

TYPE OF BUSINESS PLAN AND/OR  
ACTIVITY THAT REQUIRE ANALYSIS OF ENVIRONMENT IMPACT  
(Regulation of State Minister of Environment No.11/2006 October 2, 2006)

STATE MINISTER OF ENVIRONMENT,

Considering:

- a. that to Implement provision In Article 3 part (2) Government Regulation No. 27/1999 regarding Analysis of Environment Impact there is Decree of the State Minister of Environment No. 17/2001 regarding Type of Business and/or Activity that require Analysis of Environment Impact;
- b. that the decree of State Minister of Environment No. 17/2001 regarding Type of Business and/or Activity that require Analysis of Environment Impact is no longer match with present situation, so there is a need to make amendment of that decree;
- c. that based on this consideration part (b), there is a need to issue regulation of state minister of environment on Type of Business and/or Activity that require Analysis of Environment Impact;

In view of:

1. Law No.23/1997 (**BN No. 6092 pages 19A-21A and so on**) regarding Environmental Management (Statute Book of 1997 No.68, Supplement to Statute Book No.3699);
2. Government Regulation No.27/1999 (**BN No. 6442 pages 10A-21A and so on**) regarding Analysis of Environment Impact (Statute Book of 1999 No.59, Supplement to Statute Book No.3838);
3. President Regulation No.9/2005 (**BN No. 7182 pages 2A-23A**) regarding Position, duty, Function, organization structure and workflow of the Ministry in accordance to amendment in President regulation No.62/2005;

D E C I D E S :

To stipulate:

REGULATION OF STATE MINISTER OF ENVIRONMENT REGARDING TYPE OF BUSINESS PLAN AND/OR ACTIVITY THAT REQUIRE ANALYSIS OF ENVIRONMENT IMPACT.

## Article 1

Type of business plan and/or activity that require Analysis of Environment Impact shall be similar to those in Attachment I.

## Article 2

Type of business plan and/or activity that is not included in Attachment I but the location has borders with protected area as in Attachment II require Analysis of Environment Impact.

## Article 3

In a condition that the scale of business plan and/or activity smaller than that in Attachment I but academic study considers it can bring impact on the environment, the regent, mayor or governor for Jakarta may state that the business plan require analysis of environment impact.

## Article 4

Regent or Mayor or Governor and/or people can propose to State Minister of Environment regarding type of business plan and/or activity that is not listed in attachment I but has important impact on the environment to be included in business that require analysis of environment impact.

## Article 5

State Minister of Environment considers the proposal on business that requires analysis of environment impact as in Article 4.

## Article 6

State Minister of Environment can declare business plan and/or activity that require analysis of environment impact for types of business that are not listed in attachment I based on consultation in Attachment III and recommendation from other ministers or heads of government institutions.

## Article 7

- (1) Types of business plan and/or activity that require Analysis of Environment Impact similar to in attachment I may reduce in case:
- impact of the business plan and/or activity can be controlled with science and technical capability; and/or
  - in fact the business plan and/or activity does not cause important impact on the environment.

(2) Type of business plan and/or activity in part (1) letter a and letter b does not require analysis of environment impact.

(3) In deciding the type of business plan and/or activity as in part (1) and part (2), Minister shall consider suggestion and input from related sector and expert.

(4) Further provision regarding business plan and/or activity exempted from business plan and/or activity that require analysis of environment impact as in part (1) and part (2) is stated in ministerial regulation.

## Article 8

Type of business plan and/or activity that require analysis of environment impact as in attachment I can be re-evaluated at least once in five years.

## Article 9

Especially for genetic engineering, provision about type of business plan and/or activity that require analysis of environment impact as in Attachment I letter M will be effective until the issuance of presidential regulation on Commission on Biosafety of Genetic Engineering Product.

## Article 10

With this ministerial regulation becomes effective, the decree of State Minister of Environment No.17/2001 regarding type of business plan and/or activity that require analysis of environment impact is declared ineffective.

## Article 11

This ministerial regulation shall be effective 2 months since the date of stipulation.

Stipulated in Jakarta

October 2, 2006

STATE MINISTER OF ENVIRONMENT,

Sgd.

Ir. RACHMAT WITOELAR

Editor's Note :

- Attachment is not obtained.

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