
AUTHORIZED TRANSLATION



MINISTER OF TRADE OF THE REPUBLIC OF INDONESIA

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

NUMBER 80/M-DAG/PER/10/2014

CONCERNING

PACKING REQUIRED COOKING OIL

BY THE GRACE OF ALLAH THE ONE SUPREME GOD

THE MINISTER OF TRADE OF THE REPUBLIC OF INDONESIA,

Considering : a. that the consumption of the basic need food by the community should be in accordance with the standard of safety, quality and nutrition of food;

b. that in order to guarantee the quality and hygiene of the palm and non palm cooking oil that are sold to consumers, it is necessary to regulate the sales of cooking oil with packing;

c. that based on the considerations, as meant in letter a and letter b, it is necessary to determine the Regulation of he Minister of Trade concerning Packing Required Cooking Oil.

In view of : 1. Law Number 8 of 1999 concerning Consumer Protection (State Gazette of the Republic of Indonesia of 1999 Number 42, Supplement to the State Gazette of the Republic of Indonesia Number 3821);

2. Law Number 15 of 2001 concerning Brand (State Gazette of the Republic of Indonesia of 2001 Number 110, Supplement to the

- State Gazette of the Republic of Indonesia Number 4131);
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 18 of 2012 concerning Food (State Gazette of the Republic of Indonesia of 2012 Number 227, Supplement to the State Gazette of the Republic of Indonesia Number 5360);
 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. Government Regulation Number 69 of 1999 concerning Food Label and Advertisement (State Gazette of the Republic of Indonesia of 1999 Number 131, Supplement to the State Gazette of the Republic of Indonesia Number 3867);
 7. Government Regulation Number 28 of 2004 concerning Safety, Quality and Nutrition of Food (State Gazette of the Republic of Indonesia of 2004 Number 207, Supplement to the State Gazette of the Republic of Indonesia Number 4424);
 8. Presidential Decree Number 84/P of 2009 concerning Formation of the United Indonesia Cabinet II, as has been amended several times and latest with the Presidential Decree Number 8P of 2014;
 9. Presidential Regulation Number 47 of 2009 concerning Formation and Organization of the State Ministry, as has been amended several times and latest with the Presidential Regulation Number 13 of 2014 (State Gazette of the Republic of Indonesia of 2014 Number 24);
 10. Presidential Regulation Number 24 of 2010 concerning the Position, Duties and Functions of the State Ministry as well as 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 14 of 2014 (State Gazette of the Republic of Indonesia of 2014 Number 25);

11. Regulation of the Minister of Trade Number 20/M-DAG/PER/5/2009 concerning Provisions and Procedure on the Control of Goods and/or Services;
12. Regulation of the Minister of Trade Number 31/M-DAG/PER/7/2010 concerning Organization and Work Procedure of the Ministry of Trade, as has been amended with the Regulation of the Ministry of Trade Number 57/M-DAG/PER/8/2012;
13. Regulation of the Minister of Trade Number 31/M-DAG/PER/10/2011 concerning Goods in Packed Condition;
14. Regulation of the Minister of Industry Number 87/M-IND/PER/10/2013 concerning Enforcement of the Compulsory Indonesian National Standard (SNI) for Palm Cooking Oil;
15. Regulation of the Head of the Drugs and Food Control Agency Number Hk 00.05.55.6497 concerning Food Packing Material;

HAS DECIDED:

To Stipulate : **THE REGULATION OF THE MINISTER OF TRADE CONCERNING PACKING REQUIRED COOKING OIL.**

Article 1

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

1. Cooking Oil is the cooking oil that uses raw material originating from oil palm and/or using other vegetable raw materials.
2. MINYAKITA is the trade mark of Packed cooking oil owned by the Directorate General of Domestic Trade, Ministry of Trade, which has been registered at the Directorate General of

Intellectual Property Right, Ministry of Law and Human Rights.

3. The Producer of Cooking Oil, hereinafter referred to as Producer, is the individual or business entity in form of legal entity, which carries out the processing activities of raw materials from oil palm and or from other vegetable raw materials into cooking oil and carries out the packing by itself or through packing service.
4. The Cooking Oil Packer, hereinafter referred to as Packer, is the individual or business entity in form of legal entity at carries out the collection or purchase of Cooking Oil to be packed and traded.
5. The Business Actor is each Indonesian Citizen individual or business entity in form of legal entity or non legal entity, which is established and domiciled within the jurisdiction of the Unitary State of the Republic of Indonesia and carries out the business activities in the trade sector.
6. Consumer is each user of goods and/or services that are available in the community for own interest, interest of family, other persons or other living creatures and for trade.
7. Food Packing, hereinafter referred to as Packing, is the material used to accommodate and/or wrap food, either directly or indirectly in contact with the food.
8. Minister is the minister who organizes the administration affairs in the trade sector.

Article 2

The Producer, Packer, and Business Actor who trade Cooking Oil to consumers are required to use Packing.

Article 3

- (1) The packing, as meant in Article 2, is required to use food tare materials and does not endanger human beings and is

completed with a label in accordance with the provisions of the legislative regulations.

- (2) The label, as meant in paragraph (1), contains minimum the:
 - a. name of product;
 - b. trade mark;
 - c. production code;
 - d. net weight/volume;
 - e. expiration date;
 - f. food tare logo and recycle code;
 - g. name and address of Producer, Importer and/or Packer;
and
 - h. other information for use, which according to the provisions of the legislative regulations should be indicated.

Article 4

- (1) The Cooking Oil, as meant in Article 2, may be packed in various forms with the size of maximum 25 (twenty five) liters.
- (2) The Producer or Packer is responsible for the quality and hygiene of the Cooking Oil and Packing.

Article 5

- (1) In the trade of Cooking Oil, the Producer and/or Packer of Cooking Oil with oil palm raw materials may use the MINYAKITA Brand.
- (2) The Producer and/or Packer, who uses the MNYAKITA brand , should register and submit the request to the Director General of Domestic Trade by attaching the following documents:
 - a. photocopy of the Company Establishment Deed;
 - b. photocopy of the Industry Business License/Industry Registration or other business licenses from the Technical Agency;
 - c. photocopy of Company Registration (TDP); and

- d. photocopy of Taxpayer Identity Number (NPWP).
- (3) The use of MINYAKITA brand applies for 4 (four) years and may be extended.
 - (4) The Producer and/or Packer who uses the MINYAKITA brand should comply with the provisions of the legislative regulations concerning Packing, brand and distribution of Cooking Oil.

Article 6

- (1) In case the Producer And/or Packer does not comply with the obligation, as Meant in Article 5 paragraph (4), then the Director General of Domestic Trade may withdraw the approval for use of the MINYAKITA brand.
- (2) Further provisions on the use of the MINYAKITA Brand are determined by the Director General of Domestic Trade.

Article 7

- (1) The Producer and/or Packer who does not possess the approval for use of the MINYAKITA brand is prohibited to distribute Cooking Oil with MINYAKITA brand.
- (2) The Producer and/or Packer, who violates the provision, as meant in paragraph (1), may be imposed sanction in accordance with the provisions of the legislative regulations in the sector of Intellectual Property Right.

Article 8

- (1) The guidance and control on the distribution of Cooking Oil are carried out by the Minister and/or related technical minister / head of non ministry government institution individually or jointly.
- (2) The Minister delegates the guidance and control, as meant in paragraph (1), to the Director General of Domestic Trade, Director General of Standardization and Consumer Protection

and/or Local Government according to their respective main tasks and functions.

Article 9

The Producer, Packer or Business Actor who violates the provisions, as meant in Article 2, is imposed the administrative sanction in form of withdrawal of the business license by the authorized official.

Article 10

- (1) The Producer, Packer or Business Actor, who sells Cooking Oil not according to the provision of Packing, as meant in Article 3, should withdraw the Cooking Oil from distribution.
- (2) The instruction to withdraw the Cooking Oil from distribution, as meant in paragraph (1), is carried out by the Director General of Standardization and Consumer Protection on behalf of the Minister.
- (3) The Cooking Oil that has been withdrawn from distribution may be re-traded after complying with the provision of Packing, as regulated in this Regulation of the Minister.

Article 11

- (1) The Producer, Packer or Business Actor, who does not withdraw the Cooking Oil from distribution, as meant in Article 10 paragraph (1), is imposed the administrative sanction in form of withdrawal of business license by the authorized official.
- (2) The withdrawal of the business license, as meant in paragraph (1), is carried out after being provided 3 (three) written warnings, respectively within the grace period of 7 (seven) working days.
- (3) The administrative sanction for the Producer, as meant in paragraph (1), is imposed by the authorized official upon recommendation of the Director General of Standardization and Consumer Protection.

Article 12

- (1) The Producer, Packer or Business Actor who trades Cooking Oil with:
 - a. Oil palm raw material, should comply with the provisions in this Regulation of the Minister commencing 27 March 2015; and
 - b. Other vegetable raw materials, should comply with the provisions in this Regulation of the Minister commencing 1 January 2016.
- (2) Especially the Small/Medium/Household scale Producer, who trades Cooking Oil with other vegetable raw materials, should comply with the provisions in this Regulation of the Minister commencing 1 January 2017.

Article 13

In case it is necessary, the Director General of Domestic Trade or Director General of Standardization and Consumer Protection, in accordance with the main duties and functions, may determine the implementation technical instructions of this Regulation of the Minister.

Article 14

At the time this Regulation of the Minister commences applicable, the Regulation of the Minister of Trade Number 02/M-DAG/PER/1/2009 concerning Simple Packed Oil Palm Cooking Oil is withdrawn and declared not applicable.

Article 15

This Regulation of the Minister commences applicable on 27 March 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.

Stipulated in Jakarta

On 17 October 2014

MINISTER OF TRADE OF THE REPUBLIC OF INDONESIA

signed

MUHAMMAD LUTFI

Copy conforms to the original

Secretariat General

Ministry of Trade

Head of Legal Bureau,

signed and sealed

LASMININGSIH

Translated from Indonesian Language
Jakarta, December 18, 2015
Authorized and Sworn Translator,

FIKRI SAID OBED