
AUTHORIZED TRANSLATION



**MINISTER OF TRADE OF THE REPUBLIC OF INDONESIA
REGULATION OF THE MINISTER OF
TRADE OF THE REPUBLIC OF INDONESIA
NUMBER 75/M-DAG/PER/10/2014**

CONCERNING

**SECOND AMENDMENT OF THE REGULATION OF THE MINISTER OF TRADE
NUMBER 44/M-DAG/PER/9/2009 CONCERNING PROCUREMENT,
DISTRIBUTION AND CONTROL OF HAZARDOUS MATERIALS**

UPON GRACE OF THE ONLY GOD

THE MINISTER OF TRADE OF THE REPUBLIC OF INDONESIA,

- Considering :
- a. That in order to improve the effectiveness of controlling the import of hazardous materials and preventing the misuse of hazardous materials that is not according to the allocation and adjusting to the Amendment of the ASEAN Harmonized Tariff Nomenclature (AHTN), it is necessary to amend several provisions of the Regulation of the Minister of Trade Number 44/M-DAG/PER/9/2009 concerning the Procurement, Distribution and Control of Hazardous Materials, as has been amended with the Regulation of the Minister of Trade Number 23/M-DAG/PER/9/2011;
 - b. That based on the consideration, as meant in letter a, it is necessary to determine the Regulation of the Minister of Trade

concerning the Second Amendment of the Regulation of the Minister of Trade Number 44/M-DAG/PER/9/2009 concerning the Procurement, Distribution and Control of Hazardous Materials.

- 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 3612), 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 6 of 1998 concerning Ratification of the Convention On The Prohibition Of The Development, Production, Stockpiling And Use Of Chemical Weapons And On Their Destruction (State Gazette of the Republic of Indonesia of 1998 Number 171, Supplement to the State Gazette of the Republic of Indonesia Number 3786);
 4. Law Number 5 of 1999 concerning Prohibition of Monopoly Practice and Unhealthy Business Competition (State Gazette of the Republic of Indonesia of 1999 Number 33, Supplement to the State Gazette of the Republic of Indonesia Number 3817);
 5. 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);
 6. Law Number 32 of 2004 concerning Local Government (State Gazette of the Republic of Indonesia of 2004 Number 125,

Supplement to the State Gazette of the Republic of Indonesia Number 4437), as has been amended several times and latest with Law Number 12 of 2008 (State Gazette of the Republic of Indonesia of 2008 Number 59, Supplement to the State Gazette of the Republic of Indonesia Number 4844); ;

7. Law Number 9 of 2008 concerning Use of Chemicals and Prohibition on Use of Chemicals as Chemical Weapon (State Gazette of the Republic of Indonesia of 2008 Number 49, Supplement to the State Gazette of the Republic of Indonesia Number 4834);
8. 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);
9. Law Number 32 of 2009 concerning Environmental Protection and Management (State Gazette of the Republic of Indonesia of 2009 Number 140, Supplement to the State Gazette of the Republic of Indonesia Number 5059);
10. Law Number 36 of 2009 concerning Health (State Gazette of the Republic of Indonesia of 2009 Number 144, Supplement to the State Gazette of the Republic of Indonesia Number 5063);
11. 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);
12. 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);
13. 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);
14. 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);
15. Government Regulation Number 58 of 2001 concerning Guidance and Control on the Implementation of Consumer Protection (State Gazette of the Republic of Indonesia of 2001 Number 103, Supplement to the State Gazette of the Republic of Indonesia Number 4126);
 16. Government Regulation Number 74 of 2001 concerning Management of Hazardous and Toxic Materials (State Gazette of the Republic of Indonesia of 2001 Number 138, Supplement to the State Gazette of the Republic of Indonesia Number 4153);
 17. Government Regulation Number 28 of 2004 concerning Security, Quality and Nutrition of Food (State Gazette of the Republic of Indonesia of 2004 Number 107, Supplement to the State Gazette of the Republic of Indonesia Number 4424);
 18. Government Regulation Number 38 of 2007 concerning Allocation of Administration Affairs Among the Government, Provincial Government, and Regency/City Government (State Gazette of the Republic of Indonesia of 2007 Number 82, Supplement to the State Gazette of the Republic of Indonesia Number 4737);
 19. Presidential Decree Number 23 of 1992 concerning Ratification of the Vienna Convention for the Protection of the Ozone Layer and Montreal Protocol on Substances that Deplete the Ozone Layer as Adjusted and Amended by the Second Meeting of the Parties in London, 27-29 June 1990;
 20. Presidential Decree Number 65 of 1998 concerning Ratification of the International Convention on the Safety of Life at Sea 1974;
 21. Presidential Decree Number 92 of 1998 concerning Ratification of the Montreal Protocol on Substances that Deplete the Ozone Layer, Copenhagen 1992;
 22. Presidential Decree Number 84/P of 2009 concerning

- Formation of the United Indonesia Cabinet II, as has been amended with the Presidential Decree Number 8P of 2014;
23. 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);
 24. Presidential Regulation Number 24 of 2010 concerning the Position, Duties and Functions of the State Ministry and 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);
 25. Regulation of the Minister of Health Number 239/Menkes/Per/V/1985 concerning Certain Color Substances Declared as Hazardous for Health;
 26. Regulation of the Minister of Health Number 472/Menkes/Per/V/1996 concerning Securing of Materials that are Hazardous for Health;
 27. Regulation of the Minister of Manpower Number 187/MEN/1999 concerning Control of Hazardous Chemicals at the Workplace;
 28. Regulation of the Minister of Health Number 1184/Menkes/Per/X/2004 concerning Securing of Health Equipments and Household Health Supplies;
 29. Regulation of the Minister of Industry Number 24/M-IND/PER/5/2006 concerning Control on the Production and Use of Hazardous Materials for the Industry;
 30. Regulation of the Minister of Trade Number 36/M-DAG/PER/9/2007 concerning Issuance of Trade Business License, as has been amended several times and latest with the Regulation of the Minister of Trade Number 39/M-DAG/PER/12/2011;
 31. Regulation of the Minister of Trade Number 20/M-

- DAG/PER/5/2009 concerning Provisions and Procedure of Control on Goods and/or Services;
32. Regulation of the Minister of Trade Number 44/M-DAG/PER/9/2009 concerning the Procurement, Distribution and Control of Hazardous Materials, as has been amended with the Regulation of the Minister of Trade Number 23/M-DAG/PER/9/2011;
 33. Regulation of the Minister of Trade Number 54/M-DAG/PER/9/2009 concerning General Provisions in the Import Sector;
 34. Regulation of the Minister of Trade Number 31/M-DAG/PER/7/2010 concerning the Organization and Work 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;
 35. Regulation of the Minister of Trade Number 27/M-DAG/PER/5/2012 concerning Provision for Importer Identity Number (API), as has been amended several times and latest with the Regulation of the Minister of Trade Number 84/M-DAG/PER/12/2012;
 36. Regulation of the Minister of Health Number 033 of 2012 concerning Food Additional Materials;
 37. Joint Regulation of the Minister of Home Affairs and Head of the Food and Medicine Control Agency Number 43 of 2013 and Number 2 of 2013 concerning Control on Hazardous Materials that are Misused in Food;
 38. Regulation of the Minister of Trade Number 46/M-DAG/PER/8/2014 concerning General Provisions for the Verification or Technical Tracing in the Trade Sector.

HAS DECREED:

To enact : **REGULATION OF THE MINISTER OF TRADE CONCERNING SECOND AMENDMENT OF THE REGULATION OF THE MINISTER**

**OF TRADE NUMBER 44/M-DAG/PER/9/2009 CONCERNING
PROCUREMENT, DISTRIBUTION AND CONTROL OF
HAZARDOUS MATERIALS.**

Article I

Several provisions in the Regulation of the Minister of Trade Number 44/M-DAG/PER/9/2009 concerning the Procurement, Distribution and Control of Hazardous Materials, as has been amended with the Regulation of the Minister of Trade Number 23/M-DAG/PER/9/2011, are amended as follows:

1. The provision of Article 1 is amended and now reads as follows:

Article 1

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

1. Hazardous Materials, hereinafter abbreviated B2, are substances, chemicals and biological, either in single or mixed form, that may directly or indirectly endanger health and the environment, that have the characteristics of toxic, carcinogenic, teratogenic, mutagenic, corrosive and irritating.
2. Company is each form of individual business or business entity owned by an Indonesian Citizen and is domiciled in area of the Republic of Indonesia, either in form of legal entity or non legal entity, which carries out the B2 trade business activities.
3. Producer of Hazardous Materials, hereinafter abbreviated P-B2, is the company that produces B2 domestic and has the Industrial Business License from the authorized Agency.
4. Hazardous Materials Producer Importer, hereinafter abbreviated IP-B2, is the industrial company that imports B2 as raw material or auxiliary material at its own

production process.

5. Hazardous Material Registered Importer, hereinafter abbreviated IT-B2 is the trading company that imports B2 for distribution to other parties.
6. Hazardous Material Registered Distributor, hereinafter abbreviated DT-B2, is the company appointed by P-B2 and/or IT-B2 and has obtained the special trade business license from Director General of Domestic Trade to distribute B2 to PT-B2 or directly to PA-B2.
7. Company Branch Office is the company that is the unit or section of the parent company, which may be domiciled at another location and may be independent or is assigned to carry out the part of the duties of its parent company.
8. Hazardous Material Registered Retailer, hereinafter abbreviated PT-B2, is the company appointed by IT-B2, P-B2, and/or DT-B2 and has obtained the B2 special trade business license from the Governor, in this case the Head of Provincial Office, to sell B2 to PA-B2.
9. End User of Hazardous Material, hereinafter abbreviated PA-B2, is the industrial company that uses B2 as raw/auxiliary material, which is chemical physically processed, so that its physical and chemical characteristics are changed and obtains value added, and the business entity or institution that uses B2 as auxiliary material according to its allocation and has obtained permit from the authorized Agency.
10. Hazardous Material Trade Business License, hereinafter abbreviated SIUP-B2, is the license used to implement the B2 special trade business activities.
11. B2 Procurement is the process/activity to provide B2 by P-B2, IP-B2 and IT-B2.
12. Verification or Technical Tracing is the technical

- inspection activity on the imported product, which is carried out by the Surveyor.
13. Surveyor is the survey company that obtains the authority to carry out the verification or technical tracing on the import product.
 14. B2 Distribution is distribution or circulation and sales of B2 from IT-B2 and/or P-B2 to DT-B2, from DT-B2 to PT-B2, from PT-B2 to PA-B2, or IT-B2 and/or P-B2 directly to PT-B2, or IT-B2 and/or P-B2 directly to PA-B2.
 15. Control is a series of inspection activities in order to control the import procurement, distribution and use of B2.
 16. Inspection Team is the team that carries out the inspection activities on the company legality correctness and physical existence of the storage location, repacking facilities and transportation equipments used by DT-B2 to carry out the B2 distribution activities.
 17. CAS (Chemical Abstract Service) Number is the index system or chemical compound registration that is internationally adopted, so that it is possible to make the identification.
 18. Safety Data Sheet (SDS) is the instruction sheet containing B2 information on the physical and chemical characteristics, type of hazard that may occur, handling system, and special action in emergency situation.
 19. Label is each information on B2 in form of picture, writing, combination of both or other forms that contain the information on B2 and information on the Company in accordance with the Legislative Regulations, which is affixed to the product, put inside, placed at or is part of the packing.
 20. Packing is the material used to contain or wrap B2, either directly or indirectly touching B2.

21. Head of Provincial Office is the Head of Provincial Office whose duties and responsibilities are in the trade sector.
 22. Head of the Regency/City Office is the Head of the Regency/City Office whose duties and responsibilities are in the trade sector.
 23. Director General of Foreign Trade, hereinafter referred to as Dirjen Daglu is the Director General who organizes the administration affairs in the foreign trade sector.
 24. Director General of Domestic Trade, hereinafter referred to as Dirjen PDN, is the Director General who organizes the administration affairs in the standardization and consumer protection sector.
 25. Director General of Standardization and Consumer Protection, hereinafter referred to as Dirjen SPK, is the Director General who organizes the administration affairs in the standardization and consumer protection sector.
 26. Minister is the minister who organizes the administration affairs in the trade sector.
2. The provision of Article 2 paragraph (1) is amended, so that Article 2 now reads as follows:

Article 2

- (1) The types of B2, which import, distribution and control are limited, consist of chemicals that jeopardize health and damage the environment and are as contained in Appendix I of this Regulation of the Minister.
- (2) The B2 type, as meant in paragraph (1), may be reviewed according to the development.
- (3) The types of B2, as meant in paragraph (1), may only be used to be utilized according to their allocation.
- (4) The types of B2, as meant in paragraph (1), are prohibited to be used and utilized for food and the

industry related to food.

3. The provision of Article 3 is amended and now reads as follows:

Article 3

- (1) The company that will import B2, as meant in Article 2 paragraph, should obtain the recognition as IP-B2 from the Minister, in this case the Director General of Foreign Trade.
- (2) The company that submits the request for recognition as IP-B2, as meant in paragraph (1), should submit a written request to the Minister, in this case the Director General of Foreign Trade, by attaching the following documents:
 - a. Photocopy of the Industrial Business License/Industrial Registration Identity or other business licenses from the Technical Agency;
 - b. Photocopy of the Producer Importer Identity Number (API-P);
 - c. Photocopy of the Company Registration Identity (TDP);
 - d. Photocopy of the Taxpayer Registration Number (NPWP);
 - e. Photocopy of the Customs Identity Number (NIK);
 - f. Recommendation from the authorized official in the industrial sector, for the non pharmacy industry; and
 - g. Recommendation from authorized official in the sector of food and drugs control for the pharmacy, cosmetics, food and food packing industry.
- (3) Based on the written request from the company, as meant in paragraph (2), the Director General of Foreign Trade issues the recognition as IP-B2 on behalf of the Minister for maximum 5 (five) working days, effective as of the date the request is received completely and

correctly.

- (4) B2, which is imported by IP-B2, is only for the need of production process and is prohibited to be traded and/or handed over to another party.

4. The provision of Article 5 is amended and now reads as follows:

Article 5

The recognition as IP-B2 applies for 1 (one) year, effective as of the date of issuance.

5. The provision of Article 5A is amended and now reads as follows:

Article 5A

Each import of B2 by IP-B2 and IT-B2 may only be carried out through:

- a. seaport: Belawan in Medan, Dumai in Dumai, Tanjung Priok in Jakarta, Tanjung Emas in Semarang, Tanjung Perak in Surabaya, and Soekarno Hatta in Makassar; and/or
 - b. all international airports.
6. The provisions of Article 7 paragraph (1) and paragraph (2) are amended so that Article 7 now reads as follows:

Article 7

- (1) The types of B2, as meant in Article 2, may only be distributed by P-B2, IT-B2, DT-B2, and PT-B2.
- (2) In distributing B2, as meant in paragraph (1), P-B2, IT-B2, DT-B2, and P-B2 should comply with the following provisions:
 - a. IT-B2 may only distribute B2 to DT-B2, PT-B2 and/or PA-B2;
 - b. P-B2 may only distribute B2 to DT-B2, PT-B2

- and/or PA-B2;
- c. DT-B2 may only distribute B2 to PT-B2, and/or PA-B2; and
 - d. PT-B2 may only distribute B2 to PT-B2.
- (3). IT-B2 or DR-B2 may distribute B2 through its Company Branch Office.
7. The provision of Article 9 paragraph (1) is amended so that Article 9 now reads as follows:

Article 9

- (1) The types of B2, which are contained in the sequence list number 1 up to number 64 in Appendix I of this Regulation of the Minister, are distributed by using the packing with the minimum size as mentioned in such Appendix.
 - (2) The types of B2, as meant in paragraph (1), which are repacked, should comply with the requirements as meant in Article 8 paragraph (2).
 - (3) The repacking, as meant in paragraph (2), may only be carried out by IT-B2 for imported types of B2 and by DT-B2 for domestic produced and/or imported product types of B2.
8. The provisions of Article 11 paragraph (2) and paragraph (3) are amended so that Article 11 now reads as follows:

Article 11

- (1) The request to obtain SIUP-B2 for DT-B2 uses the form as contained in Appendix V of this Regulation of the Minister and is submitted to the Directorate General of PDN, with the following requirements:
 - a. Company in form of legal entity, Limited Liability Company, Limited Partnership or Communion Firm;

- b. Complies with the general requirements for trade, namely SIUP, TDP, SITU/Disturbance Permit (HO), and NPWP;
 - c. In possession of appointment letter from P-B2, IT-B2 or combination of both;
 - d. In possession of the Emergency Response System equipments and Experts in the sector of B2 Management; and
 - e. In possession of and/or controlling the B2 distribution means, repacking facilities and transportation equipments that comply with the condition of security, safety, health and environment, which is proven with the Minutes of Physical Inspection by the local Provincial Inspection Team.
- (2) The request to obtain SIUP-B2 for PT-B2 uses the form as contained in Appendix V of this Regulation of the Minister and is submitted to the Head of the Provincial Office, with the following requirements:
- a. Company is in form of business entity;
 - b. Complies with the general requirements to carry out trade such as SIUP, TDP, SITU/Disturbance Permit (HO), and NPWP;
 - c. Has storage facilities that comply with the conditions of security, safety, health and environment, which is proven by the Minutes of Physical Inspection by the Inspection Team of the local Regency/City; and
 - d. In possession of the appointment letter as IT-B2, P-B2, DT-B2 or combination of those three.
- (3). In case the request to obtain the SIUP-B2 for DT-B2 and SIUP-B2 for PT-B2 has complied with the provisions, as meant in paragraph (1) and paragraph (2), then the

Director General of Domestic Trade issues the SIUP-B2 for DT-B2 and the Head of the Provincial Office issues the SIUP-B2 for PT-B2 not later than 5 (five) working days as of the date the request is received completely and correctly by using the format as contained in Appendix VI of this Regulation of the Minister.

- (4) The distribution means Inspection Team, as meant in paragraph (1) letter e, is established by the Governor consisting of the provincial office elements whose duties and responsibilities are in the sectors of health, industry, trade, manpower, agriculture, food and drugs control, environment and/or experts as well as other technical offices according to the need.
 - (5) The storage facilities Inspection Team, as meant in paragraph (2) letter c, is established by the Regent/Mayor consisting of the regency/city office elements whose duties and responsibilities are in the sector of health, industry, trade, manpower, agriculture, food and drugs control, environment and/or experts as well as other technical offices according to the need.
 - (6) The Provincial Inspection Team or Regency/City Inspection Team, as meant in paragraph (4) and paragraph (5), may coordinate with the Directorate General of Domestic Trade in implementing its duties.
9. The provision of Article 17 is amended so that it now reads as follows:

Article 17

- (1) IP-B2 is prohibited to:
 - a. Trade and/or hand over B2 to another party;
 - b. Import goods/materials which types and/or amount are not in accordance with those contained in the recognition as IP-B2;

- c. Import goods/materials as contained in the recognition as IP-B2, which validity term has expired; and
 - d. Import the mercury type of B2 with the Tariff Post/HS 2805.40.00.00, for IP-B2 that operates in the gold mining industry sector.
- (2) IT-B2 is prohibited to:
- a. Import goods/materials, which types or amount are not in accordance with those contained in the import approval;
 - b. Import goods/materials as mentioned in the import approval, which validity term has expired;
 - c. Use the imported B2 not in accordance with the allocation, as mentioned in the import approval; and
 - d. Distribute the mercury type B2 with the Tariff Post/HS 2805.40.00.00, to PA-B2 that operates in the gold mining industry sector.
- (3) DT-B2 and PT-B2 are prohibited to distribute the mercury type B2 with the Tariff Post/HS 2805.40.00.00, to PA-B2 that operates in the gold mining industry sector.
10. The provision of Article 18 is amended and now reads as follows:

Article 18

Each individual or business entity that is not in possession of the determination as IT-B2 or SIUP-B2 is prohibited to:

- a. Distribute/circulate or sell B2; and/or
 - b. Repack B2 from its original packing.
11. The provisions of Article 21 paragraph (1) and paragraph (3) are amended so that Article 21 now reads as follows:

Article 21

- (1) The control, as meant in Article 20, may be carried out individually or jointly by the Employee/Official at the Ministry of Trade, Food and Drugs Control Agency, Provincial Office, Regency/City Office and/or jointly with the related Technical Agency.
- (2) The implementation of control carried out by the Employee/Official, as meant in paragraph (1), should be completed with the assignment letter issued by the authorized Official within a certain time.
- (3) The authorized official, as meant in paragraph (2), is the:
 - a. Director General of Domestic Trade for the Employee/Official of the Directorate General of Domestic Trade;
 - b. Director General of Standardization and Consumer Protection (SPK) for the Employee/Official of the Directorate General of Standardization and Consumer Protection;
 - c. Deputy of the Food and Hazardous Material Security Control Sector for the Employee/Official of the Food and Drugs Control Agency;
 - d. Governor, in this case the Head of Provincial Office for the Employee/Official of the Provincial Office;
 - e. Regent/Mayor, in this case the Head of the Regency/City Office for the Employee/Official of the Regency/City Office; and
 - f. Related Head of Technical Agency who supervises the Employee/Official controlling B2.
- (4) IP-B2, IT-B2, P-B2, DT-B2, PT-B2, and PA-B2 should provide the maximum access with regard to the correctness of the B2 distribution to the controlling Employee/Official.

12. The provision of Article 23 is amended and now reads as

follows:

Article 23

- (1) The IP-B2, which violates the provisions in Article 3 paragraph (4), Article 6, Article 13 paragraph (1) and paragraph (3), and Article 17 paragraph (1), is imposed the administrative sanction in form of withdrawal of the recognition as IP-B2.
- (2) The IT-B2, which violates the provisions in Article 6, Article 7 paragraph (2) letter a, Article 8, Article 9 paragraph (1) and paragraph (2), Article 12 paragraph (4), Article 13 paragraph (1) and paragraph (4), and Article 17 paragraph (2), is imposed the administrative sanction in form of withdrawal of the recognition as IT-B2.
- (3) The DT-B2, which violates the provisions of Article 7 paragraph (2) letter c, Article 8, Article 9 paragraph (1) and paragraph (2), Article 12 paragraph (2) and paragraph (4), Article 14 paragraph (1), Article 16 paragraph (1) and paragraph (3), and Article 17 paragraph 3), is imposed the administrative sanction in form of withdrawal of the recognition as SIUP-B2.
- (4) The PT-B2, which violates the provisions in Article 7 paragraph (2) letter d, Article 14 paragraph (3), Article 16 paragraph (1) and paragraph (3), and Article 17 paragraph (3), is imposed the administrative sanction in form of withdrawal of the recognition as SIUP-B2.
- (5) The P-B2, which violates the provisions in Article 7 paragraph (2) letter b, Article 8, and Article 9 paragraph (1) and paragraph (2), is imposed the sanction of withdrawal of the technical license by the authorized official.
- (6) The PA-B2, which violates the provisions of Article 14 paragraph (5) and Article 16 paragraph (1) and

paragraph (3), is imposed the sanction of withdrawal of the technical license by the authorized official.

(7) In case the P-B2 and PA-B2 re imposed the administrative sanctions, a meant in paragraph (5) and paragraph (6), then the Minister or the appointed official submits the recommendation for the withdrawal of technical license to the related agency/authorized official.

13. The provision of Article 29 is amended and now reads as follows:

Article 29

The provisions for implementation and technical matters that are not regulated yet in this Regulation of the Minister are further on determined by the:

- a. Director General of Foreign Trade as long as it is with regard to the procurement of B2 import;
- b. Director General of Domestic as long a it is with regard to the domestic distribution of B2; and
- c. Director General of Standardization and Consumer Protection (SPK) as long as it is with regard to the domestic control of B2.

14. Appendix I of the Regulation of the Minister of Trade Number 44/M-DAG/PER/09/2009, as has been amended with the Regulation of the Minister of Trade Number 23/M-DAG/09/2011 concerning the Procurement, Distribution and control of Hazardous Materials, is amended and becomes as contained in Appendix I, which is an inseparable part of this Regulation of the Minister.

15. Appendix II of the Regulation of the Minister of Trade Number 44/M-DAG/PER/09/2009, as has been amended with the Regulation of the Minister of Trade Number 23/M-DAG/09/2011 concerning the Procurement, Distribution and Control of

Hazardous Materials, is deleted.

16. Appendix VI of the Regulation of the Minister of Trade Number 44/M-DAG/PER/09/2009, as has been amended with the Regulation of the Minister of Trade Number 23/M-DAG/09/2011 concerning the Procurement, Distribution and Control of Hazardous Materials, is amended and becomes as contained in Appendix II, which is an inseparable part of this Regulation of the Minister.

Article II

This Regulation of the Minister commences applicable 60 (sixty) days as of the date of enactment.

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.

Enacted in Jakarta

On 14 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