



New Energy & Resources Regulations

Summary of the New Energy & Resources Regulations

The following is a list of the new energy & resources regulations. All regulations are available in Indonesian.

New Energy & Resources Regulations

1. Regulation: Minister of Energy and Mineral Resources (ESDM) Regulation 32/2018 ([click here Permen ESDM 32/2018](#))
Date : 7 June 2018
Subject : Perubahan atas Peraturan Menteri Energi dan Sumber Daya Mineral Nomor 29 Tahun 2016 tentang Mekanisme Pemberian Subsidi Tarif Tenaga Listrik untuk Rumah Tangga
(Amendment of Minister of ESDM Regulation Number 29 of 2016 concerning Mechanism for Granting Electricity Rate Subsidies for Households)

Summary

Minister of Energy and Mineral Resources (ESDM) Regulation Number 32 of 2018 stipulates amendments to Minister of ESDM Regulation Number 29 of 2016 concerning Mechanism for Granting Electricity Rate Subsidies for Households. The provisions that are changed are the addition of Article 3A regarding electricity rate adjustment and a change to paragraph (3) of Article 4 and the addition of one paragraph, Article 4 paragraph (4), relating to the requirements for request for electricity connection for households that are not in the Integrated Data. This regulation is effective from 7 June 2018.

2. Regulation: Minister of Energy and Mineral Resources (ESDM) Regulation 28/2018 ([click here Permen ESDM 28/2018](#))

Date : 7 May 2018

Subject : Perubahan atas Peraturan Menteri Energi dan Sumber Daya Mineral Nomor 23 Tahun 2018 tentang Pengelolaan Wilayah Kerja Minyak dan Gas Bumi yang akan Berakhir Kontrak Kerja Samanya
(Amendment of Minister of Energy and Mineral Resources (ESDM) Regulation Number 23 of 2018 concerning Management of Oil and Gas Work Areas whose Cooperation Contracts are about to expire)

Summary

Minister of Energy and Mineral Resources (ESDM) Regulation Number 28 of 2018 stipulates adjustments to Minister of ESDM Regulation Number 23 of 2018 concerning Management of Oil and Gas Work Areas whose Cooperation Contracts are about to expire. There is one change in the provisions, in Article 12, which stated that the signing bonus shall be a minimum of USD1,000,000 and a maximum of USD250,000,000. This Minister of ESDM Regulation No. 28 of 2018 eliminates the limits on the signing bonus in order to increase state revenues from upstream oil and gas business activities. This regulation is effective from 7 May 2018.

3. Regulation: 1857 K/30/2018 ([click here 1857 K/30/MEM/2018](#))

Date : 4 June 2018

Subject : Harga Mineral Logam Acuan dan Harga Batubara Acuan Untuk Bulan Juni Tahun 2018
(Reference Prices of Metallic Minerals and Reference Price of Coal for June 2018)

Summary

Minister of Energy and Mineral Resources Decision Number 1857 K/30/MEM/2018 sets the reference prices of metallic minerals for 20 metallic mineral commodities and the reference price of coal which prevail during June 2018. The Reference Prices of Metallic Minerals (including reference prices for metallic minerals in the form of Nickel, Cobalt, Lead, Aluminum, Copper, Gold, Silver, and others) and the Reference Price of Coal will be used as the basis for calculation of the Benchmark Prices of Metallic Minerals and the Benchmark Price of Coal for June 2018.

4. Regulation: 1856 K/12/MEM/2018 ([click here 1856 K/12/MEM/2018](#))

Date : 4 June 2018

Subject : Penetapan Harga Minyak Mentah Indonesia Bulan Mei 2018
(Determination of Indonesian Crude Oil Price for May 2018)

Summary

Minister of Energy and Mineral Resources Decision Number 1856 K/12/MEM/2018 specifically sets the average price of Indonesian crude oil for May 2018 at US\$72.46/barrel.

5. Regulation: 1851 K/15/MEM/2018 ([click here 1851 K/15/MEM/2018](#))
Date : 28 May 2018
Subject : Penyediaan dan Pendistribusian Jenis Bahan Bakar Minyak Khusus Penugasan Di Provinsi Daerah Khusus Ibukota Jakarta, Provinsi Banten, Provinsi Jawa Barat, Provinsi Jawa Tengah, Provinsi Jawa Timur, Provinsi Daerah Istimewa Yogyakarta, dan Provinsi Bali
(Provision and Distribution of Special Assignment Types of Fuels in the Province of Jakarta Special Capital District, Province of Banten, Province of West Java, Province of Central Java, Province of East Java, Province of Special Region of Yogyakarta, and Province of Bali)

Summary

Minister of Energy and Mineral Resources Decision Number 1851 K/15/MEM/2018 designates the Province of Jakarta Special Capital District, Province of Banten, Province of West Java, Province of Central Java, Province of East Java, Province of Special Region of Yogyakarta, and Province of Bali as assignment regions for provision and distribution of Special Assignment Types of Fuels by Business Entities based on Assignment from the Regulatory Agency (BPH Migas). The Regulatory Agency will then determine the locations and allocations of special assignment fuels that must be provided and distributed. This decision is effective from 28 May 2018.

6. Regulation: 1845 K/10/MEM/2018 ([click here 1845 K/10/MEM/2018](#))
Date : 17 May 2018
Subject : Perubahan atas Keputusan Menteri Energi dan Sumber Daya Mineral Nomor 1794 K/10/MEM/2018 tentang Pedoman Penetapan Bonus Tanda Tangan dalam Evaluasi dan Penilaian Wilayah Kerja yang akan Dikelola Selanjutnya
(Amendment of Minister of Energy and Mineral Resources Decision Number 1794 K/10/MEM/2018 concerning Guidelines on Determination of Signing Bonus in Evaluation and Assessment of Work Areas to be Managed Further)

Summary

Minister of Energy and Mineral Resources (ESDM) Decision Number 1845 K/10/MEM/2018 stipulates a change to the amount of signing bonus, by only setting a minimum limit for a signing bonus of US\$1,000,000 and no longer stating a maximum limit. This change is an adjustment following the issuance of Minister of ESDM Regulation Number 28 of 2018. This decision is effective from 17 May 2018.

7. Regulation: 1827 K/30/MEM/2018 ([click here 1827 K/30/MEM/2018](#))
Date : 7 May 2018
Subject : Pedoman Pelaksanaan Kaidah Teknik Pertambangan Yang Baik
(Guidelines for Implementation of Good Mining Engineering Standards)

Summary

Minister of Energy and Mineral Resources Decision Number 1827 K/30/MEM/2018 stipulates the guidelines for implementation of Good Mining Engineering Standards, which include guidelines for request, evaluation, and ratification of head of mining engineering, person in charge of engineering and environment, head of underground mine, operations supervisor, engineering supervisor, and/or operations person in charge, as well as guidelines on management of mine engineering, guidelines on implementation of mining safety and safety on processing or refining of minerals and coal, guidelines on application of mineral and coal mining safety management systems, guidelines on implementation of environmental management of mineral and coal mining, guidelines on implementation of reclamation, most-mining and post-operations in mineral and coal mining business activities, guidelines on implementation of mineral and coal conservation, and guidelines on mining service business technical standards and evaluation off mining service business technical standards. This decision is effective from 7 May 2018.

8. Regulation: 1826 K/30/MEM/2018 ([click here 1826 K/30/MEM/2018](#))

Date : 7 May 2018

Subject : Pedoman Permohonan, Evaluasi, Dan Persetujuan Pemberian Rekomendasi Ekspor Mineral Logam Hasil Pengolahan Dan Mineral Logam Dengan Kriteria Tertentu

(Guidelines for Request, Evaluation, and Approval for Granting of Recommendation for Export of Processed Metallic Minerals and Metallic Minerals With Certain Criteria)

Summary

Minister of Energy and Mineral Resources Decision Number 1826 K/30/MEM/2018 clarifies the processes for request, evaluation, and approval for granting of recommendation and extension of recommendation for export of metallic minerals, metallic minerals with certain criteria or anode slime. Submission of a request together with the required documents is the initial process described in the Attachment. An Officer in the Integrated Information and Investment Service Room will examine the request and the supporting documents, to then be forwarded to an evaluator, who will examine the validity of the request and determine whether it can be granted or rejected. The evaluator must also submit an evaluation report using the attached format and prepare a draft of the letter of approval for recommendation for export or rejection letter, which will be further processed up to its signing by the Director General of Mineral and Coal and conveyed to the applicant concerned. This decision is effective from 7 May 2018.

9. Regulation: 1825 K/30/MEM/2018 ([click here 1825 K/30/MEM/2018](#))

Date : 7 May 2018

Subject : Pedoman Pemasangan Tanda Batas Wilayah Izin Usaha Pertambangan Atau Wilayah Izin Usaha Pertambangan Khusus Operasi Produksi

(Guidelines for Posting of Boundary Markers of Mining Business License Areas or Special Mining Business License Areas for Production Operations)

Summary

Minister of Energy and Mineral Resources Decision Number 1825 K/30/MEM/2018 stipulates the guidelines for posting of boundary markers for Mining Business License Areas (WIUP) or

Special Mining Business License Areas (WIUPK) for Production Operations, consisting of: a) Guidelines for posting of boundary markers for WIUP or WIUPK for Production Operations, b) Flow chart of posting of boundary markers for WIUP or WIUPK for Production Operations, c) Format for Announcement of Planned Posting of Boundary Markers, d) Guidelines for measurement of boundary points, e) Guidelines on production and naming of boundary markers, f) Guidelines for Documentation and Description of posting of Boundary Markers, g) Format of Minutes of Measurement of Boundary Points and Posting of Boundary Markers, h) Format for Evaluation of Request for Designation of Boundary Markers, and i) Format for Report on Result of Maintenance of Boundary markers. This decision is effective from 7 May 2018.

10. Regulation: 1824 K/30/MEM/2018 ([click here 1824 K/30/MEM/2018](#))

Date : 7 May 2018

Subject : Pengembangan Dan Pemberdayaan Masyarakat
(Community Development and Empowerment)

Summary

Minister of Energy and Mineral Resources Decision Number 1824 K/30/MEM/2018 stipulates the Implementation Guidelines for Community Development and Empowerment, consisting of Guidelines for Preparation of Community Development and Empowerment Blueprint and Guidelines for Drafting of Community Development and Empowerment Master Plan. A presentation in the form of the framework and flow process of the preparation of the Community Development and Empowerment Blueprint by the Governor shall be preceded by preparation of the draft blueprint with the involvement of various parties concerned. The establishment of the blueprint for Community Development and Empowerment is then done after receiving technical considerations from the Director General of Mineral and Coal. The Blueprint then serves as the basis for the IUP/IUPK holder to prepare the master plan for Community Development and Empowerment in accordance with the framework described in the guidelines for drafting of the Community Development and Empowerment master plan as attached to this decision. This decision is effective from 7 May 2018.

11. Regulation: 1823 K/30/MEM/2018 ([click here 1823 K/30/MEM/2018](#))

Date : 7 May 2018

Subject : Pedoman Pelaksanaan Pengenaan, Pemungutan, Dan Pembayaran/Penyetoran
Penerimaan Negara Bukan Pajak Mineral Dan Batubara
(Implementation Guidelines on Assessment, Collection, and Payment/Deposit of
Non-Tax State Revenues for Minerals and Coal)

Summary

Minister of Energy and Mineral Resources Decision Number 1823 K/30/MEM/2018 stipulates the general guidelines for non-tax state revenues (PNBP) applicable in the Directorate General of Mineral and Coal as well as the implementation guidelines as set forth in the Attachment. These Implementation Guidelines describe in detail the provisions concerning assessment, collection, payment, amount, and formula for cost adjustment for various types of PNBP, i.e. service of provision mineral and coal data information system, fixed fees, production fee/royalty, DHPB [Coal Sales Proceeds Fund], compensation for data and information, Central Government share of net profit of holder of IUPK Production Operations, bid bonds for WIUP or WIUPK for metallic minerals or coal designated as property of the Central Government, performance bonds for implementation of exploration activities designated as property of the

Central Government, and other types of state revenues as stipulated in the provisions of laws and regulations. This decision is effective from 7 May 2018.

12. Regulation: 1806 K/30/MEM/2018 ([click here 1806 K/30/MEM/2018](#))

Date : 30 April 2018

Subject : Pedoman Pelaksanaan Penyusunan, Evaluasi, Persetujuan Rencana Kerja, dan Anggaran Biaya Serta Laporan pada Kegiatan Usaha Pertambangan Mineral dan Batubara
(Implementation Guidelines for Preparation, Evaluation, and Approval of Work Plan and Cost Budget as well as Reports on Mineral and Coal Mining Business Activities)

Summary

Minister of Energy and Mineral Resources (ESDM) Decision Number 1806 K/30/MEM/2018 stipulates the Implementation Guidelines for Preparation, Evaluation, and Approval of Work Plans and Budgets (WP&B) as well as Reports on Mineral and Coal Mining Business Activities as implementation of Minister of ESDM Regulation Number 11 of 2018. These implementation guidelines consist of the format for preparation of WP&B, procedure for evaluation and approval of WP&B, format for preparation of periodic reports, final reports and special reports, procedure for evaluation of periodic reports, final reports, and special reports, format for approval of WP&B and format for approval of final reports, as attached to this decision. These guidelines apply for all holders of IUP for Exploration or IUPK for Exploration, IUP for Production Operations or IUPK for Production Operations, as well as IUP for Special Production Operations for processing and/or refining. This decision is effective from 30 April 2018.

Contact

Clients & Markets Deloitte Indonesia

Email: IDMarcomm@deloitte.com

Deloitte refers to one or more of Deloitte Touche Tohmatsu Limited, a UK private company limited by guarantee ("DTTL"), its network of member firms, and their related entities. DTTL and each of its member firms are legally separate and independent entities. DTTL (also referred to as "Deloitte Global") does not provide services to clients. Please see www.deloitte.com/id/about to learn more about our global network of member firms.

Deloitte provides audit & assurance, consulting, financial advisory, risk advisory, tax & legal and related services to public and private clients spanning multiple industries. Deloitte serves four out of five Fortune Global 500® companies through a globally connected network of member firms in more than 150 countries and territories bringing world-class capabilities, insights, and high-quality service to address clients' most complex business challenges. To learn more about how Deloitte's approximately 264,000 professionals make an impact that matters, please connect with us on Facebook, LinkedIn, or Twitter.

About Deloitte Southeast Asia

Deloitte Southeast Asia Ltd – a member firm of Deloitte Touche Tohmatsu Limited comprising Deloitte practices operating in Brunei, Cambodia, Guam, Indonesia, Lao PDR, Malaysia, Myanmar, Philippines, Singapore, Thailand and Vietnam – was established to deliver measurable value to the particular demands of increasingly intra-regional and fast-growing companies and enterprises.

Comprising approximately 330 partners and 8,000 professionals in 25 office locations, the subsidiaries and affiliates of Deloitte Southeast Asia Ltd combine their technical expertise and deep industry knowledge to deliver consistent high quality services to companies in the region.

All services are provided through the individual country practices, their subsidiaries and affiliates which are separate and independent legal entities.

About Deloitte Indonesia

In Indonesia, services are provided by Satrio Bing Eny & Rekan.

This communication contains general information only, and none of Deloitte Touche Tohmatsu Limited, its member firms, or their related entities (collectively, the "Deloitte Network") is, by means of this communication, rendering professional advice or services. Before making any decision or taking any action that may affect your finances or your business, you should consult a qualified professional adviser.

No entity in the Deloitte Network shall be responsible for any loss whatsoever sustained by any person who relies on this communication.

© 2018 Satrio Bing Eny & Rekan