

# **FIXATION OF TARIFF ON IMPORT DUTY IN THE CONTEXT OF ASEAN-KOREA FREE TRADE AREA**

**(Regulation of Minister of Finance of the Republic of  
Indonesia Number 24/PMK.010/2017,  
dated February 27, 2017)**

WITH THE BLESSING OF THE ONE AND ONLY GOD  
MINISTER OF FINANCE OF THE REPUBLIC OF INDONESIA

Considering:

- a. whereas, based on Regulation of Minister of Finance Number 118/PMK.011/2012, concerning Fixation of Import Duty tariff in the context of ASEAN-Korea Free Trade Area as amended by Regulation of Minister of Finance Number 85/PMK.010/2016, concerning Amendment to Regulation of Minister of Finance Number 118/PMK.011/2012, on Fixation of Import Duty tariff in the context of ASEAN-Korea Free Trade Area, the Government of the Republic of Indonesia fixed Import Duty Tariff on imported goods in the context of Overall Joint Venture on Economy between the Government of Indonesian and Governments of the States constituting Members of East Asia Nations Association and the Republic of Korea;
- b. whereas, with respect to enforcement of the provision on classification system of goods based on Hannonized System 2017 and ASEAN Hannonised Tariff Nomenclature 2017, it is necessary to make adjustment to Indonesia Commitment based on Hannonized System 2017 and ASEAN Hannonised Tariff Nomenclature 2017 in the Agreement on Goods Trading constituting part of the Agreements on the Overall Economic Joint Venture between the Government of Indonesia and the Governments of States constituting Members of East Asia Nations Association and the Republic of Korea;
- c. whereas, based on the agreement contained in Agreement on Goods Trade as part of the Agreement between Government of Indonesia and the Governments of States constituting Members of East Asia Na-

tions Association and the Republic of Korea, a scheme on reduction of Import Duty tariff has been compiled in the context of ASEAN-Korea Free Trade Area ;

- d. whereas, the Minister of Trade by Letter Number 108/MDAG/SD/02/2017, dated February 14, 2017, concerning Issue of Regulation of Minister of Finance (PMK) on Fixation and Justification of Import Duty tariff on HS 2017 in Scheme IJ-EPA, IP-PTA, ATIGA, AIFTA, ACFTA, AKFTA, and AANZFTA, have proposed to make adjustment to classification of goods and charging Import Duty tariff on imported goods in the context of ASEAN-Korea Free Trade Area;
- e. whereas, based on the consideration referred to in letter a, letter b, letter c and letter d, as well as to implement the provisions in Article 13, paragraph (2) of Law Number 10 Year 1995, concerning Customs matter as amended by Law Number 17 Year 2006, on amendment to Law Number 10 Year 1995; on Customs matter, it is necessary to stipulate Regulation of Minister of Finance on Fixation of Import Duty tariff in the context of ASEAN-Korea Free Trade Area;

In view of:

1. Law Number 10 Year 1995, concerning Customs matter (Statute Book of the Republic of Indonesia Year 1995 Number 75, Supplement to Statute Book of the Republic of Indonesia Number 3612) as amended by Law Number 17 Year 2006, concerning amendment to Law Number 10 Year 1995, on Customs matter (Statute Book of the Republic of Indonesia Year 2006 Number 93, Supplement to Statute Book of the Republic of Indonesia Number 4661);
2. Regulation of Minister of Finance Number 6/PMK.010/2017, on Stipulation of goods Classification System and imposition of Import Duty tariff on imported goods (State Gazette of the Republic of Indonesia Year 2017 Number 176);

DECIDES:

To stipulate:

**REGULATION OF MINISTER OF FINANCE ON FIXATION OF IMPORT DUTY TARIFF IN THE CONTEXT OF ASEAN-KOREA FREE TRADE AREA.**

**Article 1**

- (1) Fix Import Duty tariff on imported goods from Countries constituting Members of ASEAN and Republic of Korea in the context of ASEAN-Korea Free Trade Area, as specified in the Attachment constituting inseparable part of this Regulation of Minister.
- (2) Classification of goods from imported goods referred to in paragraph (1) shall be based on classification of goods at notification for import based on Regulation of Minister of Finance that governs specification of goods and imposition of Import Duty tariff on imported goods.
- (3) The stipulation of Import Duty tariff referred to in paragraph (1), applies the provisions below:
  - a. Fixation of Import Duty tariff as specified in column (5) in the Attachment, constituting the tariff rate of Import Duty in the context of ASEAN-Korea Free Trade Area on imported goods from all countries constituting members.
  - b. Fixation of Import Duty tariff as specified in column (6) in the Attachment, constituting Import Duty tariff in the context of ASEAN-Korea Free Trade Area on imported goods from the State of the Republic of Korea as application of the principle of mutual agreement.
  - c. Should there be fixation of Import Duty tariff on tariff posts referred to in column (5) as also fixed in column (6), on imported goods from the State of the Republic of Korea applies Import Duty tariff as specified in column (6).

**Article 2**

- (1) Imposition of Import Duty based on fixed Import Duty tariff as referred to in Article 1, shall be implemented based on the provisions below:
  - a. Import Duty tariff in the context of ASEAN-Korea Free Trade Area which is lower than the Import Duty

tariff prevailing in general, is only applied on imported goods supported by Statement Letter of Origin (Form AK) signed by the competent authority in the country concerned and complies with the provisions on country of origin of goods based on agreement on ASEAN Korea Free Trade Area;

- b. importer, entrepreneur constituting bonded place for piling up, and entrepreneur constituting bonded center for logistic shall be obliged to state Reference Number and date of Statement Letter of Origin (Form AK) as referred to in letter a and code Facilities 55 on the Notification of Customs on Import;
- c. original Statement Letter of Origin (Form AK) in the context of ASEAN-Korea Free Trade Area as referred to in letter a, must be submitted by:
  - i. importer at submitting Notification of Customs on Import as referred to in letter b at the Office of Customs at the Port of import.
  - ii. entrepreneur as bonded place for piling up within three (3) working days at the latest as of the date of Approval Letter for Clearing Goods, Notification on Imported Goods to be piled up at the bonded place for piling up to Customs and Excise Officials exercising examination on document and 111. Entrepreneur of bonded logistic center within three (3) working days at the latest as of the date of Approval Letter for Clearing Goods, and Notification of Customs on imported goods to be piled up at the bonded center for piling up logistic to Customs and Excise Officials at the Customs Office exercising examination.
- d. if Import Duty tariff prevailing in general is lower than Import Duty tariff in the context of ASEAN-Korea Free Trade Area as specified in the Attachment, thereby prevailing Import Duty tariff shall be Import Duty tariff prevailing in general.

(2) Procedure for imposing Import Duty tariff on imported goods in the context of ASEAN-Korea Free Trade Area, shall be implemented based on Regulation of Minister of Finance governing the procedure on imposition of Import Duty tariff in the context of international agreement or covenant.

**Article 3**

Provisions in this Regulation of Minister apply on imported goods which notification of Customs on import thereof has obtained Identification Number and date of registration issued by the Customs Office, the place where Customs obligations have been complied with in accordance with the provisions in Law Number 10 Year 1995, concerning Customs matter as amended by Law Number 17 Year 2006, concerning amendment to Law Number 10 Year 1995, on Customs matter effective as of the date this Regulation of Minister comes to force.

**Article 4**

By the time this Regulation of Minister comes to force, Regulation of Minister of Finance Number 118/PMK.011/2012, concerning Fixation of Import Duty tariff in the context of ASEAN-Korea Free Trade Area (State Gazette of the Republic of Indonesia Year 2012 Number 697) as amended by Regulation of Minister of Finance Number 85/PMK.010/2016, concerning amendment to Regulation of Minister of Finance Number 118/PMK.011/2012, concerning Fixation of Import Duty tariff in the context of ASEAN-Korea Free Trade Area (State Gazette of the Republic of Indonesia Year 2016 Number 773), is revoked and hereby declared null and void.

**Article 5**

This Regulation of Minister takes effect on March 1, 2017.

For public recognition, this Regulation of Minister shall be announced by placing it in State Gazette of the Republic of Indonesia.

Stipulated di Jakarta

Dated February 27, 2017

MINISTER OF FINANCE

OF THE REPUBLIC OF INDONESIA,

sgd.

SRI MULYANI INDRAWATI

Enacted di Jakarta

Dated February 27, 2017

DIRECTOR GENERAL OF STATUTORY REGULATION

MINISTRY OF LAW AND HUMAN RIGHTS

OF THE REPUBLIC OF INDONESIA,

sgd.

WIDODO EKATJAHJANA

STATE GAZETTE OF THE REPUBLIC OF INDONESIA

YEAR 2017 NUMBER 340

Note from Editor:

- Due to technical reason no Attachment is provided herein.

( BN )