



**THE PRESIDENT OF
THE REPUBLIC OF INDONESIA**

GOVERNMENT REGULATION OF THE REPUBLIC OF INDONESIA
NUMBER 81 OF 2019
CONCERNING
TYPES AND TARIFFS OF NON-TAX STATE REVENUES
APPLICABLE TO THE MINISTRY OF ENERGY
AND MINERAL RESOURCES

BY THE GRACE OF GOD ALMIGHTY

THE PRESIDENT OF THE REPUBLIC OF INDONESIA,

- Considering : a. whereas in order to adjust the types and tariffs of Non-Tax State Revenues applicable to the Ministry of Energy and Mineral Resources, as provided for in the Government Regulation Number 9/2012 concerning the Types and Tariffs of Non-Tax State Revenues Applicable to the Ministry of Energy and Mineral Resources, it is necessary to readjust the types and tariffs of Non-Tax State Revenues applicable to the Ministry of Energy and Mineral Resources;
- b. In consideration of letter a and in order to implement the provisions of Article 4 paragraph (3), Article 7 paragraph (3), Article 8 paragraph (3), and Article 10 paragraph (2) of Law Number 9/2018 concerning Non-Tax State Revenues, it is necessary to stipulate a Government Regulation concerning the Types and Tariffs of Non-Tax State Revenues Applicable to the Ministry of Energy and Mineral Resources;
- In view of : 1. Article 5 paragraph (2) of the 1945 Constitution of the Republic of

Indonesia;

2. Law Number 9/2018 concerning Non-Tax State Revenues (State Gazette of the Republic of Indonesia Number 147/2018, Supplement to the State Gazette of the Republic of Indonesia Number 6245);
3. Government Regulation Number 22/1997 concerning Types and Payments of Non-Tax State Revenues (State Gazette of the Republic of Indonesia Number 57/1997, Supplement to the State Gazette of the Republic of Indonesia Number 3694) as amended by Government Regulation Number 52/1998 concerning Amendment to the Government Regulation Number 22/1997 concerning Types and Payments of Non-Tax State Revenues (State Gazette of the Republic of Indonesia Number 85/1998, Supplement to the State Gazette of the Republic of Indonesia Number 37601;

DECIDES:

To stipulate : GOVERNMENT REGULATION CONCERNING TYPES AND TARIFFS OF NON-TAX STATE REVENUES APPLICABLE TO THE MINISTRY OF ENERGY AND MINERAL RESOURCES.

Article 1

- (1) Types of Non-Tax State Revenues Applicable to the Ministry of Energy and Mineral Resources derive from:
 - a. Secretariat General;
 - b. Directorate General of Oil and Gas;
 - c. Directorate General of Mineral and Coal;
 - d. Directorate General of New, Renewable Energy and Energy Conservation;
 - e. Geological Agency;
 - d. Human Resources Development Agency for Energy and Mineral Resources; and
 - f. Energy and Mineral Resources

Research and Development Agency.

- (2) Types and tariffs of Non-Tax State Revenues as referred to in paragraph (1) letter b through letter g are as specified in the Attachment to this Government Regulation.
- (3) The selling price listed in the attachment as referred to in paragraph (21) is the selling price determined based on the provisions of the laws and regulations.

Article 2

- (1) Type of Non-Tax State Revenue to the Secretariat General as referred to in Article 1 paragraph (1) letter a is in the form of data management and utilization services in the field of oil and gas carried out in the form of cooperation with other parties.
- (2) Tariffs of Non-Tax State Revenues as referred to in paragraph (1) are in accordance with the values stated in the cooperation contract.

Article 3

- (1) The types of Non-Tax State Revenues to the Directorate General of Oil and Gas as referred to in Article 1 paragraph (1) letter b include:
 - a. performance bond of joint study or joint evaluation in the event that a business entity or permanent establishment is as the executor of a direct offering of oil and gas working area, which cannot complete a joint study or joint evaluation in accordance with the provisions of laws and regulations;
 - b. bid bond in the event that the winner in the tender of oil and gas working area or tender of direct offering of oil and gas working area withdraws or is not willing to sign a cooperation contract in

- accordance with the provisions of laws and regulations;
- c. signature bonus that becomes the obligation of the oil and gas contractor; and
 - d. financial obligation for termination of the cooperation contract (termination) that has not met the definite commitment of exploration or exploitation.
- (2) The amount of the signature bonus as referred to in paragraph (1) letter c is stipulated in the cooperation contract.
- (3) The amount of the financial obligation as referred to in paragraph (1) letter d is determined based on the total value of the definite commitment of exploration or exploitation in the cooperation contract that has not been implemented at the time the cooperation contract is terminated.

Article 4

- (1) The types of Non-Tax State Revenues to the Directorate General of Mineral and Coal as referred to in Article 1 paragraph (1) letter c include:
- a. compensation for information data on the Mining Business License Area of exploration or Special Mining Business License Area of exploration for metal minerals and coal;
 - b. surety bond of Mining Business License Area or Special Mining Business License Area for metal minerals and coal in the event that the bidder that has passed the prequalification does not submit a quotation letter or the bidder determined to be the winner does not submit an application for mining business license or special mining business license;

- c. performance bond for exploration activities of metal minerals, non-metal minerals, rocks and coal in the event that the holder of Mining Business License or Special Mining Business License does not carry out exploration activities; and
 - d. portion of the Central Government from the net profit from the holder of Special Mining Business License for production operations for metal minerals and coal.
- (2) The amount of compensation for information data as referred to in paragraph (1) letter a is determined at the amount resulted from the tender conducted in accordance with the provisions of laws and regulations.
 - (3) The amount of surety bond of Mining Business License Area or Special Mining Business License Area for metal minerals and coal in the event that the bidder that has passed the prequalification does not submit a quotation letter or the bidder determined to be the winner does not submit an application for mining business license or special mining business license as referred to in paragraph (1) letter b is determined in accordance with the provisions of laws and regulations.
 - (4) The amount of performance bond for the exploration activities of metal minerals, non-metal minerals, rocks and coal in the event that the holder of Mining Business License or Special Mining Business License does not carry out exploration activities as referred to in paragraph (1) letter c is determined in accordance with the provisions of laws and regulations.
 - (5) The amount of the portion of the Central Government as referred to in paragraph (1) letter d is 4% (four

percent) of the net profit of the holder of Special Mining Business License of production operations for metal minerals, non-metal minerals, rocks and coal.

Article 5

- (1) The types of Non-Tax State Revenues to the Directorate General of New, Renewable Energy and Energy Conservation as referred to in Article 1 paragraph (1) letter d include:
 - a. basic price of geothermal working area data;
 - b. bid bond from the bidder that has withdrawn from the tender process for geothermal working area;
 - c. bid bond from the tender winner that cannot fulfill the obligation to pay the basic price of geothermal working area data, and does not fulfill the obligation to place commitment of exploration within 4 (four) months from the determination as the tender winner of geothermal working area;
 - d. commitment of exploration from the Geothermal License holder that has not drilled exploratory wells within 5 (five) years from the issuance of the Geothermal License;
 - e. commitment of exploration from other parties given the Preliminary and Exploration Survey Assignment, which have not drilled exploratory wells within 3 (three) years after the Preliminary and Exploration Survey Assignment is given; and
 - f. Objection appeal deposit in the framework of conducting an appeal of objection to the tender of geothermal working area;
- (2) The amount of the bid bond as referred to in paragraph (1) letter b and letter c, and commitment of exploration as

referred to in paragraph (1) letter d and letter e, as well as objection appeal deposit as referred to in paragraph (1) letter f is determined in accordance with the provisions of laws and regulations.

Article 6

- (1) The types of Non-Tax State Revenues to the Geological Agency as referred to in Article 1 paragraph (1) letter e in the form of technology/consulting services, expert assistance services, and technical equipment services do not include official travel costs and equipment mobilization costs.
- (2) The official travel costs and equipment mobilization costs as referred to in paragraph (1) of which services are carried out outside the Geological Agency office are charged to the Payer.
- (3) The payment of the official travel costs that are charged to the Payer as referred to in paragraph (2) is made in accordance with the provisions of laws and regulations.

Article 7

- (1) The type of Non-Tax State Revenue to the Geological Agency as referred to in Article 1 paragraph (1) letter e in the form of expert assistance services may be subject to a tariff of Rp. 0.00 (zero rupiah) to the Central Government agencies and regional government agencies.
- (2) The types of Non-Tax State Revenues to the Geological Agency as referred to in Article 1 paragraph (1) letter e in the form of laboratory services, and survey product services in the field of geology and geophysics may be subject to the following tariffs:
 - a. to the Central Government agencies and universities, 80% (eighty

- percent); and
- b. to students and college students, 50% (fifty percent), of the tariffs set out in the Attachment to this Government Regulation.
- (3) The type of Non-Tax State Revenue to the Geological Agency as referred to in Article 1 paragraph (1) letter e in the form of geological museum services may be subject to a tariff of Rp. 0.00 (zero rupiah) to special visitors.
- (4) Further provisions regarding the requirements and procedures for the imposition of tariffs as referred to in paragraph (1), paragraph (2), and paragraph (3) shall be provided for by the Minister of Energy and Mineral Resources Regulation upon approval from the Minister of Finance.

Article 8

- (1) The types of Non-Tax State Revenues to Human Resources Development Agency for Energy and Mineral Resources as referred to in Article 1 paragraph (1) letter f derive from:
- a. The Human Resources Development Center for Oil and Gas in the form of:
1. upstream, downstream and supporting oil and gas sector education and training services, excluding official travel costs, laboratory testing service costs, workshop laboratory service costs, and/or equipment mobilization costs; and
 2. expertise services and education and training laboratory services, excluding official travel costs and equipment mobilization costs.
- b. The Underground Mining Education and Training Center in the form of

services for the use of education and training equipment, excluding official travel costs for operators and equipment mobilization costs.

- c. The Human Resources Development Center for Geological, Mineral, and Coal Sectors in the form of technical/managerial education and training services held through in-house training, and education and training services with competency tests held through in-house training, excluding official travel costs.
- (2) The official travel costs and equipment mobilization costs as referred to in paragraph (1) for services carried out outside the office of the Human Resources Development Agency for Energy and Mineral Resources shall be borne by the Payer.
 - (3) The payment of the official travel costs that are borne by the Payer as referred to in paragraph (2) is made in accordance with the provisions of laws and regulations.

Article 9

- (1) The types of Non-Tax State Revenues to the Human Resources Development Agency for Energy and Mineral Resources as referred to in Article 1 paragraph (1) letter f include the following services:
 - a. energy and mineral resources education and training according to the needs of the service users based on the cooperation agreement on energy and mineral resources education and training;
 - b. petroleum processing which supports education and training activities in the field of oil and gas based on the cooperation agreement on petroleum processing;

- c. processing of refined petroleum products which supports education and training activities in the field of oil and gas based on the cooperation agreement on processing of refined petroleum products;
 - d. research and community service in the energy and mineral resources sector according to the needs of the service users based on the research and community service cooperation agreement in the energy and mineral resources sector; and
 - e. Level III Leadership and Level IV Leadership Education and Training for Civil Servants, and Basic Training for probationary Civil Servants in accordance with the Provisions of Laws and Regulations.
- (2) Tariffs on the types of Non-Tax State Revenues as referred to in paragraph (1) letter a, letter b, letter c, and letter d correspond to the nominal values specified in the cooperation contract.
- (3) Tariffs on the types of Non-Tax State Revenues as referred to in paragraph (1) letter e refer to the Government Regulation concerning types and tariffs of Non-Tax State Revenues applicable to the State Administration Institutions.

Article 10

- (1) The type of Non-Tax State Revenue to the Human Resources Development Agency for Energy and Mineral Resources as referred to in Article 1 paragraph (1) letter f in the form of educational services at Higher Education Institutions within the Ministry of Energy and Mineral Resources conducting vocational education in the field of energy and minerals may be subject to a tariff of Rp. 0.00 (zero rupiah) to college students with certain criteria.

- (2) Further provisions regarding certain criteria and procedures for the imposition of tariffs as referred to in paragraph (1) shall be provided for by the Minister of Energy and Mineral Resources Regulation upon approval from the Minister of Finance.

Article 11

- (1) Tariffs on the types of Non-Tax State Revenues to the Energy and Mineral Resources Research and Development Agency as referred to in Article 1 paragraph (1) letter g derive from:
- a. Center for Research and Development of Electricity Technology, New, Renewable Energy and Energy Conservation in the form of electricity product certification services in accordance with Indonesian National Standards, Other Testing services in the form of the Use of Energy and Mechanical Laboratory Equipment, which are carried out outside the office of the Energy and Mineral Resources Research and Development Agency, excluding official travel costs and equipment mobilization costs;
 - b. Center for Mineral and Coal Technology Research and Development in the form of assistance services for experts, technicians, and/or surveyors, as well as mining environment testing services, services for using technical equipment, and pilot scale testing services, excluding official travel costs and equipment mobilization costs; and
 - c. Marine Geological Research and Development Center in the form of:
 1. survey technology services, excluding official travel costs and equipment mobilization

costs; and

2. survey mode services, excluding official travel costs, equipment mobilization costs, crew costs, and fuel costs.
- (2) The official travel costs and equipment mobilization costs as referred to in paragraph (1) letter a, letter b, and letter c as well as crew costs and fuel costs as referred to in paragraph (1) letter c number 2 shall be borne by the Payer.
 - (3) The payment of the official travel costs that are borne by the Payer as referred to in paragraph (2) is made in accordance with the provisions of laws and regulations.

Article 12

- (1) The types of Non-Tax State Revenues to the Energy and Mineral Resources Research and Development Agency as referred to in Article 1 paragraph (1) letter g in the form of testing services at the center for research and development of electricity technology, new, renewable energy and energy conservation, analysis services, laboratory analysis and testing services at the mineral and coal technology research and development center, and data processing and laboratory services at the marine geological research and development center may be subject to the following tariffs:
 - a. to the Central Government agencies and universities, 80% (eighty percent); and
 - b. to students and college students, 50% (fifty percent),of the tariffs set out in the Attachment to this Government Regulation.
- (2) Further provisions regarding the

requirements and procedures for the imposition of tariffs as referred to in paragraph (1) shall be provided for by the Minister of Energy and Mineral Resources Regulation upon approval from the Minister of Finance.

Article 13

- (1) The types of Non-Tax State Revenues to the Energy and Mineral Resources Research and Development Agency as referred to in Article 1 paragraph (1) letter g include:
 - a. research and development services in the field of energy and mineral resources;
 - b. royalties on intellectual property rights licenses originating from research and development results;
 - c. royalties on the sales of books in the field of energy and mineral resources;
 - d. sales of on grid power to Perusahaan Listrik Negara, gas made from coal gasification and other energy; and
 - e. sales of by-products resulted from research and development.
- (2) Tariffs on the types of Non-Tax State Revenues as referred to in paragraph (1) letter a, letter b, and letter c correspond to the nominal values specified in the cooperation contract.
- (3) Tariff on the type of Non-Tax State Revenue as referred to in paragraph (1) letter d is in accordance with the statutory provisions concerning the selling price of electricity.
- (4) Tariff on the type of Non-Tax State Revenue as referred to in paragraph (1) letter e corresponds to the nominal value specified in the sales agreement for by-products resulted from research and development in the field of energy and mineral resources.

Article 14

All Non-Tax State Revenues applicable to the Ministry of Energy and Mineral Resources must be paid to the State Treasury.

Article 15

Provisions regarding the procedure for imposition, procedure for calculation, and/or procedure for payment of the Types and Tariffs of Non-Tax State Revenues Applicable to the Ministry of Energy and Mineral Resources shall be provided for by the Minister of Energy and Mineral Resources Regulation upon approval from the Minister of Finance.

Article 16

Upon the entry into force of this Government Regulation, all laws and regulations which constitute implementing regulations of the Government Regulation Number 9/2012 concerning Types and Tariffs of Non-Tax State Revenues Applicable to the Ministry of Energy and Mineral Resources (State Gazette of the Republic of Indonesia Number 16/2012, Supplement to the State Gazette of the Republic of Indonesia Number 52761) shall be declared to remain valid as long as they do not conflict with this Government Regulation.

Article 17

Upon the entry into force of this Government Regulation, the Government Regulation Number 9/2012 concerning Types and Tariffs of Non-Tax State Revenues Applicable to the Ministry of Energy and Mineral Resources (State Gazette of the Republic of Indonesia Number 16/2012, Supplement to the State Gazette of the Republic of Indonesia Number 5276) shall be revoked and declared invalid.

Article 18

This Government Regulation shall come into force after 30 (thirty) days from the date of promulgation.

For public cognizance, this Government Regulation shall be promulgated by placing it in the State Gazette of the Republic of Indonesia.

Stipulated in Jakarta

on 20 November 2019

THE PRESIDENT OF THE REPUBLIC OF
INDONESIA,

signed

JOKO WIDODO

Promulgated in Jakarta

on 25 November 2019

MINISTER OF LAW AND HUMAN RIGHTS OF

THE REPUBLIC OF INDONESIA,

signed

YASONNA H. LAOLY

STATE GAZETTE OF THE REPUBLIC OF INDONESIA NUMBER 223/2019

Certified true copy

MINISTRY OF STATE SECRETARIAT OF THE REPUBLIC OF INDONESIA

Deputy for Laws and Legislation,

[sealed & signed]

Lydia Silvanna Djaman