force.
- (4) Regent/mayor shall grant authority to the Chairperson of Regency/City Task Force for and on behalf of regent/mayor in taking steps of acceleration and removal of barriers of Licenses for Doing Business in the regency/city.
- (5) Regent/mayor shall deliver report on the implementation of Licenses for Doing Business in the regency/city and implementation of duties of Regency/City Task Force to the Coordinating Minister for the Economy as Chairperson of National Task Force, with copy forwarded to the Province Task Force in the first week every month.

Article 16

All costs required in the implementation of duties of Regency/City Task Force shall be charged to the Regional Revenues and Expenditures Budget of regency/city and other legal sources of funding.

Part Six
Acceleration of Licenses for Doing Business in Special Economic Zone

Article 17

Administrator/PTSP KEK shall implement acceleration of Licenses for Doing Business in KEK in the form of checklist.

Article 18

- (1) Business Operator shall apply for Licenses for Doing Business to the Administrator/PTSP KEK to obtain registration of capital investment as well as:
 - a. Deed of Establishment of Business Entity and Ratification from the Ministry of Law and Human Rights;
 - b. Taxpayer Identification Number (NPWP);
 - c. Certificate of Company Registration;
 - d. Plan on Use of Foreign Workers (RPTKA);
 - e. Permit to Employ Foreign Workers (IMTA);
 - f. Importer Identification Number (API); and
 - g. Customs Access.
- (2) Application for Licenses for Doing Business as referred to in paragraph (1) shall be also filing an application for issuance of licenses as required, in the form of commitment to fulfill the checklist, in the form of:
 - a. licenses in the framework of construction and commercial, covering at least:
 1. Environmental Management Efforts and Environmental Monitoring Efforts (UKL-UPL);
 2. land certificate; and
 3. building technicality/Building Construction Permit (IMB).
 - b. facilities if required, namely:
 1. Income Tax facility;
 2. Value Added Tax or Value Added Tax and Sales Tax on Luxury Goods facility;
 3. customs and/or excise facility;
 4. goods traffic facility and accommodation;
 5. manpower facility and accommodation;

6. immigration facility and accommodation; and/or
 7. land affairs facility and accommodation.
- (3) Business Operator shall complete and sign the application form for the issuance of licenses required in the form of checklist as referred to in paragraph (2) independently and furnished with commitment and period of compliance of requirements that must be fulfilled.
 - (4) Application form that is furnished with commitment as referred to in paragraph (3) shall be registered by the Administrator/PTSP KEK.
 - (5) Registration of capital investment as referred to in paragraph (1) and register as referred to in paragraph (4) shall be temporary Licenses for Doing Business to start the construction activities and business.
 - (6) Administrator/PTSP KEK shall report the registration of capital investment as referred to in paragraph (1) and register as referred to in paragraph (4) to the National Task Force and in the event that it is considered necessary, it may deliver to the relevant Ministry/Institution Task Force and Province Task Force.
 - (7) Business Operator must start the implementation of construction by no later than 90 (ninety) days as from registration as referred to in paragraph (4).
 - (8) In the event that Business Operator does not comply with all or part of the requirements included in the form of checklist and commitment of time of completion, as well as has not started the construction as referred to in paragraph (7), Administrator/PTSP KEK shall:
 - a. issue a written reprimand;
 - b. suspend Licenses for Doing Business in the form of checklist;
 - c. provide time extension to complete the requirements that have not been fulfilled;
 - d. suspend temporarily the activities; and/or
 - e. revoke the Licenses for Doing Business temporarily.
 - (9) In the event that the Business Operator has complied with all requirements included in the form of checklist, Administrator/PTSP KEK shall issue the Licenses for Doing Business.
 - (10) Business Operator may convey any barriers in the implementation of acceleration of business in KEK to the National Task Force and in the event that it is considered necessary, it may deliver to the relevant Ministry/Institution Task Force and Province Task Force through the complaint services.
 - (11) Implementation of commitment of checklist as referred to in paragraph (2) shall be performed based on standard Licenses for Doing Business in accordance with the provisions of laws and regulations.

Article 19

- (1) In the event that other technical requirements are required in the construction and commercial implementation, Business Operator shall apply for the fulfillment of technical requirements to the Ministry/Institution through the Administrator/PTSP KEK.
- (2) Administrator/PTSP KEK shall facilitate the completion of technical licenses as referred to in paragraph (1) in coordination with the Ministry/Institution.

Part Seven
Acceleration of Licenses for Doing Business in Free Trade Zone and Free Port

Article 20

PTSP in KPBPB shall perform acceleration of Licenses for Doing Business in the form of checklist.

Article 21

- (1) Licenses for Doing Business shall be filed to KPBPB Management Agency in accordance with its authorities to obtain registration of capital investment as well as:
 - a. Deed of Establishment of Business Entity and the Ratification from the Ministry of Law and Human Rights;
 - b. Taxpayer Identification Number (NPWP);
 - c. Certificate of Company Registration;
 - d. Plan on the Use of Foreign Workers (RPTKA);
 - e. Permit to Employ Foreign Workers (IMTA);
 - f. Importer Identification Number (API); and
 - g. Customs Access.
- (2) Application for Licenses for Doing Business as referred to in paragraph (1) shall be also filing an application for issuance of Licenses for Doing Business required in the form of checklist, in the form of:
 - a. licenses in the framework of construction and commercial, covering at least:
 1. Environmental Management Efforts and Environmental Monitoring Efforts (UKL-UPL);
 2. land certificate;
 3. building technical/Building Construction Permit (IMB); and
 4. Business Permit in accordance with provisions on business sector.
 - b. facilities in case required, namely:

1. Income Tax facilities;
 2. manpower facilities and accommodation;
 3. immigration facilities and accommodation; and/or
 4. land affairs facilities and accommodation.
- (3) Business Operator shall complete and sign the application form for the issuance of licenses as required in the form of checklist as referred to in paragraph (2) independently and furnished with the commitment and period of fulfillment of the requirements that must be met.
 - (4) Application form that is furnished with commitment as referred to in paragraph (3) shall be registered by PTSP in KPBPB Management Agency.
 - (5) Registration of capital investment as referred to in paragraph (1) and register as referred to in paragraph (4) shall be temporary Licenses for Doing Business to start the construction activities and business.
 - (6) PTSP in KPBPB Management Agency shall report the registration of capital investment as referred to in paragraph (1) and register as referred to in paragraph (4) to the National Task Force and if considered necessary, the same may be delivered to the relevant Ministry/Institution Task Force and Province Task Force.
 - (7) Business Operator must start the construction by no later than 90 (ninety) days as from the registration as referred to in paragraph (4).
 - (8) In the event that the Business Operator does not meet all or part of the requirements included in the form of checklist and commitment on the time for the completion, as well as has not started the construction as referred to in paragraph (7), PTSP in KPBPB Management Agency shall:
 - a. issue a written reprimand;
 - b. suspend Licenses for Doing Business in the form of checklist;
 - c. grant extension of time to complete the requirements that have not been fulfilled;
 - d. suspend temporarily the activities; and/or
 - e. revoke the Licenses for Doing Business temporarily.
 - (9) In the event that the Business Operator has complied with all requirements included in the form of checklist, PTSP in KPBPB Management Agency shall issue the Licenses for Doing Business.
 - (10) Business Operator may convey barriers in the implementation of acceleration of business in KPBPB to the National Task Force and if it is considered necessary, the same may be conveyed to the relevant Ministry/Institution Task Force and Province Task Force through the complaint services.

- (11) Implementation of commitment with regard to the checklist as referred to in paragraph (2) shall be based on standard of Licenses for Doing Business in accordance with the provisions of laws and regulations and delegation of authority in relation to Licenses for Doing Business from the Minister/head of institution, governor, and/or regent/mayor to the KPBPB Management Agency.
- (12) In the event that the authority in relation to Licenses for Doing Business has not been delegated as referred to in paragraph (11), KPBPB Management Agency shall facilitate the completion of Licenses for Doing Business in coordination with the Ministry/Institution, province, and/or regency/city.

Article 22

- (1) In the event that other technical requirements are still required for the construction and commercial operation, Business Operator shall apply for the fulfillment of the relevant technical requirements to the Ministry/Institution through the KPBPB Management Agency.
- (2) KPBPB Management Agency shall facilitate the completion of technical licenses as referred to in paragraph (1) in coordination with the Ministry/Institution.

Part Eight

Acceleration of Licenses for Doing Business in Industrial Estate and National Tourism Strategic Area

Article 23

- (1) DPMPTSP of Province or DPMPTSP of Regency/City shall implement the acceleration of Licenses for Doing Business in Industrial Estate and KSPN in the form of checklist.
- (2) Implementation of Acceleration of Licenses for Doing Business in the form of checklist as referred to in paragraph (1) shall be adjusted to the preparedness of DPMPTSP of Province or DPMPTSP of Regency/City for the application.

Article 24

- (1) Licenses for Doing Business shall be applied for to PTSP Pusat, DPMPTSP of Province, or DPMPTSP of Regency/City in accordance with their authorities to obtain registration of capital investment as well as:
- a. Deed of Establishment of Business Entity and Ratification from the Ministry of Law and Human Rights;
 - b. Taxpayer Identification Number (NPWP);
 - c. Certificate of Company Registration;
 - d. Plan on the Use of Foreign Workers (RPTKA);
 - e. Permit to Employ Foreign Workers (IMTA);
 - f. Importer Identification Number (API); and
 - g. Customs Access.

(2) Application for Licenses for Doing Business as referred to in paragraph (1) shall be also filing of application for the issuance of Licenses for Doing Business as required in the form of checklist, in the form of:

a. licensing in the framework of construction and commercial, covering at least:

1. Environmental Management Efforts and Environmental Monitoring Efforts (UKL-UPL);
2. land certificate;
3. building technical/Building Construction Permit (IMB); and
4. Industrial Business Permit (IUI) or Tourism Business Certificate of Tourism Business Registration (TDUP).

b. facilities as required, namely:

1. Income Tax facility;
2. Value Added Tax or Value Added Tax and Sales Tax on Luxury Goods facility;
3. customs and/or excise facility;
4. goods traffic facility and accommodation;
5. manpower facility and accommodation;
6. immigration facility and accommodation; and/or
7. land affairs facility and accommodation.

(3) Business Operator shall complete and sign the application form for the issuance of licenses required in the form of checklist as referred to in paragraph (2) independently and furnished with commitment on and period for the fulfillment of requirements that must be met.

(4) Application form that is furnished with commitment as referred to in paragraph (3) shall be registered by PTSP Pusat, DPMPTSP of Province, or DPMPTSP of Regency/City.

(5) Register as referred to in paragraph (4) shall be temporary Licenses for Doing Business to start the construction activities and business.

(6) PTSP Pusat, DPMPTSP of Province, or DPMPTSP of Regency/City shall report the registration of capital investment as referred to in paragraph (1) and register as referred to in paragraph (4) to the National Task Force and if it is considered necessary, the same may be delivered to the relevant Ministry/Institution Task Force, Province Task Force, and/or Regency/City Task Force.

- (7) Business Operator must start the construction by no later than 90 (ninety) days as from registration as referred to in paragraph (4).
- (8) In the event that Business Operator does not comply with all or part of the requirements included in the form of checklist and commitment on the time for completion, as well as has not started the construction as referred to in paragraph (7), PTSP Pusat, DPMPTSP of Province, or DPMPTSP of Regency/City shall:
- a. issue a written reprimand;
 - b. suspend Licenses for Doing Business in the form of checklist;
 - c. grant extension of time to complete the requirements that have not been fulfilled;
 - d. suspend temporarily the activities; and/or
 - e. revoke the Licenses for Doing Business temporarily.
- (9) In the event that Business Operator has complied with all requirements included in the form of checklist, PTSP Pusat, DPMPTSP of Province, or DPMPTSP of Regency/City shall issue Licenses for Doing Business.
- (10) Business Operator may convey barriers in the implementation of acceleration of business in Industrial Estate and KSPN to the National Task Force and if it is considered necessary, the same can be delivered to the relevant Ministry/Institution Task Force, Province Task Force, and/or Regency/City Task Force through complaint services.
- (11) Implementation of commitment of checklist as referred to in paragraph (2) shall be based on the standard of Licenses for Doing Business in accordance with the provisions of laws and regulations.

Article 25

- (1) In the event that other technical requirements are still required for the construction and commercial operation, Business Operator shall apply for with the fulfillment of the relevant technical requirements to the Ministry/Institution through PTSP Pusat, DPMPTSP of Province, or DPMPTSP of Regency/City.
- (2) PTSP Pusat, DPMPTSP of Province, or DPMPTSP of Regency/City shall facilitate the completion of technical licenses as referred to in paragraph (1) in coordination with the Ministry/Institution.

Part Nine

Acceleration of Licenses for Doing Business outside Special Economic Zone, Free Trade Zone and Free Port, Industrial Estate, as well as National Tourism Strategic Area

Article 26

- (1) Business Operator shall apply for Licenses for Doing Business to PTSP Pusat, DPMPTSP of Province, or DPMPTSP of Regency/City by submitting the application form that has been filled correctly and meeting all requirements set forth in the Licenses for Doing Business.

- (2) Application as referred to in paragraph (1) shall be submitted for 1 (one) time by Business Operator.
- (3) In the event that Licenses for Doing Business of the Ministry/Institution has not been delegated to PTSP Pusat, Business Operator shall apply to the work unit of Ministry/Institution.
- (4) PTSP Pusat, DPMPTSP of Province, or DPMPTSP of Regency/City that receives the application for Licenses for Doing Business as referred to in paragraph (1) shall issue Registration of Capital Investment as well as:
 - a. Deed of Establishment of Business Entity and Ratification from Ministry of Law and Human Rights;
 - b. Taxpayer Identity Number (NPWP); and
 - c. Certificate of Company Registration.
- (5) Registration of Capital Investment as referred to in paragraph (4) shall be used to obtain:
 - a. documents required for building construction, which cover at least: location permit, building construction permit, environmental permit, traffic impact analysis, certificate of functionality, building technical, Industrial Business Permit (IUI), and industrial sector licenses; and/or
 - b. facilities as required, namely: taxation, customs, excise, and other facilities.
- (6) PTSP Pusat, work unit of Ministry/Institution, DPMPTSP of Province, or DPMPTSP of Regency/City shall perform examination of technical requirements and their completeness by no later than 5 (five) business days.
- (7) Settlement of the required document for building construction as referred to in paragraph (5), shall be made simultaneously through the use of data sharing.
- (8) In the event that the requirements of Business Operator are complete and correct, PTSP Pusat, work unit of Ministry/Institution, DPMPTSP of Province, or DPMPTSP of Regency/City shall provide receipt of application.
- (9) In the event that the requirements of Business Operator are complete and correct, issuance of Licenses for Doing Business shall be made by no later than 5 (five) business days as from the issuance of receipt of application as referred to in paragraph (8).
- (10) In the event that the requirements of Business Operator are incomplete and/or incorrect, PTSP Pusat, work unit of Ministry/Institution, DPMPTSP of Province, or DPMPTSP of Regency/City shall be obligated to direct Business Operator to complete the incomplete and/or incorrect requirements by no later than 3 (three) business days as from the issuance of receipt of application as referred to in paragraph (8).
- (11) Business Operator shall complete the incomplete and/or incorrect requirements immediately as referred to in paragraph (10) and submit the same to PTSP

Pusat, work unit of Ministry/Institution, DPMPTSP of Province, or DPMPTSP of Regency/City.

- (12) In the event that Business Operator has completed the requirements as referred to in paragraph (10), PTSP Pusat, work unit of Ministry/Institution, DPMPTSP of Province, or DPMPTSP of Regency/City shall issue receipt of completeness of requirements.
- (13) In the event that Business Operator has obtained receipt of completeness of requirements, PTSP Pusat, work unit of Ministry/Institution, DPMPTSP of Province, or DPMPTSP of Regency/City shall be obligated to issue Licenses for Doing Business by no later than 3 (three) business days as from the issuance of such receipt as referred to in paragraph (12).
- (14) PTSP Pusat, DPMPTSP of Province, or DPMPTSP of Regency/City shall report the registration of capital investment as referred to in paragraph (1) and issuance of Licenses for Doing Business as referred to in paragraph (13) to the National Task Force and if it is considered necessary, the same can be delivered to the relevant Ministry/Institution Task Force, Province Task Force, and/or Regency/City Task Force.
- (15) Business Operator may convey barriers in the implementation of acceleration of business outside KEK, KPBPB, Industrial Estate, as well as KSPN to the National Task Force and if it is considered necessary, the same can be delivered to the relevant Ministry/Institution Task Force, Province Task Force, and/or Regency/City Task Force through complaint services.
- (16) Data sharing as referred to in paragraph (7) shall be performed based on standard Licenses for Doing Business in accordance with the provisions of laws and regulations.

Article 27

- (1) PTSP Pusat, work unit of Ministry/Institution, DPMPTSP of Province, or DPMPTSP of Regency/City may implement acceleration of Licenses for Doing Business outside KEK, KPBPB, Industrial Estate, and KSPN as referred to in Article 26 in the form of checklist.
- (2) Implementation of acceleration of Licenses for Doing Business in the form of checklist as referred to in paragraph (1) may be performed in the event that:
 - a. Licenses for Doing Business would not harm the public safety and security;
 - b. it has in place detail plan on spatial layout of regency/city or plan on spatial layout of strategic areas in the regency/city; and/or
 - c. it has in place technical standard set forth by the Government.
- (3) Provisions regarding the implementation of acceleration of Licenses for Doing Business in the form of checklist as referred to in paragraph (1) shall apply mutatis mutandis to the implementation of Acceleration of Licenses for Doing Business in Industrial Estate, and KSPN.

CHAPTER III

STAGE TWO

Part One Reform of Regulation on Licenses for Doing Business

Article 28

- (1) Minister/head of institution, governor, and regent/mayor shall perform evaluation on all legal basis for the implementation of process of Licenses for Doing Business that fall under their authorities, including for micro, small, and medium-scale businesses.
- (2) Evaluation as referred to in paragraph (1) shall also cover recommendation on the improvement of laws and regulations as reference to or legal basis for the issuance of Licenses for Doing Business as performed by the National Task Force, Ministry/Institution Task Force, Province Task Force, and/or Regency/City Task Force.
- (3) Based on the evaluation as referred to in paragraph (1), Minister/head of institution, governor, and regent/mayor shall substitute regulation that serves as legal basis for the implementation of previous Licenses for Doing Business.
- (4) Substitute regulation serving as legal basis for the implementation of Licenses for Doing Business as referred to in paragraph (3) shall include provisions on:
 - a. Standard Services of Licenses for Doing Business, governing which Business Operator that qualifies to file an application, requirements, delivery of application and registration, settlement procedures, and settlement period;
 - b. fee for the issuance of Licenses for Doing Business in the event that it is subject to non-tax state revenues or regional tax and regional user charge;
 - c. Licenses for Doing Business shall be obligated to be given after all requirements are complete and correct;
 - d. complaint service of Licenses for Doing Business; and
 - e. application of online information technology in the implementation of Licenses for Doing Business and Electronic Decision.
- (5) Substitute regulation serving as legal basis for the implementation of Licenses for Doing Business as referred to in paragraph (4) shall be set forth and promulgated by no later than 30 November 2017.
- (6) Substitute regulation serving as legal basis for the implementation of Licenses for Doing Business that has been promulgated as referred to in paragraph (5), shall be delivered by the Minister/head of institution, governor, and regent/mayor to the National Task Force by no later than 5 (five) business days as from the date of its promulgation.
- (7) Substitute regulation serving as legal basis for the implementation of Licenses for Doing Business that has been promulgated as referred to in paragraph (5) shall be obligated to be announced by the Minister/head of institution, governor,

and/or regent/mayor to public in printed media, electronic media, and/or other media.

Article 29

- (1) Electronic Decision as referred to in Article 28 paragraph (4) letter e shall have equal legal force as the Licenses for Doing Business issued in written form and applicable as from the receipt of the Licenses for Doing Business by Business Operator.
- (2) In the event that the issuance of Licenses for Doing Business in written form is not delivered, thus the issuance of Licenses for Doing Business in the form of Electronic Decision shall prevail.

Article 30

- (1) For the purpose of drafting regulation of Minister/head of institution as referred to in Article 28 paragraph (3), the Ministry of Law and Human Rights shall provide technical assistance for the preparation of the draft regulation of Minister/head of institution.
- (2) For the purpose of drafting regional regulation/regulation of head of region as referred to in Article 28 paragraph (3):
 - a. Ministry of Law and Human Rights together with the Ministry of Home Affairs shall provide technical assistance for the preparation of the draft regional regulation or draft regulation of head of region; and
 - b. Ministry/Institution whose authority is delegated to the regional government, shall provide assistance on the materials to be included in the draft regional regulation or draft regulation of head of region.

Part Two

Electronic Integrated System for Licenses for Doing Business (Online Single Submission)

Article 31

- (1) All Licenses for Doing Business that fall under the authority of Minister/head of institution, governor, and regent/mayor shall be obligated to be performed through the Electronic Integrated System for Licenses for Doing Business (Online Single Submission).
- (2) Electronic Integrated System for Licenses for Doing Business (Online Single Submission) as referred to in paragraph (1) shall serve as single reference in the implementation of Licenses for Doing Business applicable insofar as it has not been set forth or it is not in conflict with laws and regulations.
- (3) Electronic Integrated System for Licenses for Doing Business (Online Single Submission) as referred to in paragraph (1) shall be integrated with the existing administration service system, at least covering: Population Identification Number, ratification of establishment of business entity, Indonesia National Single Window, PTSP, and system of other relevant Ministry/Institution.

Article 32

- (1) Development and application of Electronic Integrated System for Licenses for Doing Business (Online Single Submission) as referred to in Article 31 paragraph (1) shall be performed in accordance with the guidelines set forth by the National Task Force.
- (2) The preparation of Electronic Integrated System for Licenses for Doing Business (Online Single Submission) shall start as from the promulgation of this Presidential Regulation and trial shall be implemented by no later than 1 January 2018.
- (3) Electronic Integrated System for Licenses for Doing Business (Online Single Submission) shall be drawn up in Indonesian language and English.
- (4) Electronic Integrated System for Licenses for Doing Business (Online Single Submission) shall be operated gradually and start on 1 March 2018.
- (5) In the framework of operational of Electronic Integrated System for Licenses for Doing Business (Online Single Submission) as referred to in paragraph (4), the National Task Force shall determine the administrator of Electronic Integrated System for Licenses for Doing Business (Online Single Submission).
- (6) The operational and administrator of Electronic Integrated System Licenses for Doing Business (Online Single Submission) as referred to in paragraph (5) shall be performed in 1 (one) building set forth by Government.
- (7) In the framework of development and application of Electronic Integrated System for Licenses for Doing Business (Online Single Submission), the Minister of Communication and Informatics shall:
 - a. provide the name of website of integrated system of Licenses for Doing Business; and
 - b. provide support of telecommunication infrastructure as required by the Ministry/Institution, province, and regency/city.

Article 33

Administrator of Electronic Integrated System for Licenses for Doing Business (Online Single Submission) as referred to in Article 32 paragraph (5) shall be responsible:

- a. for single submission of data and information, single and synchronous processing of data and information, and single decision making for the granting of Licenses for Doing Business;
- b. to guarantee that the service system in Electronic Integrated System for Licenses for Doing Business (Online Single Submission) continues to be in operation and complies with the standard data and information security;
- c. to process information system management and validation electronically for users of system to obtain legality of access;
- d. to perform coordination and synchronization of direct exchange of data and information (online) among users of Electronic Integrated Licenses for Doing Business System (Online Single Submission);

- e. to prepare data access on the realization of Licenses for Doing Business from the Ministry/Institution and regional government holding the authority to handle Licenses for Doing Business as confirmation upon the issuance of Licenses for Doing Business in accordance with the provisions of laws and regulations;
- f. to take any actions to overcome disruption to the service system in Electronic Integrated System for Licenses for Doing Business (Online Single Submission);
- g. to provide audit trail;
- h. to guarantee the security and confidentiality of data and information; and
- i. to provide service center.

Article 34

- (1) To be able to access the Electronic Integrated System for Licenses for Doing Business (Online Single Submission), the users shall be obligated to have access right.
- (2) The users as referred to in paragraph (1) shall provide and/or receive data and information delivered through the electronic system from and to the Electronic Integrated Licenses for Doing Business System (Online Single Submission).
- (3) Data and information as referred to in paragraph (2) shall be electronic document that binds upon the parties related to the Electronic Integrated System for Licenses for Doing Business (Online Single Submission).

CHAPTER IV SUPERVISION AND ASSESSMENT OF PERFORMANCE OF SERVICE WITH REGARD TO LICENSES FOR DOING BUSINESS

Article 35

- (1) Ministry/Institution, province, and/or regency/city that issues Licenses for Doing Business shall perform inspection and/or supervision in the Licenses for Doing Business that have been issued and Licenses for Doing Business in the form of checklist.
- (2) Inspection and/or supervision on the implementation of Licenses for Doing Business as referred to in paragraph (1) may be carried out independently or in cooperation with auditor and/or particular profession.
- (3) Cooperation with auditor and/or particular profession as referred to in paragraph (2) shall be performed in the event that Ministry/Institution, province, and/or regency/city does not have adequate and competent human resources for performing inspection and/or supervision on the implementation of Licenses for Doing Business.
- (4) Particular profession as referred to in paragraph (2) shall be profession that is related to the technical implementation of Licenses for Doing Business.

Article 36

Implementation of services for Licenses for Doing Business granted by the Ministry/Institution, province, or regency/city shall become part of the performance assessment of the minister/head of institution, governor, or regent/mayor in accordance with the provisions of laws and regulations.

CHAPTER V ADMINISTRATIVE SANCTION

Article 37

- (1) Governor and regent/mayor that does not provide service and/or issue Licenses for Doing Business in accordance with the provisions of laws and regulations and this Presidential Regulation shall be subject to administrative sanction.
- (2) Administrative sanction as referred to in paragraph (1) shall be in the form of written reprimand to:
 - a. governor by the Minister of Home Affairs; and
 - b. regent/mayor by governor as the representative of the Central Government.
- (3) In the event that governor and regent/mayor does not provide service and/or issue Licenses for Doing Business as referred to in paragraph (1) and the written reprimand as referred to in paragraph (2) has been issued for 2 (two) consecutive times:
 - a. the Minister of Home Affairs shall take over the grant of Licenses for Doing Business that fall under the authority of governor; or
 - b. governor as the representative of the Central Government shall take over the grant of Licenses for Doing Business that fall under the authority of regent/mayor.

Article 38

- (1) Minister/head of institution, governor and/or regent/mayor shall impose administrative sanction on the official that fails to provide licensing services in accordance with Service Standard of Licenses for Doing Business.
- (2) Administrative sanction as referred to in paragraph (1) shall comply with the provisions of laws and regulations in the field of state civil apparatus.

CHAPTER VI MISCELLANEOUS PROVISION

Article 39

Coordinating Minister for the Economy as the Chairperson of National Task Force shall determine technical guidance and implementation guidelines for the acceleration of Licenses for Doing Business as set forth in this Presidential Regulation.

CHAPTER VII TRANSITIONAL PROVISION

Article 40

- (1) Licenses for Doing Business that have been applied for by Business Operator prior to the entry into force of this Presidential Regulation and the Licenses for Doing Business that have not been issued, shall be processed in accordance with the provisions in this Presidential Regulation.
- (2) Document that has been delivered by Business Operator shall be used as the basis for the issuance of Licenses for Doing Business by PTSP Pusat, work unit of Ministry/Institution, DPMPTSP of Province, DPMPTSP of Regency/City, or PTSP KEK in accordance with the provisions set forth in this Presidential Regulation.

CHAPTER VIII CLOSING PROVISION

Article 41

This Presidential Regulation shall come into effect as from the date of its promulgation.

For public cognizance, hereby ordering that the promulgation of this Presidential Regulation is published in the State Gazette of the Republic of Indonesia.

Stipulated in Jakarta
on 22 September 2017
PRESIDENT OF THE REPUBLIC OF INDONESIA,
Signed
JOKO WIDODO

Promulgated in Jakarta
on 26 September 2017
MINISTER OF LAW AND HUMAN RIGHTS
REPUBLIC OF INDONESIA,
Signed
YASONNA H. LAOLY

STATE GAZETTE OF THE REPUBLIC OF INDONESIA YEAR 2017 NUMBER 210

Issued as a true copy
CABINET SECRETARIAT OF THE REPUBLIC OF INDONESIA
Deputy of the Economy,
Signed and stamp
Agustina Murbaningsih

NOTE

Source: LOOSE LEAF OF STATE SECRETARIAT YEAR 2017