

VALIDATION OF THE MAPPING OF REGIONAL GOVERNMENTS' AFFAIRS IN THE FIELD OF INVESTMENT

(Regulation of the Investment Coordinating Board of the Republic of Indonesia No. 7/2016 dated August 18, 2016)

BY THE GRACE OF ALMIGHTY GOD
THE HEAD OF THE INVESTMENT COORDINATING BOARD
OF THE REPUBLIC OF INDONESIA,

Considering :

That to implement provisions in Article 24 paragraph (2) of Law No. 23/2014 concerning Regional Governments and Article 107 paragraph (5) of Government Regulation No. 18/2016 concerning Regional Apparatuses, it is necessary to stipulate a Regulation of the Head of the Investment Coordinating Board concerning Validation of the Results of the Mapping of Regional Governments' Affairs in the Field of Investment;

In view of :

1. Law No. 25/2007 concerning Investment (Statute Book of the Republic of Indonesia of 2007 No. 67, Supplement to Statute Book of the Republic of Indonesia No. 4724);
2. Law No. 23/2014 concerning Regional Governments (Statute Book of the Republic of Indonesia of 2014 No. 244, Supplement to Statute Book of the Republic of Indonesia No. 5587) as already several times amended the latest by Law No. 9/2015 concerning the Second Round of Amendment to Law No. 23/2014 concerning Regional Governments (Statute Book of the Republic of Indonesia of 2015 No. 58, Supplement to Statute Book of the Republic of Indonesia No. 5679);
3. Government Regulation No. 18/2016 concerning Regional Apparatuses (Statute Book of the Republic of Indonesia of 2016 No. 114, Supplement to Statute Book of the Republic of Indonesia No. 5887);

D E C I D E S :

To stipulate :

REGULATION OF THE HEAD OF THE INVESTMENT COORDINATING BOARD CONCERNING VALIDATION OF

THE MAPPING OF REGIONAL GOVERNMENTS' AFFAIRS IN THE FIELD OF INVESTMENT.

Article 1

The mapping of governments' affairs in the field of investment is the result of validation of investment affairs in provinces and regencies/municipalities that carry out government affairs in the field of investment based on the scores of government affairs' variables in the field of investment.

Article 2

The scores of variables as referred to in Article 1 are the scores of mapping based on the interval indicators and classes of government affairs in the field of investment.

Article 3

The results of the mapping of government affairs in the field of investment serve as a reference for provincial governments and regency/municipal governments to decide types of regional apparatuses carrying out government affairs in the field of investment.

Article 4

- (1) The government affairs in the field of investment as referred to in Article 3 are non-basic service compulsory authority in official form.
- (2) Agencies carrying out government affairs in the field of investment in provinces and regencies/municipalities are divided into 4 (four) typologies.
- (3) The typology of agencies carrying out government affairs in the field of investment in provinces and regencies/municipalities as referred to in paragraph (2) consists of :
 - a. Agency of Type A to accommodate the realization of large level and intensity work burden;
 - b. Agency of Type B to accommodate the realization of medium level and intensity work burden;
 - c. Agency of Type C to accommodate the realization of small level and intensity work; and
 - d. Agency of Type C, with the score of mapping less than 401 (four hundred and one) to accommodate the realization of very small level and intensity work and likely to receive other extra government affairs of the same level.
- (4) The other extra government affairs of the same level in the field of investment as referred to in paragraph (3) letter d, are :

- a. Cooperatives, Small and Medium Businesses;
- b. Industry;
- c. Trade;
- d. Energy and Mineral Resources;
- e. Transmigration; and
- f. Manpower.

Article 5

- (1) One-Stop Integrated Service Units providing licensing and non-licensing services are inherent to agencies carrying out government affairs in the field of investment.
- (2) The typology of One-Stop Integrated Service Units as referred to in paragraph (1), is inherent to the typology of agencies carrying out government affairs in the field of investment.

Article 6

The results of the mapping of government affairs in the field of investment as referred to in Article 3, are set as contained in Attachment to this Regulation of the BKPM Head, which is an integral part of this Regulation of the BKPM Head.

Article 7

The evaluation of the results of mapping as referred to in Article 6 shall be conducted in accordance with the law and regulation.

Article 8

- (1) The results of the mapping of government affairs in the field of investment are used by provincial governments and regency/municipal governments to establish official institutions carrying out government affairs in the field of investment and One-Stop Integrated Service Units.
- (2) Nomenclature guide of agencies carrying out government affairs in the field of investment and One-Stop Integrated Service units is set in a Regulation of the Home Affairs Minister concerning nomenclature guide of agencies carrying out government affairs and One-Stop Integrated Service units in provinces regencies and/or municipalities.

Article 9

If the financial capacities and apparatuses of regions are still limited, the type of regional apparatuses carrying out government affairs in the field of investment and One-Stop Integrated Service units can be downgraded from the results of mapping.

Article 10

- (1) If the mapping of government affairs in the field of investment has not been done, the provinces and regencies/municipalities can convey indicator data of variables to the Home Affairs Ministry with a copy addressed to the Investment Coordinating Board.
- (2) The indicator data of variables as referred to in paragraph (1) are evaluated as the basis to set institutional typology and nomenclature in accordance with the law and regulation.

Article 11

This Regulation of the BKPM Head shall come into force as from the date of promulgation.

For public cognizance, this Regulation of the BKPM Head shall be promulgated by placing it in the State Gazette of the Republic of Indonesia.

Stipulated in Jakarta

On August 18, 2016

THE HEAD OF THE INVESTMENT COORDINATING BOARD OF

THE REPUBLIC OF INDONESIA,

sgd.

THOMAS TRIKASIH LEMBONG

Promulgated in Jakarta

On August 18, 2016

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

sgd.

WIDODO EKATJAHJANA

STATE GAZETTE OF THE REPUBLIC OF INDONESIA
OF 2016 NO. 1218

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