



MINISTER OF TRADE OF THE REPUBLIC OF INDONESIA

**REGULATION OF THE MINISTER OF TRADE OF
THE REPUBLIC OF INDONESIA
NUMBER 04 OF 2018
CONCERNING
PROVISIONS ON EXPORT OF METAL REMNANTS AND SCRAPS
UPON GRACE OF THE ONE ALMIGHTY GOD**

THE MINISTER OF TRADE OF THE REPUBLIC OF INDONESIA

- Considering :
- a. that the national industries development and advancement, especially the metal and machinery industries that produce competitive and added value products, should be supported by the availability and adequacy of raw materials in form of metal Remnants and scrap originating from the home country;
 - b. that to support the effectiveness of the export of metal Remnants and scraps, it is necessary to simplify and accelerate the process of licensing services through the electronic licensing service system;
 - c. that based on the considerations as referred to in items a and b, it is necessary to re-regulate the provisions on the export of metal Remnants and scrap
 - d. that based on the considerations as referred to in items a, b, and c, it is necessary to stipulate a Regulation of the Minister of Trade regarding Provisions on the Export of Metal Remnants and Scrap;

- In view of : 1. Law Number 7 of 1994 regarding Ratification of Agreement Establishing The World Trade Organization (State Gazette of the Republic of Indonesia of 1994 Number 57, Supplement to State Gazette of the Republic of Indonesia Number 3564);
2. Law Number 10 of 1995 regarding Customs (State Gazette of the Republic of Indonesia of 1995 Number 75, Supplement to State Gazette of the Republic of Indonesia Number 3612) as amended by the Law Number 17 of 2006 regarding Amendment to Law Number 10 of 1995 regarding Customs (State Gazette of the Republic of Indonesia of 2006 Number 93, Supplement to State Gazette of the Republic of Indonesia Number 4661);
3. Law Number 39 of 2008 regarding State Ministries (State Gazette of the Republic of Indonesia of 2008 Number 166, Supplement to State Gazette of the Republic of Indonesia Number 4916);
4. Law Number 3 of 2014 regarding Industry (State Gazette of the Republic of Indonesia of 2014 Number 4, Supplement to State Gazette of the Republic of Indonesia Number 5492);
5. Law Number 7 of 2014 regarding Trade (State Gazette of the Republic of Indonesia of 2014 Number 45, Supplement to State Gazette of the Republic of Indonesia Number 5512);
6. Government Regulation Number 1 of 1982 regarding the Implementation of Export, Import and Foreign Exchange Traffic (State Gazette of the Republic of Indonesia of 1982 Number 1, Supplement to State Gazette of the Republic of Indonesia Number 3210) as amended by the Government Regulation Number 24 of 1985 regarding Amendment to the Government Regulations Number 1 of 1982 regarding the Implementation of Exports, Imports and Foreign Exchange Traffic (State Gazette of the Republic of Indonesia of 1985 Number 33, Supplement to State Gazette of the Republic of Indonesia Number 3291);

7. Regulation of President Number 7 of 2015 regarding Organization of State Ministries (State Gazette of the Republic of Indonesia of 2015 Number 8);
8. Regulation of President Number 48 of 2015 regarding the Ministry of Trade (State Gazette of the Republic of Indonesia of 2015 Number 90);
9. Regulation of the Minister of Trade Number 13/M-DAG/PER/3/2012 regarding General Provisions on Export (State Gazette of the Republic of Indonesia of 2012 Number 395);
10. Regulation of the Minister of Trade Number 08/M-DAG/PER/2/2016 regarding Organization and Work Procedure of the Ministry of Trade (State Gazette of the Republic of Indonesia of 2016 Number 202);
11. Regulation of the Minister of Trade Number 85/M-DAG/PER/12/2016 regarding Trade Integrated Services (State Gazette of the Republic of Indonesia of 2016 Number 2007);
12. Regulation of the Minister of Trade Number 86/M-DAG/PER/12/2016 regarding Provisions on Licensing Services in Online Trading and Electronic/Digital Signatures (State Gazette of the Republic of Indonesia of 2016 Number 2008);
13. Regulation of the Minister of Finance Number 6/PMK.010/2017 regarding Determination of Goods Classification System and Imposition of Goods Import Duty (State Gazette of the Republic of Indonesia of 2017 Number 176);

HAS DECIDED:

To stipulate : **REGULATION OF THE MINISTER OF TRADE REGARDING PROVISIONS ON EXPORT OF METAL REMNANTS AND SCRAP.**

Article 1

In this Regulation of the Minister the following Terms shall have meaning as follows:

1. Remnant shall mean product not yet used up in the production process or material that still has the same characteristics but its function has changed from its original material.
2. Scrap shall mean material consisting of similar or different components, that is decomposed from its original form and its function is different from its original material.
3. Remnants and scrap Metal shall mean remnant and scrap of scrap.
4. Export shall mean an activity of releasing goods from the customs area.
5. Exporter shall mean any business entity, whether in form of legal entity or non-legal entity, that carries out the Export of Metal Remnants and Scrap.
6. Approval to Metal Remnants and Scrap Export, hereinafter referred to as Remnants and Metal Scrap PE, shall mean an approval used as a license to export Metal Remnants and Scrap.
7. Digital Signature shall mean a signature consisting of electronic information attached, associated or related to other electronic information used as verification and authentication device.
8. Minister shall the Minister of Trade.
9. The Director General of Foreign Trade hereinafter referred to as Director General shall mean the Director General of Foreign Trade, Ministry of Trade.
10. Director of Industrial and Mining Products Exports hereinafter referred to as Director shall mean the Director of Export of Industrial and Mining Products at the Directorate General of Foreign Trade of the Ministry of Trade.

Article 2

- (1) Exports of Metal Remnants and Scrap shall be restricted.
- (2) Metal Remnants and Scrap that is subjected to the export restriction shall be as those listed in Appendix I forming integral part hereof.
- (3) Metal Remnants and Scrap in point 3 and points 5 through 8 in Appendix I as referred to in paragraph (2) shall be from Batam Island and may only be exported from Batam Island.

Article 3

- (1) Metal remnants and scrap which are not in accordance with the provisions as referred to in Article 2 paragraph (3) and Tin Remnants and Scrap shall be prohibited for export.
- (2) Metal remnants and scrap as referred to in paragraph (1) shall be those as mentioned in Appendix II forming integral part hereof.

Article 4

- (1) Metal Remnants and Scrap as referred to in Article 2 paragraph (2) may only be exported by the Exporter after obtaining the Metal remnant and Scrap PE from the Minister.
- (2) The Minister shall delegate the authority to issue the Metal remnant and Scrap PE as referred to in paragraph (1) to the Director.

Article 5

- (1) To obtain the Metal remnant and Scrap PE as referred to in Article 4, the Exporter shall submit an application electronically to the Director by attaching the scan of the original document :
 - a. Trade Business License (SIUP) or business permit from the technical ministry / non-ministerial government agency / agency;
 - b. Company Registration Certificate (TDP);

- c. Taxpayer Identification Number (TIN);
 - d. Plan to Export Metal Remnants and Metal in 1 (one) year;
and
 - e. Recommendation from the Director of the Metal Industry,
Directorate General of Metal, Machinery, Transportation
and Electronic Industries, Ministry of Industry.
- (2) The Recommendation as referred to in paragraph (1) item e,
shall at least contain:
- a. Types of Metal Remnants and Scrap;
 - b. Tariff Heading/ HS;
 - c. Total;
 - d. Loading port;
 - e. Country of export destination;
 - f. Validity term of recommendation; and
 - g. Information on the origin of goods specifically Tariff
Heading / HS originating from Batam Island.
- (3) To the application as referred to in paragraph (1), the Director
shall issue Metal Remnants and Scrap PE by using Digital
Signature that is paperless as well as mention the QR code
(Quick Response Code) within not later than 3 (three)
business days as of the receipt date of the application in
complete and correctly.
- (4) In the event that the application as referred to in paragraph (1)
is incomplete and untrue, rejection will be made electronically
within not later than 3 (three) business days as of the receipt
date of the application and further process will not be made.
- (5) The Director may assign the official at the Directorate of
Export of Industrial and Mining Products to carry out field
inspection to identify the conformance documents with the
field conditions.
- (6) The inspection as referred to in paragraph (5) shall be carried
out within not later than 3 (three) business days as of the
receipt date of the application in complete.

Article 6

Metal Remnants and Scrap PE as referred to in Article 5 paragraph (3) shall be valid for maximum term of 6 (six) months as of the date of issue.

Article 7

- (1) The Exporter may submit the change of the Metal Remnants and Scrap PE before the expiry of the validity term of the existing the Metal Remnants and Scrap PE.
- (2) The exporter as referred to in paragraph (1) shall submit an application electronically to the Director by attaching the scan of the original document of:
 - a. Metal Remnants and Scrap PE;
 - b. Plan to change Metal Remnants and Scrap PE;
 - c. Recommendation from the Director of the Metal Industry, Directorate General of Metal, Machinery, Transportation and Electronic Industries, Ministry of Industry; and
 - d. Original control card furnished with Export realization report.
- (3) To the application as referred to in paragraph (2), the Director shall issue change of Metal Remnants and Scrap PE by using paperless Digital Signature as well as mention QR code (Quick Response Code) within not later than 3 (three) business days as of the date of receipt of application in complete and correctly.
- (4) In case the application as referred to in paragraph (2) is incomplete and untrue, then it shall be declined electronically within not later than 3 (three) business days after the receipt of application and no further process will be made.
- (5) Any change of Metal Remnants and Scrap PE as referred to in paragraph (3) shall be valid for the remaining validity term of Metal Remnants and Scrap PE as referred to in Article 6.

Article 8

Any Exporters of which the Metal Remnants and Scrap PE has expired and intending to re-export Metal Remnants and Scrap shall submit an application electronically to the Director to obtain the new Metal Remnants and Scrap PE in accordance with the provisions as referred to in Article 5.

Article 9

- (1) The submission of application to obtain:
 - a. Metal Remnants and Scrap PE as referred to in Article 5; and
 - b. Revision to Metal Remnants and Scrap PE as referred to in Article 7,shall be submitted electronically via <http://inatrade.kemendag.go.id>
- (2) In case of force majeure resulting in failure to the electronic system via <http://inatrade.kemendag.go.id>, then the application as referred to in paragraph (1) shall be submitted manually.

Article 10

In addition to the obligation to meet the conditions as referred to in Article 4 paragraph (1), any Exporters carrying out the Export of Metal Remnants and Scrap shall also fulfill the technical requirements and conditions related to the Export of Remnants and Metal Scrap activities stipulated in other legislation.

Article 11

- (1) Any Exporters already obtaining Metal Remnants and Scrap PE shall submit a report on the implementation of Exports of Remnants and Metal Scrap, whether realized or not.
- (2) The report as referred to in paragraph (1) shall be submitted to the Director with carbon copy to the Director of Metal Industry, Directorate General of Metal, Machinery,

Transportation and Electronics Industry, Ministry of Industry within not later than the 15th (fifteen) day of the subsequent month as of the expiry of the validity term of the Metal Remnants and Scrap PE in writing and / or electronically via [http:// inatrade. kemendag.go. id](http://inatrade.kemendag.go.id).

- (3) The form of the report as referred to in paragraph (1) shall be as mentioned in Appendix III forming integral part hereof.

Article 12

- (1) Any Exporters breaching the provisions of Article 3 paragraph (1), Article 4 paragraph (1) and Article 10 shall be subjected to sanction in terms of revocation of licenses and/or other sanctions in accordance with the provisions of the legislation.
- (2) Metal Remnants and Scrap or revision to Metal Remnants and Scrap PE shall be subjected to revocation if the Exporter:
 - a. submit incorrect data and/or information in the application for the Metal Remnant and Scrap PE;
 - b. change the data and/or information contained in the revised Metal Remnants and Scrap PE; and
 - c. is proven of guilty based on the absolute court judgment for a crime related to the abuse of Metal Remnants and Scrap PE
- (3) Any Exporters breaching the provisions of Article 11 shall be subjected to sanctions in terms of suspension of the issue of Metal Remnants and Scrap PE for the implementation of the subsequent export of Metal Remnants and Scrap.
- (4) Any exporters subjected to sanction as referred to in paragraph (3) may submit applications for the issue of Metal Remnants and Scrap PE after submitting a written report on the implementation of the Export of Metal Remnants and Scrap as referred to in Article 11.

Article 13

Technical instructions on the implementation of this Regulation of the Minister may be determined by the Director General.

Article 14

Approval to Export of Metal Remnants and Scrap issued based on the Regulation of Minister of Trade No. 32/M-DAG/PER/5/2017 regarding Provisions on the Export of Metal Remnants and Scrap (State Gazette of the Republic of Indonesia Number 762 of 2017) shall be declared valid until the expiry of the validity term of the Approval to Export of Metal Remnants and Scrap.

Article 15

Upon effectiveness hereof, the Regulation of the Minister of Trade No.32/M-DAG/PER/5/2017 regarding Provisions on the Export of Metal Remnants and Scrap (State Gazette of the Republic of Indonesia Number 762 of 2017), shall be revoked and declared null and void.

Article 16

This Regulation of the Minister shall come into effect 30 (thirty) after days the date of promulgation.

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.

Stipulated in Jakarta

On : January 10, 2018

MINISTER OF TRADE OF THE REPUBLIC OF INDONESIA,
signed

ENGGARTIASTO LUKITA

Enacted in Jakarta

On : January 11, 2018

DIRECTOR GENERAL OF LEGISLATIVE REGULATIONS
MINISTRY OF LAW AND HUMAN RIGHTS OF THE REPUBLIC OF INDONESIA

signed
WIDODO EKATJAHJANA

STATE GAZETTE OF THE REPUBLIC OF INDONESIA OF 2018 NUMBER 62.

Copy conforms to the original
Secretariat General
Ministry of Trade
Head of Legal Bureau
signed and sealed
SRI HARIYATI

APPENDIX I TO
REGULATION OF THE MINISTER OF TRADE OF THE REPUBLIC OF
INDONESIA
NUMBER 04 OF 2018
CONCERNING
PROVISIONS ON EXPORT OF METAL REMNANTS AND SCRAP

METAL REMNANTS AND SCRAP SUBJECTED EXPORT RESTRICTION

No.	Tariff Heading/HS	Description of Goods	Remarks
1.	7204.10.00	Cast iron remnant and scrap.	Especially those from Batam Island and may only be exported from Batam Island.
2.	7204.21.00	Stainless steel Remnants and scrap	
3.	7204.29.00	Remnants and scrap of alloy steel other than stainless steel.	Especially those from Batam Island and may only be exported from Batam Island.
4.	7204.30.00	Remnants and scrap of tin-coated iron or steel.	Especially those from Batam Island and may only be exported from Batam Island.
5.	7204.41.00	Remnants and scrap of other than cast iron, other than alloy steel other than Remnants and scrap of iron or tin-coated steel in form of grams, shavings, pieces, remnants of mills, sawdust, filings, pieces and crushes, in bundles or not.	Especially those from Batam Island and may only be exported from Batam Island.

No.	Tariff Heading/HS	Description of Goods	Remarks
6.	7204.49.00	Remnants and scrap other than cast iron, other than alloy steel other than Remnants and scrap of iron or tin-coated steel in form of other than gram, shavings, pieces, leftover mills, sawdust, filings, pieces and crushes, whether or not in bundles	Especially those from Batam Island and may only be exported from Batam Island.
7.	7404.00.00	Remnant and scrap of Copper.	
8.	ex.7404.00.00	Remnant and scrap of bronze.	
9.	ex.7404.00.00	Remnant and scrap of brass	
10.	7503.00.00	Remnant and scrap of nickel.	
11.	7602.00.00	Remnant and scrap of Aluminum	
12.	7902.00.00	Remnant and scrap of Zinc.	

MINISTER OF TRADE OF THE REPUBLIC OF INDONESIA,

signed

ENGGARTIASTO LUKITA

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Secretariat General

Ministry of Trade

Head of Legal Bureau

signed and sealed

SRI HARIYATI

**APPENDIX I TO
REGULATION OF THE MINISTER OF TRADE OF THE REPUBLIC OF
INDONESIA
NUMBER 04 OF 2018
CONCERNING
PROVISIONS ON EXPORT OF METAL REMNANTS AND SCRAP**

METAL REMNANTS AND SCRAP SUBJECTED EXPORT RESTRICTION

No.	Tariff Heading/HS	Description of Goods	Remarks
1.	7204.10.00	Remnant and scrap of Cast iron.	From outside Batam Islands
2.	7204.29.00	Remnants and scrap of alloy steel other than stainless steel.	From outside Batam Islands
3.	7204.30.00	Remnant and scrap of iron or tin-coated steel.	From outside Batam Islands
4.	7204.41.00	Remnants and scrap other than cast iron, other than alloy steel other than Remnants and scrap of iron or tin-coated steel in form of grams, shavings, pieces, remnants of mills, sawdust, filings, pieces and crushes, in bundles or not	From outside Batam Islands
5.	7204.49.00	Remnants and scrap of other than cast iron, other than alloy steel other than Remnants and scrap of iron or tin-coated steel in form of other than gram forms, shavings, pieces, leftover mills, sawdust, filings, pieces and crushes, whether or not in bundles.	From outside Batam Islands
6.	8002.00.00	Tin Remnants and scrap	

MINISTER OF TRADE OF THE REPUBLIC OF INDONESIA,

signed

ENGARTIASTO LUKITA

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Secretariat General
Ministry of Trade
Head of Legal Bureau

signed and sealed

SRI HARIYATI

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

NUMBER 04 OF 2018

CONCERNING

PROVISIONS ON EXPORT OF METAL REMNANTS AND SCRAP

REPORT ON METAL REMNANTS AND SCRAP EXPORT REALIZATION

Company's Name :

Head Office Address :

Metal Remnants and Scrap PE : No.

Dated :

REALIZATION OF METAL REMNANTS AND SCRAP EXPORT

No.	Tariff Heading/HS	Export Realization			Loading Port	Country of Export Destination
		No and date of PEB	Total			
			Volume	Value		

Jakarta,

PT/CV

.....
(Director)

CC:

Directorate General of ILMATE, Ministry of Industry

.....

MINISTER OF TRADE OF THE REPUBLIC OF INDONESIA

signed

ENGGARTIASTO LUKITA

Copy conforms to the original
Secretariat General
Ministry of Trade
Head of Legal Bureau

signed and sealed

SRI HARIYATI

I, **Anang Fahkcrudin**, a sworn and authorized translator, practicing in Jakarta, do solemnly and sincerely declare that the foregoing document is a true and faithful translation from **Indonesian into English** of the original version.

Jakarta, July 29, 2019