

THE PROVISIONAL BAN ON THE IMPORT OF SHRIMPS BELONGING TO CERTAIN SPECIES INTO THE TERRITORY OF THE REPUBLIC OF INDONESIA

(Joint Regulation of the Minister of Trade and Minister of Marine and Fishery
No. 27/M-DAG/PER/6/2007 and No. PB.01/MEN/2007 dated June 29, 2007)

THE MINISTER OF TRADE
AND
THE MINISTER OF MARINE AND FISHERY

Considering:

- a. that since the distribution of shrimps infected by diseases attributable to viruses and/or bacteria on the international market still continues and on the other hand, Indonesia remains in efforts to overcome the distribution, it is necessary to prohibit provisionally the import of shrimps belonging to certain species into the territory of the Republic of Indonesia in a bid to prevent the shrimps from coming into the territory of the Republic of Indonesia;
- b. that based on the consideration as meant in letter a, it is necessary to stipulate a joint regulation of the Minister of Trade and Minister of Marine and Fishery;

In view of:

1. Trade Ordinance of 1934 (**Statute Book of 1983 No. 86**) as already amended and supplemented;
2. Law No. 16/1992 (**BN No. 5300 pages 17A - 19A and so on**) on Animal, Fish and Plant Quarantine (Statute Book of 1992 No. 56, Supplement to Statute Book No. 3482);
3. Law No. 10/1995 (**BN No. 5812 pages 19A - 20A and so on**) on Customs Affairs (Statute Book of 1995 No. 75, Supplement to Statute Book No. 3612) as already amended by Law No. 17/2006 (**BN No. 7476 pages 23A - 27A and so on**) (Statute Book of 2006 No. 23A - 27A and so on);
4. Law No. 31/2004 (**BN No. 7158 pages 6A - 17A and so on**) on Fishery (Statute Book of 2004 No. 118, Supplement to Statute Book No. 4433);
5. Government Regulation No. 15/2002 (**BN No. 6784 pages 21A - 32A and so on**) on Fish Quarantine (Statute Book of 2002 No. 36, Supplement to Statute Book No. 4179);

6. Government Regulation No. 54/2002 (**BN No. 6875 pages 6A - 14A**) on Fishery Business (Statute Book of 2002 No. 100, Supplement to Statute Book No. 4230);
7. Presidential Decree No. 260/1967 on Affirmation of Task and Responsibility of the Minister of Trade in the Foreign Trade Sector;
8. Presidential Decree No. 187/M/2004 (**BN No. 7128 pages 30A - 31A**) on the Establishment of the United Indonesia Cabinet as already amended by Presidential Decree No. 8/M/2005;
9. Presidential Regulation No. 9/2005 (**BN No. 7182 pages 2A - 23A**) on the Status, Tasks, Functions, Organizational Structures and Working Arrangements of State Ministries;
10. Presidential Regulation No. 10/2005 on First-Echelon Organizational Units and Tasks of State Ministries as already amended by Presidential Regulation No. 15/2005;
11. Decree of the Minister of Marine and Fishery No. KEP.24/MEN/2002 on Procedures and Techniques of Formulation of Legislation within the Ministry of Marine and Fishery;
12. Decree of the Minister of Finance No. 545/KMK.01/2003 (**BN No. 7044 pages 28A - 30A**) on Stipulation of Systems of Classifications of Imported Goods;
13. Regulation of the Minister of Trade No. 01/M/DAG/PER/3/2005 on Organization and Working Arrangement of the Ministry of Trade as already amended by Regulation of the Minister of Trade No. 22/MDAG/PER/5/2007;
14. Regulation of the Minister of Marine and Fishery No. PER.07/MEN/2005 on the Organization and Working Arrangement of the Ministry of Marine and Fishery, as already amended several times and the latest by Regulation of the Minister of Marine and Fishery No. PER-08/MEN/2007;

DECIDES :

To stipulate:

THE JOINT REGULATION OF THE MINISTER OF TRADE AND MINISTER OF MARINE AND FISHERY ON THE PROVISIONAL BAN ON THE IMPORT OF SHRIMPS BELONGING TO CERTAIN SPECIES INTO THE TERRITORY OF THE REPUBLIC OF INDONESIA

Article 1

- (1) The shrimps as contained in the attachment to this joint regulation may not be imported into the territory of the Republic of Indonesia.
- (2) The prohibition as meant in paragraph (1) applies for 6 (six) months as from the date of stipulation of this joint regulation and may be extended to another term of 6 (six) months.

Article 2

- (1) Excepted from the provision of Article 1 is shrimps imported in the interests of sciences.
- (2) The import of shrimps in the interests of sciences as meant in paragraph (1) only can be done after securing a written license from the Minister of Trade on the basis of written recommendation from the Minister of Marine and Fishery.

Article 3

- (1) The shrimps as meant in Article 1 paragraph (1), which arrive at Indonesia's seaports on or after the date stipulated in this joint regulation must be re-exported or destroyed.
- (2) The re-export or destruction of the shrimps as meant in paragraph (1) becomes responsibility and/or is at expense of importers.

Article 4

Violation of the provisions in this joint regulation is subject to sanction in accordance with the provisions of legislation in force.

Article 5

Technical provisions on the implementation of

this joint regulation are regulated further by the Director General of Foreign Trade, Ministry of Trade along with the Director General of Fishery Product Processing and Marketing, Ministry of Marine and Fishery.

Article 6

The joint regulation comes into force as from the date of stipulation.

For public cognizance, the regulation shall be published by placing it in State Gazette of the Republic of Indonesia.

Stipulated in Jakarta

On June 29, 2007

THE MINISTER OF
MARINE AND FISHERY
Sgd
FREDDY NUMBERI

THE MINISTER OF
TRADE
sgd
MARI ELKA PANGESTU

ATTACHMENT:

LIST OF SHRIMPS BELONGING TO CERTAIN SPECIES, WHICH MAY NOT BE IMPORTED PROVISIONALLY INTO THE TERRITORY OF THE REPUBLIC OF INDONESIA

NO.	TARIFF HEADINGS	DESCRIPTIONS
1	0306.13.00.00	- Frozen: - Small and ordinary shrimps (of <i>panaeus vanamae</i> species)
2	0306.23 0306.23.30.00	- Not frozen (fresh) - Small and ordinary shrimps (of <i>panaeus vanamae</i> species) ---- Fresh or chilly

THE MINISTER OF
MARINE AND FISHERY
Sgd
FREDDY NUMBERI

THE MINISTER OF
TRADE
sgd
MARI ELKA PANGESTU

====(AL)=====