



MINISTER OF TRADE OF THE REPUBLIC OF INDONESIA

REGULATION OF THE MINISTER OF TRADE OF THE REPUBLIC OF INDONESIA

NUMBER 28/M-DAG/PER/4/2016

CONCERNING

AMENDMENT ON REGULATION OF THE MINISTER OF TRADE

NUMBER 32/M-DAG/PER/5/2015 CONCERNING ISSUING INSTANCE OF

CERTIFICATE OF ORIGIN

BY THE GRACE OF THE ALMIGHTY GOD

THE MINISTER OF TRADE OF THE REPUBLIC OF INDONESIA,

- Considering :
- a. that in order to conduct provisions of Article 32 paragraph (1) of Governmental Regulation Number 96 of 2015 concerning Facility and Easiness in Special Economy Territory, it is necessary to conduct amendment towards Regulation of the Minister of Trade Number 32/M-DAG/PER/5/2015 concerning Issuing Instance of Certificate of Origin;
 - b. that based on consideration as intended in letter a, it is necessary to stipulate Regulation of the Minister of Trade concerning Amendment On Regulation of the Minister of Trade Number 32/M-DAG/PER/5/2015 Concerning Issuing Instance of Certificate of Origin;

- In View of :
1. Law Number 7 of 1994 concerning Legalization of Agreement Establishing The World Trade Organization (State Gazette of the Republic of Indonesia of 1994 Number 57, Supplementary 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, Supplementary State Gazette of the Republic of Indonesia Number 3612) as amended with Law Number 17 of 2006 (State Gazette of the Republic of Indonesia of 2006 Number 93, Supplementary State Gazette of the Republic of Indonesia Number 4661);
3. Law Number 39 of 2008 concerning the State Ministry (State Gazette of the Republic of Indonesia of 2008 Number 166, Supplementary State Gazette of the Republic of Indonesia Number 4916);
4. Law Number 39 of 2009 concerning Special Economy Territory (State Gazette of the Republic of Indonesia of 2009 Number 147, Supplementary State Gazette of the Republic of Indonesia Number 5066);
5. Law Number 7 of 2014 concerning Trade (State Gazette of the Republic of Indonesia of 2014 Number 45, Supplementary State Gazette of the Republic of Indonesia Number 5512);
6. Governmental Regulation Number 96 of 2015 concerning Facility and Easiness in Special Economy Territory (State Gazette of the Republic of Indonesia of 2015 Number 309, Supplementary State Gazette of the Republic of Indonesia Number 5783);
7. Presidential Decree Number 58 of 1971 concerning Stipulation of Official Authorized to Issue Certificate of Origin;
8. Presidential Decree Number 121/P of 2014 concerning the Establishment of Ministry and Appointment of Working Cabinet Ministers Year 2014-2019;
9. Presidential Regulation Number 7 of 2015 concerning State Ministry Organization (State Gazette of the Republic of Indonesia of 2015 Number 8);
10. Presidential Regulation Number 48 of 2015 concerning Trade Ministry (State Gazette of the Republic of Indonesia of 2015 Number 90);
11. Presidential Decree Number 79/P of 2015 concerning Reshuffle of Some Working Cabinet State Ministers Year 2014 – 2019;



12. Regulation of the Minister of Trade Number 13/M-DAG/PER/3/2012 concerning General Provisions in the Field of Export (State Gazette of the Republic of Indonesia of 2012 Number 395);
13. Regulation of the Minister of Trade Number 77/M-DAG/PER/10/2014 concerning Rules of Origin of Indonesia (State Gazette of the Republic of Indonesia of 2014 Number 1703);
14. Regulation of the Minister of Trade Number 22/M-DAG/PER/3/2015 concerning Provisions and Procedures of Certificate of Origin Issuance for Goods of Indonesia Origin (State Gazette of the Republic of Indonesia of 2015 Number 528);
15. Regulation of the Minister of Trade Number 32/M-DAG/PER/5/2015 concerning Issuing Instance for Certificate of Origin (State Gazette of the Republic of Indonesia of 2015 Number 745);
16. Regulation of the Minister of Trade Number 08/M-DAG/PER/2/2016 concerning Organization and Administration of Trade Ministry (State Gazette of the Republic of Indonesia of 2016 Number 202);

HAS DECIDED:

To stipulate : REGULATION OF THE MINISTER OF TRADE CONCERNING AMENDMENT ON REGULATION OF THE MINISTER OF TRADE NUMBER 32/M-DAG/PER/5/2015 CONCERNING ISSUING INSTANCE OF CERTIFICATE OF ORIGIN.

Article I

Some provisions in Regulation of the Minister of Trade Number 32/M-DAG/PER/5/2015 concerning Issuing Instance for Certificate of Origin are amended as follows:

1. Provisions of Article 1 are amended so that it shall read as follows:

Article 1

1. Certificate of Origin hereinafter abbreviated as SKA shall be document proving that Indonesian exported goods have fulfilled Rules of Origin of Indonesia.



2. SKA electronic system hereinafter referred to e-SKA shall be proposal and issuance system of SKA electronically.
 3. Specimen shall be document containing name of IPSKA, IPSKA address, name of Official Signing SKA, original signature of Official Signing SKA, and special IPSKA original stamp.
 4. SKA form shall be content table having been standardized in form, size, color, and type of allotment as well as content in accordance with international agreement that agreed, stipulated one side by a state or a group of state of export destination, or stipulated based on laws and legislations.
 5. SKA Issuance Instance hereinafter referred to IPSKA shall be instance/agency/institution stipulated by Minister and given authority to issue SKA.
 6. Special Economy Territory, hereinafter abbreviated as KEK, shall be territory with certain border in legal territory of the Republic of Indonesia stipulated to administer economy function and obtain certain facility.
 7. Administrator shall be part of Boards of territory established for every KEK in order to help Boards of Territory in KEK implementation.
 8. IPSKA responsible person shall be the head of IPSKA or official appointed by the head of IPSKA.
 9. SKA Signatory Official shall be IPSKA fixed officer stipulated by the Minister and given authority as well responsibility to sign SKA.
 10. Minister shall be the minister administering governmental affairs in the field of trade.
 11. Director General shall be Director General of Foreign Trade of the Trade Ministry.
 12. Director shall be Director of Export and Import Facilitation, Directorate General of Foreign Trade of the Trade Ministry.
2. Between Article 2 and Article 3 is inserted 1 (one) article, namely Article 2A so that Article 2A shall read as follows:



Article 2A

KEK administrator being stipulated as IPSKA, other than issuing SKA it can also issue certificate of local value content in accordance with provisions of laws and legislations.

3. Provisions of Article 3 are amended so that they shall read as follows:

Article 3

Instance/agency/institution can be stipulated as IPSKA if in its working territory there are:

- a. sufficient export activity;
- b. export port in the form of land port, seaport, and/or airport;
- c. industrial territory oriented to export; and/or
- d. KEK implementation.

4. Between Article 17 and Article 18 is inserted 1 (one) article, namely Article 17A so that Article 17A shall read as follows:

Article 17A

In the case of instance/agency/institution the stipulation as IPSKA is revoked, then SKA archive and supporting documents remain the responsibility of instance/agency/institution until storage and maintenance time limit terminates as intended in Article 16.

Article II

This Regulation of Minister shall come into effect on its stipulation date.

For public cognizance, ordering the promulgation of this Ministerial Regulation in the Official Gazette of the Republic of Indonesia.

Stipulated in Jakarta
on 15 April 2016



THE MINISTER OF TRADE OF THE REPUBLIC OF INDONESIA,

sgd.

THOMAS TRIKASIH LEMBONG

Copy conforms to the original

Secretariat General

The Ministry of Trade

Head of Legal Bureau,

LASMININGSIH

