

REGULATION OF MINISTER OF COMMUNICATIONS AND INFORMATICS  
OF THE REPUBLIC OF INDONESIA  
NUMBER 7 OF 2018

ON

ELECTRONICALLY INTEGRATED BUSINESS LICENSING SERVICE  
IN THE FIELD OF COMMUNICATIONS AND INFORMATICS

BY THE GRACE OF THE ONE AND ALMIGHTY GOD

MINISTER OF COMMUNICATIONS AND INFORMATICS  
OF THE REPUBLIC OF INDONESIA,

- Considering :
- a. that for acceleration and increase in investment and business implementation, it is necessary to make changes to the licensing business processes in the Ministry of Communications and Informatics;
  - b. that based on consideration as referred to in letter a and to implement provisions of Article 88 of Government Regulation Number 24 of 2018 on Electronically Integrated Business Licensing Service, it is necessary to establish a Regulation of Minister of Communications and Informatics on Electronically Integrated Business Licensing Service in the Field of Communications and Informatics;
- Noting :
- 1. Law Number 36 of 1999 on Telecommunications (State Gazette of the Republic of Indonesia Year 1999 Number 154, Supplement to the State Gazette of the Republic of Indonesia Number 3881);
  - 2. Law Number 32 of 2002 on Broadcasting (State Gazette of the Republic of Indonesia Year 2002 Number 139, Supplement to the State Gazette of the Republic of Indonesia Number 4252);
  - 3. Law Number 11 of 2008 on Electronic Information and Transactions (State Gazette of the Republic of Indonesia Year 2008 Number 58, Supplement to State Gazette of the Republic of Indonesia Number 4843) as amended by Law Number 19 of 2016 on Amendment to Law Number 11 of 2008 on Electronic Information and Transactions (State

- Gazette of the Republic of Indonesia Year 2016 Number 251, Supplement to the State Gazette of the Republic of Indonesia Number 5952);
4. Law Number 38 of 2009 on Post (State Gazette of the Republic of Indonesia Year 2009 Number 146, Supplement to the State Gazette of the Republic of Indonesia Number 5065);
  5. Government Regulation Number 52 of 2000 on Telecommunications Operations (State Gazette of the Republic of Indonesia Year 2000 Number 107, Supplement to the State Gazette of the Republic of Indonesia Number 3980);
  6. Government Regulation Number 53 of 2000 on Use of Radio Frequency Spectrum and Satellite Orbit (State Gazette of the Republic of Indonesia Year 2000 Number 108, Supplement to the State Gazette of the Republic of Indonesia Number 3981);
  7. Government Regulation Number 11 of 2005 on Broadcasting Operations by Public Broadcasting Institutions (State Gazette of the Republic of Indonesia Year 2005 Number 28, Supplement to the State Gazette of the Republic of Indonesia Number 4485);
  8. Government Regulation Number 50 of 2005 on Broadcasting Operations by Private Broadcasting Institutions (State Gazette of the Republic of Indonesia Year 2005 Number 127, Supplement to the State Gazette of the Republic of Indonesia Number 4566);
  9. Government Regulation Number 51 of 2005 on Broadcasting Operations by Community Broadcasting Institutions (State Gazette of the Republic of Indonesia Year 2005 Number 128, Supplement to the State Gazette of the Republic of Indonesia Number 4567);
  10. Government Regulation Number 52 of 2005 on Broadcasting Operations by Subscription-based Broadcasting Institutions (State Gazette of the Republic of Indonesia Year 2005 Number 129, Supplement to the State Gazette of the Republic of Indonesia Number 4568);

11. Government Regulation Number 82 of 2012 on Electronic System and Transaction Operations (State Gazette of the Republic of Indonesia Year 2012 Number 189, Supplement to the State Gazette of the Republic of Indonesia Number 5348);
12. Government Regulation Number 15 of 2013 on Implementation of Law Number 38 of 2009 on Post (State Gazette of the Republic of Indonesia Year 2013 Number 38, Supplement to the State Gazette of the Republic of Indonesia Number 3981);
13. Government Regulation Number 80 of 2015 on Types and Tariffs for Types of Non-Tax State Revenues Applicable in the Ministry of Communications and Informatics (State Gazette of the Republic of Indonesia Year 2015 Number 246, Supplement to the State Gazette of the Republic of Indonesia Number 5749);
14. Government Regulation Number 24 of 2018 on Electronically Integrated Business Licensing Service (State Gazette of the Republic of Indonesia Year 2018 Number 90, Supplement to the State Gazette of the Republic of Indonesia Number 6215);
15. Presidential Regulation Number 7 of 2015 on Organization of State Ministries (State Gazette of the Republic of Indonesia Year 2015 Number 8);
16. Presidential Regulation Number 54 of 2015 on the Ministry of Communications and Informatics (State Gazette of the Republic of Indonesia Year 2015 Number 96);
17. Presidential Regulation Number 91 of 2017 on Acceleration of Business Implementation (State Gazette of the Republic of Indonesia Year 2017 Number 210);
18. Regulation of Minister of Communications and Informatics Number 1 of 2016 on Organization and Work Procedure of the Ministry of Communications and Informatics (Official Gazette of the Republic of Indonesia Year 2016 Number 103);

HAS DECIDED:

To establish : REGULATION OF MINISTER OF COMMUNICATIONS  
AND INFORMATICS ON ELECTRONICALLY  
INTEGRATED BUSINESS LICENSING SERVICE IN THE  
FIELD OF COMMUNICATIONS AND INFORMATICS.

CHAPTER I  
GENERAL PROVISIONS

Article 1

In this Ministerial Regulation, the following terms have the following meanings:

1. Business Licensing means registration for Business Players to start and run businesses and/or activities granted in the form of approval through a letter/decision or fulfillment of requirements and/or commitment.
2. Electronically Integrated Business Licensing (Online Single Submission), hereinafter referred to as the OSS, means Business Licensing granted by the OSS Institution for and on behalf of ministers, heads of institutions, governors, or regents/mayors to Business Players through integrated electronic systems.
3. Postal Operations mean the overall management and administration of postal services.
4. Telecommunications Operations mean the activities of providing telecommunications services to enable the telecommunications operations.
5. Broadcasting means the activities of broadcasting through a transmitter and/or transmission facility on land, in the sea, or in space by using radio frequency spectrum through air, cable, and/or other media to be received simultaneously and synchronously by the public with a broadcast receiver.
6. Broadcasting Operations License, hereinafter referred to as the IPP, means the rights granted by the state to Broadcasting Institutions to operate broadcasting.
7. Broadcast Trial Evaluation means an evaluation of broadcast operations trials to obtain the IPP.
8. Operations Worthiness Test means a technical and operational system testing.
9. Telecommunications Numbering means the digit combination that characterizes the customer's identity, area, network element, operator, or telecommunications services.

10. Business Players mean business enterprises or individuals who carry out business activities in certain fields.
11. Operator Blacklist means a list that contains the identity of board of directors, management, and/or juristic persons who are subject to administrative sanctions in accordance with the provisions of the laws and regulations.
12. Radio Frequency Band License, hereinafter referred to as the IPFR, means a license for radio stations to use radio frequency spectrum in the form of radio frequency band based on certain requirements.
13. Radio Station License, hereinafter referred to as the ISR, means a license for radio station to use radio frequency spectrum in the form of a radio frequency channel based on certain requirements.
14. Radio Frequency Use Rights Fees, hereinafter referred to as the Radio Frequency BHP, means the fee payable by any radio frequency user.
15. Satellite Landing Rights means the right to use foreign satellites granted by the Minister to Telecommunications Operators or Broadcasting Institutions.
16. Telecommunications Devices mean any instrument used in telecommunications.
17. Telecommunications Equipment means a set of telecommunications devices that enables telecommunications.
18. Telecommunications Devices and/or Equipment Certificate, hereinafter referred to as Certificate, means a document indicating conformance of the type of Telecommunications Devices and/or Equipment with the stipulated technical requirements and/or standards.
19. Telecommunications Devices and/or Equipment Certification, hereinafter referred to as Certification, means a series of activities for Certificate issuance.
20. Electronic System means a set of electronic equipment and procedures that function to prepare, collect, process, analyze, store, display, announce, transmit, and/or disseminate Electronic Information.
21. Electronic System Operators mean any individuals, state administrators, business enterprises, and communities that provide, manage, and/or operate Electronic Systems individually or collectively for Electronic Systems Users for their own needs and/or other parties' needs.
22. Electronic Transaction Operations mean a series of Electronic Transaction activities carried out by Senders and Recipients using an Electronic System.
23. Information Security Management System means an obligation arrangement for Electronic System Operators in the application of information security management based on the Risk principle.

24. Information Security Management System Certification Institution means an institution that issues an Information Security Management System Certificate.
25. State Administration Institution, hereinafter referred to as Institution, means legislative, executive, and judicial institutions at the central and regional levels as well as other institutions formed in accordance with the laws and regulations.
26. Public Service means an activity or a series of activities in order to fulfill the needs for service in accordance with the laws and regulations for every citizen and resident for administrative goods and/or services provided by public service providers.
27. Day means working day as determined by the Central Government.
28. Ministry means the Ministry of Communications and Informatics.
29. Minister means the Minister who oversees government affairs in the field of communications and informatics.

## Article 2

- (1) Business Licensing, including but not limited to registration, business licenses, and commercial or operational licenses shall be carried out through the OSS based on stages and procedures in accordance with the provisions of the laws and regulations.
- (2) Applications for licenses and services within the Ministry stipulated in this Ministerial Regulation shall be carried out through the OSS and constitute commercial or operational licenses.
- (3) In the event that it is required by the provisions of the laws and regulations, the granting of licenses as referred to in paragraph (2) shall be conducted through:
  - a. announcement of business opportunity;
  - b. selection/auction;
  - c. evaluation;
  - d. technical analysis; and/or
  - e. recommendations.

## Article 3

The licensing and services as referred to in Article 2 shall be:

- a. transparent and accountable;
- b. oriented towards easy, fast, and streamlined process; and
- c. clean and free from illegal levies, corruption, collusion, and nepotism.

Article 4

- (1) Approval or denial of applications for licensing and services stipulated in this Ministerial Regulation shall be determined on the same working day after a complete application is received, no later than 11.00 Western Indonesian Time (WIB).
- (2) In the event that a complete application for licensing and service as referred to in paragraph (1) is received after 11.00 WIB, the approval or denial shall be determined no later than 11.00 WIB on the following working day.
- (3) Exempted from the provisions in paragraph (1) and paragraph (2), the approval or denial of application for fixed and land mobile services ISR as well as satellite ISR shall be determined no later than 1 (one) working day after the submission of the complete application.
- (4) The applications for licensing and services that can be processed in accordance with the provisions as referred to in paragraph (1), paragraph (2), and paragraph (3) are those submitted on the Ministry's working days and hours.
- (5) The provisions as referred to in paragraph (1), paragraph (2), and paragraph (4) shall be exempted in the event of a system disruption or force majeure.

CHAPTER II

LICENSING AND SERVICE WITHIN THE MINISTRY

Part One

General Provisions

Article 5

- (1) Licensing and services stipulated in this Ministerial Regulation shall refer to Government Regulation Number 24 of 2018 on Electronically Integrated Business Licensing Service.
- (2) The types of licensing as referred to in paragraph (1) shall comprise:
  - a. Postal operations license;
  - b. Telecommunications operations license;
  - c. Broadcasting operations license; and
  - d. Radio Frequency Spectrum use license.

- (3) The types of services as referred to in paragraph (1) shall comprise:
  - a. Telecommunications Numbering Determination;
  - b. Satellite Landing Rights;
  - c. Certification of Telecommunications Devices and/or Equipment;
  - d. Registration of Electronic System Operator;
  - e. Granting of Recognition as Electronic Certification Authority; and
  - f. Registration of Information Security Management System Certification Institutions.
- (4) The licensing and services as referred to in paragraph (2) and paragraph (3) shall constitute commercial or operational licenses.
- (5) The applications for licensing and services as referred to in paragraph (2) and paragraph (3) other than for commercial purposes shall be stipulated in a separate Ministerial Regulation.

Part Two  
Postal Operations Licensing

Article 6

- (1) The application for Postal Operation License as referred to in Article 5 paragraph (2) letter a may only be carried out by business enterprises incorporated under Indonesian law.
- (2) The business enterprises as referred to in paragraph (1) shall comprise:
  - a. state-owned enterprises (BUMN);
  - b. regional-owned enterprises (BUMD);
  - c. private enterprises; and
  - d. cooperatives.

Article 7

The Postal Operations License as referred to in Article 6 shall be granted for the following areas:

- a. Nation wide;
- b. Province; and/or
- c. Regency/municipality.



Article 8

Postal Operations License may include these services:

- a. Written Communications and/or Electronic Mail;
- b. Parcels;
- c. Logistics;
- d. Financial Transactions; and/or
- e. Postal Agencies.

Article 9

- (1) Postal Operations License shall be granted through the following stages:
  - a. Business Players submit license applications through the OSS in accordance with the provisions of the laws and regulations; and
  - b. Business Players submit a Statement of Commitments to fulfill the requirements for Postal licensing and Operations.
  
- (2) The Statement of Commitments as referred to in paragraph (1) letter b shall comprise the following commitments:
  - a. ability to submit capital structure;
  - b. ability to submit a business plan proposal;
  - c. ability to comply with the provisions of Postal Operations;
  - d. ability to fulfill the obligation to pay Postal Operations License fee within the stipulated time;
  - e. Business Players' Board of Directors, Management, and/or Juristic Persons are not put on the Operator Blacklist;
  - f. submission of valid and correct data;
  - g. ability to meet deadlines in fulfilling Statement of Commitments;
  - h. willingness to be subject to administrative sanctions in the event of failure to fulfill the Statement of Commitments; and
  - i. other matters in accordance with the provisions of the laws and regulations.
  
- (3) Postal Operations License shall be granted based on the Statement of Commitments as referred to in paragraph (1) letter b.

Article 10

- (1) Business Players shall submit compliance with the Statement of Commitments as referred to in Article 9 paragraph (1) letter b through the OSS no later than 3 (three) months after the granting of Postal Operations License.

- (2) Directorate General of Post and Informatics Operations shall evaluate the fulfillment of the Statement of Commitments as referred to in paragraph (1).
- (3) The evaluation as referred to in paragraph (2) may be carried out by using a sampling method.
- (4) Postal Operations License shall be effective after the Business Players are declared to have fulfilled the Statement of Commitments based on the evaluation as referred to in paragraph (2).
- (5) In the event that the Business Players are declared to have failed to fulfill the Statement of Commitments based on the evaluation result as referred to in paragraph (2), the Business Players shall have the opportunity to resubmit a notification of the fulfillment of the Statement of Commitments insofar as it is within the time period as referred to in paragraph (1).
- (6) In the event that the Statement of Commitments is not fulfilled within the time period as referred to in paragraph (1), Business Players shall be subject to an administrative sanction in the form of revocation of Postal Operations License.

#### Article 11

- (1) As a fulfillment of the Statement of Commitments as referred to in Article 10 paragraph (1), Business Players shall fulfill the obligation to pay the license fee based on the payment order no later than 14 (fourteen) working days after the issuance of the payment order.
- (2) The issuance of the payment order and payment of license fee by Business Players as referred to in paragraph (1) shall be carried out electronically.

#### Article 12

Business Players that have obtained a valid Postal Operations License shall pay the contribution to Universal Postal Service operations in accordance with the provisions of the laws and regulations.

#### Article 13

The obligation to pay license fee and payment of contributions to the Universal Postal Service operations as referred to in Article 11 paragraph (1) and Article 12 shall be carried out in accordance with the provisions of laws and regulations and constitute Non-Tax State Revenues.

Part Three  
Telecommunications Operations Licensing

Article 14

- (1) Telecommunications Operations License as referred to in Article 5 paragraph (2) letter b shall comprise:
  - a. Telecommunications Network Operations License;
  - b. Telecommunications Service Operations License; and
  - c. Special Telecommunications Operations License for Juristic Persons.
- (2) Special Telecommunications Operations License for the government institutions shall be stipulated in a Ministerial Regulation.

Article 15

- (1) Telecommunications Network Operations License shall comprise:
  - a. operations of circuit switched-based local fixed networks;
  - b. operations of packet switched-based local fixed networks;
  - c. operations of long-distance fixed line networks;
  - d. operations of fixed international networks;
  - e. operations of closed fixed networks;
  - f. operations of cellular mobile networks;
  - g. operations of satellite mobile networks; and/or
  - h. operations of Terrestrial Radio Trunking mobile network.
- (2) The Telecommunications Network Operations License as referred to in paragraph (1) letter b, letter e, letter g, and letter h shall be granted through evaluation mechanism.
- (3) The Telecommunications Network Operations Licenses as referred to in paragraph (1) letter a, letter c, letter d, and letter f shall be granted through selection mechanism and shall be stipulated in a Ministerial Regulation.

Article 16

Telecommunications Service Operations License shall comprise the following categories:

- a. basic telephony service operations;
- b. value-added telephony service operations; and/or
- c. multimedia service operations.

Article 17

Category of Basic Telephony Service Operations shall comprise the following main features:

- a. telephony;
- b. facsimile;
- c. Short Message Service (SMS); and/or
- d. Multimedia Messaging Service (MMS).

Article 18

Category of Value-Added Telephony Service Operations shall comprise:

- a. Call Center Service;
- b. Calling Card Service;
- c. Internet Telephony Services for Public Purposes (ITKP); and/or
- d. Content Services (Content Providers and/or Premium Call).

Article 19

Category of Multimedia Services shall comprise:

- a. Internet Access Service (Internet Service Provider/ISP);
- b. Network Access Point (NAP) Services;
- c. Data Communications System Services; and/or
- d. Internet Protocol Television (IPTV) Services.

Article 20

Applications for Telecommunications Network Operations License and/or Telecommunications Service Operations License shall only be submitted by juristic persons established for specific purpose in accordance with provisions of the laws and regulations. Such juristic persons shall comprise:

- a. state-owned enterprises;
- b. regional-owned enterprises;
- c. private enterprises; or
- d. cooperatives.

Article 21

(1) Applications for Telecommunications Service Operations License of basic telephony service shall only be submitted:

- a. by Business Players obtaining a valid Telecommunications Network Operations License for the operations of circuit switched-based local fixed networks, long distance direct dialing fixed networks, international direct dialing fixed networks, cellular mobile networks, satellite mobile networks, and/or terrestrial radio trunking mobile networks; or

- b. for Telecommunications Service Operations with basic telephony services through satellite obtaining landing rights.
- (2) Applications for Telecommunications Service Operations License of Network Access Point (NAP) services shall only be submitted by Business Players obtaining a valid Telecommunications Network Operations License for closed fixed network operations.

Article 22

- (1) The applications for Telecommunications Network Operations License, Telecommunications Service Operations License, and/or Special Telecommunications Operations License for Juristic Persons as referred to in Article 14 paragraph (1), shall be made through the following stages:
- a. Business Players shall submit license application through the OSS in accordance with the provisions of the laws and regulations; and
  - b. Business Players shall submit Statement of Commitments stating the fulfillment of licensing requirements and Telecommunications Network Operations, Telecommunications Service Operations, and/or Special Telecommunications Operations for Juristic Persons.
- (2) In the event that Telecommunications Network Operations License must follow the selection mechanism as referred to in Article 15 paragraph (3), the Applications as referred to in paragraph (1) shall only be carried out after the announcement of operations opportunity and being declared the winner of the selection conducted by the Ministry.
- (3) The Statement of Commitments for the Telecommunications Network Operations and Telecommunications Services as referred to in paragraph (1) letter b shall comprise the following commitments:
- a. the ability to submit roll-out plan;
  - b. for Telecommunications Network Operations, minimum roll-out and/or the provision of telecommunications networks commitments in the first year (initial operations), and roll-out and/or provision of networks commitments every 5 (five) years in accordance with the standards of Telecommunications Network Operations that appear in the Annex, which forms an integral part of this Ministerial Regulation;
  - c. for Telecommunications Services Operations, minimum commitments in the first year (initial operations) and service and/or provision of telecommunications services commitments every 5 (five) years in accordance with the standards of Telecommunications Service Operations that appear in the Annex, which forms an integral part of this Ministerial Regulation;

- d. conducting the Operations Worthiness Tests on the readiness of Telecommunications Network Operations and/or Telecommunications Service Operations on the fulfillment of the first-year statement of commitments (initial operations) to obtain operations worthiness certificate in accordance with the provisions of the laws and regulations;
  - e. obtaining landing rights in the event that the Telecommunications Operations use foreign satellites and/or provide a means of international telecommunications transmission through Submarine Cable Communications System in accordance with the provisions of the laws and regulations;
  - f. obtaining telecommunications numbering determination in the event that the Telecommunications Operations use telecommunications numbering;
  - g. obtaining license to use radio frequency spectrum in the event that the Telecommunications Network Operations use radio frequency spectrum in accordance with the provisions of the laws and regulations;
  - h. the ability to return Telecommunications Network Operations License in the event that radio frequency spectrum is not available;
  - i. the ability to comply with the provisions of telecommunications network operations or services;
  - j. Business Players' Board of Directors, Management, and/or Juristic Persons are not put on the Operator Blacklist;
  - k. submission of valid and correct data;
  - l. the ability to meet deadlines in fulfilling statement of commitments;
  - m. consent to be subject to administrative sanctions for failing to fulfill the statement of commitments; and
  - n. other matters in accordance with the provisions of the laws and regulations.
- (4) The Statement of Commitments for Special Telecommunications Operations for Juristic Persons as referred to in paragraph (1) letter b shall comprise the following commitments to:
- a. the ability to submit roll-out plan, which includes:
    - 1. purposes, objectives, and grounds for operating special telecommunications;
    - 2. system configuration and network technology to be built;
    - 3. network diagrams, routes, and maps; and
    - 4. coverage of service areas that appears in the Annex, which forms an integral part of this Ministerial Regulation.

- b. in the event that telecommunications network operators and/or telecommunications services operators are available in the said coverage area, Business Players shall provide letter indicating inability to provide the required services from the telecommunications network operators and/or telecommunications services operators;
  - c. obtaining license to use radio frequency spectrum in the event that Special Telecommunications Operations for Juristic Persons use radio frequency spectrum in accordance with the provisions of the laws and regulations;
  - d. conducting Operations Worthiness Test on the readiness of Special Telecommunications Operations for Juristic Persons in order to obtain operations worthiness certificate in accordance with the provisions of the laws and regulations;
  - e. the ability to comply with the provisions of Special Telecommunications Operations for Juristic Persons;
  - f. the ability to return Special Telecommunications Operations Licenses, if special telecommunications networks are no longer needed;
  - g. Business Players' Board of Directors, Management, and/or Juristic Person are not put on the Operator Blacklist;
  - h. submission of valid and correct data;
  - i. the ability to meet deadlines in fulfilling Statement of Commitments;
  - j. consent to be subject to administrative sanctions for failing to fulfill the Statement of Commitments; and
  - k. other matters in accordance with the provisions of the laws and regulations.
- (5) Telecommunications Network Operations License, Telecommunications Services Operations License, and Special Telecommunications Operations License for Juristic Persons shall be granted based on the Statement of Commitments as referred to in paragraph (1) letter b.
- (6) In the event that Business Players declared as the winner of the selection have submitted the Statement of Commitments in the selection process of application for Telecommunications Network Operations License, resubmission of the Statement of Commitments as referred to in paragraph (3) letter a and letter b are not required.
- (7) Commitments for Telecommunications Network Operations and Telecommunications Service Operations as referred to in paragraph (3) letter b and letter c may be:
- a. adjusted annually provided that the five-year cumulative commitments shall remain unchanged; or
  - b. adjusted to the government's proposal.

- (8) The adjustment to the commitments as referred to in paragraph (7) letter a shall be made after the first year period and shall be proposed no later than 20 (twenty) working days prior to the end date of the current period for the following year period.
- (9) The adjustment to the commitments as referred to in paragraph (7) letter b shall be made by considering:
  - a. fulfillment of service coverage and improvement of service capacity to maintain service quality needed by the public;
  - b. changes in parameters of commitments to development or service provisions due to technological developments; and
  - c. the capability of Business Players.
- (10) Submission of proposals for adjustment to the commitments for Telecommunications Network Operations and Telecommunications Service Operations as referred to in paragraph (8) shall be made through the OSS system and mechanism.

### Article 23

- (1) Business Players shall submit a notification of the fulfillment of Statement of Commitments as referred to in Article 22 paragraph (1) letter b through the OSS no later than:
  - a. 1 (one) year from the granting of Telecommunications Network Operations License;
  - b. 6 (six) months from the granting of Telecommunications Service Operations License; or
  - c. 1 (one) year from the granting of Special Telecommunications Operations License for Juristic Persons.
- (2) Business Players shall submit application for Operations Worthiness Test no later than 15 (fifteen) working days prior to the expiration period of the fulfillment of Statement of Commitments as referred to in paragraph (1).
- (3) In the event that the Statement of Commitments fails to be fulfilled by the time as referred to in paragraph (1), Business Players shall be subject to administrative sanctions in the form of license revocation for Telecommunications Network Operations License, Telecommunications Service Operations License or Special Telecommunications Operations License for Juristic Persons.



- (4) In the event that the operations use radio frequency spectrum, numbering, and/or landing rights, the license revocation as referred to in paragraph (3) shall be followed by cancellation of the determination of such use.

#### Article 24

- (1) Directorate General of Post and Informatics Operations shall evaluate the fulfillment of the Statement of Commitments as referred to in Article 22 paragraph (3) and paragraph (4).
- (2) Operations Worthiness Test may be jointly conducted using a sampling method by Business Players and the Ministry and/or self-assessment undertaken by Business Players.
- (3) Directorate General of Post and Informatics Operations shall issue operations worthiness certificate as the result of the Operations Worthiness Test.
- (4) Telecommunications Network Operations License, Telecommunications Service Operations License, or Special Telecommunications Operations License for Juristic Persons shall become effective after Business Players are declared to have fulfilled the Statement of Commitments as referred to in paragraph (1) based on the evaluation result.
- (5) In the event that Business Players are declared to have failed to fulfill the Statement of Commitments based on the evaluation result as referred to in paragraph (1), the Business Players shall have the opportunity to resubmit a notification of the fulfillment of Statement of Commitments insofar as it is within the period as referred to in Article 23 paragraph (1).

#### Article 25

Further provisions on the procedures for sampling and self-assessment shall be stipulated by Director General of Post and Informatics Operations.

#### Article 26

- (1) Telecommunications Network Operations License, Telecommunications Services Operations License, and Special Telecommunications Operations License for Juristic Persons are not time-limited insofar as such licenses are in compliance with the provisions of the laws and regulations.

- (2) The Telecommunications Network Operations License, Telecommunications Services Operations License, and Special Telecommunications Operations License for Juristic Persons as referred to in paragraph (1) shall apply under the following conditions:
- a. first year period of the operations shall be effective from the granting of the license to the end of fiscal year;
  - b. in the event that the license is effective after 31 October, the first year period of the operations shall be effective from the granting date of license to the end of the next fiscal year; and
  - c. the second year period and subsequent period shall be based on the fiscal year (1 January to 31 December).

#### Article 27

Business Players obtaining a valid Telecommunications Network Operations License and/or Telecommunications Service Operations License, shall pay Telecommunications Operation Rights Fee and USO Contribution in accordance with the provisions of the laws and regulations.

#### Part Four Broadcasting Operations Licensing

#### Article 28

The IPP as referred to in Article 5 paragraph (2) letter c shall comprise:

- a. the IPP for Local Public Broadcasting Institutions of Radio Broadcasting Services;
- b. the IPP for Local Public Broadcasting Institutions of Television Broadcasting Services;
- c. the IPP for Private Broadcasting Institutions of Radio Broadcasting Services;
- d. the IPP for Private Broadcasting Institutions of Television Broadcasting Services;
- e. the IPP for Community Broadcasting Institutions of Radio Broadcasting Services;
- f. the IPP for Community Broadcasting Institutions of Television Broadcasting Services; and
- g. the IPP for Subscription-based Broadcasting Institutions of Television Broadcasting Services.

#### Article 29

- (1) The application for the IPP for Local Public Broadcasting Institutions of Radio Broadcasting and Television Broadcasting Services as referred to in Article 28 letter a and letter b shall only be submitted by juristic persons

established by the regional government for the purposes of radio broadcasting operations or television broadcasting, which are independent, neutral, non-commercial, and serve the interests of the public whose broadcasts are networked with Radio Republik Indonesia (RRI) for radio and Televisi Republik Indonesia (TVRI) for television.

- (2) The application for IPP for Private Broadcasting Institutions of Radio Broadcasting Services and Television Broadcasting Services as referred to in Article 28 letter c and letter d shall only be submitted by Indonesian juristic persons whose field of business is limited to radio or television broadcasting services operations and are commercial.
- (3) The application for the IPP for Community Broadcasting Institutions of Radio Broadcasting Services and Television Broadcasting Services as referred to in Article 28 letter e and letter f shall only be submitted by Indonesian juristic persons, established by certain communities, which are independent and non-commercial, with low transmitting power, limited coverage area, and serve the interests of such communities.
- (4) The application for the IPP for Subscription-based Broadcasting Institutions of Television Broadcasting Services as referred to in Article 28 letter g shall only be submitted by Indonesian juristic persons, whose field of business is limited to subscription-based broadcasting service operations.

### Article 30

- (1) Broadcasting Operations License shall be granted through the following stages:
  - a. announcement of opportunity of broadcasting operations for Private Broadcasting Institution and Subscription-based Broadcasting Institution through terrestrial systems;
  - b. submission of license application through the OSS in accordance with the provisions of the laws and regulations;
  - c. submission of Statement of Commitments stating the fulfillment of provisions on license requirements and broadcasting operations;
  - d. conducting of Hearings Evaluation between Business Players and the Indonesian Broadcasting Commission;
  - e. obtaining of recommendation of feasibility of broadcasting operations from the Indonesian Broadcasting Commission;
  - f. obtaining of approval in the Joint Meeting Forum between the Government and the Indonesian Broadcasting Commission; and

- g. if required, obtaining of license for the use of radio frequency spectrum in accordance with the provisions of the laws and regulations.
- (2) The Statement of Commitments as referred to in paragraph (1) letter c shall comprise the following commitments:
- a. ability to comply with the provisions of broadcasting operations;
  - b. ability to fulfill the obligation to pay license fees;
  - c. ability to comply with the requirements of administrative, technical, and broadcast program aspects as qualification requirements in the broadcast trial period within the specified time;
  - d. Business Players' Board of Directors, Management, and/or juristic persons are not put on the Operator Blacklist;
  - e. submission of valid and correct data;
  - f. ability to meet deadlines in fulfilling Statement of Commitments;
  - g. consent to be subject to administrative sanctions for failing to fulfill the Statement of Commitments; and
  - h. other matters in accordance with the provisions of the laws and regulations.
- (3) For the IPP application as referred to in paragraph (1) letter b, Business Players shall submit business proposal and capital structure.
- (4) In the event that the number of applications obtaining recommendation of feasibility as referred to in paragraph (1) letter e in one broadcast area exceeds the number of radio frequency channels specified in broadcasting operations opportunity, a selection shall be conducted, the procedure of which shall be stipulated in a Ministerial Regulation.
- (5) The license for the use of radio frequency spectrum as referred to in paragraph (1) letter g shall constitute a temporary ISR for broadcast trial purposes.
- (6) The temporary ISR as referred to in paragraph (5) shall become effective from the payment of Radio Frequency BHP for temporary ISR.

### Article 31

The IPP shall be granted based on the fulfillment of the licensing stages as referred to in Article 30.

Article 32

- (1) The obligation to pay license fees as referred to in Article 30 paragraph (2) letter b shall comprise:
  - a. principle license fees and the first year IPP fees which also serves as the fulfillment Statement of Commitments, after the granting of the IPP as referred to in Article 31;
  - b. the second and the subsequent years IPP fees shall be paid after the IPP is in effect; and
  - c. IPP renewal fees.
- (2) The payment of license fees as referred to in paragraph (1) shall be made in accordance with the Payment Order issued by the Directorate General of Post and Informatics Operations.
- (3) The amount of fees as referred to in paragraph (1) shall be determined by the Government Regulation regulating the Types and Rates of Non-Tax State Revenues applicable to the Ministry.
- (4) The obligation to pay IPP fees shall be fulfilled in accordance with the provisions of the laws and regulations and constitute as Non-Tax State Revenues.

Article 33

- (1) Business Players shall submit all fulfillments of the Statement of Commitments as referred to in Article 30 paragraph (1) letter c through the OSS no later than 6 (six) months for radio broadcasting services and 1 (one) year for television broadcasting services from the granting of IPP.
- (2) Business Players shall submit application for Broadcasting Trial Evaluation no later than 15 (fifteen) working days prior to the expiration period of the fulfillment of the Statement of Commitments as referred to in paragraph (1).
- (3) In the event that the Statement of Commitments is not fulfilled within the time period as referred to in paragraph (1), Business Players shall be subject to an administrative sanction in the form of IPP revocation.

Article 34

- (1) Directorate General of Post and Informatics Operations shall evaluate the fulfillment of the Statement of Commitments as referred to in Article 30.

- (2) The Broadcast Trial Evaluation as referred to in Article 33 paragraph (2) may be conducted with a sampling method and/or through a self-assessment.
- (3) Directorate General of Post and Informatics Operations shall issue a Broadcast Trial Evaluation Statement Letter as the result of the Broadcast Trial Evaluation with a sampling method and/or a self-assessment.
- (4) The IPP shall be effective after Business Players are declared to have fulfilled the Statement of Commitments based on the evaluation as referred to in paragraph (1).
- (5) In the event that Business Players are declared to have failed to fulfill the Statement of Commitments based on the evaluation result as referred to in paragraph (1), Business Players shall be given an opportunity to resubmit the Statement of Commitments provided it is in accordance with the time period as referred to in Article 33 paragraph (1).
- (6) The IPP as referred to in paragraph (4) shall be effective for 5 (five) years for radio broadcasting services and 10 (ten) years for television broadcasting services and may be renewed.

#### Article 35

Further provisions on sampling and self-assessment procedures of Broadcasting Operations shall be stipulated by Director General of Post and Informatics Operations.

#### Article 36

- (1) Broadcasting Institutions intending to renew the IPP as referred to in Article 34 paragraph (6) shall submit an application for renewal through the OSS within 12 (twelve) months at the latest and 13 (thirteen) months at the earliest prior to the expiration of the IPP.
- (2) The granting of the IPP renewal shall be conducted through the stages as referred to in Article 30 paragraph (1) letter b, letter d, to letter g, Article 31, Article 32 paragraph (1) letter c, Article 32 paragraph (2), paragraph (3) and paragraph (4) that is applicable *mutatis mutandis*.
- (3) The renewal of the IPP shall be granted after the stages as referred to in paragraph (2) are completed.

- (4) Broadcasting Institutions shall pay the renewal of the IPP fees in accordance with the provisions of the laws and regulations in line with the SPP issued by Directorate General of Post and Informatics Operations as the fulfillment of Statement of Commitments.
- (5) In the event that the payment of renewal of the IPP fee as referred to in paragraph (4) fails to be made, Broadcasting Institutions shall be subject to an administrative sanction in the form of the revocation of renewed IPP.
- (6) The renewed IPP shall be effective after Broadcasting Institutions are declared to have fulfilled their Statement of Commitments.
- (7) The validity period of the renewed IPP as referred to in paragraph (6) shall be effective at the earliest when the IPP as referred to in Article 34 paragraph (6) expires.
- (8) The validity period of the renewed IPP shall be in accordance with the validity period of the IPP as referred to in Article 34 paragraph (6).

Part Five  
Telecommunications Numbering

Article 37

Telecommunications Numbering Determination Service shall comprise:

- a. Number Block;
- b. National Destination Code (NDC);
- c. Signaling Point Code (SPC);
- d. International Signaling Point Code (ISPC);
- e. Public Land Mobile Network Identity (PLMNID);
- f. Intelligent Network (IN) Access Code;
- g. International Direct Dialing (SLI) Access Code;
- h. Long Distance Direct Dialing Service (SLJJ) Access Code;
- i. Telephony Internet for Public Needs (ITKP) Access Code;
- j. Information Call Center Access Code;
- k. Premium Short Message Service Content Service (Premium SMS) Access Code;
- l. Calling Card Access Code;
- m. Public Service Center Access Code;
- n. Short Message for Public Service Access Code; and
- o. Other telecommunications numbering in accordance with the provisions of laws and regulations.

Article 38

- (1) Number Block shall be granted to circuit switched-based local fixed network operators.
- (2) National Destination Code (NDC) shall be granted to operators of:
  - a. cellular mobile networks;
  - b. satellite mobile networks.
- (3) Signaling Point Code (SPC) shall be granted to operators of:
  - a. circuit switched-based local fixed networks;
  - b. cellular mobile networks; and
  - c. satellite mobile networks.
- (4) International Signaling Point Code (ISPC) shall be granted to operators of:
  - a. fixed international direct dialing networks;
  - b. cellular mobile networks; and
  - c. satellite mobile networks.
- (5) Public Land Mobile Network Identity (PLMNID) shall be granted to operators of:
  - a. packet-switched local fixed networks;
  - b. cellular mobile networks; and
  - c. satellite mobile networks.
- (6) Intelligent Network (IN) Access Code shall be granted to circuit switched-based local fixed network operators.
- (7) International Direct Dialling Access Code shall be granted to operators of international direct dialing fixed networks.
- (8) Long Distance Direct Dialing Service (SLJJ) Access Code shall be granted to operators of long distance direct dialing fixed networks.
- (9) Telephony Internet for Public Needs (ITKP) Access Code shall be granted to operators of Value-added Telephony for Telephony Internet for Public Needs (ITKP) services.
- (10) Information Call Center Access Code shall be granted to operators of value-added telephony for call center services.



- (11) Premium Short Message Content Service (Premium SMS) Access Code shall be granted to operators of value-added telephony for premium short message content services (Premium SMS).
- (12) Calling Card Access Code shall be granted to operators of managed calling card services.
- (13) Public Service Center Access Code shall be granted to the operators of:
- a. circuit switched-based local fixed networks;
  - b. international direct dialling fixed networks;
  - c. long distance direct dialling fixed networks;
  - d. cellular mobile networks; and
  - e. satellite mobile networks.
- (14) Short Message for Public Service Access Code shall be granted to operators of:
- a. circuit switched-based local fixed networks;
  - b. international direct dialling fixed networks;
  - c. long distance direct dialling local fixed networks;
  - d. cellular mobile networks; and
  - e. satellite mobile networks.

### Article 39

- (1) Business Players may submit an application for telecommunications numbering determination in accordance with the provisions of the fundamental technical plan of telecommunications.
- (2) Business Players may submit an application for telecommunications numbering determination through the OSS.
- (3) The application for telecommunications numbering determination as referred to in paragraph (1) shall comprise:
- a. new application for telecommunications numbering determination; and
  - b. additional application for telecommunications numbering determination.
- (4) The new application for telecommunications numbering determination as referred to in paragraph (2) shall comprise a maximum of 1 (one) number.

- (5) The new application for telecommunications numbering determination as referred to in paragraph (3) letter a shall be made through the following stages:
  - a. Business Players shall submit an application for telecommunications numbering determination through the OSS in accordance with the provisions of the laws and regulations; and
  - b. Business Players shall submit Statement of Commitments to fulfill the requirements for telecommunications numbering determination.
  
- (6) The additional application for telecommunications numbering determination as referred to in paragraph (3) letter b shall be made through the following stages:
  - a. Business Players shall submit the application for additional numbering determination through the OSS in accordance with the provisions of the laws and regulations; and
  - b. Business Players shall submit Statement of Commitments to fulfill the requirements for telecommunications numbering determination;
  
- (7) The application through the OSS as referred to in paragraph (6) letter a may be made after:
  - a. submitting a report on the use of the telecommunications numbering determination that has been obtained; and
  - b. submitting a document on the plan to use additional telecommunications numbering determination.
  
- (8) Directorate General of Post and Informatics Operations shall evaluate the stages as referred to in paragraph (7).
  
- (9) The evaluation as referred to in paragraph (8) may be made through a sampling method.
  
- (10) The Statement of Commitments as referred to in paragraph (5) letter b and paragraph (6) letter b shall comprise the following commitments:
  - a. ability to comply with the provisions on telecommunications operations;
  - b. consent to be subject to evaluation on the report on the use of telecommunications numbering that has been determined for additional application for telecommunications numbering determination;
  - c. Business Players' Board of Directors, Management, and/or juristic persons are not put on the Operator Blacklist;
  - d. submission of valid and correct data;

- e. ability to meet the deadline in fulfilling the Statement of Commitments;
- f. consent to be subject to an administrative sanction in the event of failure to fulfill the Statement of Commitments; and
- g. other matters in accordance with the provisions of the laws and regulations.

(11) Telecommunications numbering determination shall be made based on the Statement of Commitments as referred to in paragraph (10).

Part Six  
Radio Frequency Spectrum Use Licensing

Paragraph 1  
General Provisions

Article 40

The radio frequency spectrum use license as referred to in Article 5 paragraph (2) letter d shall comprise:

- a. the IPFR; and
- b. the ISR.

Paragraph 2  
The IPFR

Article 41

- (1) The IPFR as referred to in Article 40 letter a shall be granted through the following mechanisms:
  - a. selection;
  - b. the ISR-to-IPFR change; or
  - c. evaluation.
- (2) The IPFR granted through the selection mechanism and the ISR-to-IPFR change mechanism as referred to in paragraph (1) letter a and letter b shall be made through the OSS.
- (3) The IPFR granted through the evaluation mechanism as referred to in paragraph (1) letter c shall be issued by Director General of Resources Management and Equipment of Post and Informatics on behalf of the Minister.

Article 42

- (1) Business Players shall submit an application for the granting of the IPFR after the stipulation of a Ministerial Decision on the winner of the IPFR selection or a Ministerial Decision on the ISR-to-IPFR change.
- (2) The Business Players as referred to in paragraph (1) shall be juristic persons.
- (3) The Business players as referred to in paragraph (1) shall fulfill the Statement of Commitments in the form of:
  - a. the ability to pay the first year IPFR BHP according to the determined time period; and/or
  - b. commitment guarantee of annual IPFR fee payment (spectrum surety bond).

Article 43

- (1) Approval or denial of the IPFR application shall be made based on evaluation.
- (2) In the event that the IPFR application is approved, the followings shall be issued:
  - a. a notification letter on payment of the Radio Frequency BHP for the IPFR; and
  - b. the IPFR.
- (3) The IPFR as referred to in paragraph (2) letter b shall not yet be effective.
- (4) Business Players shall submit a notification of the fulfillment of Statement of Commitments as referred to in Article 42 paragraph (3) through the OSS no later than 30 (thirty) calendar days from the granting of the IPFR.
- (5) Directorate General of Resources Management and Equipment of Post and Informatics shall evaluate the fulfillment of commitments submitted by the Business Players as referred to in paragraph (4).
- (6) In the event that Business Players fulfill the Statement of Commitments based on the evaluation result as referred to in paragraph (5), the IPFR as referred to in paragraph (2) letter b shall be effective.
- (7) In the event that Business Players fail to fulfill the Statement of Commitments based on the evaluation result as referred to in paragraph (5), the IPFR and Ministerial Decision on the winner of the IPFR selection

or Ministerial Decision on the ISR-to-IPFR change shall be declared ineffective.

Article 44

- (1) The IPFR holder whose IPFR is about to expire may apply for the IPFR renewal through the OSS.
- (2) The application for the IPFR renewal as referred to in paragraph (1) shall be received by the OSS in 31 (thirty-one) calendar days at the latest prior to the expiration of the IPFR period.
- (3) In the event that the application for the IPFR renewal is made after the time period as referred to in paragraph (2), the application shall be denied.
- (4) The applicants for the IPFR renewal as referred to in paragraph (1) shall fulfill the Statement of Commitments in the form of ability to pay the IPFR BHP in accordance with the determined time period.

Article 45

- (1) Approval or denial of the IPFR renewal application shall be made based on evaluation.
- (2) In the event that the IPFR renewal application is approved, the followings shall be issued:
  - a. Ministerial Decision on the IPFR Renewal;
  - b. notification letter on payment for Radio Frequency BHP for the IPFR;  
and
  - c. the IPFR.
- (3) Ministerial Decision and the IPFR as referred to in paragraph (2) letter a and letter c shall not yet be effective.
- (4) Business Players shall submit a notification of the fulfillment of the Statement of Commitments as referred to in paragraph (1) through the OSS no later than 30 (thirty) calendar days since the issuance of Ministerial Decision on the IPFR Renewal and the IPFR.
- (5) Directorate General of Resources Management and Equipment of Post and Informatics shall evaluate the fulfillment of Statement of Commitments as referred to in paragraph (4).

- (6) In the event that Business Players fulfill the Statement of Commitments based on the evaluation result as referred to in paragraph (4), the Ministerial Decision and the IPFR as referred to in paragraph (2) letter a and letter c shall be effective.
- (7) In the event that Business Players fail to fulfill Statement of Commitments based on the evaluation result as referred to in paragraph (4), the Ministerial Decision and the IPFR as referred to in paragraph (2) letter a and letter c shall be declared ineffective.
- (8) Further provisions on procedures for IPFR Renewal shall be stipulated in Regulation of Director General of Resources Management and Equipment of Post and Informatics.

Paragraph 3  
The ISR

Article 46

- (1) The application for obtaining the ISR as referred to in Article 40 letter b may only be made by Business Players who:
  - a. have obtained telecommunications operations license;
  - b. have no obligation to pay the Radio Frequency BHP for the ISR that is due, for the ISR applicants who have previously held the ISR.
- (2) The provisions as referred to in paragraph (1) letter a shall be given exception for the ISR application for the purpose of special government services, limited coverage radio communications system, point-to-point radio communications system, and other purposes in accordance with the provisions of the laws and regulations.
- (3) The application for obtaining the ISR as referred to in paragraph (1) shall be made by completing the application form and uploading:
  - a. Statements of Commitments stating:
    1. submission of correct data;
    2. ability to fulfill provisions on the use of radio frequency spectrum; and
    3. ability to fulfill obligations of the payment of Radio Frequency BHP for the ISR in accordance with the determined time period; and
  - b. the assignment of Marine Frequency for Coastal Radio Station Communications for the ISR application for Maritime purposes and/or Assignment of Marine Frequency for Ship Radio Station Communications for the ISR application for maritime purposes;

- c. business license for Aircraft Radio Station and Aviation Land Radio Station for the ISR application for aviation purposes or the ISR application for aviation purposes; and/or
- d. copy of cooperation agreement on transponder lease for the application of the ISR for space satellites using foreign satellites.

Article 47

The Business Players as referred to in Article 46 paragraph (1) shall comprise:

- a. juristic persons;
- b. business enterprises;
- c. public entities; and/or
- d. individuals.

Article 48

- (1) The ISR as referred to in Article 40 letter b may have its use discontinued by the ISR holder.
- (2) Application for the discontinuation of the ISR as referred to in paragraph (1) shall be submitted no later than 14 (fourteen) calendar days prior to the expiration period of the annual payment for Radio Frequency BHP.
- (3) In the event that the application for discontinuation of the ISR use exceeds the period of 14 (fourteen) calendar days as referred to in paragraph (2), the ISR holder shall be subject to the obligation to pay the Radio Frequency BHP for the ISR for the following year.

Article 49

- (1) Application for obtaining approval of the revision of administrative data and the ISR technical parameter data shall be made by completing application form and uploading:
  - a. Statements of Commitments stating:
    - 1. no obligation to pay the Radio Frequency BHP for the ISR that is due, for the ISR applicants that have previously held the ISR;
    - 2. ability to fulfill provisions on the use of radio frequency spectrum; and
    - 3. ability to fulfill obligations to pay the Radio Frequency BHP for the ISR in accordance with the determined time period.
  - b. assignment of marine frequency for Coastal Radio Station Communications for the ISR application for maritime purposes and/or assignment of marine frequency for Ship Radio Station Communications for the ISR application for maritime purposes; and

- c. Business license for Aircraft Radio Station and Aviation Land Radio Station for the ISR application for aviation purposes.
- (2) The application for revision of the ISR technical parameter data as referred to in paragraph (1) shall be made no later than 90 (ninety) calendar days prior to the expiration period of the payment of Radio Frequency BHP for the annual ISR.
- (3) In the event that the application for revision to the ISR technical parameter data is made earlier than the time period as referred to in paragraph (1), the application for revision of the ISR technical parameter shall not be accepted.

#### Article 50

- (1) Approval or denial of the ISR application as referred to in Article 46 shall be made through evaluation mechanism based on the availability of radio frequency channel and the result of technical analysis.
- (2) For any approval of application for obtaining the ISR as referred to in Article 46, or revision of the ISR technical parameter data as referred to in Article 49, the followings shall be issued:
  - a. notification letter on the payment of Radio Frequency BHP for the ISR; and/or
  - b. the ISR.
- (3) The ISR as referred to in paragraph (2) letter b shall not yet be effective, except for the maritime services ISR, the aviation services ISR, the administrative data adjustment ISR, and the technical parameter data adjustment ISR that do not cause changes in the amount of Radio Frequency BHP.
- (4) The issuance of the notification letter on the payment as referred to in paragraph (2) letter a shall be exempted for:
  - a. approval of the ISR application for maritime services and aviation services;
  - b. approval of the application for administrative data revision, and/or revision of technical parameter data that do not change the amount of Radio Frequency BHP.

#### Article 51

- (1) The ISR for broadcasting purposes after the issuance of the IPP shall be declared effective as referred to in Article 34 paragraph (4).



- (2) The ISR for broadcasting purposes as referred to in paragraph (1) shall be effective after the full payment of Radio Frequency BHP for the ISR for broadcasting purposes.
- (3) The Radio Frequency BHP for the ISR for broadcasting purposes shall be paid in accordance with the notification letter on payment issued concurrently with the ISR for broadcasting purposes as referred to in paragraph (1).

#### Article 52

Business Players shall submit a notification of the fulfillment of Statement of Commitments as referred to in Article 46 paragraph (3) letter a and Article 49 paragraph (1) letter a through the OSS no later than 30 (thirty) days from the issuance of the ISR as referred to in Article 50 paragraph (2) letter b.

#### Article 53

- (1) Directorate General of Resources Management and Equipment of Post and Informatics shall evaluate the fulfillment of Statement of Commitments submitted by the Business Players as referred to in Article 52.
- (2) In the event that Business Players fulfill the Statement of Commitments based on the evaluation result as referred to in paragraph (1), the ISR shall be declared effective.
- (3) In the event that Business Players fail to fulfill the Statement of Commitments based on the evaluation result as referred to in paragraph (1), the notification letter on the payment of Radio Frequency BHP for the ISR and the ISR shall be declared ineffective.

#### Article 54

- (1) For any approved application for the discontinuation of the ISR as referred to in Article 48 paragraph (2):
  - a. an ISR discontinuation letter is to be issued; and
  - b. details of invoice that have been issued when application of the discontinuation of the ISR is cancelled and declared invalid.
- (2) The ISR holder that applies for the proposal to discontinue the ISR as referred to in paragraph (1) may still use radio frequency until the deadline of the payment of Radio Frequency BHP for the annual ISR.

Part Seven  
Satellite Landing Rights

Article 55

- (1) Landing Rights are the rights to use foreign satellites in Indonesia.
- (2) Foreign satellites that may be used in Indonesia are those already listed in the list of foreign satellites that meet the requirements of the Landing Rights.
- (3) Director General of Resources Management and Equipment of Post and Informatics shall issue a list of foreign satellites that may be used in Indonesia as referred to in paragraph (2) on its website and the list shall be periodically updated.
- (4) The Satellite Landing Rights as referred to in paragraph (1) may be granted to:
  - a. telecommunications network operators;
  - b. telecommunications service operators, except:
    1. Internet Service Provider (ISP) operators; and
    2. Internet resale service operators;
  - c. Subscription-based Broadcasting Institutions that use satellites.
- (5) The Satellite Landing Rights granted to telecommunications network operators and/or telecommunications service operators as referred to in paragraph (4) letter a and letter b shall be used for the following purposes:
  - a. Very Small Aperture Terminal (VSAT);
  - b. data communications system; and/or
  - c. mobile satellite telecommunications system.
- (6) The Satellite Landing Rights granted to Subscription-based Broadcasting Institutions that use satellites as referred to in paragraph (4) letter c may only be used for the following purposes:
  - a. television receive-only (TVRO); or
  - b. direct-to-home broadcasting access.

Article 56

- (1) Application for the Landing Rights may only be submitted by Business Players holding Telecommunications Operations License or Broadcasting Operations License.

- (2) Business Players who apply for the Satellite Landing Rights must complete the application form and upload:
  - a. a Statement of Commitments stating that the submitted data are correct; and
  - b. a statement letter on support for bandwidth capacity provisions from foreign satellite operators.
- (3) Requirements of statement letter on bandwidth capacity provisions support from foreign satellite operators as referred to in paragraph (2) letter b shall be exempted for applicants of the Landing Rights for television receive-only (TVRO) purposes.
- (4) Approval or denial of the Satellite Landing Rights applications as referred to in paragraph (1) shall be determined in 1 (one) working day from the receipt of the complete application based on the evaluation result.
- (5) The Landing Rights shall be effective from the approval of the application.

## Part Eight

### Certification of Telecommunications Devices and/or Equipment

#### Article 57

Application for Telecommunications Devices and/or Equipment shall be made by completing the certification application form and uploading the following requirements:

- a. The Test Report;
- b. documents of technical specifications of Telecommunications Devices and/or Equipment;
- c. a cooperation agreement with Indonesian telecommunications operators, in particular for Telecommunications Devices and/or Equipment in the form of:
  1. signal repeaters/boosters of cellular mobile communications system; and
  2. satellite telephones or modems.
- d. a color photograph of the internal and external parts of all angles displaying the data of brand and type models of Telecommunications Devices and/or Equipment; and/or
- e. copies of:
  1. Declaration of Conformity to technical requirements in accordance with the provisions of the laws and regulations;
  2. personal identity of the signatory of the Declaration of Conformity as referred to in point 1;

3. letter of declaration on International Mobile Equipment Identity (IMEI) security guarantee and the list of IMEI approved by the Global System for Mobile Communications Association (GSMA) and association of its kind, in particular for Telecommunications Devices and/or Equipment including cellular phones, handheld computers, and tablet computers; and/or
  4. a certificate stating the compliance with the provisions of the laws and regulations relating to telecommunications equipment from Ministry of Industry.
- f. Statement of Commitments stating:
1. submission of correct data;
  2. ability to pay certificate fees in accordance with the determined time period;
  3. ability to conduct random sampling of Telecommunications Devices and/or Equipment; and
  4. compliance with the provisions of Telecommunications Devices and/or Equipment.

#### Article 58

The Test Report as referred to in Article 57 letter a shall be issued by:

- a. National Testing Offices designated by Director General of Resource Management and Equipment of Post and Informatics; and/or
- b. Foreign Testing Offices accredited by Director General of Resource Management and Equipment of Post and Informatics.

#### Article 59

The Application for Telecommunications Devices and/or Equipment as referred to in Article 57 shall be made by Business Players that comprise:

- a. brand owner incorporated under Indonesian law;
- b. Indonesian enterprises appointed as representatives or official distributors by brand owners domiciled outside the territory of the Republic of Indonesia;
- c. Indonesian juristic persons that manufacture Telecommunications Devices and/or Equipment for brand owners domiciled outside the territory of the Republic of Indonesia; or
- d. individuals or business enterprises that manufacture, assemble, and build Telecommunications Devices and/or Equipment to function as Telecommunications Devices and/or Equipment.

Article 60

- (1) Application for Certification of Telecommunications Devices and/or Equipment may only be submitted by Business Players holding a business registration number (NIB) and a customer identity (PLG ID).
- (2) In the event that Business Players already have the NIB without the PLG ID, such Business Players shall conduct registration on the electronic licensing system of Directorate General of Resources Management and Equipment of Post and Informatics.
- (3) The PLG ID registration on electronic licensing system of Directorate General of Resources Management and Equipment of Post and Informatics as referred to in paragraph (2) shall be conducted by:
  - a. agreeing to the integrity pact;
  - b. uploading an appointment letter as a representative or an official distributor; and
  - c. uploading an employee registration card issued by Business Players or a resident identity card for individual applicants who apply for certification of Telecommunications Devices and/or Equipment as referred to in Article 59.
- (4) Further provisions on the PLG ID shall be stipulated in a Ministerial Regulation.

Article 61

- (1) Holder of Telecommunications Devices and/or Equipment Certificate shall propose certificate revision in the event of:
  - a. changes of name of the owner of Telecommunications Devices and/or Equipment; and/or
  - b. changes of address of Telecommunications Devices and/or Equipment Certificates; and/or
  - c. transfer of ownership of Telecommunications Devices and/or Equipment Certificates to other parties.
- (2) Application for revision to Telecommunications Devices and/or Equipment Certificate shall be made by completing the application form for revision to Telecommunications Devices and/or Equipment Certificate and uploading an agreement on certificate transfer of ownership for the changes as referred to in paragraph (1) letter c.

Article 62

- (1) Approval or denial of certificate application based on the technical analysis result shall refer to technical requirements stipulated by the Minister.
- (2) For any approval of the certification as referred to in Article 57 and approval for changes in Telecommunications Devices and/or Equipment Certificate as referred to in Article 61 paragraph (2), the followings shall be issued:
  - a. notification letter on certificate payment; and
  - b. Telecommunications Devices and/or Equipment Certificate.
- (3) The Telecommunications Devices and/or Equipment Certificate as referred to in paragraph (2) letter b shall not yet be effective.

Article 63

- (1) Business Players shall submit fulfillment of the Statement of Commitments as referred to in Article 57 letter f through the OSS no later than 5 (five) working days from the issuance of the certificate as referred to in Article 62 paragraph (2) letter b.
- (2) Directorate General of Resources Management and Equipment of Post and Informatics shall evaluate the fulfillment of the Statement of Commitments as referred to in paragraph (1).
- (3) In the event that Business Players are declared to have fulfilled the Statement of Commitments based on the evaluation result as referred to in paragraph (2), the certificate shall be declared effective.
- (4) In the event that Business Players fail to fulfill the Statement of Commitments based on the evaluation result as referred to in paragraph (2), the notification letter on certificate payment and the certificate shall be declared ineffective.
- (5) Business Players may not propose another application for certification of types of Telecommunications Devices and/or Equipment whose notification letter of certificate payment and the certificate have been issued for 3 (three) times and shall be declared ineffective as referred to in paragraph (4).

Part Nine  
Radio Spectrum Use Rights Fees and  
Telecommunications Devices and/or Equipment Certification Fees

Article 64

- (1) Any use of radio frequency spectrum shall be subject to radio frequency spectrum use rights fees for radio station license (ISR BHP) or radio frequency spectrum use rights fees for radio frequency band (IPFR BHP).
- (2) Any Telecommunications Devices and/or Equipment Certification shall be subject to Telecommunications Devices and/or Equipment Certification fees.
- (3) The radio frequency spectrum use rights fees and Telecommunications Devices and/or Equipment Certification fees as referred to in paragraph (1) and paragraph (2) shall constitute non-tax state revenue.
- (4) The amount and procedures for the imposition of non-tax state revenue as referred to in paragraph (3) shall be in accordance with the provisions of the laws and regulations.

Part Ten  
Validity Period of the IPFR, the ISR, Landing Rights, and  
Telecommunications Devices and/or Equipment Certificate

Article 65

- (1) The IPFR as referred to in Article 40 letter a shall be valid for the period of 10 (ten) years.
- (2) The IPFR as referred to in paragraph (1) may be renewed 1 (one) time within the period of 10 (ten) years based on the evaluation result.

Article 66

- (1) The IPFR as referred to in Article 65 may be revoked on the following grounds:
  - a. revocation of Telecommunications Network Operations license;
  - b. transfer of ownership of the IPFR without a written approval from the Minister;
  - c. failure to use the IPFR in accordance with the permitted services and types of services;

- d. violation of technical requirement provisions on the use of radio frequency band in accordance with the provisions of laws and regulations;
  - e. failure to conduct broadcasting services in accordance with the license of telecommunications operations held for 2 (two) years; or
  - f. failure to pay the Radio Frequency BHP within 24 (twenty-four) months in accordance with the determined time period.
- (2) Further provisions on the revocation of the IPFR shall be stipulated in a Ministerial Regulation.

Article 67

- (1) The ISR as referred to in Article 40 letter b shall be valid for the period of 5 (five) years and may be renewed.
- (2) The ISR as referred to in paragraph (1) may be granted for certain temporary activities.
- (3) The Temporary ISR for activities as referred to in paragraph (2) may be granted for a maximum of 1 (one) year.
- (4) Further provisions on the temporary ISR shall be stipulated in a Ministerial Regulation.

Article 68

- (1) The ISR as referred to in Article 67 may be revoked on the following grounds:
- a. expiration or revocation of telecommunications operations license or broadcasting operations license;
  - b. transfer of the ISR without a written approval from the Director General;
  - c. failure to conduct broadcasting services in accordance with the ISR for 1 (one) year;
  - d. violation of technical requirement provisions under the determined ISR and/or the provisions of laws and regulations;
  - e. use of false or misleading identification signal and/or radio station identity;
  - f. failure to display radio station identification sign; and/or
  - g. failure to pay the Radio Frequency BHP for the annual ISR in accordance with the determined time period.



- (2) Further provisions on the revocation of the ISR shall be stipulated in a Ministerial Regulation.

#### Article 69

Validity Period of the Landing Rights as referred to in Article 55 shall not be limited.

#### Article 70

- (1) Any Telecommunications Devices and/or Equipment manufactured, assembled, imported, traded, and/or used within the territory of the Republic of Indonesia shall be certified.
- (2) Telecommunications Devices and/or Equipment still manufactured, assembled, or imported to be traded within the territory of the Republic of Indonesia after 3 (three) years from the valid date of Certificate shall be submitted for recertification by Certificate holder.

### Part Eleven

#### Registration of Electronic System Operators

##### Subpart 1

##### General Provisions

#### Article 71

- (1) Electronic System Operators for Public Services shall conduct registration.
- (2) Electronic System Operators for non-Public Services may conduct registration.

##### Subpart 2

##### Procedure for Registration of Electronic System Operators

#### Article 72

- (1) Electronic System Operators shall submit their Electronic System Registration to the Minister.
- (2) Electronic System Operators may register more than 1 (one) Electronic System.

Subpart 3  
Registration Application

Article 73

- (1) Electronic System Operators shall submit their Electronic System Registration application by means of:
  - a. completing the registration form; and
  - b. enclosing required registration documents.
  
- (2) The required registration documents as referred to in paragraph (1) letter b for Electronic System Operators in the forms of a juristic person are as follows:
  - a. name of the juristic person, address of juristic person, form of the juristic person, deed of establishment of the company, and deed of the last modification;
  - b. a tax identification number (NPWP);
  - c. name, an identity card number, phone number, and e-mail address of the contact person of the Electronic System Operators;
  - d. general description of the operation of the Electronic System; and
  - e. information security certificate in accordance with the category of the Electronic System based on the information security management system or a statement letter on the fulfillment of the commitment to have an information security certificate in the absence of information security certificate.
  
- (3) The required registration documents as referred to in paragraph (1) letter b for individual Electronic System Operators are as follows:
  - a. name, personal identity number, phone number and e-mail address of the Electronic System Operators;
  - b. a tax identification number (NPWP);
  - c. general description of the Electronic System operation; and
  - d. information security certificate in accordance with the category of the Electronic System based on the information security management system or a letter of statement on the fulfillment of the commitment to have an information security certificate in the absence of information security certificate.
  
- (4) The general description of the operation of Electronic System as referred to in paragraph (2) letter d and paragraph (3) letter c shall comprise:
  - a. Electronic System name;
  - b. Electronic System sector;
  - c. URL website;

- d. domain name system and/or the address of the IP server;
  - e. a short description about the function of the Electronic System and the business process of the Electronic System;
  - f. information on the use of hosting; and
  - g. statement to ensure personal data protection.
- (5) In the absence of information security certificate as referred to in paragraph (2) letter e and paragraph (3) letter d, Electronic System Operators shall produce the certificate no later than 1 (one) year from the issuance of proof of registration.

Subpart 4  
Verification

Article 74

- (1) The required registration documents included in the application of Electronic System registration as referred to in Article 73 paragraph (1) shall be verified to ensure the fulfillment of required documents.
- (2) In the event that the required registration documents fails to be fulfilled or the verification result shows incomplete requirements, the Minister shall deny the application.

Subpart 5  
Proof of Registration Issuance

Article 75

- (1) Proof of registration issuance of the Electronic System Operators shall be conducted after the verification as referred to in Article 74 paragraph (1) is declared complete.
- (2) The Minister shall include the names of the Electronic System Operators who have received the proof of registration in the List of Electronic System Operators.
- (3) The List of Electronic System Operators shall be published on the website run by the Ministry.

Article 76

- (1) Validity period of the Electronic System Proof of Registration shall be 5 (five) years from the issuance date.

- (2) Renewal of Proof of Registration of the Electronic System Operators shall be conducted in accordance with the registration procedure as referred to in Article 73.
- (3) Application for Renewal of Proof of Registration of the Electronic System Operators as referred to in paragraph (2) shall be made no later than 1 (one) working day prior to the expiration of the validity period.

Subpart 6  
Updating

Article 77

- (1) Electronic System Operators shall be liable for the validity of the required registration documents.
- (2) Required registration documents that are revised shall be updated and reported to the Minister.

Subpart 7  
Revocation and Suspension of Proof of Registration

Article 78

- (1) Proof of Registration of Electronic System Operators that is not renewed as referred to in Article 70 paragraph (2) shall be temporarily suspended until 30 (thirty) days from the expiration of the validity period of the Proof of Registration of Electronic System Operators.
- (2) Revocation of Proof of Registration of Electronic System Operators may be conducted in the event of:
  - a. failure of Electronic System Operators to report changes as referred to in Article 77 paragraph (2); and/or
  - b. violation of the provisions of the laws and regulations by Electronic System Operators.
- (3) After the period of temporary suspension as referred to in paragraph (1) expires and/or Proof of Registration of Electronic System Operators is revoked as referred to in paragraph (2), Electronic System Operators shall register as a new registrant.

Part Twelve  
Accreditation as Electronic Certificate Authorities

Article 79

- (1) Electronic Certificate Authorities shall obtain accreditation from the Minister.
- (2) Accreditation of Electronic Certificate Authorities shall comprise the following 3 (three) levels:
  - a. registered Electronic Certificate Authorities;
  - b. certified Electronic Certificate Authorities; or
  - c. rooted Electronic Certificate Authorities.

Article 80

- (1) To obtain the registered status as referred to in Article 79 paragraph (2) letter a, Electronic Certificate Authorities shall make an application to obtain registered status to the Minister;
- (2) To obtain the certified status as referred to in Article 79 paragraph (2) letter b, Electronic Certificate Authorities must already obtain the registered status and make an application to obtain the certified status to the Minister;
- (3) To obtain the rooted status as referred to in Article 79 paragraph (2) letter c, Electronic Certificate Authorities must already obtain accreditation of the certified status and make an application to obtain the rooted status accreditation to the Minister.

Part Thirteen  
Registration of Information Security Management System  
Certification Institutions

Article 81

- (1) Information Security Management System Certification Institutions shall obtain accreditation from the Minister.
- (2) Information Security Management System Certification Institutions as referred to in paragraph (1) shall:
  - a. be incorporated under Indonesian law;
  - b. be domiciled within the territory of the Republic of Indonesia;
  - c. be accredited by the National Accreditation Committee;

- d. have an Audit team consisting of at least 1 (one) Permanent Auditor;  
and
- e. have a certification decision-maker team.

Article 82

- (1) Certification Institutions shall make an application for accreditation as Information Security Management System Certification Institutions to the Minister.
- (2) The application for accreditation as referred to in paragraph (1) shall enclose the following documents:
  - a. an application letter;
  - b. an accreditation certificate from the National Accreditation Committee;
  - c. a list of Audit team members;
  - d. a list of certification decision-maker team members; and
  - e. a statement letter.
- (3) The Minister shall assess the application as referred to in paragraph (1).

Article 83

- (1) The accreditation as Information Security Certification Institutions shall be done after the assessment as referred to in Article 82 paragraph (3) is declared complete.
- (2) The Minister shall put the name of the Information Security System Certification Institutions that have obtained the Minister's accreditation on the list of Information Security Management System Certification Institutions.
- (3) The list of Information Security System Certification Institutions shall be published on the website run by the Ministry.

Article 84

- (1) The establishment of accreditation as referred to in Article 83 paragraph (2) shall be valid for a maximum of 4 (four) years from the issuance date.
- (2) Application for the renewal of accreditation of the Information Security Certification Institutions shall be made in accordance with the application for accreditation procedures as referred to in Article 83.

- (3) The application for the renewal of accreditation of the Information Security Certification Institutions as referred to in paragraph (2) shall be made no later than 1 (one) working day prior to the expiration date.

CHAPTER III  
BUSINESS EXPANSION

Article 85

- (1) Business Players that will carry out business expansion on the same field and type of operations into new locations may make an application for service area expansion.
- (2) Business Players in the field of Special Telecommunications Operations for Juristic Persons that will carry out business expansion into new locations shall make an application for service area expansion by submitting the following documents:
- a. business development plan, which comprises:
    - 1. system configuration and network technology to be built;
    - 2. network diagrams, routes, and maps; and
    - 3. service area coverage.
  - b. in the event that telecommunications network operators or telecommunications service operators are available in the said coverage area, Business Players shall provide letter indicating inability to provide the required services from the telecommunications network operators and/or telecommunications service operators;
  - c. obtaining of license to use radio frequency spectrum in the event that Special Telecommunications Operations for Juristic Persons use radio frequency spectrum;
  - d. submission of valid and correct data; and
  - a. other matters in accordance with the provisions of the laws and regulations.
- (3) Telecommunications network operators and/or telecommunications service operators may submit an application for the addition of operations and/or provisions of telecommunications networks or services in accordance with the Telecommunications Network Operations License and/or the Telecommunications Service Operations License that have been obtained as referred to in Article 15 paragraph (1) and Article 16.

- (4) The application for additions as referred to in paragraph (3) shall be made through the stages as referred to in Article 22, Article 23, and Article 24 that is applicable *mutatis mutandis*.
- (5) The Minister shall grant an approval of the application for additional operations and/or services based on the Statement of Commitments.
- (6) The Statement of Commitments and the validity period for the additions as referred to in paragraph (3) shall apply to each type of operation and/or service.
- (7) The expiration of the validity period of the approval as referred to in paragraph (5) shall be in accordance with the validity period of Telecommunications Network Operations license or Telecommunications Service Operations license.

#### CHAPTER IV DELEGATION OF AUTHORITY

##### Article 86

In providing licensing services, the Minister may delegate the licensing authority to subordinate officials.

#### CHAPTER V SUPERVISION AND CONTROL

##### Article 87

The Minister shall supervise and control the implementation of this Ministerial Regulation.

##### Article 88

- (1) The operators that have obtained Postal Operations License, Telecommunications Operations License, and/or the IPP in accordance with the provisions of this Ministerial Regulation shall submit periodic operational reports to the Minister.
- (2) For postal operations, the periodic operational reports as referred to in paragraph (1) shall be submitted by Postal Operators every 1 (one) year which cover at least:
  - a. type of services;



- b. amount of production;
  - c. service tariffs;
  - d. service standards compliance;
  - e. financial analysis/statements;
  - f. operational areas; and
  - g. number of personnels.
- (3) For telecommunications operations, the periodic operational reports as referred to in paragraph (1) shall be submitted by telecommunications operators by submitting annual reports on annual operation license evaluation.
- (4) For broadcasting operations, the periodic operational reports as referred to in paragraph (1) shall be submitted by broadcasting institutions every 1 (one) year which cover at least:
- a. capital aspects (last modification status) comprising:
    - 1. capital;
    - 2. shareholders composition; and
    - 3. concentration and cross-ownership; and
  - b. financial statements;
  - c. number of subscribers for LPB;
  - d. development of broadcast programs comprising:
    - 1. airtime description, source of broadcast programs material, target audience, and competitiveness; and
    - 2. the percentage of the overall broadcast programs, and daily and weekly broadcast programing; and
  - e. development of facilities and infrastructure comprising:
    - 1. inventory list of facilities and infrastructure used, including studio and transmitter equipment, number and type of studios; and
    - 2. location map of broadcast stations, layout design of transmitter stations and location map of transmitter stations, as well as map of broadcast coverage and broadcast areas; and
  - f. fulfillment of commitments to broadcasting operations in accordance with business plans/proposals submitted when making the application and renewal of the IPP; and
  - g. legal compliance relating to intellectual property and fulfillment of the obligation to pay copyrights royalty and related rights in accordance with the provisions of the laws and regulations.
- (5) The report as referred to in paragraph (4) letter a number 2 and number 3 shall not apply to the LPP and the LPK.

Article 89

Further provisions on the procedures for supervision and control shall be stipulated by the Minister.

Article 90

- (1) Business Players' Board of Directors, Management, and/or Juristic Persons of Postal Operators, Telecommunications Operators, and/or Broadcasting Operators may be put on the Operator Blacklist in the event that the said Business Players subject to administrative sanctions in the form of revocation of commercial or operational licenses, and/or service operation rights.
- (2) Business Players' Board of Directors, Management, and/or Juristic Persons put on the Operator Blacklist shall not involve in Postal Operations, Telecommunications Operations, and/or Broadcasting Operations.
- (3) Business Players' Board of Directors, Management, and/or Juristic Persons may be removed from the Operator Blacklist after:
  - a. 2 (two) years from the specified date in the Operator Blacklist; and/or
  - b. the fulfillment of obligations that constitute state receivables.

Article 91

- (1) The Minister shall supervise and control the use of:
  - a. The IPFR;
  - b. The ISR;
  - c. The Satellite Landing Rights; and
  - d. Telecommunications Devices and/or Equipment Certificate.
- (2) Further provisions on the use of the IPFR, the ISR, the Satellite Landing Rights, and Telecommunications Devices and/or Equipment Certificate, as well as supervision and control shall be stipulated in a Ministerial Regulation.

Article 92

- (1) Business Players that violate the provisions in this Ministerial Regulation shall be subject to administrative sanctions.
- (2) The administrative sanctions as referred to in paragraph (1) may be in the forms of:
  - a. warnings;
  - b. imposition of administrative fines; and/or

- c. revocation of commercial or operational licenses.

Article 93

- (1) The amount of the administrative fines as referred to in Article 92 paragraph (2) letter b shall be stipulated in a Government Regulation.
- (2) The administrative sanctions in the form of revocation of commercial or operational licenses shall be imposed in stages after a maximum of 3 (three) warnings.
- (3) Further provisions on the imposition of the administrative sanctions as referred to in Article 92 shall be stipulated by the Minister.

Article 94

- (1) Business Players that commit the following violations:
  - a. the use of false/incorrect documents or information in submitting the fulfillment of commitments; or
  - b. commercialization prior to the fulfillment of commitments are declared to be fulfilled;shall be subject to sanctions.
- (2) Sanctions for the violations as referred to in paragraph (1) letter a shall be in the forms of license revocation and blacklisting.
- (3) Sanctions for the violations as referred to in paragraph (1) letter b shall be in the forms of fines and suspension of commercial business activities.
- (4) In the event that the Business Players submitting the fulfillment of commitments to Operations Worthiness is declared to have failed to meet the operations worthiness in a particular service area, business suspension sanction shall be imposed on the said service area.

Article 95

- (1) The IPFR, the ISR, and Telecommunications Devices and/or Equipment Certificate that are not yet effective shall not be used for commercial purposes.
- (2) The Minister shall supervise and control the IPFR, the ISR, and Telecommunications Devices and/or Equipment Certificate that are not yet effective.

#### Article 96

Business Players that use the IPFR, the ISR, and Telecommunications Devices and/or Equipment Certificate that are not yet effective for commercial purposes shall be subject to sanctions in the forms of:

- a. criminal sanctions in accordance with the provisions of the laws and regulations; and
- b. revocation of the IPFR, the ISR, and Telecommunications Devices and/or Equipment Certificate.

#### Article 97

- (1) The Minister shall impose administrative sanctions on the Information Security Management System Certification Institutions that commit violation.
- (2) The administrative sanctions as referred to in paragraph (1) shall include:
  - a. a written reprimand; and
  - b. removal from the Information Security Management System Certification Institutions.
- (3) The administrative sanctions as referred to in paragraph (1) shall be imposed in accordance with the provisions of the laws and regulations.

### CHAPTER VI MISCELLANEOUS PROVISIONS

#### Article 98

The format of licensing documents and services in the fields of postal operations, telecommunications operations, and broadcasting operations stipulated in this Ministerial Regulation shall be stipulated by Director General of Post and Informatics Operations.

#### Article 99

Electronic licensing documents granted based on this Ministerial Regulation shall have the same legal force as the written form.

#### Article 100

Business Players may self-print their electronic commercial or operational licenses, the ISR, and Telecommunications Devices and/or Equipment Certificate through the OSS system.

#### Article 101

The Minister shall administer complaint service centers and licensing consultations in the field of communications and informatics.

#### Article 102

- (1) For licensing in the fields of postal operations, telecommunications operations, and broadcasting operations, Director General of Post and Informatics Operations shall disseminate the implementation of electronic licensing system and shall coordinate with relevant institutions.
- (2) The electronic licensing system as referred to in paragraph (1) shall be in operation in stages.

#### Article 103

In fulfilling the obligation to pay the licensing and service fees as referred to in this Ministerial Regulation, Business Players shall submit the proof of payment.

#### Article 104

Further provisions on the procedures for licenses and services for postal operations, telecommunications operations, and broadcasting operations as well as the telecommunications numbering determination as referred to in this Ministerial Regulation shall be stipulated by Director General of Post and Informatics Operations.

### CHAPTER VII TRANSITIONAL PROVISIONS

#### Article 105

- (1) The applications for licenses and services in the field of Communications and Informatics as referred to in Article 5 paragraph (2) and paragraph (3) that have been submitted by Business Players prior to the effectiveness of this Ministerial Regulation and are not yet granted licenses, shall be processed through the OSS in accordance with the provisions of this Ministerial Regulation.
- (2) The documents submitted by the Business Players in the license applications as referred to in paragraph (1) shall be used as the basis for the granting of licenses through the OSS in accordance with the provisions in this Ministerial Regulation.

Article 106

- (1) Business Players that have obtained the approval from the Minister of Communications and Informatics to operate Internet Protocol Television (IPTV) Services may continue to operate their services until the expiration of the approval validity period.
- (2) In the event that the Business Players as referred to in paragraph (1) will carry out business expansion, the Business Players shall comply with the provisions in this Ministerial Regulation.

Article 107

- (1) Business Players that have obtained license prior to the effectiveness of this Ministerial Regulation shall register through the OSS system no later than 1 (one) year from the stipulation of this Ministerial Regulation.
- (2) In the event that the Business Players that have obtained license prior to the effectiveness of this Ministerial Regulation will carry out business expansion, the Business Players shall adjust their license in accordance with the provisions in this Ministerial Regulation.

CHAPTER VIII  
CLOSING PROVISIONS

Article 108

As from the time this Ministerial Regulation comes into force, any provisions in the Regulation of Minister of Communications and Informatics and its derivative provisions on Licensing Services shall be declared as remaining in effect insofar as not contradictory by virtue of this Ministerial Regulation or are not specifically stipulated in this Ministerial Regulation.

Article 109

As from the time this Ministerial Regulation comes into force:

1. Regulation of Minister of Communications and Informatics Number 6 of 2017 on Provision of Internet Protocol Television (Official Gazette of the Republic of Indonesia Year 2017 Number 231);
2. Provisions on the licensing process for the use of radio frequency spectrum based on ISR in Regulation of Minister of Communications and Informatics Number 4 of 2015 on Operational Provisions and Licensing Procedures for the Use of Radio Frequency Spectrum;

3. Provisions on the procedures for the application of Telecommunications Devices and/or Equipment Certificate in Regulation of Minister of Communications and Informatics Number 18 of 2014 on Telecommunications Devices and Equipment Certification;
4. Provisions on the procedures for the application of Telecommunications Devices and/or Equipment Certificate in Regulation of Minister of Communications and Informatics Number 1 of 2015 on Amendment to Regulation of Minister of Communications and Informatics Number 18 of 2014 on Telecommunications Devices and Equipment Certification;
5. Provisions on the licensing of Telecommunications Service Operations as stipulated in Decision of Minister of Transportation Number KM. 21 of 2001 on Telecommunications Service Operations as has been amended several times, and was last amended by Regulation of Minister of Communications and Informatics Number 8 of 2015 on The Fourth Amendment to Decision of Minister of Transportation Number KM. 21 of 2001 on Telecommunications Service Operations, which are contrary to the provisions of this Ministerial Regulation;
6. Provisions on the licensing of Telecommunications Network Operations stipulated in Regulation of Minister of Communications and Informatics Number 01/PER/M.KOMINFO/01/2010 as has been amended several times, and was last amended by Regulation of Minister of Communications and Informatics Number 7 of 2015 on The Second Amendment to the Regulation of Minister of Communications and Informatics Number 01/PER/M.KOMINFO/01/2010 on Telecommunications Network Operations, which are contrary to the provisions of this Ministerial Regulation;
7. Provisions on the licensing of Special Telecommunications Operations for Juristic Persons stipulated in Regulation of Minister of Communications and Informatics Number 6 of 2016 on Special Telecommunications Operations for Government Institutions or Juristic Persons, which are contrary to the provisions of this Ministerial Regulation;
8. Provisions on Broadcasting Operations Licensing stipulated in Regulation of Minister of Communications and Informatics Number 18 of 2016 on Procedures and Requirements for Broadcasting Operations Licensing, which are contrary to the provisions of this Ministerial Regulation;
9. Provisions on Postal Operations Licensing stipulated in Regulation of Minister of Communications and Informatics Number 7 of 2017 on the Procedures and Requirements for Granting of Postal Operations License, which are contrary to the provisions of this Ministerial Regulation;
10. Provisions on the licensing of content provider services on cellular mobile networks stipulated in Regulation of Minister of Communications and Informatics Number 9 of 2017 on the Content Provider Service Operations

on Cellular Mobile Networks, which are contrary to the provisions of this Ministerial Regulation;

11. Provisions on telecommunications numbering services stipulated in Decision of Minister of Transportation Number KM 4 of 2001 on National Fundamental Technical Plan 2000 for the Development of National Telecommunications as has been amended several times, and was last amended by Regulation of Minister of Communications and Informatics Number 17 of 2014 on The Seventh Amendment to Decision of Minister of Transportation Number KM.4 of 2001 on Stipulation of the National Fundamental Technical Plan 2000 for the Development of National Telecommunications, which are contrary to the provisions of this Ministerial Regulation;
12. Provisions on development report and commitment and period of implementation stipulated in Regulation of Minister of Communications and Informatics Number 11 of 2014 on Procedures for Imposing Administrative Sanctions in the Form of Fines against Telecommunications Operators, which are contrary to the provisions of this Ministerial Regulation;
13. Provisions on procedures for payment of broadcasting operations license fees stipulated in Regulation of Minister of Communications and Informatics Number 5 of 2018 on Reporting on Changes of Licensing Data, License Fees, Network Station Systems, and Advanced Economic Regions and Less Advanced Economic Regions in Broadcasting Operations, which are contrary to the provisions of this Ministerial Regulation, shall be repealed and declared ineffective.

#### Article 110

This Ministerial Regulation shall come into force from the date of its promulgation.

For public cognizance, it is hereby ordered that this Ministerial Regulation be promulgated in the Official Gazette of the Republic of Indonesia.

Established in Jakarta  
on 31 July 2018

MINISTER OF COMMUNICATIONS AND INFORMATICS  
OF THE REPUBLIC OF INDONESIA,

signed

RUDIANTARA



*Seal of President of  
the Republic of Indonesia*

Promulgated in Jakarta  
on 6 August 2018

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

signed

WIDODO EKATJAHJANA

OFFICIAL GAZETTE OF THE REPUBLIC INDONESIA YEAR 2018  
NUMBER 1041

ANNEX TO  
REGULATION OF MINISTER OF  
COMMUNICATIONS AND INFORMATICS  
NUMBER 7 OF 2018 ON  
ELECTRONICALLY INTEGRATED BUSINESS  
LICENSING SERVICE IN THE FIELD OF  
COMMUNICATIONS AND INFORMATICS

GUIDELINES ON ELECTRONICALLY INTEGRATED BUSINESS LICENSING  
SERVICE IN THE FIELD OF COMMUNICATIONS AND INFORMATICS

A. MINIMUM COMMITMENT TO THE DEVELOPMENT AND/OR PROVISION  
OF TELECOMMUNICATIONS NETWORKS

<b>Types of Telecommunications Network Operations</b>	<b>5-Year Commitment to Development and/or Provision of Telecommunications Networks</b>
Closed Fixed Network Operations	
Terrestrial Optical Fiber	<p>Development and/or provision of a minimum of service area coverage for 1 Municipality/Regency and 10-km terrestrial fiber optic network within the first year (initial operations).</p> <p>Obligatory expansion of optical fiber cable length within the second and subsequent years, with the accumulation of cable length at a minimum of 100 km long by the end of the fifth year.</p> <p>Having a minimum of 2 nodes (active equipment) that are interconnected on each domestic terrestrial optical fiber network route with a minimum of 12 cores of optical fiber cable.</p> <p>Having a minimum of 1 node (active equipment) within the Indonesian territory for international terrestrial optical fiber network routes with a minimum of 2 cores of optical fiber cable.</p> <p>Having a minimum of 10 Gbps bandwidth capacity.</p> <p>Development of a minimum of one system unit of Network Operation Center owned by license holder.</p>

	Provision of service supporting facilities and infrastructure.
	Provision of office buildings and equipment installation with a proportional area.
Submarine Cable Communications System	Having a minimum of 2 Cable Landing Stations (active equipment) which are interconnected with a minimum of 40 Gbps bandwidth capacity for domestic submarine cable communications system (SKKL).
	For international SKKL, having a minimum of 1 Cable Landing Station (active equipment) within the Indonesian territory with a minimum of 100 Gbps bandwidth capacity with an obligatory landing rights.
	The minimum number of optical fiber cables is 2 cores.
	Development of a minimum of one system unit of Network Operation Center owned by license holder.
	Provision of service supporting facilities and infrastructure.
	Provision of office buildings and equipment installation with a proportional area.
Microwave Link	For the purpose of Operation Worthiness Test, having a minimum of 1 hop within the first year (initial operations).
	Development of a minimum of one system unit of Network Operation Center owned by license holder.
	Provision of service supporting facilities and infrastructure.
	Provision of office buildings and equipment installation with a proportional area.
VSAT	May operate on conventional or High Throughput Satellite (HTS).
	Annual provision and/or lease of a minimum of 36 MHz transponder when conventional satellite technology is used.

	<p>For the purpose of Operation Worthiness Test, having a minimum of 2 Remote VSATs within the first year (initial operations).</p> <p>Development of a minimum of one system unit of Network Operation Center) owned by license holder.</p> <p>Provision of service supporting facilities and infrastructure.</p> <p>Provision of office buildings and equipment installation with a proportional area.</p>
Satellite	<p>May operate on conventional and/or High Throughput Satellite (HTS).</p> <p>Annual provision and/or lease of a minimum of 8 transponders or 288 MHz when conventional satellite is used.</p> <p>Development of a minimum of one system unit of Network Operations Center owned by license holder.</p> <p>Provision of service supporting facilities and infrastructure.</p> <p>Provision of office buildings and equipment installation with a proportional area.</p>
Packet Switched-Based Local Fixed Network Operations	<p>Having a minimum of 8 FTTx ports with a capacity of 256 subscribers and optical fiber network at 1 residential/building/industrial area within the first year (initial operations).</p> <p>A minimum of 1 Gbps bandwidth capacity for each port.</p> <p>Obligatory expansion of service coverage area within the second and subsequent years, with the accumulation of service area coverage of a minimum of 5 (five) residential/building/industrial areas by the fifth year.</p> <p>Development of a minimum of one system unit of Network Operations Center owned by license holder.</p> <p>Provision of service supporting facilities and infrastructure.</p>

	Provision of office buildings and equipment installation with a proportional area.
Circuit Switched-Based Local Fixed Network Operations	Accumulation of fixed telephone line capacity at a minimum of 1,000,000 SST by the fifth year.
	Development of a minimum of one system unit of Network Operations Center owned by license holder.
	Provision of service supporting facilities and infrastructure.
	Provision of office buildings and equipment installation with a proportional area.
Long Distance Direct Dialing Fixed Network Operations	Accumulation of IMS capacity at a minimum of 100,000 sessions by the fifth year.
	Development of a minimum of one system unit of Network Operations Center owned by license holder.
	Provision of service supporting facilities and infrastructure.
	Provision of office buildings and equipment installation with a proportional area.
International Dialing Fixed Network Operations	Accumulation of International Point Central capacity at a minimum of 64 E1 by the fifth year.
	Development of a minimum of one system unit of Network Operation Center owned by license holder.
	Provision of service supporting facilities and infrastructure.
	Provision of office buildings and equipment installation with a proportional area.
Radio Trunking Terrestrial Mobile Network Operations	May operate on digital and/or analogue trunking technology.
	For digital trunking technology, having a minimum of 20 (twenty) canals with a capacity to serve 500 subscribers cumulatively by the fifth year.
	For analogue trunking technology, having a minimum of 80 (eighty) canals with a capacity to

	serve 500 subscribers cumulatively by the fifth year.
	Development of a minimum of one system unit of Network Operations Center owned by license holder.
	Provision of service supporting facilities and infrastructure.
	Provision of office buildings and equipment installation with a proportional area.
Satellite mobile network operations	Annual provision and/or lease of a minimum of 36 MHz transponder when conventional satellite technology is used.
	Accumulation of system capacity at 400,000 SSM by the fifth year.
	Development of a minimum of one system unit of Network Operations Center owned by license holder.
	Provision of service supporting facilities and infrastructure.
	Provision of office buildings and equipment installation with a proportional area.
Cellular Mobile Network Operations	Provision of service area coverage which includes non-universal service area villages/subdistricts.
	Development of a minimum of one system unit of Network Operations Center owned by license holder.
	Provision of service supporting facilities and infrastructure.
	Provision of office buildings and equipment installation with a proportional area.

**B. COMMITMENT TO THE PROVISION OF TELECOMMUNICATIONS  
SERVICE OPERATIONS**

<b>Types of Services</b>	<b>5-Year Operations Service Commitment</b>
Basic Telephony Service Operations through Telecommunications Network	<p>1. The provided minimum Total Service Capacity is in accordance with the capacity of owned/leased Telecommunications Network</p> <p>2. Service area coverage is in accordance with Telecommunications Network Operations area coverage.</p> <p>Note: provision of equipment, subscriber service centers are general obligation and listed in the Director General Regulation and shall not constitute achievement commitment.</p>
Basic Telephony Service Operations through Satellite with Landing Rights	<p>Service capacity:</p> <p>a. a minimum of 1 E1 or 30 telephone line capacity (SST) within the first year (initial operations);</p> <p>b. expansion of service capacity within the second and subsequent years.</p> <p>Note: provision of equipment, subscriber service centers are general obligation and listed in the Director General Regulation and shall not constitute achievement commitments.</p>
Information Call Center Operation (Call center)	<p>Service capacity:</p> <p>a. provision of a minimum of 1 E1 or 30 telephone line capacity (SST) within the first year.</p> <p>b. expansion of service capacity within the second and subsequent years.</p> <p>Note: provision of equipment, subscriber service centers are general obligation and listed in the Director General Regulation and shall not constitute achievement commitments.</p>
Managed Call Service (Calling Card)	<p>Service capacity:</p> <p>a. provision of a minimum of 2 E1 or 2x30 telephone line capacity (SST) within the first year;</p>

	<p>b. expansion of service capacity within the second and subsequent years.</p> <p>Note: provision of equipment, subscriber service centers are general obligation and listed in the Director General Regulation and shall not constitute achievement commitments.</p>
<p>Telephony Internet for Public Needs (ITKP) Service</p>	<p>Service capacity:</p> <p>a. provision of a minimum of 1 E1 or 30 telephone line capacity (SST) within the first year;</p> <p>b. obligatory expansion of service capacity within the second and subsequent years with a provided cumulative capacity at a minimum of 23 E1 or 23x30 SST by the fifth year.</p> <p>Note: provision of equipment, subscriber service centers are general obligation and listed in the Director General Regulation and shall not constitute achievement commitments.</p>
<p>Premium Call Content Service</p>	<p>Service capacity:</p> <p>a. In the first year (initial operation) is a minimum of 1 E1 or 30 telephone line capacity (SST)</p> <p>b. In the second and subsequent years, service capacity may be expanded</p> <p>Note: provision of equipment, subscriber service centers are general obligation and listed in the Director General Regulation and shall not constitute achievement commitments.</p>
<p>Premium SMS (Content Provider) Content Service</p>	<p>Number of Cooperation Agreements with Independent Content Provider:</p> <p>a. a minimum of 2 Cooperation Agreements within the first year (initial operations);</p> <p>b. obligatory increase of Cooperation Agreements number within the second and subsequent years with accumulation of a minimum of 7 Cooperation Agreements by the end of the fifth year.</p>



	<p>Note: provision of equipment, subscriber service centers are general obligation and listed in the Director General Regulation and shall not constitute achievement commitments.</p>
<p>Internet Service Provider/ISP</p>	<ol style="list-style-type: none"> <li>1. within the first year (initial operations): <ol style="list-style-type: none"> <li>a. provision of a minimum of service area coverage within 1 municipality/regency;</li> <li>b. provision of a minimum of total service capacity in accordance with the commitment for the classification of municipality/regency as referred to in letter a;</li> </ol> </li> <li>2. within the second and subsequent year, expansion of municipalities/regencies area coverage and/or service capacity.</li> </ol> <p>Note: provision of equipment, subscriber service centers are general obligation and listed in the Director General Regulation and shall not constitute achievement commitments.</p>
<p>Network Access Point (NAP) operations</p>	<ol style="list-style-type: none"> <li>1. Location of Network Access Point operations node connection: <ol style="list-style-type: none"> <li>a. a minimum of 2 nodes in 2 different provinces within the first year (initial operations);</li> <li>b. expansion of number of nodes within the second and subsequent years, with an accumulation of a minimum of 10 nodes in 10 different provinces by the end of the fifth year.</li> </ol> </li> <li>2. Domestic Bandwidth Service Capacity: <ol style="list-style-type: none"> <li>a. provision of a minimum of 1 Gbps within the first year;</li> <li>b. service capacity may be expanded within the second and subsequent years.</li> </ol> </li> <li>3. International Bandwidth Service capacity: <ol style="list-style-type: none"> <li>a. provision of a minimum of 10Gbps within the first year (early operations);</li> <li>b. obligatory expansion International Bandwidth service capacity within the second and subsequent years with the cumulative provision of a minimum of 50 Gbps by the end of the fifth year.</li> </ol> </li> </ol>

	Note: provision of equipment, subscriber service centers are general obligation and listed in the Director General Regulation and shall not constitute achievement commitments.
Data Communications System Operations	- Note: provision of equipment, subscriber service centers are general obligation and listed in the Director General Regulation and shall not constitute achievement commitments.
Internet Television operations Protocol (IPTV)	Number of Cooperation Agreement with Independent Content Provider: a. a minimum of 2 Cooperation Agreements within the first year (initial operations); b. obligatory increase of Cooperation Agreement number within the second and subsequent years with accumulation of a minimum of 7 Cooperation Agreements by the end of the fifth year.  Note: provision of equipment, subscriber service centers are general obligation and listed in the Director General Regulation and shall not constitute achievement commitments.

**C. COVERAGE OF SPECIAL TELECOMMUNICATIONS DEVELOPMENT SERVICES FOR JURISTIC PERSONS**

**1. Wire**

No.	Route	Length of Route (km)	Capacity (Core)	Service Area Coverage
1				
2				
etc.				

**2. Fiber Optic**

No.	Route	Length of Route (km)	Capacity (Core)	Service Area Coverage
1				
2				
etc				

3. Radio Frequency Spectrum for Radio Communications System

No.	Location of Equipment	Name of Equipment	Number of equipment	Service Area Coverage
1				
2				
etc				

4. Radio Frequency Spectrum for Satellite Communications System

Name of satellite: (write satellite name)

Orbit slot: (write the used orbit slot)

No.	Number of Used Transponder and Frequency Band	Capacity of Transponder	Number of Hub	Location of Hub	Service Area Coverage
1					
2					
etc.					

; and/or

5. Other Electromagnetic Systems

No.	Location of Equipment	Name of Equipment	Number of equipment	Service Area Coverage
1				
2				
etc.				

Remarks: Information concerning Service Area Coverage should be written as detailed as possible, which includes the subdistrict, regency, and province. The Service Area Coverage is **binding (coverage expansion is not allowed)** during the operations of special telecommunications.

MINISTER OF COMMUNICATIONS AND INFORMATICS  
OF THE REPUBLIC OF INDONESIA,

signed

RUDIANTARA

This unofficial English translation is brought by the collaboration between Government translators from Ministry of Communications and Informatics and Cabinet Secretariat: Andhika Widyarani, Aulia Astagina Ramadhani, Chrisna Harimurti, Cintami Agnes Selviani, Erik Limantara, Ivan Atmanagara, Muhammad Ersan Pamungkas, Muhardi, Penni Patmawati Rusman, and Siti Chodijah.