



Energy & Resources Regulations Update

The following is a list of the new energy & resources regulations.

All regulations are available in Indonesian.

1. Regulation : [Permen ESDM 7/2020](#)
Date : 6 March 2020
Title (Indonesian) : Tata cara pemberian wilayah, perizinan, dan pelaporan pada kegiatan usaha pertambangan mineral dan batubara
Title (English) : Procedures for granting of areas, licensing, and reporting in mineral and coal mining business activities

Summary

The Minister of Energy and Resources number 7 of 2020 regulates the procedures for granting of areas, licensing, and reporting in mineral and coal mining business activities. It consists of general provisions,

preparing and stipulating mining business permit areas or special mining business permit areas, information system of mining areas, procedures for granting mining business permit areas and special mining business permit areas, procedures for granting permits, rights, obligations and prohibitions, budget and report work plans, administrative sanctions, other provisions, transitional provisions, and closing provisions.

2. Regulation : [Permendag 16/2020](#)
- Date : 27 February 2020
- Title (Indonesian) : Penetapan harga patokan ekspor atas produk pertambangan yang dikenakan bea keluar
- Title (English) : Determination of benchmark export prices for mining products subject to export duty

Summary

Minister of Trade Regulation Number 16 year 2020 covers the determination of benchmark export prices for mining products subject to export duty. The regulation stipulates the export price based on the highest average price in international exchanges, FOB (Free On Board), and the highest average price that applies in the domestic market or the highest average price in the last month before the stipulation of the benchmark export price from the importing country from which the mining products come. The benchmark export price in the regulation includes the product's description and its tariff in USD/WE unit. This regulation revokes Minister of Trade Regulation Number 02 of 2020 and is in force since 27 February 2020.

3. Regulation : [Permen ESDM 4/2020](#)
- Date : 26 February 2020
- Title (Indonesian) : Perubahan kedua atas Peraturan Menteri Energi dan Sumber Daya Mineral Nomor 50 tahun 2017 tentang pemanfaatan sumber energi terbarukan untuk penyediaan tenaga listrik
- Title (English) : Second amendment of Minister of Energy and Resources number 50 of 2017 concerning the use of renewable energy for the provision of electricity

Summary

Minister of Energy and Mineral Resources Regulation number 4 of 2020 regarding second amendment of Minister of Energy and Resources number 50 of 2017 concerning the use of renewable energy for the provision of electricity changes several provisions. It amends Article 4 regarding electricity purchase on paragraph 1, 2, 3, adds 3 more paragraphs between paragraph 1 and 2, and adds 2 more paragraphs namely paragraph 4 and 5. There are three provisions deleted in Article 5 and paragraph 3, 4 and 7 of Article 5 are amended. For Article 6, there are also three provisions deleted and paragraph 3, 4 and 7 are amended. There is a new article between Article 7 and 8, namely Article 7A. There is a new chapter namely Chapter IXA and IXB concerning guidance and supervision and other provisions. This regulation is in force since 26 February 2020.

4. Regulation : [Permen ESDM 3/2020](#)
- Date : 18 February 2020
- Title (Indonesian) : Perubahan keempat atas Peraturan Menteri Energi dan Sumber Daya Mineral Nomor 28 tahun 2016 tentang tarif tenaga listrik yang disediakan oleh PT Perusahaan Listrik Negara (Persero)
- Title (English) : Fourth amendment of Minister of Energy and Resources number 28 of 2016 concerning tariff of electric power provided by PT Perusahaan Listrik Negara (Persero)

Summary

Minister of Energy and Resources Regulation Number 3 of 2020 stipulates the fourth amendment of Minister of Energy and Resources number 28 of 2016 concerning tariff of electric power provided by PT Perusahaan Listrik Negara (Persero). It amends Article 6 concerning tariff adjustment for each group. The regulation also explains the factors of tariff adjustment and realization data that is used to considerate tariff adjustment. This regulation is in force since 18 February 2020.

5. Regulation : [69 K/30/MEM/2020](#)
- Date : 5 March 2020
- Title (Indonesian) : Harga mineral logam acuan dan harga batubara acuan untuk bulan Maret tahun 2020
- Title (English) : Reference prices of metallic minerals and coal for March 2020

Summary

Minister of Energy and Resources Decision Number 69 K/30/MEM/2020 covers reference prices of metal minerals for 20 types of metals and reference prices for coal for February 2020. The reference coal price is stipulated at USD/ton. As of February 2020, the reference price for coal is at 67.08 USD/ton. For metallic minerals prices, they are stipulated in US\$/dmt. The types of minerals as stated in the regulation including cobalt, lead, zinc, nickel, aluminium, copper, etc. The reference prices and other details of every type of mineral are all listed in the appendix.

6. Regulation : [62 K/12/MEM/2020](#)
- Date : 28 February 2020
- Title (Indonesian) : Formula harga dasar dalam perhitungan harga jual eceran jenis bahan bakar minyak umum jenis bensin dan minyak solar yang disalurkan melalui stasiun pengisian bahan bakar umum dan/atau stasiun pengisian bahan bakar nelayan
- Title (English) : Base price formula in calculating retail selling prices for general type oil fuel of gasoline and diesel fuel types distributed through public filling stations and/or fishermen's filling stations

Summary

This regulation stipulates the calculation of the retail selling prices calculated using the Retail Selling Price formula = MOPS + constants + Margin + VAT (10%) + PBBKB (in accordance with the local Provincial Regulations), where the constants consist of acquisition costs beyond product prices (alpha procurement), storage costs, and distribution costs. The stipulation of the retail selling prices of the General Oil Type by the Business Enterprise also refers to the lower limit provision with the margin calculation as 5% from the base price and the upper limit provision with the margin calculation as 10% from the base price. This regulation is in force since 1 March 2020 and revokes the Minister of Energy and Resources Decision Number 187 K/10/MEM/2019.

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