



FINANCE MINISTER
THE REPUBLIC OF INDONESIA

COPY

REGULATION OF FINANCE MINISTER

NUMBER 100/PMK.02/2009

CONCERNING

INFRASTRUCTURE FINANCING COMPANIES

FINANCE MINISTER,

Having considered : that in order to implement Article 8 of Presidential Decree Number 9 of 2009 on Financing Institutions, it is deemed necessary to enact Regulation of Finance Minister on Infrastructure Financing Companies;

Having observed : 1. Law Number 25 of 1992 on Cooperatives (State Gazette of the Republic of Indonesia Number 116 of 1992, Supplement to State Gazette of the Republic of Indonesia Number 3502);
2. Law Number 40 of 2007 on Limited Company (State Gazette of the Republic of Indonesia Number 106 of 2006, Supplement to State Gazette of the Republic of Indonesia Number 4756);
3. Presidential Regulation Number 9 of 2009 on Financing Institution;
4. Presidential Decree Number 20/ P of 2005;

HAS DECIDED:

To enact : REGULATION OF FINANCE MINISTER ON INFRASTRUCTURE FINANCING COMPANIES.

CHAPTER 1

GENERAL PROVISIONS

Article 1

For the purpose of this Regulations, the following words have the following meanings:

1. Minister is Finance Minister;
2. Infrastructure Financing Company is a special business entity duly established to finance in the form of providing funding for an infrastructure project;
3. Infrastructure is utilities which can enhance mobility of goods and services;



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CHAPTER II
BUSINESS ACTIVITIES

Article 2

- (1) Business activities of a Infrastructure Financing Company include:
 - a. Direct lending for Infrastructure Financing;
 - b. Refinancing infrastructure previously financed by other party(ies);
 - c. Providing subordinated loans in connection with Infrastructure Financing.
- (2) In order to support business activities as referred to in paragraph (1), Infrastructure Financing Company can also engage in:
 - a. Providing credit enhancement, including guarantee for Infrastructure Financing;
 - b. Providing advisory services;
 - c. Equity investment;
 - d. Effort to find swap market in connection with Infrastructure Financing; and/or
 - e. Other Activities or providing of other facilities in connection with Infrastructure Financing upon approval of Ministry of Finance.

Article 3

- (1) Guarantee as referred to in Article 2 paragraph (2) letter a is set maximum at the amount of own capital minus equity investment as referred to in Article 24.
- (2) The equity investment as referred to in paragraph (1) is calculated based on the cost of acquisition.

Article 4

- (1) Infrastructure Financing Company with the maximum limit of guarantee as referred to Article 3 paragraph (1) shall submit an action plan to satisfy the provision on maximum limit of guarantee to the Finance Minister no later than 1 (one) month its after the period of quarterly reporting expires.



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- (2) Action plan as referred to in paragraph (1) shall obtain approval from the board of commissioners or supervisors.
- (3) The maximum limit of guarantee as referred to in paragraph (1) shall be met -no later than 6 (six) months after the period of submission of action plan ends.

Article 5

Infrastructures which may be objects for Infrastructure Financing are as follow:

- a transportation infrastructure, which comprises -sea, river or lake harbor, airport, railways and railway station;
- b road infrastructure, which comprises toll road and toll road bridge;
- c water infrastructure, which comprises undistilled water canal;
- d drinking water infrastructure, which comprises undistilled water facility, transmission system, distribution system, drinking water treatment facility;
- e wastewater infrastructure, which comprises wastewater treatment facility, collector system and main system, garbage facilities including transporter and land fill;
- f telecommunication infrastructure, which comprises telecommunication system;
- g which comprises generator, transmission or distribution of electricity;
- h oil and gas infrastructure, which comprises -refinery, storage, transportation, transmission, or distribution of oil and gas; and/or.
- i other infrastructures which are not included in letter a to letter h upon approval of Finance Minister

CHAPTER III

PROCEDURE FOR ESTABLISHMENT

Part One

License

Article 6

- (1) Infrastructure Financing Company is established in the form of Limited Liability Company or Cooperative.



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- (2) Infrastructure Financing Company may be established by:
 - a. Indonesian citizen and/or Indonesian legal entity; or
 - b. foreign business entity and Indonesian citizen and/or Indonesian legal entity (joint venture).
- (3) foreign business entity as referred to in paragraph (2) letter b includes a multilateral organization which is an international financial institution and works in the areas of development.

Article 7

Any parties that conduct their business as Infrastructure Financing Company shall first acquire a business license from the Minister.

Article 8

Request to acquire business license as referred to in Article 7 shall be submitted to the Minister in accordance with the template as stipulated in Appendix 1 of this Regulation of Finance Minister and shall attach at least the following:

- a the deed of establishment of the legal entity including articles of association certified by the competent authority - which mentions at least the following:
 1. name and domicile;
 2. business activity (ies) as Infrastructure Financing Company;
 3. capital;
 4. ownership; and
 5. authority, responsibilities, terms of office for the board of directors or the management, and the board of commissioners and the supervisory board.
- b data on members of the board of directors or the management and the board of commissioners or the supervisory board include:
 1. copy of identification in the form of Resident's Identity Card (KTP) or passport for foreign nationals;
 2. curriculum vitae;
 3. letter of declaration that the relevant person:
 - a) has never been convicted of any criminal acts; and
 - b) has never been declared bankrupt or found guilty which results in the bankruptcy of a company pursuant to court decision which has permanent legal force; and



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4. copy of Temporary Resident's Identity Card (KIMS) and copy of work permit from the competent authority for any member of the board of directors or the management who is a foreign national.
- c Data on shareholders:
1. Individual shall enclose documents as referred to in letter b number 1, number 2, and number 3 as well as declaration that the capital paid is not from any acts of money laundering;
 2. Legal entity shall enclose the following:
 - a) deed of establishment of the legal entity, including articles of association and its amendments which have been validated by the competent authority and for a foreign business entity the corresponding documents required in accordance with the applicable laws and regulations in the country of origin;
 - b) Latest annual financial reports which have been audited by public accountant and the latest interim financial report; and
 - c) Documents as referred to in letter b number 1, number 2, and number 3 for shareholders or members and the board of directors or the management.
 3. The Republic of Indonesia shall enclose Government Regulation on State Equity Participation of The Republic of Indonesia for the Establishment of Limited Liability Company in Infrastructure Financing Sector;
 4. Multilateral organizations as referred to in Article 6 paragraph (3) shall attach the Articles of Agreement or a similar establishment document.
- d work system and procedures, organizational structure, and personnel;
- e Work plan for the first 5 (five) years which at least mentions:
1. financing plan and steps to be taken to realize the aforesaid plan; and
 2. annual cash flow projection, balance, and loss and profit statement starting from the time Infrastructure Financing Company started its operational activities.
- f Proof of operational readiness which among others include:
1. Proof of ownership, possession, or lease agreement of office building;



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2. Samples of financing agreement or other agreements which will be used; and
 3. Taxpayers ID number (NPWP).
- g Joint venture agreement between a foreign party and an Indonesian party for a joint venture; and
- h Implementing guidelines for the application of know your customer principle.

Article 9

- (1) Approval or rejection of business license for Infrastructure Financing Company shall be issued no later than 30 (thirty) working days since the day the application is submitted with complete documentation as referred to in Article 8.
- (2) Any rejection the business permit request as referred to in paragraph (1) shall be made in writing specifying the reason(s) for such rejection.
- (3) Business license as referred to in paragraph (1) will be in force since the day of its issuance.

Article 10

A Infrastructure Financing Company which has acquired business license from the Minister shall submit the operational report of its business to the Minister no later than 10 (ten) days since the day it commences its operation as referred to in Article 2, in accordance with the format as stipulated in Appendix II of this Regulation of Finance Minister.

PART TWO

FINANCING

Article 11

- (1) Paid-up capital for the establishment of Infrastructure Financing Company is set at least in the amount of Rp 100,000,000,000.00 (one hundred billion rupiah).
- (2) Infrastructure Financing Company shall increase its paid-up capital to at least Rp 2,000,000,000,000.00 (two trillion rupiah) within 5 (five) years since the issuance of the business license.

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- (3) The plan to increase the capital as referred to in paragraph (2) is implemented in phases, is legally binding, and shall be submitted along with the application for business license.
- (4) In the event the provision as referred to in paragraph (2) is not satisfied because of market situation, Infrastructure Financing Company may revise the plan to increase the paid-up capital upon the approval of the Minister.
- (5) Paid capital as referred to in paragraph (1) shall not originate from proceeds of any money laundering activities.

Article 12

- (1) Infrastructure Financing Company shall have its own capital which constitutes at least 50% (fifty percent) of the paid-up capital.
- (2) In the event its own capital is less than the amount as specified in the provision as referred to in paragraph (1), the shareholders of the Infrastructure Financing Company shall cover the deficit.

CHAPTER IV

OWNERSHIP AND MANAGEMENT

Article 13

- (1) The ownership of shares at Infrastructure Financing Company by foreign business entity is set at maximum 85% (eighty five percent) – of the paid-up capital.
- (2) The provision as referred to in paragraph (1) is not applicable to Infrastructure Financing Company which is already listed in the Stock Exchange.

Article 14

- (1) For legal entity shareholders with , the amount of capital participation at Infrastructure Financing Company is set at maximum 75% (seventy five percent) -the legal entity's own capital.
- (2) In the event that the legal entity has deposited its investment, the maximum participation at Infrastructure Financing company is as referred to in paragraph (1) after calculating the amount of investment having been previously deposited
- (3) Own capital as referred to in paragraph (1) for shareholders in the form of following legal entity:



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- a. Limited Liability Company is the total of paid-up capital, paid-in surplus, reserve, and profit/loss balance.
 - b. Cooperative is the total of main savings, obligatory savings, reserve fund, and grants.
 - c. Foundation is as much as liquid assets which include fixed liquid assets, temporary fixed assets, and non-fixed net assets.
- (4) In the event the regulation which is applicable to shareholders has provisions on their capital, the provision as referred to in paragraph (3) shall not be applicable.

Article 15

- (1) The provision as referred to in Article 14 shall not applicable to shareholders in the form of legal entity called Pension Fund
- (2) For shareholders in the form of legal entity called Pension Fund, the amount of investment in Infrastructure Financing Company shall be in accordance with regulations which govern Pension Fund investment.

Article 16

- (1) Shareholders, members of the board of directors or management, and members of the board of commissioners or supervisors of Infrastructure Financing Company shall meet the following requirements:
 - a. never been convicted of any criminal acts;
 - b. at least 1 (one) member of of the board of directors shall have at least 2 (two)-year-experience in financial services; and
 - c. Never been declared bankrupt or guilty which causes one business entity to be declared bankrupt pursuant to the court decision which has permanent legal force.
- (2) In the event that the shareholder is a Limited Liability Company, the provision as referred to in paragraph (1), except for letter b shall apply to the members of the board of directors, the board of commissioners, and/or individual shareholder of the aforesaid Limited Liability Company.
- (3) The provision as referred to in paragraph (1) shall not be applicable if the shareholder of the Infrastructure Financing Company is the Republic of Indonesia or multilateral organizations as referred to in Article 6 paragraph (3).



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Article 17

- (1) The Board of Directors or management of Infrastructure Financing Company:
 - a. shall stay in Indonesia; and
 - b. shall not serve concurrently as a director or a member of the management in another Infrastructure Financing Company.
- (2) The board of directors or management and the board of commissioners or supervisors of Infrastructure Financing Company may only serve concurrently as a commissioner or a supervisor in another (one) Infrastructure Financing Company or a company engaged in infrastructure projects.

Article 18

- (1) Any amendments to Memorandum of Association, shareholders, the board of directors, the board of commissioners, management, and/or supervisors shall be reported by the board of directors or the management to the Minister no later than 15 (fifteen) days after the amendment is effectively implemented in accordance with the prevailing laws and regulations.
- (2) Report as referred to in paragraph (1) shall be prepared in accordance with the format as stipulated in Appendix III, Appendix IV, or Appendix V of this Regulation of Finance Minister and shall attach:
 - a. Amendments to the articles of association which have already obtained approval from the competent authority; and/ or
 - b. Documents as referred to in Article 8 letter b and/or letter c.

CHAPTER V

BRANCH OFFICE

Article 19

- (1) The opening of a branch office of Infrastructure Financing Company shall be reported to the Minister no later than 15 (fifteen) days since the opening date using the format as stipulated in Appendix VI of this Regulation of Finance Minister and the report must attach:
 - a. Annual work plan of the branch office;
 - b. Proof of office building possession; and



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- c. work system and procedure, organizational structure, and personnel including the name of candidate for the head of branch office and the number of employees.
- (2) Branch office as referred to in paragraph (1) :
- a. may run all types of business of the Infrastructure Financing Company;
 - b. shall run its own administration and bookkeeping; and
 - c. shall conform to all regulations applicable to the main office of the respective Infrastructure Financing Company.

Article 20

The closing of a branch office of Infrastructure Financing Company shall be reported to the Minister no later than 15 (fifteen) days since the closing date by using the format as stipulated in Appendix VII of this Regulation of Finance Minister.

Article 21

The change of address of the main office or a branch office of Infrastructure Financing Company shall be reported to the Minister no later than 15 (fifteen) days since the change of address by using the format as stipulated in Appendix VIII of this Regulation of Finance Minister.

CHAPTER VI

LOANS, INVESTMENT AND FUND ALLOCATION

Part One

Loans

Article 22

To finance its activities, Infrastructure Financing Company may get funding from the following:

- a issuance of commercial papers;
- b middle term and/or long term loans which come from:
 - 1. Government of the Republic of Indonesia;
 - 2. Foreign government;
 - 3. Multilateral organization as referred to in Article 6 paragraph (3);



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4. domestic or foreign bank and/or financial institution; and
- c Grant.

Article 23

- (1) The amount of loans for each Infrastructure Financing Company is set at maximum 10 (ten) times of its own capital and subordinated loan.
- (2) Subordinated loan as referred to in paragraph (1) is a loan received by Infrastructure Financing Company with the following requirements:
 - a. It has a minimum of 5 (five) year period;
 - b. In case of liquidation, the right to request repayment of debt is valid until all debts have been collected; and
 - c. Put in written agreement between Infrastructure Financing Company and lender.
- (3) Subordinated loan which can be included in the calculation of loan as referred to in paragraph (1) shall not exceed 50% (fifty percent) from paid-up capital.

Part Two

Investment

Article 24

- (1) Infrastructure Financing Company may at another Infrastructure Financing Company and/or a company which is engaged in infrastructure projects as referred to in Article 5.
- (2) Investment in another Infrastructure Financing Company or a company which is engaged in infrastructure projects as referred to in paragraph (1) is set at maximum 45 % (forty five percent) of the paid-up capital of the company which receive investment.
- (3) The amount of all equity investment of Infrastructure Financing Company is set at maximum 75% (seventy five percent) of the respective Infrastructure Financing Company's own capital.



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- (4) Own capital as referred to in paragraph (3) is as specified in the latest audited financial statements.

Third Part

Fund Allocation

Article 25

Infrastructure Financing Company may allocate the funds for Government Bonds, Bank Indonesia Certificates, and/or other financial instruments which are investment grade.

CHAPTER VII

LIMITATION

Article 26

Infrastructure Financing Company may not collect direct funds from public through:

- a. Demand deposit;
- b. Time Deposit; and/or
- c. Savings

CHAPTER VIII

CHANGE OF NAME

Article 27

- (1) Any change of name of Infrastructure Financing Company shall be reported to the Minister no later than 15 (fifteen) days since that change of name by using the format as stipulated in Appendix IX of this Regulation of Finance Minister.
- (2) Report as referred to in paragraph (1) shall attach:
 - a. Minutes of General Meeting of Shareholders /Members' Meeting;
 - b. Amendment to the articles of association which has been validated by the competent authority; and
 - c. Taxpayer ID Number (NPWP) in under the new name of Infrastructure Financing Company.



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- (3) Pursuant to the report as referred to in paragraph (1), the Minister shall enact the amendment to the Ministerial Decree on the issuance of business license for the respective Infrastructure Financing Company.

CHAPTER IX
REPORTING

Article 28

- (1) Infrastructure Financing Company shall submit to the Minister the following:
 - a. Quarterly financial report for the period ended in 31 March, 30 June, 30 September, and 31 December;
 - b. Business activity report per semester for periods ended in 30 June and 31 December; and
 - c. Annual financial report which has been audited by Public Accountant.
- (2) The format and structure of reports as referred to in paragraph (1) letter a, and letter b shall follow the guidelines established by Capital Market and Financial Institution Supervisory Board (Bapepam-LK).
- (3) Infrastructure Financing Company shall announce its brief balance sheet and loss and profit report in 1 (one) national daily newspaper with wide circulation in Indonesia not later than 4 (four) months after the fiscal year ends.
- (4) Announcement of balance sheet and loss and profit report as referred to in paragraph (3) shall be reported to the Minister no later than 15 (fifteen) days since the announcement.

Article 29

- (1) The report as referred to in Article 28 paragraph (1) letter a shall be submitted no later than 15 (fifteen) days after the reporting period expires.
- (2) The report as referred to in Article 28 paragraph (1) letter b shall be submitted no later than 1 (one) month after the reporting period expires.
- (3) The report as referred to in Article 28 paragraph (1) letter c must be submitted no later than 4 (four) months after the fiscal year ends.



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- (4) Fiscal year as referred to in paragraph (3) shall be determined to be the same as the calendar year.

CHAPTER X

MENTORING AND SUPERVISION

Article 30

- (1) The Minister shall perform mentoring and supervision of Infrastructure Financing Company.
- (2) In implementing mentoring and supervision as referred to in paragraph (1), the Minister audits Infrastructure Financing Company.
- (3) Procedure for auditing as referred to in paragraph (2) shall follow the guidelines set up by Head of Capital Market and Financial Institution Supervisory Agency.

CHAPTER XI

REVOCACTION OF BUSINESS LICENSE

Article 31

- (1) Revocation of Business License of Infrastructure Financing Company shall be done by the Minister.
- (2) Revocation as referred to in paragraph (1) shall be issued in the event an Infrastructure Financing Company is:
 - a. Dissolved;
 - b. Given sanction as referred to in Article 37 of this Regulation of Finance Minister;
 - c. No longer an Infrastructure Financing Company;
 - d. Merging into another Infrastructure Financing Company.

Article 32

In the event of dissolution of Infrastructure Financing Company pursuant to the resolution of General Meeting of Shareholders, the liquidator shall report that resolution of General Meeting of Shareholders to the Minister no later than 15 (fifteen) days since the General Meeting of Shareholders.



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Article 33

The provision as referred to in Article 32 shall also apply to Infrastructure Financing Company which is dissolved after its period of existence has expired.

Article 34

- (1) In the event an Infrastructure Financing Company is dissolved pursuant to a court or government decision, the liquidator or receiver shall report the aforesaid dissolution to the Minister no later than 30 (thirty) days since the said court decision has permanent legal force or the said government decision has been issued.
- (2) The report as referred to in paragraph (1) shall attach:
 - a. a court decision and/or an official statement which states that the court decision has permanent legal force; or
 - b. a Government decree as referred to in Law on Cooperatives.

Article 35

- (1) An Infrastructure Financing Company which changes its business activity and no longer a Infrastructure Financing Company shall report to the Minister no later than 15 (fifteen) days since that amendment to its articles of association has been validated by the competent authority.
- (2) The report as referred to in paragraph (1) shall attach:
 - a. Minutes of General Meeting of Shareholders or Members' Meeting; and
 - b. The Amendment to the articles of association which has been validated by the competent authority.

Article 36

Pursuant to the reports as referred to in Article 32, Article 33, Article 34, Article 35, the Minister shall revoke the business license.



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CHAPTER XII

SANCTIONS

Article 37

- (1) Any Infrastructure Financing Company which does not meet provisions as referred to in Article 2, Article 4, Article 5, Article 7, Article 10, Article 11, Article 12, article 13 paragraph (1), Article 14 paragraph (1) and paragraph (2), Article 16, Article 17, article 18 paragraph (1), Article 19, Article 20, Article 21, Article 22, Article 23 paragraph (1) and paragraph (3), Article 24, Article 25, Article 26, Article 27 paragraph (1), Article 28 paragraph (3) and paragraph (4), and Article 29 of this Regulation for Finance Minister shall be given administrative sanctions in the forms of warning, suspension of business activities, and revocation of Infrastructure Financing Company Business License.
- (2) Warning as referred to in paragraph (1) shall be given in writing 3 (three) times consecutively and each shall expire in 30 (thirty) days.
- (3) In the event of the expiry of the third warning as referred to in paragraph (2) and the Infrastructure Financing Company still does not fulfill the provision as referred to in paragraph (1), the Minister shall impose the sanction in the form of suspension of business activities to the aforesaid Infrastructure Financing Company.
- (4) In the event that it expires on a national holiday, the warning shall expire on the following working day.
- (5) Suspension of business activities shall be given in writing to the aforesaid Infrastructure Financing Company and be valid for 3 (three) months since the issuance of the suspension letter.
- (6) An Infrastructure Financing Company which has been given a sanction in the form of suspension of business activities as referred to in paragraph (5) may not make a new financing contract.
- (7) In of the event that prior to the expiry of suspension of business activities as referred to in paragraph (5), the Infrastructure Financing Company has met the provision as referred to in paragraph (1), the Minister shall revoke the sanction of suspension of business activities.
- (8) If until the expiry of the suspension of business activities period as referred to in paragraph (5), the Infrastructure Financing Company fails to comply with the provisions set forth in this Regulation of Finance Minister, the Minister shall revoke the aforesaid Infrastructure Financing Company's business license by a Ministerial Decree.



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CHAPTER XIII
CLOSING PROVISIONS

Article 38

This regulation of Finance Minister shall be in force since the day of its enactment.

In order that this regulation is known to the general public, it is ordered that this Regulation of Finance Minister is promulgated in the Official Gazette of the Republic of Indonesia.

Enacted in Jakarta

On 27 May 2009

FINANCE MINISTER

signed

SRI MULYANI INDRAWATI

Promulgated in Jakarta

On 27 May 2009

MINISTER OF JUSTICE AND HUMAN RIGHTS

Signed

ANDI MATTALATA

OFFICIAL GAZETTE OF THE REPUBLIC OF INDONESIA NUMBER 118 OF 2009

This copy is in conformity with the original
Head of the General Affairs Bureau
for
Head of the Administration of Ministry of Finance
(signed and sealed with the seal of the General Affairs Bureau)
Antonius Suharto
NIP 060041107



FINANCE MINISTER
THE REPUBLIC OF INDONESIA

APPENDIX 1
REGULATION OF FINANCE MINISTER
NUMBER 100/PMK.010/2009
ON INFRASTRUCTURE FINANCING
COMPANIES

REQUEST OF BUSINESS LICENSE

To:
Finance Minister, The Republic of Indonesia
c.q Head, Capital Market and Financial Institution Supervisory Agency,
Gedung Sumitro Djojohadikusumo
Jl. Lapangan Banteng Timur No. 1-4
Jakarta 10710

With reference to Regulation of Finance Minister Number dated..... on Infrastructure Financing Companies, we hereby:

Name : PT /Cooperative.*)

Address : ...

submit a request to acquire a business license in Infrastructure Financing sector. To complete this request, we hereby submit the following documents:

1. deed of establishment of PT/Cooperative including articles of association having been validated by the competent authority.
2. Data on the board of directors or management and the board of commissioners or supervisors which includes:
 - a. copy of identification which can be Resident's Identity Card (KTP) or passport for a foreign national;
 - b. curriculum vitae;
 - c. declaration which states that the relevant person:
 - 1) Never been convicted of any criminal acts; and
 - 2) Never been declared bankrupt or found guilty which results in the bankruptcy of a company pursuant to court decision which has permanent legal force; and
 - d. copy of Temporary Resident's Identity Card (KIMS) and copy of work permit from the competent authority for any members of the board of directors or management with foreign nationality.
3. Data on shareholders:
 - a. Individual,
 - 1) copy of Resident's Identity Card (KTP) or passport for foreign nationalities;
 - 2) curriculum vitae;
 - 3) declaration letter:
 - a) never been convicted of any criminal acts;
 - b) never been declared bankrupt or found guilty which results in the bankruptcy of a company pursuant to court decision which has permanent legal force; and



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APPENDIX 1
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COMPANIES

- 4) declaration that the paid up capital is not from proceeds of money laundering activities;
 - b. legal entity:
 - 1) deed of establishment of the legal entity, including articles of association and its amendments which have been validated by the competent authority and for a foreign business entity the corresponding documents required in accordance with the applicable laws and regulations in the country of origin;
 - 2) latest financial reports which have been audited by public accountant and the latest interim financial report; and
 - 3) Documents as referred to in number 2 letter a, letter b, and letter c for shareholders or members and the board of directors or management.
 - c. The Republic of Indonesia shall enclose Government Regulation on State Equity Participation of The Republic of Indonesia for the Establishment of Limited Liability Company in Infrastructure Financing Sector;
 - d. Multilateral organization as referred to in Article 6 paragraph (3) shall attach the Articles of Agreement or a similar establishment document.
 4. work system and procedures , organizational structure, and personnel;
 5. Work plan for the first 5 (five) years which at least mentions:
 - a. financing plan and steps to be taken to realize the aforesaid plan; and
 - b. annual cash flow projection, balance, and loss and profit statement starting from the Infrastructure financing Company started its operational activities.
 6. Proof of operational readiness which among others include:
 - a. Proof of ownership, possession, or leasing agreement of office building;
 - b. Excerpt of financing agreement or other agreement which will be used; and
 - c. Taxpayers ID number (NPWP).
 7. Joint venture agreement between a foreign party and an Indonesian party for a joint venture; and
 8. implementing guideline for the application of know your customer principle .
- Please be acknowledged and thank you for your kind attention.

The Board of Director/Management
PT/Cooperatives *)

.....

CC:
Head, Financing and Guarantee Bureau
*) Cross if not applicable

This copy is in conformity with the original
Head of General Affairs Bureau
For
Head of Administration, the Ministry of Finance

FINANCE MINISTER

Signed

(signed and sealed with the seal of the
General Affairs Bureau)
Antonius Suharto
NIP 060041107

SRI MULYANI INDRAWATI



FINANCE MINISTER
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APPENDIX II
REGULATION OF FINANCE MINISTER
NUMBER 100/PMK.010/2009
ON INFRASTRUCTURE FINANCING
COMPANIES

REPORT ON BUSINESS ACTIVITIES

PT/Cooperative*)

To:

Finance Minister, The Republic of Indonesia
c.q Head, Capital Market and Financial Institution Supervisory Agency,
Gedung Sumitro Djojohadikusumo
Jl. Lapangan Banteng Timur No. 1-4
Jakarta 10710

With reference to Finance Minister Decree Number.... dated.... concerning the Issuance of Business License for Infrastructure Financing Company to PT/Cooperative....., it is hereby reported that we have started our business activities on -....

As data completion, we hereby submit the copy of financing agreement or another agreement which we have executed.

Please be acknowledged and thank you for your kind attention.

The Board of Director/Management
PT/Cooperatives *)

.....

CC:

Head, Financing and Guarantee Bureau

*) Cross if not applicable

This copy is in conformity with the original
Head of General Affairs Bureau
For
Head of Administration, the Ministry of Finance

(signed and sealed with the seal of the
General Affairs Bureau)

Antonius Suharto
NIP 060041107

FINANCE MINISTER

Signed

SRI MULYANI INDRAWATI



FINANCE MINISTER
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APPENDIX III

REGULATION OF FINANCE MINISTER
NUMBER 100/PMK.010/2009
ON INFRASTRUCTURE FINANCING
COMPANIES

REPORT ON AMENDMENTS TO THE ARTICLES OF ASSOCIATION

To:

Finance Minister, The Republic of Indonesia
c.q Head, Capital Market and Financial Institution Supervisory Agency ,
Gedung Sumitro Djojohadikusumo
Jl. Lapangan Banteng Timur No. 1-4
Jakarta 10710

It is hereby reported that pursuant to General Meeting of Shareholders /Members' Meeting held onthe articles of association, authorized capital, and paid up capital have been amended as follows:

	Former (Rp)	Recent (Rp)
Authorized capital
Paid up capital

Composition of shareholders:

Name of Shareolder	Value of Shares (Rp)	Percentage (%)
.....
.....

Please be acknowledged and thank you for your kind cooperation

The Board of Director/Management
PT/Cooperatives *)

.....

CC:
Head, Financing and Guarantee Bureau
*) Cross if not applicable

This copy is in conformity with the original
Head of General Affairs Bureau
For
Head of Administration, the Ministry of Finance

FINANCE MINISTER

Signed

SRI MULYANI INDRAWATI

(signed and sealed with the seal of the
General Affairs Bureau)

Antonius Suharto
NIP 060041107



FINANCE MINISTER
THE REPUBLIC OF INDONESIA

APPENDIX IV

REGULATION OF FINANCE MINISTER
NUMBER 100/PMK.010/2009
ON INFRASTRUCTURE FINANCING
COMPANIES

REPORT ON THE CHANGE OF SHAREHOLDERS/OWNERS

To:
Finance Minister, The Republic of Indonesia
c.q Head, Capital Market and Financial Institution Supervisory Agency ,
Gedung Sumitro Djojohadikusumo
Jl. Lapangan Banteng Timur No. 1-4
Jakarta 10710

We hereby report that pursuant to General Meeting of Shareholders (RUPS) held on some changes have been made to the authorized capital, paid-up capital, and shareholders/owners as follows:

	Former (Rp)	Recent (Rp)
Authorized capital
Paid-up capital

Former		Recent	
Name of Shareholder	Share Value	Name of Shareholder	Share Value
.....
.....

As data completion, please find attached:

1. Amendments to the Articles of Association validated by/reported to the competent authority.
2. Data on shareholders:
 - a. Individual,
 - 1) copy of Resident's Identity Card (KTP) or passport for foreign nationalities;
 - 2) curriculum vitae;
 - 3) a letter of declaration that the relevant person:
 - i. has never been convicted of any criminal acts;
 - ii. has never been declared bankrupt or found guilty which results in the bankruptcy of a company pursuant to court decision which has permanent legal force..
 - b. legal entity:
 - 1) deed of establishment of the legal entity, including articles of association and its amendments which have been validated by the competent authority and for a foreign business entity the corresponding documents required in accordance with the applicable laws and regulations in the country of origin



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- 2) Financial statement which has been audited by public accountant and the latest interim financial report; and
- 3) For such share holder in the form of a legal entity:
 - i. copy of identification such as valid Resident's Identity Card (KTP) or passport;
 - ii. curriculum vitae;
 - iii. letter of declaration that the relevant person:
 - has never been convicted of any criminal acts;
 - has never been declared bankrupt or found guilty which results in the bankruptcy of a company pursuant to court decision which has permanent legal force.
- c. The Republic of Indonesia shall enclose Government Regulation on State Equity Participation of The Republic of Indonesia for the Establishment of Limited Liability Company in Infrastructure Financing Sector;
- d. Multilateral organizations as referred to in Article 6 paragraph (3) shall attach the Articles of Agreement or a similar establishment document.

Please be acknowledged and thank you for your kind cooperation.

The Board of Director/Management
PT/Cooperatives *)

.....

CC:
Head, Financing and Guarantee Bureau
*) Cross if not applicable

This copy is in conformity with the original
Head of General Affairs Bureau
For
Head of Administration, the Ministry of Finance

(signed and sealed with the seal of the
General Affairs Bureau)
Antonius Suharto
NIP 060041107

FINANCE MINISTER

Signed

SRI MULYANI INDRAWATI



FINANCE MINISTER
THE REPUBLIC OF INDONESIA

APPENDIX V

REGULATION OF FINANCE MINISTER
NUMBER 100/PMK.010/2009
ON INFRASTRUCTURE FINANCING
COMPANIES

REPORT ON THE CHANGE OF THE BOARD OF DIRECTORS/MANAGEMENT
AND
THE BOARD OF COMMISSIONERS/SUPERVISORS

To:

Finance Minister, The Republic of Indonesia
c.q Head, Capital Market and Financial Institution Supervisory Agency,
Gedung Sumitro Djojohadikusumo
Jl. Lapangan Banteng Timur No. 1-4
Jakarta 10710

It is hereby reported that pursuant to General Meeting of Shareholders/Members' Meeting held on the board of directors/management and /or the board of commissioners/supervisors has been changed as follows:

	Former	New
President Commissioner/Supervisor
Commissioner/Supervisor
President Director/Management
Director/Management

As data completion, please find attached:

1. Copy of identification in the form of Resident's Identity Card (KTP) or passport for foreign nationals;
2. curriculum vitae;
3. letter of declaration that the relevant person:
 - 1) has never been convicted of any criminal acts;
 - 2) has never been declared bankrupt or found guilty which results in the bankruptcy of a company pursuant to court decision which has permanent legal force;
 - 3) is not concurrently serving as a director or a member of management in another Infrastructure Financing Company;
 - 4) is not concurrently serving as a commissioner/supervisor in more than 1 (one) other Infrastructure Financing Companies or companies with infrastructure projects as the business.



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4. copy of Limited Temporary Stay Permit (KIMS) and copy of working permit from the competent authority for any member of the board of directors or the management who is a foreign national; and
5. proof of experience in financial services no less than 2 (two) years for one of the members of the board of directors/management.

Please be acknowledged and thank you for your kind attention.

The Board of Director/Management
PT/Cooperatives *)

.....

CC:

Head, Financing and Guarantee Bureau

*) Cross if not applicable

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Head of General Affairs Bureau
For
Head of Administration, the Ministry of Finance

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NIP 060041107

FINANCE MINISTER

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SRI MULYANI INDRAWATI



FINANCE MINISTER
THE REPUBLIC OF INDONESIA

APPENDIX VI

REGULATION OF FINANCE MINISTER
NUMBER 100/PMK.010/2009
ON INFRASTRUCTURE FINANCING
COMPANIES

REPORT ON THE OPENING OF BRANCH OFFICE

PT/COOPERATIVE *).....

To:

Finance Minister, The Republic of Indonesia
c.q Head, Capital Market and Financial Institution Supervisory Agency,
Gedung Sumitro Djojohadikusumo
Jl. Lapangan Banteng Timur No. 1-4
Jakarta 10710

We hereby report the opening of Branch Office at... with its complete address....

As data completion, please find attached:

- a. annual work plan of the branch office;
- b. proof of possession of the office building;
- c. work system and procedure, organizational structure, and personnel including name of candidate for the head of the branch office and the number of employees.

Please be acknowledged and thank you for your kind attention.

The Board of Director/Management
PT/Cooperatives *)

.....

CC:

Head, Financing and Guarantee Bureau

*) Cross if not applicable

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For
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NIP 060041107

FINANCE MINISTER

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FINANCE MINISTER
THE REPUBLIC OF INDONESIA

APPENDIX VII

REGULATION OF FINANCE MINISTER
NUMBER 100/PMK.010/2009
ON INFRASTRUCTURE FINANCING
COMPANIES

REPORT ON THE CLOSING OF BRANCH OFFICE

To:
Finance Minister, The Republic of Indonesia
c.q Head, Capital Market and Financial Institution Supervisory Agency ,
Gedung Sumitro Djojohadikusumo
Jl. Lapangan Banteng Timur No. 1-4
Jakarta 10710

We hereby report the closure of Branch Office at for the following reason

Please be acknowledged and thank you for your kind attention.

The Board of Director/Management
PT/Cooperatives *)

.....

CC:
Head, Financing and Guarantee Bureau
*) Cross if not applicable

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Head of General Affairs Bureau
For
Head of Administration, the Ministry of Finance

(signed and sealed with the seal of the
General Affairs Bureau)
Antonius Suharto
NIP 060041107

FINANCE MINISTER

Signed

SRI MULYANI INDRAWATI



FINANCE MINISTER
THE REPUBLIC OF INDONESIA

APPENDIX VIII

REGULATION OF FINANCE MINISTER
NUMBER 100/PMK.010/2009
ON INFRASTRUCTURE FINANCING
COMPANIES

REPORT ON THE CHANGE OF OFFICE ADDRESS OF
PT/COOPERATIVE.....

To:

Finance Minister, The Republic of Indonesia
c.q Head, Capital Market and Financial Institution Supervisory Agency ,
Gedung Sumitro Djojohadikusumo
Jl. Lapangan Banteng Timur No. 1-4
Jakarta 10710

We hereby report the change of our office address from to with
reason.....

As data completion, we attach proof of readiness of the new office including its facilities.

Please be acknowledged and thank you for your kind attention.

The Board of Director/Management
PT/Cooperatives *)

.....

CC:

Head, Financing and Guarantee Bureau

*) Cross if not applicable

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Head of General Affairs Bureau
For
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Antonius Suharto
NIP 060041107

FINANCE MINISTER

Signed

SRI MULYANI INDRAWATI



FINANCE MINISTER
THE REPUBLIC OF INDONESIA

APPENDIX 1

REGULATION OF FINANCE MINISTER
NUMBER 100/PMK.010/2009
ON INFRASTRUCTURE FINANCING
COMPANIES

REPORT ON THE CHANGE OF NAME
PT/COOPERATIVE.....

To:

Finance Minister, The Republic of Indonesia
c.q Head, Capital Market and Financial Institution Supervisory Agency,
Gedung Sumitro Djojohadikusumo
Jl. Lapangan Banteng Timur No. 1-4
Jakarta 10710

We hereby report that pursuant to General Meeting of Shareholders (RUPS)/Members' Meeting held on ..., the name of PT/Cooperative*) as been changed to PT/Cooperative..... The aforesaid change has been approved by the Ministry of Justice and Human Rights pursuant to its Decree Number.... dated...

As data completion, please find attached:

- a. minutes of General Meeting of Shareholders /Members' Meeting;
- b. Amendment to the Articles of Association which has been validated by the competent authority;
- c. Taxpayer ID Number (NPWP) under the name of the new Infrastructure Financing Company.

With regards to the abovementioned, we request for permission to activate the business license for PT/Cooperative*) to PT/Cooperative*).....

Please be acknowledged and thank you for your kind attention.

The Board of Director/Management
PT/Cooperatives *)

.....

CC:

Head, Financing and Guarantee Bureau

*) Cross if not applicable

This copy is in conformity with the original
Head of General Affairs Bureau
For
Head of Administration, the Ministry of Finance

(signed and sealed with the seal of the
General Affairs Bureau)

Antonius Suharto
NIP 060041107

FINANCE MINISTER

Signed

SRI MULYANI INDRAWATI