



GOVERNMENT REGULATIONS

PROCEDURE OF ISSUANCE OF CERTIFICATE OF PHYSICAL INSPECTION AND RECOMMENDATION FROM TECHNICAL INSTITUTION IN THE REGION THAT DEVELOPS FORESTRY SECTOR

(Regulation of the Director General of Foreign Trade No. 03/DAGLU/PER/2/2007 dated
February 14, 2007)

THE DIRECTOR GENERAL OF FOREIGN TRADE,

DECIDES:

Considering:

a. that, in the framework of implementation of Regulation of the Minister of Trade of the Republic of Indonesia No. 09/M-DAG/PER/2/2007 (**BN No. 7507 pages 20A - 28A**) on Rules on Export of Forestry Products it is necessary to stipulate Procedure of Issuance of Certificate of Physical Inspection and Recommendation from Technical Institution in the Region that Develops Forestry Sector;

b. that, based on the considerations as specified in paragraph a, it is necessary to stipulate Regulation of the Director General of Foreign Trade;

In view of:

1. Presidential Regulation No. 10/2005 on Organization Units and Duties of Echelons I of State Ministries of the Republic of Indonesia as already amended several times and latest by Presidential Regulation No. 63/2005;
2. Presidential Decree No. 34/M/2005 on Appointment of Echelon I Officers within the Ministry of Trade;
3. Regulation of the Minister of Trade of the Republic of Indonesia No. 01/M-DAG/PER/3/2005 on Organization and Work Procedure of the Ministry of Trade as already amended by Regulation of the Minister of Trade No. 30/M-DAG/PER/12/2005;
4. Regulation of the Minister of Trade of the Republic of Indonesia No. 09/M-DAG/PER/2/2007 (**BN No. 7507 pages 20A - 28A**) on Rules on Export of Forestry Products;

To stipulate:

REGULATION OF THE DIRECTOR GENERAL OF FOREIGN TRADE ON PROCEDURE OF ISSUANCE OF CERTIFICATE OF PHYSICAL INSPECTION AND RECOMMENDATION FROM TECHNICAL INSTITUTION IN THE REGION THAT DEVELOPS FORESTRY SECTOR.

Article 1

In this Regulation:

1. Certificate of Physical Inspection refers to report on result of physical inspection into validity of document and existence of industry.
2. Recommendation refers to letter of approval to the result of inspection to be used as a requirement for submitting application for ETPIK.
3. Agency Head refers to Head of Technical Agency/ Institution in the region that develops forestry sector.

Article 2

- (1) Company who is to receive certificate of Registered Exporter of Forestry Products (ETPIK) must file an application to the Director General of Foreign Trade.
- (2) Application as referred to in paragraph (1) must be completed with the following documents:
 - a. Certificate of Physical Inspection and Recommendation from technical institution in the region that develops forestry sector in accordance with regulations in force;

- b. Photocopy of industry permit;
- c. Photocopy of Taxpayer's Identification Number (NPWP); and
- d. Photocopy of Deed of Establishment drawn up by a Notary and its amendments in accordance with regulations in force.

Article 3

To receive Certificate of Physical Inspection of Industry and Recommendation as referred to in Article 2 paragraph (2) letter a, the company must file an application of issuance to the Agency Head by enclosing:

- a. Photocopy of industry permit;
- b. Photocopy of Certificate of Registration of Company (TDP);
- c. Photocopy of Taxpayer's Identification Number (NPWP); and
- d. Photocopy of Deed of Establishment drawn up by a Notary and its amendments in accordance with regulations in force.

Article 4

(1) Agency Head who has received application for issuance of Certificate of Physical Inspection and Recommendation shall carry out physical inspection comprising of:

- a. Inspection into validity of document comprising of:
 - Industry permit;
 - Certificate of Registration of Company (TDP);
 - Taxpayer's Identification Number (NPWP); and
 - Deed of Establishment drawn up by a Notary and its amendments in accordance with regulations in force.
- b. Inspection into the existence of industry comprising of:
 - Physical existence of company;
 - Production tools/machineries;
 - Raw materials;
 - Production; and
 - Marketing.

(2) The Agency Head shall carry out inspection within not later than 3 (three) working days since date of receipt of the letter of application for issuance of Certificate of Physical Inspection and Recommendation.

Article 5

(1) Company that has received certificate of ETPIK and has experienced changes in the company must file an application for revision of ETPIK to the Director General of Foreign Trade.

(2) If the changes as referred to in paragraph (1) are related to aspect of production, the company must enclose the following documents:

- a. Certificate of Physical Inspection and Recommendation from Agency Head;
- b. Photocopy of industry permit;
- c. Photocopy of Certificate of Registration of Company (TDP);
- d. Photocopy of Taxpayer's Identification Number (NPWP);
- e. Photocopy of Deed of Establishment drawn up by a Notary and its amendments in accordance with regulations in force; and
- f. Original copy of certificate of ETPIK before amendment.

(3) If the changes as referred to in paragraph (1) are related to aspect of non production, the company must enclose the following documents:

- a. Photocopy of industry permit;
- b. Photocopy of Certificate of Registration of Company (TDP);
- c. Photocopy of Taxpayer's Identification Number (NPWP);
- d. Photocopy of Deed of Establishment drawn up by a Notary and its amendments in accordance with regulations in force; and
- e. Original copy of certificate of ETPIK before amendment.

Article 6

(1) Changes of production aspect as referred to in Article 5 paragraph (2) comprise of:

- a. Industry permit;
- b. Address of industry;
- c. Production tools/machineries;
- d. Raw materials; and
- e. Production.

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(2) Changes of non production aspect as referred to in Article 5 paragraph (3) comprise of:

- a. Office address;
- b. Taxpayer's Identification Number;
- c. Certificate of Registration of Company; and
- d. Deed of establishment drawn up by a Notary and its amendments in accordance with regulations in force.

Article 7

(1) Result of physical inspection is written on Certificate of Physical Inspection signed by inspector, representative of company, and acknowledged by the Agency Head.

(2) Form of the Certificate of Inspection is as specified in Attachment I to this Regulation.

Article 8

(1) If Certificate of Physical Inspection has been in accordance with regulations in force, the Agency Head shall issue Recommendation.

(2) If Certificate of Physical Inspection is not in accordance with regulations in force, the Agency Head shall issue a letter of rejection.

(3) Form of Recommendation is as specified in Attachment II to this Regulation.

(4) Form of Letter of Rejection is as specified in Attachment III to this Regulation.

Article 9

Recommendation shall be issued within not later than 3 (three) working days since date of issuance of Certificate of Physical Inspection.

Article 10

Agency Head who violates the provisions of Article 4 paragraph (2) and Article 9 shall be imposed with administrative sanction in the form of written reminder.

This Regulation comes into force 2 (two) months since the date it is stipulated.

Stipulated in Jakarta

On February 14, 2007

THE DIRECTOR GENERAL OF FOREIGN TRADE

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DIAH MAULIDA

Editor's Note :

- Attachments are not available.

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