

Type: REGULATION (PER)  
By: THE MINISTER OF ENERGY AND MINERAL RESOURCES OF THE REPUBLIC OF INDONESIA  
Number: 06 YEAR 2017  
Date: JANUARY 11, 2017 (JAKARTA)  
Title: PROCEDURES AND REQUIREMENTS FOR THE PROVISION OF  
RECOMMENDATION FOR THE IMPLEMENTATION OF SALE OF PROCESSED  
AND REFINED MINERALS ABROAD

BY THE GRACE OF THE ALMIGHTY GOD

THE MINISTER OF ENERGY AND MINERAL RESOURCES OF THE REPUBLIC OF INDONESIA,

Considering:

whereas in the context of implementation of sale of processed and refined minerals abroad, it is necessary to stipulate a Regulation of the Minister of Energy and Mineral Resources regarding Procedures and Requirements for the Provision of Recommendation for the Implementation of Sale of Processed and Refined Minerals Abroad;

In view of:

1. Law Number 4 Year 2009 regarding Mineral and Coal Mining (Supplement to the State Gazette of the Republic of Indonesia Number 2009 Number 4, Supplement to the State Gazette of the Republic of Indonesia Number 4959);
2. Government Regulation Number 23 Year 2010 regarding the Implementation of Mineral and Coal Mining Business Activities (State Gazette of the Republic of Indonesia Year 2010 Number 29, Supplement to the State Gazette of the Republic of Indonesia Number 5111), as amended for several times with the most recent amendment by Government Regulation Number 1 Year 2017 regarding the Fourth Amendment to Government Regulation Number 23 Year 2010 regarding the Implementation of Mineral and Coal Mining Business Activities (State Gazette of the Republic of Indonesia Year 2017 Number 4, Supplement to the State Gazette of the Republic of Indonesia Number 6012);
3. Government Regulation Number 55 Year 2010 regarding Development and Supervision of the Implementation of Mineral and Coal Mining Business Management (State Gazette of the Republic of Indonesia Year 2010 Number 85, Supplement to the State Gazette of the Republic of Indonesia Number 5142);
4. Presidential Regulation Number 68 Year 2015 regarding the Ministry of Energy and Mineral Resources (State Gazette of the Republic of Indonesia Year 2015 Number 132) as amended by Presidential Regulation Number 105 Year 2016 regarding the Amendment to Presidential Regulation Number 68 Year 2015 regarding the Ministry of Energy and Mineral Resources (State Gazette of the Republic of Indonesia Year 2016 Number 289);

5. Regulation of the Minister of Energy and Mineral Resources Number 13 Year 2016 regarding the Organization and Working Procedures of the Ministry of Energy and Mineral Resources (Official Gazette of the Republic of Indonesia Year 2016 Number 782);
6. Regulation of the Minister of Energy and Mineral Resources Number 05 Year 2017 regarding the Increase in Mineral Added Values through Domestic Mineral Processing and Refining Activities (Official Gazette of the Republic of Indonesia Year 2017 Number 98);

HAS DECIDED:

To stipulate:

REGULATION OF THE MINISTER OF ENERGY AND MINERAL RESOURCES REGARDING PROCEDURES AND REQUIREMENTS FOR THE PROVISION OF RECOMMENDATION FOR THE IMPLEMENTATION OF SALE OF PROCESSED AND REFINED MINERALS ABROAD

## CHAPTER I GENERAL PROVISIONS

### Article 1

Referred to herein:

1. Mineral shall be an inorganic compound formed in the nature, having certain physical and chemical characteristics as well as regular crystal structure or a combination thereof which forms rock, either in a loose or integrated form.
2. Metallic Mineral shall be a mineral the main element of which contains metal, which has metallic gloss, and generally has the nature of good heat and electricity conductor.
3. Non-Metallic Mineral shall be a mineral the main element of which consists of non-metal, for example bentonite, calcite (limestone), silica (quartz sand), et cetera.
4. Rock shall be a solid mass consisting of one type of mineral or more which forms earth crust, either in a massive or loose condition.
5. Production Operation Mining Business License hereinafter referred to as Production Operation IUP shall be a business license given after completing the implementation of Exploration IUP to implement the production operation activity stage.
6. Production Operation Special Mining Business License hereinafter referred to as Production Operation IUPK shall be a business license given after completing the implementation of Exploration IUPK to implement the production operation activity stage in a special mining business license area.
7. Production Operation Mining Business License specific for processing and/or refining hereinafter referred to as Production Operation IUP specific for processing and/or refining shall be a business license given to a company to purchase, transport, process, and refine including sell its processed mineral or coal mining commodity.
8. Production Operation Mining Business License specific for transportation and sale hereinafter referred to as Production Operation IUP specific for transportation and sale shall be a business license given to a company to purchase, transport, and sell mineral or coal mining commodity.

9. Contract of Work shall be an agreement between the Government of the Republic of Indonesia and an Indonesia incorporated company in the context of foreign investment to implement mineral mining business activities.
10. Mineral Processing hereinafter referred to as Processing shall be an endeavor to improve Mineral quality which produces a product with physical and chemical characteristics which do not change from the original Mineral.
11. Mineral Refining hereinafter referred to as Refining shall be an endeavor to improve Metallic Mineral quality through an extraction process and further purity improvement process to produces a product with physical and chemical characteristics which are different from the original Mineral.
12. Recommendation shall be a statement issued by the Director General of Mineral and Coal on behalf of the Minister of Energy and Mineral Resources as a requirement for obtaining Export Approval.
13. Extension Recommendation shall be the extension of Recommendation issued by the Director General of Mineral and Coal on behalf of the Minister of Energy and Mineral Resources as a requirement for obtaining Export Approval.
14. Export Approval shall be a permit to conduct the export of mining products which have achieved the minimum limit of Processing.
15. Minister shall be a Minister organizing governmental affairs in the mineral and coal mining sector.
16. Director General shall be a Director General having the duty to organize the formulation and implementation of policies in the field of development, control, and supervision of mineral and coal activities.
17. Independent Verificator shall be a State-Owned Enterprise having capabilities in project management and/or industrial engineering consulting service to conduct the verification of plan and physical progress of processing and/or refining facility development.

## CHAPTER II SALE OF MINERALS ABROAD

### Article 2

- (1) A holder of Production Operation IUP, Production Operation IUPK, Production Operation IUP specific for processing and/or refining, Production Operation IUP specific for transportation and sale, and Contract of Work may conduct the following sale abroad:
  - a. Metallic Minerals which have met the minimum limit of Refining; and/or
  - b. Non-Metallic Minerals or Rock which have met the minimum limit of Processing, by using an HS (Harmonized System) in accordance with the provisions of laws and regulations.
- (2) A holder of Metallic Mineral Production Operation IUPK, Metallic Mineral Production Operation IUP, and Production Operation IUP specific for processing and/or refining may

conduct the sale of Processing results abroad in a certain amount after obtaining Export Approval of the Director General of Foreign Trade, Ministry of Trade.

- (3) A holder of nickel Production Operation IUP and nickel Production Operation IUPK may conduct the sale of nickel with concentration  $<1.7\%$  (less than one point seven percent) abroad in a certain amount after obtaining Export Approval of the Director General of Foreign Trade, Ministry of Trade.
- (4) A holder of bauxite Production Operation IUP and bauxite Production Operation IUPK may conduct the sale of washed bauxite with  $\text{Al}_2\text{O}_3$  concentration  $> 42\%$  (more than or equal to forty-two percent) abroad in a certain amount after obtaining Export Approval of the Director General of Foreign Trade, Ministry of Trade.
- (5) Another party producing anode slime may conduct the sale of anode slime as By-Product or remains resulting from the refining of copper Metallic Mineral mining commodity abroad in a certain amount after obtaining Export Approval of the Director General of Foreign Trade, Ministry of Trade.

#### Article 3

- (1) Before obtaining Export Approval, a holder of Metallic Mineral Production Operation IUPK, Metallic Mineral Production Operation IUP, and Production Operation IUP specific for processing and/or refining as referred to in Article 2 paragraph (2) and paragraph (3) shall be obligated to obtain Recommendation.
- (2) Before obtaining Export Approval, the other party producing anode slime as referred to in Article 2 paragraph (5) shall be obligated to obtain Recommendation.

#### Article 4

- (1) The holder of Metallic Mineral Production Operation IUPK, Metallic Mineral Production Operation IUP, and Production Operation IUP specific for processing and/or refining as referred to in Article 2 paragraph (2) and paragraph (3) may only conduct the sale of processing results after meeting the minimum limit of processing, nickel with concentration  $<1.7\%$  (less than one point seven percent), or washed bauxite with  $\text{Al}_2\text{O}_3$  concentration  $> 42\%$  (more than or equal to forty-two percent) abroad in a certain amount by using an HS (Harmonized System) in accordance with the provisions of laws and regulations.
- (2) The other party as referred to in Article 2 paragraph (3) may only conduct the sale of anode slime abroad in a certain amount by using an HS (Harmonized System) in accordance with the provisions of laws and regulations.

### CHAPTER III PROCEDURES AND REQUIREMENTS FOR PROVIDING RECOMMENDATION

#### Article 5

- (1) In order to obtain the Recommendation as referred to in Article 3, a holder of Metallic Mineral Production Operation IUPK, Metallic Mineral Production Operation IUP, Production Operation IUP specific for processing and/or refining, and another party producing anode slime must submit application for Recommendation to the Minister c.q. Director General.
- (2) The application for Recommendation as referred to in paragraph (1) by a holder of Metallic Mineral Production Operation IUPK, Metallic Mineral Production Operation IUP, and

Production Operation IUP specific for processing and/or refining must be completed with the following requirements:

- a. document validity statement in accordance with the format set out in Attachment I constituting an inseparable part of this Ministerial Regulation;
  - b. integrity pact to conduct the development of domestic refining facility set out in Attachment II constituting an inseparable part of this Ministerial Regulation;
  - c. copy of Clear and Clean certificate for a holder of Metallic Mineral Production Operation IUP;
  - d. Report of Analysis (RoA) or Certificate of Analysis (CoA) of Metallic Mineral products which have met the minimum limit of Processing issued in the last 1 (one) month from an independent surveyor appointed by the Minister;
  - e. statement on the full payment of Non-Tax State Revenue payment obligation for the last 1 (one) year issued by the Directorate General of Mineral and Coal;
  - f. copy of a cooperation agreement with Metallic Mineral Production Operation IUP which has obtained a Clear and Clean certificate and/or Metallic Mineral Production Operation IUPK for a holder of Production Operation IUP specific for processing and/or refining;
  - g. plan for the development of domestic Refining facility which has been verified by an Independent Verificator, among other things schedule of refining facility development, investment value, and input capacity per year;
  - h. work plan and cost budget of the current year which have been approved by the Minister or governor in accordance with its authority;
  - i. report on the results of verification of physical progress from an Independent Verificator for a holder of Metallic Mineral Production Operation IUPK, Metallic Mineral Production Operation IUP, and Production Operation IUP specific for processing and/or refining which has implemented or is implementing Refining facility development;
  - j. updated report on reserve estimation in accordance with the provisions of laws and regulations; and k. plan for sale abroad which contains, among other things type and amount of Metallic Mineral which has met the minimum limit of Processing/nickel with concentration  $< 1.7\%$  (less than one point seven percent)/washed bauxite with  $\text{Al}_2\text{O}_3$  concentration  $> 42\%$  (more than or equal to forty-two percent), HS (Harmonized System) number, loading port, unloading port, and destination country.
- (3) The application for Recommendation as referred to in paragraph (1) by another party producing anode slime must be completed with the following requirements:
- a. document validity statement in accordance with the format set out in Attachment I constituting an inseparable part of this Ministerial Regulation;
  - b. integrity pact to conduct the development of domestic refining facility set out in Attachment II constituting an inseparable part of this Ministerial Regulation;
  - c. copy of agreement on the sale and purchase of concentrates with a holder of Metallic Mineral Production Operation IUPK;

- d. plan for the development of domestic Refining facility which has been verified by an Independent Verificator, among other things schedule of refining facility development, investment value, and input capacity per year; and
  - e. plan for sale abroad which contains, among other things type and amount of anode slime, HS (Harmonized System) number, loading port, unloading port, and destination country.
- (4) In the event that the plan for the development of domestic Refining facility as referred to in paragraph (2) sub-paragraph g and paragraph (3) sub-paragraph d is implemented through cooperation with another party, application for Recommendation must be completed with the copy of cooperation agreement with the other party developing the Refining facility.

#### Article 6

The application for Recommendation for Export Approval as referred to in Article 5 shall be submitted in accordance with the Format of Application set out in Attachment IIIA and Attachment IIIB constituting an inseparable part of this Ministerial Regulation.

#### Article 7

- (1) The Director General shall conduct the evaluation of application for Recommendation as referred to in Article 5.
- (2) Based on the evaluation as referred to in paragraph (1), the Director General on behalf of the Minister shall provide approval or rejection of application for Recommendation by no later than 14 (fourteen) business days as from the receipt of complete and correct application.
- (3) In the event that the application for Recommendation is rejected, the rejection shall be delivered in writing to an applicant along with the reasons for rejection.

#### Article 8

- (1) Recommendation of the Director General on behalf of the Minister shall be applicable for the period of 1 (one) year and Extension Recommendation may be given for the period of 1 (one) year for each extension.
- (2) The application for Extension Recommendation as referred to in paragraph (1) shall be submitted to the Minister c.q. Director General by no earlier than 30 (thirty) calendar days and by no later than 14 (fourteen) calendar days prior to the expiry of validity period of the Recommendation.

#### Article 9

- (1) The application for Extension Recommendation as referred to in Article 8 paragraph (2) by a holder of Metallic Mineral Production Operation IUPK, Metallic Mineral Production Operation IUP, and Production Operation IUP specific for processing and/or refining must be completed with the following requirements:
  - a. copy of the previous Export Approval;
  - b. statement on the full payment of Non-Tax State Revenue payment obligation for the last 1 (one) year issued by the Directorate General of Mineral and Coal;

- c. report on the results of verification of physical progress of domestic Refining facility from an Independent Verificator;
  - d. updated report on reserve estimation in accordance with the provisions of laws and regulations; and
  - e. plan for sale abroad which contains, among other things type and amount of Metallic Mineral which has met the minimum limit of Processing/nickel with concentration <1.7% (less than one point seven percent)/washed bauxite with Al<sub>2</sub>O<sub>3</sub> concentration > 42% (more than or equal to forty-two percent), HS (Harmonized System) number, loading port, unloading port, and destination country.
- (2) The application for Extension Recommendation as referred to in Article 8 paragraph (2) by another party producing anode slime must be completed with the following requirements:
- a. copy of the previous Export Approval;
  - b. copy of agreement on the sale and purchase of concentrates with a holder of Metallic Mineral Production Operation IUPK;
  - c. report on the results of verification of physical progress of domestic Refining facility from an Independent Verificator; and
  - d. plan for sale abroad which contains, among other things type and amount of anode slime, HS (Harmonized System) number, loading port, unloading port, and destination country.
- (3) The application for Extension Recommendation as referred to in paragraph (1) and paragraph (3) shall be submitted in accordance with the Format of Application for Extension Recommendation set out in Attachment IVA and Attachment IVB constituting an inseparable part of this Ministerial Regulation.
- (4) The Director General shall conduct the evaluation of application for Extension Recommendation as referred to in paragraph (1) and paragraph (2).
- (5) Based on the evaluation as referred to in paragraph (4), the Director General on behalf of the Minister shall provide approval or rejection of application for Extension Recommendation by no later than 14 (fourteen) business days as from the receipt of complete and correct application.
- (6) In the event that the application for Extension Recommendation is rejected, the rejection shall be delivered in writing to an applicant along with the reasons for rejection.

#### Article 10

- (1) The evaluation as referred to in Article 7 paragraph (1) and Article 9 paragraph (4) shall be conducted to stipulate the following:
- a. type and quality of products in accordance with the minimum limit of Metallic Mineral processing or anode slime in accordance with the provisions of laws and regulations;
  - b. certain amount of sale abroad determined based on the following considerations:

1. reserve estimation or guarantee of the supply of raw materials to meet the needs of Refining facilities;
  2. amount of sale abroad in the approval to work plan and cost budget of the current year;
  3. input capacity of Refining facilities; and
  4. physical progress of Refining facility development.
- (2) The certain amount of sale abroad as referred to in paragraph (1) sub-paragraph b shall not exceed the remaining reserves calculated from the reserve estimation.
  - (3) The input capacity of Refining facilities as referred to in paragraph (1) sub-paragraph b sub-sub-paragraph 3 shall be determined in the unit of wet metric ton per year.
  - (4) The physical progress of Refining facility development as referred to in paragraph (1) sub-paragraph b sub-sub-paragraph 4 in the context of obtaining Extension Recommendation must achieve not less than 90% (ninety percent) of the plan for physical progress of Refining facility development calculated cumulatively up to the last 1 (one) month prior to the submission of application for Extension Recommendation.
  - (5) In the event that the percentage of physical progress of Refining facility development as referred to in paragraph (4) is not achieved, the Director General on behalf of the Minister shall issue Recommendation to the Director General of Foreign Trade, Ministry of Trade for the revocation of the provided Export Approval.
  - (6) The evaluation as referred to in paragraph (1) for application for Recommendation shall be conducted in accordance with the format set out in Attachment VA and Attachment VB constituting an inseparable part of this Ministerial Regulation.
  - (7) The evaluation as referred to in paragraph (1) for application for Extension Recommendation shall be conducted in accordance with the format set out in Attachment VIA and Attachment VIB constituting an inseparable part of this Ministerial Regulation.

#### CHAPTER IV SUPERVISION

##### Article 11

- (1) The Director General on behalf of the Minister shall conduct supervision of the following:
  - a. implementation of the sale of mineral abroad;
  - b. progress of domestic refining facility consisting of the following:
    1. physical progress of refining facility; and
    2. amount of the absorption of costs for refining facility development.
- (2) The supervision as referred to in paragraph (1) shall be conducted periodically every 6 (six) months or at any time if required.



- (3) The physical progress of Refining facility development as referred to in paragraph (1) sub-paragraph b sub-sub-paragraph 1 must achieve not less than 90% (ninety percent) of the plan for physical progress of Refining facility development calculated cumulatively up to the last 1 (one) month.
- (4) In the event that the percentage of physical progress of Refining facility development as referred to in paragraph (4) is not achieved, the Director General on behalf of the Minister shall issue Recommendation to the Director General of Foreign Trade, Ministry of Trade for the revocation of the provided Export Approval.

## CHAPTER V TRANSITIONAL PROVISIONS

### Article 12

At the time when this Ministerial Regulation enters into force:

1. Plan for Refining facility development which has been approved by the Director General prior to the entry into force of this Ministerial Regulation must be adjusted to the provisions of this Ministerial Regulation.
2. Refundable deposits placed by a holder of Metallic Mineral Production Operation IUP, Contract of Work, and Production Operation IUP specific for Processing and/or Refining prior to the entry into force of this Ministerial Regulation may be disbursed in accordance with the progress of Refining facility development by no later than 6 (six) months as from the promulgation of this Ministerial Regulation.
3. In the event that with respect to the disbursement of refundable deposits as referred to in paragraph (2), there is remaining refundable deposits, the remaining refundable deposits shall be deposited to the state treasury through a receiving bank.

## CHAPTER VI CLOSING PROVISIONS

### Article 13

At the time when this Ministerial Regulation enters into force, Ministerial Regulation Number 5 Year 2016 regarding Procedures and Requirements for the Provision of Recommendation for the Implementation of Sale of Processed and Refined Minerals Abroad (Official Gazette of the Republic of Indonesia Year 2016 Number 185), shall be revoked and declared null and void.

### Article 14

This Ministerial Regulation shall enter into force on the date of its promulgation.

For public cognizance, hereby ordering the promulgation of this Ministerial Regulation by placing it in the Official Gazette of the Republic of Indonesia.

Stipulated in Jakarta  
on January 11, 2017

THE MINISTER OF ENERGY AND MINERAL RESOURCES OF THE REPUBLIC OF INDONESIA,

Signed

IGNASIUS JONAN

Promulgated in Jakarta  
on January 11, 2017

DIRECTOR GENERAL OF  
LAWS AND REGULATIONS  
MINISTRY OF LAW AND HUMAN RIGHTS OF THE  
REPUBLIC OF INDONESIA,

Signed

WIDODO EKATJAHJANA

OFFICIAL GAZETTE OF THE REPUBLIC OF INDONESIA YEAR 2017 NUMBER 99

Issued as a true copy  
MINISTRY OF ENERGY AND MINERAL RESOURCES  
HEAD OF THE LEGAL AFFAIRS BUREAU

Signed

Hufon Asrofi  
NIP 196010151981031002

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Note

ATTACHMENT I TO  
REGULATION OF THE MINISTER OF ENERGY AND MINERAL RESOURCES OF THE  
REPUBLIC OF INDONESIA  
NUMBER 06 YEAR 2017  
REGARDING  
PROCEDURES AND REQUIREMENTS FOR THE PROVISION OF RECOMMENDATION FOR  
THE IMPLEMENTATION OF SALE OF PROCESSED AND REFINED MINERALS ABROAD

FORMAT OF STATEMENT ON DOCUMENT VALIDITY OF THE REQUIREMENTS FOR  
APPLICATION FOR EXPORT RECOMMENDATION

I, the undersigned:

Name :

Position :

Hereby state:

1. All documents handed over by [Company/License Holder\*] related to the requirements for obtaining recommendation for export approval, including but not limited to technology,

specification, drawing, sample, and other data related to this work, are correct and refer to the engineering principles and/or industrial practices as well as do not contradict laws.

2. In the event that in the future, it is found that every or a given statement related to the requirements for obtaining approval to the plan for refining facility development and recommendation for export approval is proven incorrect or deviates from the engineering principles and/or industrial practices, I am willing to be subject to sanctions in accordance with laws and regulations.

Applicant,

(\_\_\_\_\_)   
Print name, stamp duty, signature, Position, Company Stamp

\* filled in according to the name of company/license holder

THE MINISTER OF ENERGY AND MINERAL RESOURCES OF THE REPUBLIC OF INDONESIA,

Signed

IGNASIUS JONAN

Issued as a true copy  
MINISTRY OF ENERGY AND MINERAL RESOURCES  
HEAD OF THE LEGAL AFFAIRS BUREAU

Signed

Hufron Asrofi  
NIP 196010151981031002

ATTACHMENT II TO  
REGULATION OF THE MINISTER OF ENERGY AND MINERAL RESOURCES OF THE  
REPUBLIC OF INDONESIA  
NUMBER 06 YEAR 2017  
REGARDING  
PROCEDURES AND REQUIREMENTS FOR THE PROVISION OF RECOMMENDATION FOR  
THE IMPLEMENTATION OF SALE OF PROCESSED AND REFINED MINERALS ABROAD

(COMPANY LETTER HEAD)

INTEGRITY PACT OF DOMESTIC REFINING FACILITY DEVELOPMENT

I, the undersigned:

Name : \_\_\_\_\_

Acting for and on behalf of : PT/CV/Firm/Cooperative\_\_\_\_\_ (chooses  
the appropriate one and write the name)

Position : (Highest management at the company, in accordance with the Articles of Association)

Address of Company :

SK on Production Operation IUP/IUPK/ : Number: Regarding:  
Production Operation IUP specific for  
processing and/or refining/another party :

Commodity :

in the context of implementation of the activities of sale of processed products of metallic mineral/anode slime/nickel with concentration <1.7%/washed bauxite with Al<sub>2</sub>O<sub>3</sub> concentration > 42% abroad in \_\_\_\_\_ (Regency/City) \_\_\_\_\_ (Province) hereby states that I am willing to:

1. Perform the obligation to increase added value of metallic mineral commodity by developing processing and refining facilities either by myself or processing and refining cooperation with another party in accordance with the provisions of the applicable laws and regulations.
2. Fulfill the obligation to complete processing and refining facility development by no later than January 12, 2022 and report the progress of processing and refining facility development every 6 (six) months.

If I deviate from the issues which I have stated in this INTEGRITY PACT, I am willing to be subject to sanctions in accordance with laws and regulations.

..... (place),..... (date) ..... (month) 20 .... (year)

(Sufficient stamp duty, signature and company stamp)

(full name)

(position)

THE MINISTER OF ENERGY AND MINERAL RESOURCES OF THE REPUBLIC OF INDONESIA,

Signed

IGNASIUS JONAN

Issued as a true copy  
MINISTRY OF ENERGY AND MINERAL RESOURCES  
HEAD OF THE LEGAL AFFAIRS BUREAU

Signed

Hufon Asrofi  
NIP 196010151981031002

ATTACHMENT IIIA TO  
REGULATION OF THE MINISTER OF ENERGY AND MINERAL RESOURCES OF THE  
REPUBLIC OF INDONESIA  
NUMBER 06 YEAR 2017  
REGARDING  
PROCEDURES AND REQUIREMENTS FOR THE PROVISION OF RECOMMENDATION FOR  
THE IMPLEMENTATION OF SALE OF PROCESSED AND REFINED MINERALS ABROAD

FORMAT OF APPLICATION FOR  
RECOMMENDATION FOR EXPORT APPROVAL FOR A HOLDER OF PRODUCTION  
OPERATION IUPK/PRODUCTION OPERATION IUP/PRODUCTION OPERATION IUP SPECIFIC  
FOR PROCESSING AND/OR REFINING OF METALLIC MINERAL

(COMPANY LETTER HEAD)

Number : Date :  
Attachment :  
Re : Application for Recommendation for Export Approval for a Holder of Production  
Operation IUPK/Holder of Production Operation IUP/Holder of Production  
Operation IUP specific for processing and/or refining of Metallic Mineral \*)

To:  
Minister of Energy and Mineral Resources c.q.  
Director General of Mineral and Coal  
Jl. Prof. Dr. Supomo, SH No.10  
South Jakarta

We, the undersigned, on behalf of ..... (company), hereby apply for Recommendation for  
export approval, with the following details:

No.	Jenis Komoditas Mineral Logam **)	Asal Komodi tas	Prov./ Kab./ Kota	Nomor pos tarif/ HS	Perkiraan Kualitas Batasan Minimum Pengolahan (%)	Perkiraan Jumlah Ekspor per 1 (satu) tahun (WMT)	Perkiraan Harga US\$/WMT	Pelabuhan Muat yang terdaftar di Ditjen Perla	Negara Tujuan Ekspor

For perusal, we enclose documents related to the intended matter, namely:

1. statement on document validity;
2. integrity pact for conducting domestic refining facility development;

3. copy of Clear and Clean certificate;
4. Report of Analysis (RoA) or Certificate of Analysis (CoA) of Metallic Mineral products which have met the minimum limit of Processing issued in the last 1 (one) month;
5. statement on the full payment of Non-Tax State Revenue payment obligation for the last 1 (one) year;
6. copy of a cooperation agreement with Metallic mineral Production Operation IUP which has obtained a clear and clean certificate and/or Metallic Mineral Production Operation IUPK \*\*\*\*);
7. plan for the development of domestic Refining facility which has been verified by an Independent Verificator\*\*\*\*\*);
8. work plan and cost budget of the current year which have been approved by the provider of license in accordance with its authority;
9. report on the results of verification of physical progress from an Independent Verificator\*\*\*\*\*);
10. updated report on reserve estimation;
11. plan for sale abroad which contains, among other things type and amount of Metallic Mineral which has met the minimum limit of Processing/nickel with concentration <1.7%/washed bauxite with Al<sub>2</sub>O<sub>3</sub> concentration > 42%, HS (Harmonized System) number, loading port, unloading port, and destination country \*\*\*\*\*).

The undersigned is willing to be subject to all legal sanctions on him/her or his/her company, if the information above is in fact incorrect.

Please be informed accordingly and thank you for your attention.

Applicant,

(\_\_\_\_\_)

Print name, stamp duty, signature,  
Position, Company stamp

Copy to:

1. Governor of ... Province
2. Regent/Mayor of ...
3. Director of Mineral Utilization Development
4. Director of Industrial and Mining Product Export, Directorate General of Foreign Trade

\*) Choose in accordance with company status

\*\*) Fill in according to the processed products/concentrates including the type of mineral to be exported

\*\*\*) enclosed for a holder of Metallic Mineral Production Operation IUP

\*\*\*\*) enclosed for a holder of Production Operation IUP specific for processing and/or refining

\*\*\*\*\*) enclosed for an applicant which has realized the ongoing Refining facility development

\*\*\*\*\*) enclosed for a holder of Metallic Mineral Production Operation IUPK and Metallic Mineral Production Operation IUP

\*\*\*\*\*) Fill in as complete as possible.

ATTACHMENT IIIB TO  
REGULATION OF THE MINISTER OF ENERGY AND MINERAL RESOURCES OF THE  
REPUBLIC OF INDONESIA  
NUMBER 06 YEAR 2017  
REGARDING  
PROCEDURES AND REQUIREMENTS FOR THE PROVISION OF RECOMMENDATION FOR  
THE IMPLEMENTATION OF SALE OF PROCESSED AND REFINED MINERALS ABROAD

FORMAT OF APPLICATION FOR RECOMMENDATION FOR EXPORT APPROVAL FOR  
ANOTHER PARTY PRODUCING ANODE SLIME

(COMPANY LETTER HEAD)

Number : Date:  
Attachment :  
Re : Application for Recommendation for Export Approval for Another Party Producing  
Anode Slime

To:  
Minister of Energy and Mineral Resources c.q.  
Director General of Mineral and Coal  
Jl. Prof. Dr. Supomo, SH No.10  
South Jakarta

We, the undersigned, on behalf of ..... (company), hereby apply for Recommendation for  
export approval, with the following details:

No.	Jenis Komoditas Mineral Logam *)	Asal Komodi tas	Prov./ Kab./ Kota	Nomor pos tarif/ HS	Perkiraan Kualitas Batasan Minimum Pengolahan (%)	Perkiraan Jumlah Ekspor per 1 (satu) tahun (WMT)	Perkiraan Harga US\$/WMT	Pelabuhan Muat yang terdaftar di Ditjen Perla	Negara Tujuan Ekspor

For perusal, we enclose documents related to the intended matter, namely:

1. statement on document validity;
2. integrity pact for conducting domestic refining facility development;

3. copy of agreement on the sale and purchase of concentrates with Metallic Mineral Production Operation IUPK specific for Metallic Mineral;
4. plan for domestic Refining facility development;
5. plan for sale abroad which contains, among other things type and amount of anode slime, HS number, loading port, unloading port, and destination Country.

The undersigned is willing to be subject to all legal sanctions on him/her or his/her company, if the information above is in fact incorrect.

Please be informed accordingly and thank you for your attention.

Applicant,

(\_\_\_\_\_)

Print name, stamp duty, signature, Position, Company stamp

Copy to:

1. Governor of ... Province
2. Regent/Mayor
3. Director of Mineral Utilization Development
4. Director of Industrial and Mining Product Export, Directorate General of Foreign Trade

\*Fill in according to the processed products/concentrates including the type of mineral to be exported.

THE MINISTER OF ENERGY AND MINERAL RESOURCES OF THE REPUBLIC OF INDONESIA,

Signed

IGNASIUS JONAN

Issued as a true copy  
MINISTRY OF ENERGY AND MINERAL RESOURCES  
HEAD OF THE LEGAL AFFAIRS BUREAU

Signed

Hufron Asrofi  
NIP 196010151981031002

ATTACHMENT IVA TO  
REGULATION OF THE MINISTER OF ENERGY AND MINERAL RESOURCES OF THE  
REPUBLIC OF INDONESIA  
NUMBER 06 YEAR 2017  
REGARDING



PROCEDURES AND REQUIREMENTS FOR THE PROVISION OF RECOMMENDATION FOR THE IMPLEMENTATION OF SALE OF PROCESSED AND REFINED MINERALS ABROAD

FORMAT OF APPROVAL FOR EXTENSION RECOMMENDATION FOR EXPORT APPROVAL FOR A HOLDER OF PRODUCTION OPERATION IUPK/PRODUCTION OPERATION IUP/PRODUCTION OPERATION IUP SPECIFIC FOR PROCESSING AND/OR REFINING OF METALLIC MINERAL

(COMPANY LETTER HEAD)

Number : Date:  
Attachment :  
Re : Application for Extension Recommendation for Export Approval for a Holder of Production Operation IUPK/Production Operation IUP/Production Operation IUP specific for processing and/or refining of Metallic Mineral \*)

To:  
Minister of Energy and Mineral Resources c.q.  
Director General of Mineral and Coal  
Jl. Prof. Dr. Supomo, SH No.10  
South Jakarta

We, the undersigned, on behalf of ..... (company), hereby apply for extension recommendation for export approval, with the following details:

No.	Jenis Komoditas Mineral Logam **)	Asal Komoditas	Prov./ Kab./ Kota	Nomor pos tarif/ HS	Perkiraan Kualitas Batasan Minimum Pengolahan (%)	Perkiraan Jumlah Ekspor per 1 (satu) tahun (WMT)	Perkiraan Harga US\$/WMT	Pelabuhan Muat yang terdaftar di Ditjen Perla	Negara Tujuan Ekspor

For perusal, we enclose documents related to the intended matter, namely:

1. copy of the previous Export Approval;
2. statement on the full payment of Non-Tax State Revenue payment obligation for the last 1 (one) year;
3. report on the results of verification of physical progress from an Independent Verificator;

4. updated report on reserve estimation; and
5. plan for sale abroad which includes among other things type and amount of Metallic Mineral which has met the minimum limit of processing/nickel with concentration <1.7%/washed bauxite with Al<sub>2</sub>O<sub>3</sub> concentration > 42%, HS number, loading port, unloading port, and destination country.

The undersigned is willing to be subject to all legal sanctions on him/her or his/her company, if the information above is in fact incorrect.

Please be informed accordingly and thank you for your attention.

Applicant,

(\_\_\_\_\_)

Print name, stamp duty, signature, Position, Company stamp

Copy to:

1. Governor of ... Province
2. Regent/Mayor of ...
3. Director of Mineral Utilization Development
4. Director of Industrial and Mining Product Export, Directorate General of Foreign Trade

\*) Choose in accordance with company status

\*\*) Fill in according to the processed products/concentrates including the type of mineral to be exported

ATTACHMENT IVB TO  
REGULATION OF THE MINISTER OF ENERGY AND MINERAL RESOURCES OF THE  
REPUBLIC OF INDONESIA  
NUMBER 06 YEAR 2017  
REGARDING  
PROCEDURES AND REQUIREMENTS FOR THE PROVISION OF RECOMMENDATION FOR  
THE IMPLEMENTATION OF SALE OF PROCESSED AND REFINED MINERALS ABROAD

FORMAT OF APPLICATION FOR EXTENSION RECOMMENDATION FOR EXPORT APPROVAL  
FOR ANOTHER PARTY PRODUCING ANODE SLIME

(COMPANY LETTER HEAD)

Number : \_\_\_\_\_ Date: \_\_\_\_\_  
Attachment : \_\_\_\_\_  
Re : Application for Extension Recommendation for Export Approval for Another Party  
Producing Anode Slime \*)

To:  
Minister of Energy and Mineral Resources c.q.  
Director General of Mineral and Coal  
Jl. Prof. Dr. Supomo, SH No.10  
South Jakarta

We, the undersigned, on behalf of ..... (company), hereby apply for extension recommendation for export approval, with the following details:

No.	Jenis Komoditas Mineral Logam **)	Asal Komoditas	Prov./ Kab./ Kota	Nomor pos tarif/ HS	Perkiraan Kualitas Batasn Minimum Pengolahan (%)	Perkiraan Jumlah Ekspor per 1 (satu) tahun (WMT)	Perkiraan Harga US\$/WMT	Pelabuhan Muat yang terdaftar di Ditjen Perla	Negara Tujuan Ekspor

For perusal, we enclose documents related to the intended matter, namely:

1. copy of the previous Export Approval;
2. copy of agreement on the sale and purchase of concentrates with a holder of Metallic Mineral Production Operation IUPK;
3. report on the results of verification of physical progress of domestic Refining facility from an Independent Verificator; and
4. plan for sale abroad, which includes among other things type and amount of anode slime, HS number, loading port, unloading port, and destination country.

The undersigned is willing to be subject to all legal sanctions on him/her or his/her company, if the information above is in fact incorrect.

Please be informed accordingly and thank you for your attention.

Applicant,

(\_\_\_\_\_)

Print name, stamp duty, signature, Position, Company stamp

Copy to:

5. Governor of ... Province
6. Regent/Mayor of ...
7. Director of Mineral Utilization Development
8. Director of Industrial and Mining Product Export, Directorate General of Foreign Trade

- \*) Choose in accordance with company status  
\*\*) Fill in according to the processed products/concentrates including the type of mineral to be exported

THE MINISTER OF ENERGY AND MINERAL RESOURCES OF THE REPUBLIC OF INDONESIA,

Signed

IGNASIUS JONAN

Issued as a true copy  
MINISTRY OF ENERGY AND MINERAL RESOURCES  
HEAD OF THE LEGAL AFFAIRS BUREAU

Signed

Hufron Asrofi  
NIP 196010151981031002

ATTACHMENT VA TO  
REGULATION OF THE MINISTER OF ENERGY AND MINERAL RESOURCES OF THE  
REPUBLIC OF INDONESIA NUMBER 06 YEAR 2017  
REGARDING  
PROCEDURES AND REQUIREMENTS FOR THE PROVISION OF RECOMMENDATION FOR  
THE IMPLEMENTATION OF SALE OF PROCESSED AND REFINED MINERALS ABROAD

FORMAT OF EVALUATION OF RECOMMENDATION FOR METALLIC MINERAL EXPORT  
APPROVAL

1. Name of Company : .....
2. Letter No. and Letter Date : .....
3. Regarding : .....
4. Address of Company : .....
5. Telephone No. : .....
6. Fax No. : .....
7. Type of License : .....
8. SK Number : .....
9. SK Date : .....
10. Commodity : .....

11. Evaluated documents : Requirement Documents of Application for Recommendation for Metallic Mineral Export Approval
12. Purpose of Evaluation : Approval to Recommendation for Metallic Mineral Export Approval

NO	DOCUMENTS	DESCRIPTION
1.	Statement on document validity	
2.	Integrity pact for conducting domestic refining facility development	
3.	Copy of Clear and Clean certificate	
4.	Report of Analysis (RoA) or Certificate of Analysis (CoA) of Metallic Mineral products which have met the minimum limit of Processing issued in the last 1 (one) month	
5.	Statement on the full payment of Non-Tax State Revenue payment obligation for the last 1 (one) year	
6.	copy of a cooperation agreement with Metallic mineral Production Operation IUP which has obtained a clear and clean certificate and/or metallic Mineral Production Operation IUPK	
7.	Plan for the development of domestic Refining facility which has been verified by an Independent Verificator	
8.	Work plan and cost budget of the current year which have been approved by the Minister or governor in accordance with its authority;	
9.	Report on the results of verification of physical progress from an Independent Verificator; 10. Updated report on reserve estimation;	
11.	Plan for sale abroad which contains, among other things type and amount of Metallic Mineral which has met the minimum limit of Processing/nickel with concentration <1.7%/washed bauxite with Al <sub>2</sub> O <sub>3</sub> concentration > 42%, HS (Harmonized System) number, loading port, unloading port, and destination country.	

ATTACHMENT VB TO  
REGULATION OF THE MINISTER OF ENERGY AND MINERAL RESOURCES OF THE  
REPUBLIC OF INDONESIA  
NUMBER 06 YEAR 2017  
REGARDING  
PROCEDURES AND REQUIREMENTS FOR THE PROVISION OF RECOMMENDATION FOR  
THE IMPLEMENTATION OF SALE OF PROCESSED AND REFINED MINERALS ABROAD

#### FORMAT OF EVALUATION OF RECOMMENDATION FOR ANODE SLIME EXPORT APPROVAL

1. Name of Company : .....
2. Letter No. and Letter Date : .....
3. Regarding : .....
4. Address of Company : .....
5. Telephone No. : .....
6. Fax No. : .....

7. Type of License : .....
8. SK Number : .....
9. SK Date : .....
10. Commodity : .....
11. Evaluated documents : Requirement Documents of Application for Recommendation for Anode Slime Export Approval
12. Purpose of Evaluation : Approval to Recommendation for Anode Slime Export Approval

NO	DOCUMENTS	DESCRIPTION
1.	Statement on document validity	
2.	Integrity pact for conducting domestic refining facility development	
3.	Copy of agreement on the sale and purchase of concentrates with a holder of Metallic Mineral Production Operation IUPK	
4.	Plan for domestic Refining facility development	
5.	Plan for sale abroad, which contains among other things type and amount of anode Slime, HS number, loading port, unloading port, and destination country	

THE MINISTER OF ENERGY AND MINERAL RESOURCES OF THE REPUBLIC OF INDONESIA,

Signed

IGNASIUS JONAN

Issued as a true copy  
MINISTRY OF ENERGY AND MINERAL RESOURCES  
HEAD OF THE LEGAL AFFAIRS BUREAU

Signed

Hufron Asrofi  
NIP 196010151981031002

ATTACHMENT VIA TO  
REGULATION OF THE MINISTER OF ENERGY AND MINERAL RESOURCES OF THE  
REPUBLIC OF INDONESIA  
NUMBER 06 YEAR 2017  
REGARDING  
PROCEDURES AND REQUIREMENTS FOR THE PROVISION OF RECOMMENDATION FOR  
THE IMPLEMENTATION OF SALE OF PROCESSED AND REFINED MINERALS ABROAD  
  
FORMAT OF EVALUATION OF EXTENSION RECOMMENDATION FOR PROCESSED METALLIC  
MINERAL EXPORT APPROVAL

1. Name of Company : .....

2. Letter No. and Letter Date : .....
3. Regarding : .....
4. Address of Company : .....
5. Telephone No. : .....
6. Fax No. : .....
7. Type of License : .....
8. SK Number : .....
9. SK Date : .....
10. Commodity : .....
11. Evaluated documents : Requirement Documents of Application for Extension Recommendation
12. Purpose of Evaluation : Approval to Extension Recommendation for Metallic Mineral Export Approval

NO	DOCUMENTS	DESCRIPTION
1.	Copy of the previous Export Approval	
2.	Statement on the full payment of Non-Tax State Revenue payment obligation for the last 1 (one) year	
3.	Report on the results of verification of physical progress from an Independent Verificator	
4.	Updated report on reserve estimation	
5.	Plan for sale abroad which contains, among other things type and amount of Metallic Mineral which has met the minimum limit of processing/nickel with concentration <1.7%/washed bauxite with Al <sub>2</sub> O <sub>3</sub> concentration > 42%, HS number, loading port, unloading port, and destination country.	

ATTACHMENT VIB TO  
REGULATION OF THE MINISTER OF ENERGY AND MINERAL RESOURCES OF THE  
REPUBLIC OF INDONESIA  
NUMBER 06 YEAR 2017  
REGARDING  
PROCEDURES AND REQUIREMENTS FOR THE PROVISION OF RECOMMENDATION FOR  
THE IMPLEMENTATION OF SALE OF PROCESSED AND REFINED MINERALS ABROAD

#### FORMAT OF EVALUATION OF EXTENSION RECOMMENDATION FOR ANODE SLIME EXPORT APPROVAL

1. Name of Company : .....
2. Letter No. and Letter Date : .....

3. Regarding : .....
4. Address of Company : .....
5. Telephone No. : .....
6. Fax No. : .....
7. Type of License : .....
8. SK Number : .....
9. SK Date : .....
10. Commodity : .....
11. Evaluated documents : Requirement Documents of Application for Extension Recommendation for Anode Slime Export Approval
12. Purpose of Evaluation : Approval to Extension Recommendation for Anode Slime Export Approval

NO	DOCUMENTS	DESCRIPTION
1.	copy of the previous Export Approval	
2.	copy of agreement on the sale and purchase of concentrates with a holder of Metallic Mineral Production Operation IUPK	
3.	report on the results of verification of physical progress of domestic Refining facility from an Independent Verificator	
4.	plan for sale abroad which contains, among other things type and amount of anode Slime, HS (Harmonized System) number, loading port, unloading port, and destination country.	

THE MINISTER OF ENERGY AND MINERAL RESOURCES OF THE REPUBLIC OF INDONESIA,

Signed

IGNASIUS JONAN

Issued as a true copy  
MINISTRY OF ENERGY AND MINERAL RESOURCES  
HEAD OF THE LEGAL AFFAIRS BUREAU

Signed

Hufron Asrofi  
NIP 196010151981031002

Source: LOOSE LEAF REGULATION OF THE MINISTER OF ENERGY AND MINERAL RESOURCES YEAR 2017