



MINISTER OF FINANCE  
OF THE REPUBLIC OF INDONESIA

COPY OF

REGULATION OF THE MINISTER OF FINANCE OF THE REPUBLIC OF  
INDONESIA NUMBER 212/PMK.011/2011

CONCERNING

AMENDMENT TO REGULATION OF THE MINISTER OF FINANCE NUMBER  
107/PMK.04/2009 CONCERNING EXEMPTION OF IMPORT DUTY ON  
IMPORTED ARMAMENTS, AMMUNITION, MILITARY AND POLICE EQUIPMENT,  
INCLUDING SPARE PARTS, AS WELL AS GOODS AND MATERIALS USED TO  
PRODUCE GOODS USED FOR PURPOSES OF DEFENSE AND SECURITY OF  
STATE

BY THE GRACE OF GOD ALMIGHTY

THE MINISTER OF FINANCE OF THE REPUBLIC OF INDONESIA,

- Considering
- a. that based on the Regulation of the Minister of Finance Number 107/PMK.04/2009 concerning Exemption of Import Duty on Imported Weapons, Ammunition, Military and Police Equipment, Including Spare Parts, as well as Goods And Materials Used To Produce Goods Used for Purposes of Defense and Security of State, the import armaments, ammunition, military and police equipment, including spare parts, as well as goods and materials used to produce goods used for the purposes of defense and security of state, granted exemption of import duty;
  - b. that in order granting the exemption of import duty on import of equipment and / or armaments to support the implementation of the duties, functions, and authority of the National Narcotics Agency in the field of prevention and eradication abuse and illicit narcotics, psychotropic, and narcotics precursors as well as other addictive substances unless the material of addictive for tobacco and alcohol, necessary have been made conciliation to the provisions referred to in item a;
  - c. that based on the consideration as referred to in item a and item b, and in order to implement the provisions of Article 25 paragraph (3) the Act Number 10 Year 1995 concerning Customs Affairs as has been amended with Act Number 17 Year 2006, there is a need to stipulate Regulation of the Minister of Finance concerning the Amendment to Regulation of the Minister of Finance Number 107/PMK.04/2009 concerning Exemption of Import Duty on Imported Weapons, Ammunition, Military and Police Equipment, Including Spare Parts,



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- In View of : as well as Goods And Materials Used To Produce Goods Used for Purposes of Defense and Security of State
1. Act Number 10 Year 1995 concerning Customs Affairs (State Gazette of the Republic of Indonesia Year 1995 Number 75, Supplement to State Gazette of the Republic of Indonesia Number 3612), as has been amended with Act Number 17 Year 2006 (State Gazette of the Republic of Indonesia 2006 Number 93, Supplement to State Gazette of the Republic of Indonesia Number 4661);
  2. Presidential Decree Number 56/P Year 2010;
  3. Regulation of the Minister of Finance Number 107/PMK.04/2009 concerning Exemption of Import Duty on Imported Weapons, Ammunition, Military and Police Equipment, Including Spare Parts, as well as Goods And Materials Used To Produce Goods Used for Purposes of Defense and Security of State;

DECIDES:

- To stipulate : AMENDMENT TO REGULATION OF THE MINISTER OF FINANCE NUMBER 107/PMK.04/2009 CONCERNING EXEMPTION OF IMPORT DUTY ON IMPORTED ARMAMENTS, AMMUNITION, MILITARY AND POLICE EQUIPMENT, INCLUDING SPARE PARTS, AS WELL AS GOODS AND MATERIALS USED TO PRODUCE GOODS USED FOR PURPOSES OF DEFENSE AND SECURITY OF STATE

Article I

Several provisions of the Regulation of the Minister of Finance Number 107/PMK.04/2009 concerning Exemption of Import Duty on Imported Weapons, Ammunition, Military and Police Equipment, Including Spare Parts, as well as Goods And Materials Used To Produce Goods Used for Purposes of Defense and Security of State are amended as follows:

1. The provision of Article 3 paragraph (1) is amended that Article 3 paragraph (1) reads as follows:

Article 3

- (1) Imported goods as referred to in Article 2 item a are goods used by the presidential agency, the Department of Defense, Headquarters of Indonesian National Armed, Headquarters of Indonesian National Police, National Intelligence



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Agency, State Sandi Agency, or National Narcotics Agency.

2. The provisions of Article 3 is added 1 (one) paragraph, namely paragraph (3), which reads as follows:

Article 3

- (3) Imported Goods used by National Narcotics Agency as referred to in paragraph (1) are goods as set forth in Appendix I of this Ministerial Regulation.
3. The provisions of Article 5 paragraph (1) and paragraph (2) are amended, that Article 5 paragraph (1) and paragraph (2) reads as follows:

Article 5

- (1) Goods as referred to in Article 2 item a are imported by agencies/institutions that include:
    - a. presidential agency;
    - b. Department of Defense;
    - c. Headquarters of Indonesian National Military;
    - d. Headquarters of the Police of the Republic of Indonesia;
    - e. National Intelligence Agency;
    - f. Sandi State Agency; or
    - g. National Narcotics Agency.
  - (2) Imported goods as referred to in Article 2 item a can conducted by a third party, based on cooperation agreement with the Presidential Agency, the Ministry of Defense, Headquarters of Indonesian National Military, and Headquarters of Police of the Republic of Indonesia, State Intelligence Agency, State Cryptography Agency, or National Narcotics Agency.
4. Between paragraph (1) and paragraph (2) of Article 6, there is inserted 1 (one) paragraph, namely paragraph (1a), Article 6 paragraph (2) is amended, and between paragraphs (3) and paragraph (4) of Article 6, there is inserted 1 (one) paragraph namely paragraph (3a), which reads as follows:

Article 6

- (1a) In order to be exempted from import duty on import goods as referred to in Article 2 item a,



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the National Narcotics Agency referred to in Article 5 paragraph (1) item g and third party referred to in Article 5 paragraph (2) which cooperate with the National Narcotics Agency, must submit a item of application to the head of the customs office where the revenue of goods according to format as specified in Appendix II to this regulation of the minister, enclosed with:

- a. customs complementary documents required such as invoices, bills of lading/airway bill, packing list, and
  - b. Business contract item for the procurement of goods mentioned in unequivocally that the price in the contract does not cover labor payment of duty, if imported by a third party.
- (2) The application letter as referred to in paragraph (1) and paragraph (1a) is signed by:
- a. the Secretary of the State Secretariat Ministry in the case imported goods by the Presidential Agency;
  - b. the Director General of the Defense Facilities of Defense Department or the echelon I officials who appointed by the Minister of Defense in the case of imported goods by the Department of Defense.
  - c. the Logistics Assistant or Logistics Assistant Deputy of Indonesia National Military Commander in the case of imported goods by the Indonesia National Military;
  - d. the Deputy Chief of Police of the Republic of Indonesia in Logistics sector in the case of imported goods by the Police of the Republic of Indonesia;
  - e. the Principal Secretary or echelon I officials who appointed by the Head of State Intelligence Agency in the case of imported goods by the State Intelligence Agency;
  - f. the Principal Secretary of State Sandi Agency in the case of imported goods by State Sandi Agency;
  - g. the Principal Secretary of the National Narcotics Agency or echelon I officials who appointed by the Head of National Narcotics Agency in the case of imported goods by the National Narcotics Agency.



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(3a) Application letter submitted by the National Narcotics Agency and The third party as referred to in paragraph (1a) must include goods description and number as specified in the list of goods as set in Appendix I to this Regulation of the Minister.

5. The provisions of Article 6 paragraph (4) and paragraph (5) are amended, that Article 6 paragraph (4) and paragraph (5) reads as follows:

Article 6

(4) Upon application that has met the requirements as referred to in paragraph (1), paragraph (1a), paragraph (2), paragraph (3), and paragraph (3a), the Head of Customs Office on behalf of the Minister gives approval/ endorsement the application as referred to in paragraph (1) and paragraph (1a).

(5) In the case of import of goods granted exemption of duty as referred to in paragraph (4) are also given the facility of tax order in to import according with the regulation of acts in the taxation sector, approval/ endorsement made on the application referred to in paragraph (1) and (1a), all is not set another based on regulation of acts in the taxation sector.

6. Add 2 (two) attachment to be appendix XIV and appendix XV to the Regulation of the Minister of Finance Number 107/PMK.04/2009 concerning Exemption of Import Duty on Imported Armaments, Ammunition, Military and Police Equipment, Including Spare Parts, as well as Goods And Materials Used To Produce Goods Used for Purposes of Defense and Security of State, namely as a listed in Appendix I and Appendix II to this Regulation of the Minister, It is an integral part of this Regulation of the Minister.

Article II

This Regulation of the Minister of Finance shall come into force on the date of its promulgation.

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



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Stipulated in Jakarta  
on December 14, 2011  
MINISTER OF FINANCE  
Signed,  
AGUS D.W. MARTOWARDOJO

Promulgated in Jakarta  
On December 14, 2011  
MINISTER OF LAW AND HUMAN RIGHTS  
Signed  
AMIR SYAMSUDIN

STATE GAZETTE OF THE REPUBLIC OF INDONESIA YEAR 2011 NUMBER 826