

# GUIDELINES ON FORMULATION OF REPORTS ON THE REALIZATION OF ENVIRONMENTAL MANAGEMENT PLAN (RKL) AND ENVIRONMENTAL MONITORING PLAN (RPL)

(Decree of the State Minister of Environmental Affairs No. 45/2005 dated April 5, 2005)

THE MINISTER OF ENVIRONMENTAL AFFAIRS,

Considering:

- a. that pursuant to Article 32 paragraph (1) of Government Regulation No. 27/1999 on Environmental Impact Analysis, initiators of businesses and/or activities are obliged to convey reports on the realization of environmental management plan and environmental monitoring plan to the institutions in charge of the businesses and/or activities, institutions assigned to control environmental impacts and governors;
- b. that Article 32 paragraph (1) does not regulate how initiators of businesses and/or activities should convey reports on the realization of environmental management plan and environmental monitoring plan;
- c. that in order to obtain legal certainty about format, scope and substances of reports on the realization of environmental management plan and environmental monitoring plan, it is necessary to stipulate a reference, which can become guidelines for realizing the reporting;
- d. that in connection with the matters in letters a, b and c, it is necessary to stipulate a decree of the State Minister for Environmental Affairs on Guidelines for Formulation of Reports on Realization of the Environmental Management Plan (RKL) and Environmental Monitoring Plan (RPL);

In view of:

1. Law No. 23/1997 on Environmental Management (Statute Book of 1997 No. 68, Supplement to Statute Book No. 3699);
2. Law No. 32/2004 on Regional Administration (Statute Book of 2004 No. 125, Supplement to Statute Book No. 4437);
3. Government Regulation No. 27/1999 on Environmen-

tal Impact Analysis (Statute Book of 1999 No. 59, Supplement to Statute Book No. 3838);

4. Government Regulation No. 18/1999 on Management of Waste of Dangerous and Poisonous Materials (Statute Book of 1999 No. 31, Supplement to Statute Book No. 3815) as already amended by Government Regulation No. 85/1999 on The Amendment to Government Regulation No. 18/1999 concerning Management of Waste of Dangerous and Poisonous Materials (Statute Book of 1999 No. 190, Supplement to Statute Book No. 3910);
5. Government Regulation No. 41/1999 on Control over Air Pollution (Statute Book of 1999 No. 86, Supplement to Statute Book No. 3853);
6. Government Regulation No. 74/2001 on Management of Dangerous and Poisonous Substances (Statute Book of 2001 No. 138, Supplement to Statute Book No. 4135);
7. Government Regulation No. 82/2001 on Management of Water Quality and Control over Water Pollution (Statute Book of 2001 No. 153, Supplement to Statute Book No. 4161);

## DECIDES :

To stipulate :

THE DECREE OF THE STATE MINISTER OF ENVIRONMENTAL AFFAIRS ON GUIDELINES ON FORMULATION OF REPORTS ON THE REALIZATION OF ENVIRONMENTAL MANAGEMENT PLAN (RKL) AND ENVIRONMENTAL MONITORING PLAN (RPL)

## Article 1

Referred to in this decree as:

- a. Environmental Management Plan (RKL) shall be a program for overcoming serious and substantial impacts on the environment, which arise from business and/or action plan\$.

b. Environmental . . . . .

- b. Environmental Monitoring Plan (RPL) shall be a program for monitoring environmental components affected by serious and substantial impacts, which are attributable to business and/or action plans.
- c. Initiator shall be individual or statutory body responsible for a business and/or action plan to be realized.

#### Article 2

(1) Guidelines regulated in this decree shall aim at ensuring the uniformity of reporting format in the realization of the Environmental Management Plan (RKL) and Environmental Monitoring Plan (RPL) so as to be able to create legal certainty and usable as substances of evaluation in stipulating policies on environmental management.

(2) Technique and methodology of management and monitoring used in the realization of the Environmental Management Plan (RKL) and Environmental Monitoring Plan (RPL) shall be realized in accordance with the standard technique and methodology or those regulated in legislation in force.

#### Article 3

(1) Guidelines on formulation of reports on the realization of the Environmental Management Plan (RKL) and Environmental Monitoring Plan (RPL) shall be as contained in the attachment and become part inseparable from this decree.

(2) The guidelines as meant in paragraph (1) shall be used by initiators or businesses and/or activities for

reporting to the institutions interesting in the environmental management.

(3) The guidelines as meant in paragraph (1) shall constitute the minimum requirements in reporting the realization of the Environmental Management Plan (RKL) and Environmental Monitoring Plan (RPL) and can be developed in accordance with the realized businesses and/or activities.

#### Article 4

With the enforcement of this decree, Decision of the Head of the Environmental Impact Controlling Board No. 105/1997 on Guidance for Monitoring the Realization of the Environmental Management Plan (RKL) and Environmental Monitoring Plan (RPL) shall be declared null and void.

#### Article 5

The decree shall apply effectively 6 (six) months as from the date of stipulation.

Stipulated in Jakarta

On April 5, 2005

THE STATE MINISTER OF ENVIRONMENTAL AFFAIRS

Sgd

IR. RACHMAT WITOELAR

#### Editor's Note :

The attachment is not obtained.

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