



New Financial Services Authority (OJK) & Banking Regulations

The Summary of the New Financial Services Authority (OJK) & Banking Regulations

The following is a list of the new Financial Services Authority (OJK) & banking regulations. All regulations are available in Indonesian.

New Financial Services Authority (OJK) Regulations

1. Regulation: 6/POJK.03/2018 ([click here 6/POJK.03/2018](#))
Date : 22 April 2018
Regarding : Perubahan POJK Nomor 7/POJK.03/2016 tentang Prinsip Kehati-Hatian dalam Melaksanakan Kegiatan Structured Product bagi Bank Umum. (Amendment POJK Number 7/POJK.03/2016 concerning Prudential Principles in Conducting Structured Product Activities for Commercial Banks).

Summary:

To promote deepening of the financial markets and to create a banking system that is able to grow and compete both nationally and internationally, refinement is needed to the rules regarding prudential principles in the conduct of structured product activities for commercial banks. Several provisions in Financial Services Authority Regulation Number 7/POJK.03/2016

concerning Prudential Principles in Conducting Structured Product Activities for Commercial Banks (Statute Book of the Republic of Indonesia for 2016 Number 19, Supplement to Statute Book of the Republic of Indonesia Number 5843) are amended as follows:

- The provisions of Article 1 point 5 letter c and point 6 letter c are deleted.
- The provisions of paragraph (2) and paragraph (3) of Article 6 are revised and 4 (four) new paragraphs are added.
- The provisions of Article 32 are revised.
- One new chapter is inserted between Chapter XII and Chapter XIII, i.e. Chapter XIII.A.

2. Regulation: 7/POJK.04/2018 ([click here 7/POJK.04/2018](#))

Date : 25 April 2018

Regarding : Penyampaian Laporan melalui Sistem Pelaporan Elektronik Emiten atau Perusahaan Publik. (Submission of Reports through the Electronic Reporting System for Issuers or Public Companies).

Summary:

To enhance the effectiveness and efficiency of submission of reports and the openness of information by issuers or public companies to the Financial Services Authority, it is necessary to revise the provisions of the laws and regulations in the capital market sector regarding submission of reports and openness of information through the Electronic Reporting System (SPE) for issuers or public companies.

This regulation contains provisions concerning the obligation for Issuers or Public Companies to submit Reports to the Financial Services Authority through the SPE, time limits for submission of reports through the SPE, obligation for Issuers or Public Companies to retain reports, and exemptions for Issuers or Public Companies from the obligation to submit reports through the SPE.

3. Regulation: 8/POJK.05/2018 ([click here 8/POJK.05/2018](#))

Date : 31 May 2018

Regarding : Dana Pensiun. (Pension Funds).

Summary

This regulation obliges pension funds which are legal entities that manage and run programs that promise pension benefits to prepare and submit actuarial reports to the Financial Services Authority (OJK) in accordance with the provisions in this regulation with actuarial valuation dates set by the OJK.

In addition, pension fund managers are also periodically asked to report to the OJK on the quality of funding based on actuarial valuation. Pension funds are obliged to perform actuarial

valuation at least once every three years or when there is an amendment to the pension fund regulations. Pension funds that violate this regulation may be subjected to administrative penalties in the form of written warning, repeated fit and proper testing of the management, supervisory board, and executors, or dissolution of the pension funds.

4. Regulation: 9/SEOJK.05/2018 ([click here 9/SEOJK.05/2018](#))

Date : 20 April 2018

Regarding : Permohonan Perizinan, Persetujuan, dan Pelaporan secara Elektronik bagi Perusahaan Pialang Asuransi, Perusahaan Pialang Reasuransi, dan Perusahaan Penilai Kerugian Asuransi. (Electronic Requests for Permits, Approval, and Reporting for Insurance Broker Companies, Reinsurance Broker Companies, and Reinsurance Loss Adjustment Companies).

Summary:

In connection with the mandate of the provisions Financial Services Authority Regulation Number 68/POJK.05/2016 concerning Business Licensing and Institutions of Insurance Broker Companies, Reinsurance Broker Companies, and Reinsurance Loss Adjustment Companies (Statute Book of the Republic of Indonesia for 2016 Number 301, Supplement to Statute Book of the Republic of Indonesia Number 5991), it is necessary to stipulate further regarding electronic requests for permits, approval, and reporting (*e-licensing*) for insurance broker companies, Reinsurance broker companies, and Reinsurance loss adjustment companies through a Financial Services Authority Circular.

This regulation contains provisions concerning the scope of requests for permits, approval, and corporate reporting, procedures for submission of requests for permits, approvals, reporting and techniques of storage of data of Insurance Broker Companies, Reinsurance Broker Companies, and Reinsurance Loss Adjustment Companies.

5. Regulation: 10/SEOJK.05/2018 ([click here 10/SEOJK.05/2018](#))

Date : 09 May 2018

Regarding : Permohonan Perizinan, Persetujuan, dan Pelaporan Secara Elektronik Bagi Perusahaan Asuransi, Perusahaan Asuransi Syariah, Perusahaan Reasuransi, dan Perusahaan Reasuransi Syariah. (Electronic requests for permits, approval, and reporting for Insurance Companies, Sharia Insurance Companies, Reinsurance Companies, and Sharia Reinsurance Companies).

Summary

In connection with the mandate of the provisions of Financial Services Authority Regulation Number 68/POJK.05/2016 concerning Business Licensing and Institutions Insurance Broker Companies, Reinsurance Broker Companies, and Reinsurance Loss Adjustment Companies (Statute Book of the Republic of Indonesia Tahun 2016 Number 301, Supplement to Statute Book of the Republic of Indonesia Number 5991), it is necessary to stipulate further regarding electronic requests for permits, approval, and reporting(*e-licensing*) for insurance companies,

sharia insurance companies, reinsurance companies, and sharia reinsurance companies in a Financial Services Authority Circular.

This regulation contains provisions concerning the scope of requests for permits, approvals, and corporate reporting, procedures for submission of requests for permits, approvals, reporting and technical storage of data for insurance companies, sharia insurance companies, reinsurance companies, and sharia reinsurance companies.

The New Banking Regulations

1. Regulation: PP 21/2018 ([click here PP 21/2018](#))
Date : 23 May 2018
Regarding : Tata Cara Penghapusbukuan dan Penghapustagihan Aset yang Tersisa dari Program Restrukturisasi Perbankan. (Procedures for Write-down and Write-off of Assets Remaining from the Bank Restructuring Program).

Summary

This regulation describes the procedures for implementation of the authority of the Savings Guarantee Institution in performing write-down and write-off of assets in the form of billings still remaining from Bank Restructuring Programs in the form of loan agreements or credit agreements, debt acknowledgement deeds, debt securities, and so on.

Before being able to exercise this authority, the Savings Guarantee Institution is required to make efforts to recover these billings by conducting intensive collection efforts to the Debtor and/or Loan Guarantor, performing reconditioning, rescheduling, or restructuring of the invoices, sale of billings, sale of collateral, and so forth. Hence, write-down and write-off are the final efforts after other efforts at recovery have been undertaken by the Savings Guarantee Institution which must be done in accordance with the criteria and requirements for write-down and write-off stipulated in this regulation.

2. Regulation: 20/5/PBI/2018 ([click here 20/5/PBI/2018](#))
Date : 23 April 2018
Regarding : Operasi Moneter. (Monetary Operations).

Summary:

To achieve and maintain a stable value for the rupiah, Bank Indonesia exercises monetary controls based on a monetary policy that is integrated with the Macroprudential policy as well as the policies for the payment system and management of rupiah money. This monetary policy is implemented in the implementation of monetary operations, which may be conducted conventionally or based on sharia principles. To strengthen the effectiveness of transmission of monetary policy, continuous efforts are needed to reformulate the framework of monetary policy.

This Bank Indonesia Regulation stipulates regarding the following matters:

- Implementation monetary operations, both conventional and based on sharia principles, including through open market operations and standing facilities.
- Administration provisions regarding SBI, SDBI, and/or SBBI in foreign currency
- Provisions regarding licensing and responsibility for monetary operations and the intermediary institutions.
- Provisions regarding the role of Bank Indonesia in monitoring monetary operations, and penalties in monetary operations.

3. Regulation: 20/6/PBI/2018 ([click here 20/6/PBI/2018](#))

Date : 07 May 2018

Regarding : Uang Elektronik. (Electronic Money).

Summary:

In line with the developments in technological innovations and the public's needs, the use of non-cash money or electronic money is also increasing. To ensure operation of electronic money that is safe, efficient, smooth, and reliable, electronic money operations now have an umbrella in this regulation issued by Bank Indonesia in early May 2018.

In this regulation no. 20/6/PBI/2018, Bank Indonesia stipulates fully and in detail various matters relating to electronic money operations, such as attention to the credibility of electronic money operations, both through requirements on institutional aspects and legal aspects, business and operational feasibility, including regulation on the minimum paid-in capital, obligation to place float funds and their management, shareholding composition (including foreign shareholding), validity period of licenses issued, rules relating to the scope of electronic money operations, such as transaction processes and security of information systems. This regulation also emphasizes consumer protection with regard to the use of data, prevention of money laundering and financing of terrorism, and minimization of systemic risk.

4. Regulation: 20/7/PADG/2018 ([click here 20/7/PADG/2018](#))

Date : 30 April 2018

Regarding : Kepesertaan Operasi Moneter. (Participation in Monetary Operations).

Summary:

In order to achieve and maintain a stable value for the rupiah, Bank Indonesia exercises monetary controls, among others through the implementation of monetary operations. To enhance the aspects of administration, standardization, and compliance of participants in the implementation of such operations, this regulation number 20/7/PADG/2018 was produced.

This regulation contains provisions for participants of monetary operations to be able to take part in operations, including the obligation to have a permit from Bank Indonesia, and likewise for intermediate institutions, such as money market brokers and/or securities companies. There are four requirements to obtain such permits, i.e. relating to the aspect of

infrastructure, institutional aspect, human resources aspect, and risk management. This regulation also has provisions relating to oversight of participants in monetary operations, and the related penalties.

5. Regulation: 20/8/PADG/2018 ([click here 20/8/PADG/2018](#))
Date : 07 May 2018
Regarding : Kriteria dan Persyaratan Surat Berharga dalam Operasi Moneter. (Criteria and Requirements for Marketable Securities in Monetary Operations).

Summary:

This is an implementation regulation of PBI Number 20/5/PBI/2018 concerning Monetary operations (PBI OM) which stipulates concerning the criteria and requirements for marketable securities that can serve as underlying in monetary operation transactions. This regulation is a unification of several previous regulations and contains material regarding the criteria and requirements for marketable securities in Conventional Monetary Operations (OMK) and Sharia Monetary Operations (OMS).

This regulation contains provisions regarding the criteria, types, and requirements for remaining term of marketable securities that may be used in Conventional Monetary Operations (OMK) and Sharia Monetary Operations (OMS). In addition, this regulation also contains provisions concerning pricing and haircuts of marketable securities used in Monetary Operations by Bank Indonesia.

6. Regulation: 20/9/PADG/2018 ([click here 20/9/PADG/2018](#))
Date : 30 May 2018
Regarding : Standing Facilities.

Summary

This regulation is an implementation regulation of PBI Number 20/5/PBI/2018 concerning Monetary Operations which stipulates concerning Standing Facilities. This regulation is a unification of several previous regulations which contain concerning implementation of conventional Standing Facilities and sharia Standing Facilities.

This regulation contains provisions concerning characteristics, technical implementation and Window Time respectively in conventional Standing Facilities and sharia Standing Facilities.

7. Regulation: 20/10/PADG/2018 ([click here 20/10/PADG/2018](#))
Date : 04 June 2018
Regarding : Giro Wajib Minimum dalam Rupiah dan Valuta Asing bagi Bank Umum Konvensional, Bank Umum Syariah, dan Unit Usaha Syariah. (Statutory Reserve in Rupiah and Foreign currency for Conventional Commercial Banks, Sharia Commercial Banks, and Sharia Business Units).

Summary

This regulation is an implementation regulation of PBI Number 20/3/PBI/2018 concerning Statutory Reserve in Rupiah and foreign currency for Conventional Commercial Banks, Sharia Commercial Banks, and Sharia Business Units.

This regulation contains provisions concerning the amount and procedure for calculation and fulfilment of statutory reserve in rupiah and foreign currency for Conventional Commercial Banks, Sharia Commercial Banks, and Sharia Business Units. In addition, it also contains 12 attachments containing examples of calculation of the fulfilment of Statutory Reserve in Rupiah and Foreign currency for Conventional Commercial Banks, Sharia Commercial Banks, and Sharia Business Units.

8. Regulation: 20/11/PADG/2018 ([click here 20/11/PADG/2018](#))
Date : 04 June 2018
Regarding : Rasio Intermediasi Makroprudensial dan Penyangga Likuiditas Makroprudensial bagi Bank Umum Konvensional, Bank Umum Syariah, dan Unit Usaha Syariah. (Macroprudential Intermediation Ratios and Macroprudential Liquidity Support for Conventional Commercial Banks, Sharia Commercial Banks, and Sharia Business Units).

Summary

This regulation is an implementation regulation of PBI Number 20/4/PBI/2018 concerning Macroprudential Intermediation Ratios and Macroprudential Liquidity Support for Conventional Commercial Banks, Sharia Commercial Banks, and Sharia Business Units.

This regulation contains provisions concerning use of sources of data in calculation of Macroprudential Intermediation Ratios and Macroprudential Liquidity Support, formulas and examples of calculation, procedures for submission of reports on marketable securities needed in the calculation, evaluation of policies, and imposition of penalties.

9. Regulation: 20/12/PADG/2018 ([click here 20/12/PADG/2018](#))
Date : 04 June 2018
Regarding : Pedoman Pelaksanaan Pembawaan Uang Kertas Asing ke Dalam dan ke Luar Daerah Pabean Indonesia. (Implementation Guidelines on Carrying Foreign Paper Money into and out of the Indonesian Customs Territory).

Summary:

With the issuance of Bank Indonesia Regulation Number 19/7/PBI/2017 as amended by Bank Indonesia Regulation Number 20/2/PBI/2018, there is a need for an implementing regulation. As well as confirming the limit on the amount of foreign paper money that may be brought by a bank or non-bank organizer of money changing activities as a licensed entity, this regulation also stipulates the requirements and procedures for a request to become a licensed entity, including the processing flow of the request which describes the actions that must be performed in each stage of processing of the request at Bank Indonesia.

This regulation also contains provisions concerning the procedures for request for approval to carry foreign paper money, both in the form of approval for a quota and approval for every carrying of foreign paper money, as well as the flow of processing of the request for approval at Bank Indonesia. In addition, this regulation also contains provisions concerning the requirements and implementation procedures for carrying of foreign paper money by a licensed entity, whether done by the licensed entity itself or using the service of a Rupiah processing service provider, which is differentiated into carrying of foreign paper money through passenger's hand-carried goods and carrying of foreign paper money through cargo.

10. Regulation: 20/13/PADG/2018 ([click here 20/13/PADG/2018](#))

Date : 26 June 2018

Regarding : Perubahan atas Peraturan Anggota Dewan Gubernur Nomor 19/18/PADG/2017 perihal Laporan Harian Bank Umum. (Amendment of Regulation of the Members of the Board of Governors Number 19/18/PADG/2017 regarding Daily Reports of Commercial Banks).

Summary:

With the issuance of the provisions of PBI No. 18/18/PBI/2016 concerning Transactions of Foreign Currency against Rupiah between Banks and Domestic Parties, PBI No. 18/19/PBI/2016 concerning Transactions of Foreign Currency against Rupiah between Banks and Foreign Parties, and PBI No. 20/5/PBI/2015 concerning Monetary Operations, there are changes with regard to the daily reports of commercial banks.

The scope of changes to the daily reports of commercial banks is in Form 202 – Forward, Swap, Option for addition of code for "Type of Option", i.e. *Call Spread Option and* column for "Strike Price 2", "Most Recent CSO Reference Number", "Date of Most Recent CSO Transaction", and "Volume of CSO". Form 301 – Trading of Marketable Securities in the Secondary Market, adjustment of validation in the columns for "Purchasing Bank Code" and "Selling Bank Code", expansion of the length of characters for the "Tenor" and "Time Period" columns to 4 (four) characters, addition of a type of Marketable Security, i.e. Bank Indonesia Marketable Securities in Foreign Currency (SBBI Valas), adjustment of the name of the "Discount/ Interest Rate/ Consideration" column to become "Repo Rate/ Consideration", addition of "Currency", "Marketable Security Number", "Yield", and "Price" columns, and adjustment of validation in the "Type of Marketable Security" and "Repo Rate/ Consideration" columns, specifically with regard to the repo and outright types of transactions. In addition, there are adjustments to the list of codes for domestic banks and customers/companies.

11. Regulation: 20/14/PADG/2018 ([click here 20/14/PADG/2018](#))

Date : 29 June 2018

Regarding : Laporan Pasar Uang Nonbank dan Kustodian. (Non-Bank and Custodian Money Market Reports).

Summary:

With the existence of implementation provisions for PBI No.18/11/PBI/2016 concerning the Money Market, PBI No.19/2/PBI/2017 concerning Certificate of Deposit Transactions, and PBI No.19/9/PBI/2017 concerning Issuance and Transactions of Commercial Marketable Securities in the Money Market, a regulation is needed that stipulates concerning money market reports of non-banks and custodians.

This regulation stipulates the Reporters, which consist of Securities Companies, Broker Companies, and Bank that carry on Custodian activities based on transactions that are conducted. The reports submitted by reporters include transactions conducted by Securities Companies, Broker Companies that act as intermediaries in transactions for the interests of customers, and Banks that act as Custodians and transactions conducted directly by customers, as well as exemptions for each of these types of transactions.

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