
AUTHORIZED TRANSLATION



**MINISTER OF TRADE OF THE REPUBLIC OF INDONESIA
REGULATION OF THE MINISTER OF TRADE OF THE REPUBLIC OF
INDONESIA
NUMBER 22/M-DAG/PER/3/2015
CONCERNING
RULES AND PROCEDURE FOR ISSUANCE OF THE CERTIFICATE
OF ORIGIN FOR GOODS OF INDONESIAN ORIGIN**

UPON GRACE OF THE ALMIGHTY GOD

THE MINISTER OF TRADE OF THE REPUBLIC OF INDONESIA,

- Considering :
- a. that in the effort to provide certainty to the goods of Indonesian origin, it is necessary to regulate the rules and procedure for issuing the Certificate of Origin;
 - b. that in the framework of improving the provision of easy, rapid, proper and transparent public service for the issuance of the Certificate of Origin, as meant in letter a, and in order to implement the provision of Article 13 paragraph (5) of the Regulation of the Minister of Trade Number 77/M-DAG/PER/10/2014 concerning the Rules for Goods of Indonesian Origin, it is necessary to re-regulate the rules and procedure for issuance of the Certificate of Origin for Goods of Indonesian Origin;

- c. that based on the considerations, as meant in letter a and letter b, it is necessary to determine the Regulation of the Minister of Trade concerning Rules and Procedure for issuance of the Certificate of Origin for Goods of Indonesian Origin.

In view of

- : 1. Law Number 7 of 1994 concerning the Ratification of the Agreement Establishing the World Trade Organization (State Gazette of the Republic of Indonesia of 1994 Number 57, Supplement to the State Gazette of the Republic of Indonesia Number 3564);
- 2. Law Number 10 of 1995 concerning Customs (State Gazette of the Republic of Indonesia of 1995 Number 75, Supplement to the State Gazette of the Republic of Indonesia Number 3512), as has been amended with Law Number 17 of 2006 (State Gazette of the Republic of Indonesia of 2006 Number 93, Supplement to the State Gazette of the Republic of Indonesia Number 4661);
- 3. Law Number 39 of 2008 concerning State Ministry (State Gazette of the Republic of Indonesia of 2008 Number 166, Supplement to the State Gazette of the Republic of Indonesia Number 4916);
- 4. Law Number 3 of 2014 concerning Industry (State Gazette of the Republic of Indonesia of 2014 Number 4, Supplement to the State Gazette of the Republic of Indonesia Number 5492);
- 5. Law Number 7 of 2014 concerning Trade (State Gazette of the Republic of Indonesia of 2014 Number 45, Supplement to the State Gazette of the Republic of Indonesia Number 5512);

6. Law Number 23 of 2014 concerning Local Government (State Gazette of the Republic of Indonesia of 2014 Number 244, Supplement to the State Gazette of the Republic of Indonesia Number 5587);
7. Presidential Decree Number 58 of 1971 concerning Determination of Official Authorized to Issue the Certificate of Origin;
8. 8. Presidential Regulation Number 24 of 2010 concerning the Position, Duties and Functions of the State Ministry and the Organization Structure, Duties and Functions of Echelon I of the State Ministry, as has been amended several times and latest with the Presidential Regulation Number 135 of 2014;
9. Presidential Decree Number 121/P of 2014 concerning Formation of Ministries and Appointment of Ministers of the Working Cabinet for the period of 2014-2019
10. Presidential Regulation Number 165 of 2014 concerning Arrangement of Duties and Functions of the Working Cabinet;
11. Presidential Regulation Number 7 of 2015 concerning the State Ministry Organization;
12. Decree of the Minister of Trade Number 225/Kp/K/1995 concerning Taking Goods to Overseas Outside the General Provisions in the Export Sector, as has been amended with the Decree of the Minister of Industry and Trade Number 317/MPP/Kep/9/1997;
13. Regulation of the Minister of Trade Number 31/M-DAG/PER/7/2010 concerning Organization and Working Procedure of the Ministry of Trade, as has been amended with the Regulation of the Minister of

Trade Number 57/M-DAG/PER/8/2012;

14. Regulation of the Minister of Trade Number 7 7/M-DAG/PER/3/2012 concerning General Provisions in the Export Sector;
15. Regulation of the Minister of Trade Number 77/M-DAG/PER/10/2014 concerning Rules for Goods of Indonesian Origin;

HAS DECREED:

To determine: **THE REGULATION OF THE MINISTER OF TRADE CONCERNING RULES AND SYSTEM FOR ISSUANCE OF THE CERTIFICATE OF ORIGIN FOR GOODS OF INDONESIAN ORIGIN.**

Article 1

The meaning of the following in this Regulation of the Minister is as follows:

1. The Rules for Goods of Indonesian Origin are the Legislative Regulations and general administrative provisions that are applied to determine the goods of Indonesian origin.
2. The Certificate of Origin, hereinafter abbreviated SKA, is the document that proves that the exported Indonesian goods have complied with the Rules for Goods of Indonesian Origin.
3. Exporter is the individual or institution or business entity, either in form of legal entity or non legal entity, which carries out the export.
4. Goods are raw goods, semi-finished goods or finished goods.
5. Goods of Indonesian Origin are Goods originating from Indonesia that have complied with the Rules for Goods of Indonesian Origin.

6. Preference SKA is the SKA used in order to obtain the facilities of reduction or exemption of the import duty tariff at the export country of destination.
7. Non preference SKA is the SKA used without obtaining the facilities of reduction or exemption of the import duty tariff at the export country of destination.
8. The SKA electronic system, hereinafter referred to as e-SKA is the system to submit the request for the electronically issuance of the SKA.
9. The Access Right is the right provided to carry out the interaction with the alone standing electronic system or with the network.
10. The SKA form is the fill in list that has been standardized in the form, size, color, type of allocation and contents in accordance with the international agreement agreed upon, unilaterally determined by an export destination country or group of countries, or determined based on the Legislative Regulations.
11. SKA Issuance Agency, hereinafter referred to as IPSKA, is the agency/entity/institution determined by the Minister and provided the authority to issue the SKA.
12. SKA Signatory Official is the permanent employee at IPSKA who is determined by the Minister and provided the authority and responsibility to sign the SKA.
13. Minister is the minister who organizes the administration affairs in the trade sector.
14. Director General is the Director General of Foreign Trade of the Ministry of Trade.
15. Director is the Director of Export and Import Facilities, Directorate General of Foreign Trade, Ministry of Trade.

Article 2

- (1) The SKA, which is regulated in this Regulation of the Minister, covers the Preference SKA and Non-Preference SKA.
- (2) The Preference SKA, as meant in paragraph (1), is only used to obtain the facilities of reduction and exemption of the import duty tariff provided by a country or group of countries based on the provisions in the international agreement agreed upon or based on the unilaterally determination by an export destination country or group of countries.
- (3) The Non-Preference SKA, as meant in paragraph (1), is only used to comply with the request of a country, importer, and/or exporter for Export of Indonesian Goods, without obtaining the facilities of reduction or exemption of the import duty tariff.

Article 3

The SKA, as meant in Article 2, may be used by the Exporter as the supporting document for export of Goods of Indonesian Origin.

Article 4

- (1) The Exporter should use the Preference SKA and/or Non-Preference SKA, as meant in Article 2, for export of Certain Goods.
- (2) The Certain Goods, as meant in paragraph (1), are contained in the Appendix, which is an inseparable part of this Regulation of the Minister.

Article 5

- (1) The SKA may only be issued by IPSKA, which is determined by the Minister.
- (2) The SKA, as meant in paragraph (1), is issued through the e-SKA.
- (3) Further provisions on IPSKA are regulated with the Regulation of the Minister.

Article 6

- (1) The Exporter may only submit the request for issuance of SKA through the e-SKA after obtaining the Access Right.
- (2) The Access Right, as meant in paragraph (1) shall be issued by IPSKA.

Article 7

- (1) The Exporter, who is an individual, can apply for the Access Right to IPSKA.
- (2) The Exporter, which is an institution or business entity, may only submit the request for Access Right to:
 - a. IPSKA in accordance with the domicile of the institution or business entity; or
 - b. The nearest IPSKA, in case the provision, as meant in letter a, is unable to be complied.

Article 8

- (1) The Access Right, as meant in Article 6, for the Exporter, who is an individual, may be obtained by registering through the e-SKA and upload the scan result of the following original documents:
 - a. Taxpayer Registration Number and Residential Identity Card of Indonesian Citizen; or
 - b. Passport of Foreign Citizen.
- (2) The Access Right, as meant in paragraph (1), is only used to request the SKA for export of Goods for certain need.
- (3) The Goods for certain need, as meant in paragraph (2), covers:
 - a. Passenger belongings;
 - b. Consignment;
 - c. Goods for exhibition; and/or
 - d. Sample.

Article 9

The Access Right, as meant in Article 6, for the institution or business entity Exporter may be obtained by registering through the e-SKA and upload the scan result of the following original documents:

- a. Trade Business License or other business licenses from the technical ministry/non ministry/agency government institution;
- b. Company Registration Identity; and
- c. Taxpayer Registration Number.

Article 10

In order to obtain the Access Right activation, the Exporter should submit the original documents, as meant in Article 8 paragraph (1) and Article 9, to IPSKA in accordance with the proposal for the Access Right registration.

Article 11

- (1) In order to obtain the Access Right activation, as meant in Article 10, the Exporter, who is an individual and is intended to obtain the SKA, should submit the request for issuance of the SKA to IPSKA in accordance with the Exporter's option.
- (2) The Exporter, which is an institution or business entity and has obtained the Access Right activation, as meant in Article 10, and is intended to obtain the SKA, should submit the request for the SKA issuance to IPSKA in accordance with the location where the Goods are obtained or produced.
- (3) In case there is no agency/entity/institution determined as IPSKA in the area where the Goods are obtained or produced, then the request for SKA by the Exporter, as meant in paragraph (2), may be submitted to:
 - a. IPSKA in accordance with the submission for the Access Right registration;
 - b. IPSKA in accordance with the Goods shipment area;
 - c. IPSKA nearest to the domicile of the Exporter; or

- d. IPSKA nearest to the area where the Goods are obtained or produced.

Article 12

- (1) The Exporter that has obtained the Access Right may submit the request for the issuance of SKA to IPSKA by filling in the SKA Form through e-SKA.
- (2) The request for issuance of the SKA, as meant in paragraph (1), by the Exporter who is a individual should be completed with the scan result of the following original documents:
 - a. Evidence of purchase of the Goods, for which the SKA is requested;
 - b. Statement of the producer on the Goods for which the SKA is requested;
 - c. Other documents that may clarify the need for exporting the Goods.
- (3) The IPSKA may issue the SKA for the Exporter who is an individual, as meant in paragraph (2), in order to export the Goods for certain need in reasonable quantity and value.
- (4) The request for issuance of SKA, as meant in paragraph (1), for the Exporter, which is an institution or business entity, should be completed with the scan result of the following documents:
 - a. Notification of Export of Goods (PEB);
 - b. Export Service Nota (NPE);
 - c. Original copy of the Bill of Lading (B/L), Airway Bill (AWB), or Cargo Receipt;
 - d. Taxpayer Registration Number (NPWP);
 - e. Invoice;
 - f. Packing List; and
 - g. Calculation of the cost structure for export of Goods containing raw materials and/or import supporting materials.
- (5) The exporter is required to submit the original document scan result of the Airway Bill (AWB), as meant in paragraph (4) letter c, to IPSKA through e-SKA within not later than 10 (ten) working days effective as

of the date of the SKA issuance, in case the export of Goods uses the airplane.

- (6) Further provisions on the system of filling in the SKA Form are regulated with the Regulation of the Director General.

Article 13

- (1) The SKA Form, as meant in Article 1 paragraph (1), and the documents for the SKA issuance request, as meant in Article 12 paragraph (2) and paragraph (4), are submitted to IPSKA through e-SKA in order to obtain the approval from the SKA Signatory Official.
- (2) Before providing the approval, as meant in paragraph (1), the SKA Signatory Official should check and examine the following:
 - a. Compliance with the Rules of Goods of Indonesian Origin in accordance with the determined provisions and/or international agreement agreed upon;
 - b. Correctness of the data and/or information in the SKA Form submitted by the Exporter; and
 - c. Completeness and validity of the documents to request the issuance of SKA.
- (3) The SKA Signatory Official may carry out the field inspection toward the compliance of the Rules of Goods of Indonesian Origin, as meant in paragraph () letter a, for:
 - a. The first SKA request; and/or
 - b. Request for SKA, which origin of Goods to be exported is in doubt.
- (4) In case the filling in of the SKA Form and the documents for request of the SKA issuance are complete and correct, then the SKA Signatory Official provides the approval to print the SKA Form.

Article 14

Based on the approval of the SKA Signatory Official, as meant in Article 1 paragraph (4), the Exporter is required to print the SKA on the original SKA Form, which is obtained from IPSKA.

Article 15

- (1) The Exporter submits the original SKA Form, as meant in Article 14, to IPSKA in order to request the issuance of the SKA.
- (2) IPSKA issues the SKA within not later than 1 (one) working day effective as of the date the SKA issuance request is received, as meant in paragraph (), completely and correctly.
- (3) The SKA, as meant in paragraph (1), is signed by the SKA Signatory Official.
- (4) IPSKA submits the rejection for issuance of SKA within not later than 1 (one) working day, in case the request, as meant in paragraph (1) is incomplete or incorrect.

Article 16

- (1) In case of doubt on the SKA, then the competent authority at the export destination country may submit the request for verification on the validity and correctness of the data and/or information in the SKA.
- (2) The request for verification, as meant in paragraph (1), is submitted to the Director.
- (3) The Director requests IPSKA to carry out the verification on the SKA, as meant in paragraph (1).
- (4) Based on the request of the Director, as meant in paragraph (3), IPSKA may request the clarification from the Exporter on the validity and correctness of the data and/or information in the SKA.
- (5) The Exporter, as meant in paragraph (4), should submit the response on the verification of the SKA to IPSKA within not later than 14 (fourteen) working days effective as of the date the request for clarification by IPSKA is sent.
- (6) The response toward the doubt on the validity and correctness of the data and/or information in the SKA, as meant in paragraph (1), should be submitted by IPSKA to the competent authority at the export destination country with copy to the Director within not later than 30 (thirty) working days effective as of the date the request for verification by the Director is sent.

Article 17

- (1) In case there is still doubt on the response, as meant in Article 16 paragraph (6), then the competent authority at the export destination country may submit the request for verification visit to the Director.
- (2) The verification visit, as meant in paragraph (), is carried out after obtaining the approval from the Director.
- (3) The implementation of the verification visit by the competent authority of the export destination country should be accompanied by the related IPSKA official and the concerned Exporter.
- (4) The implementation of the verification visit, as meant in paragraph (3), may be accompanied by official from the Directorate of Export and Import Facilities.

Article 18

The Exporter that does not submit the:

- a. The original document scan result of the Airway Bill (AWB), as meant in Article 12 paragraph (5); and/or
- b. Response on the SKA verification, as meant in Article 16 paragraph (5),

is imposed the sanction of postponement of the next SKA issuance.

Article 19

In addition to being subject to the provisions of this Regulation of the Minister, the provisions and procedure of the SKA issuance are also subject to other determined provisions and/or international agreement agreed upon.

Article 20

At the time this Regulation of the Minister commences applicable, the SKA that has been issued based on the Regulation of the Minister of Trade Number 33/M-DAG/PER/8/2010 concerning Certificate of Origin for Export of Indonesian Goods and the Regulation of the Minister of Trade Number 59/M-DAG/PER/12/2010 concerning Provisions for Issuance of the Certificate of Origin, is declared as still applicable until expiration of its validity term.

Article 21

At the time this Regulation of the Minister commences applicable:

1. The Regulation of the Minister of Trade Number 33/M-DAG/PER/8/2010 concerning Certificate of Origin for Export of Indonesian Goods; and
2. The Regulation of the Minister of Trade Number 59/M-DAG/PER/12/2010 concerning Provisions for Issuance of the Certificate of Origin for export of Indonesian Goods,

are withdrawn and declared as not applicable.

Article 22

This Regulation of the Minister commences applicable on 1 April 2015.

So that it is known by everyone, the enactment of this Regulation of the Minister is instructed with its placement in the State Gazette of the Republic of Indonesia.

Determined in Jakarta

On 20 March 2015

MINISTER OF TRADE OF THE REPUBLIC OF INDONESIA

signed

RACHMAT GOBEL

Copy conforms to the original

Secretariat General

Ministry of Trade

Head of Legal Bureau

signed and sealed

LASMININGSIH

APPENDIX

**REGULATION OF THE MINISTER OF TRADE OF THE REPUBLIC OF
INDONESIA**

NUMBER 22/M-DAG/PER/3/2015

CONCERNING

**PROVISIONS AND PROCEDURE FOR ISSUANCE OF THE CERTIFICATE OF
ORIGIN FOR GOODS OF INDONESIA ORIGIN**

**CERTAIN GOODS WHICH EXPORT SHOULD USE
THE CERTIFICATE OF ORIGIN**

TARIFF POST NUMBER (HS)	DESCRIPTION OF GOODS
09.01.11	Coffee, roasted or removing the caffeine or not; coffee husk and skin; coffee substitute containing coffee with whatever proportion.
	- Coffee, unroasted
0901.11	- Caffeine is not removed
0901.11.10.00	- Arabica WIB or Robusta OIB
0901.11.90.00	- Others
0901.12	- Caffeine is removed
0901.12.10.00	- Arabica WIB or Robusta OIB
0901.12.90.00	- Others
	- Coffee, roasted
0901.21	- Caffeine is not removed
0901.21.10.00	- Not pounded

0901.21.20.00	- Pounded
0901.22	- Caffeine is removed
0901.22.10.00	- Not pounded
0901.22.20.00	- Pounded
0901.90	- Others
0901.90.10.00	- Coffee husk and membrane
0901.90.20.00	- Coffee substitute containing coffee
21.01	Extract, essence and concentrate from coffee, tea or mate and processing with this product as ground or with ground coffee, tea or mate; chicory roasted and other roasted coffee substitute, and its extract, essence and concentrate.
	- Extract, essence and concentrate of coffee, as well as processing with the ground extract, essence or concentrate or coffee concentrate or processing with ground coffee
2101.11	- Extract, essence and concentrate
2101.11.10.00	- Instant coffee
2101.11.90.00	- Others
2101.12	- Processing with ground extract, essence and concentrate or processing with ground coffee
2101.12.10.00	- Mixture in form of pasta with ground roasted coffee, containing vegetable fat
2101.12.90.00	- Others

2101.20	- Extract, essence and concentrate of tea or mate and processing with ground extract, essence or concentrate of tea or processing with tea or mate extract
2101.20.10.00	- Processing of tea consisting of mixture of tea, milk powder and sugar
2101.20.90.00	- Others
2101.30.00.00	- Roasted chicory and other roasted coffee substitute and its extract, essence and concentrate

MINISTER OF TRADE OF THE REPUBLIC OF INDONESIA

signed

RACHMAT GOBEL

Copy conforms to the original

Secretariat General

Ministry of Trade

Head of Legal Bureau,

signed and sealed

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Translated from Indonesian Language
 Jakarta, July 22, 2016
 Authorized and Sworn Translator,

FIKRI SAID OBED