

**Decree of the Governor
Head of Level I Region of Central Java
Number : 605.3/185 of 1994**

Regarding

**Establishment of Provincial Water Management Committee
of Provincial Region Level I of Central Java**

THE GOVERNOR HEAD OF LEVEL I REGION OF CENTRAL JAVA

Taking into account :

- a. that for the implementation of water management which can provide maximum benefit for the community interest in all aspects of life and livelihood, within the framework of protecting, developing and utilizing water and or water resources, it is necessary to establish an integrated approach from the elements of involved institutions.
- b. that with regard to the aforesaid matter, the Regulation of the Minister of Public Works No. 67/PRT/1993 regarding Water Management Committee of the Provincial Region Level I as a forum for consultative discussion to assist the Governor as Head of Region in executing the authority of coordinating water management, has been issued.
- c. that as follow-up of the aforesaid Regulation of the Minister of Public Works no. 67/PRT/1993, it is necessary to stipulate the establishment of Provincial Water Management Committee of the Provincial Region Level I of Central Java by this Decree.

Bearing in mind :

1. Law No. 10 of 1950 regarding the formation of Central Java Province;
2. Law No. 5 of 1974 regarding Basic Principles of Government in the Regions;
3. Law No. 11 of 1974 regarding Water Resources;
4. Government Regulation No. 22 of 1982 regarding Water Management;
5. Government Regulation No. 23 of 1982 regarding Irrigation;
6. Government Regulation No. 14 of 1987 regarding the Handing Over of a Part of Government's Activities in the Public Works Sector to the Region;
7. Government Regulation No. 6 of 1988 regarding the Coordination of Vertical Institutional Activities in the Region;
8. Government Regulation No. 20 of 1990 regarding Control of Water Pollution;
9. Government Regulation No. 27 of 1991 regarding Swamp;
10. Government Regulation No. 35 of 1991 regarding River;
11. Regulation of the Minister of Public Works No. 39/PRT/1989 regarding Division of River Basin;

12. Regulation of the Minister of Public Works No. 48/PRT/1990 regarding Management of Water and Water Resources in the River Basin;
13. Regulation of the Minister of Public Works No. 67/PRT/1993 regarding Water Management Committee of the Provincial Region Level I;
14. Regulation of the Provincial Region Level I of Central Java No. 1 of 1990 regarding Management of Environment in the Provincial Region Level I of Central Java.

It Is Hereby Instructed

To stipulate : The Decree of the Governor as Head of Level I Region of Central Java regarding the Establishment of Provincial Water Management Committee of the Provincial Region of Central Java.

Chapter I General Provision

Article I

In this Decree the terms used have the following meanings :

- a. Governor means the Governor as Head of Level I Region of Central Java;
- b. Level I Region means the Provincial Level I Region of Central Java;
- c. Level II Region means the Regency/Municipality
Level II Region within the Provincial Region Level I of Central Java;
- d. Water Management means the conduct of all activities for regulating the development of factors such as ownership, authority, management, utilization, exploitation and conservation of water and water resources including inorganic natural riches contained therein, for achieving maximum benefit in keeping with the people's necessities and livelihood;
- e. Irrigation Committee of the Provincial Region Level I means a forum for consultative discussion at the provincial Level having the function to assist the Governor as Head of Region in the provision, distribution and allocation of irrigation water;
- f. River Basin means an area for water resources management as intended in Article 1 item 7 of Law No.11/1974 as a product of the development of one or more river catchments;
- g. Water means any water found in or originating from surface as well as underground water resources;
- h. Water resources means natural water bodies and reservoir whether surface or underground;
- i. Conservation of water resources means the conduct of activities for protecting water resources against damages caused by people and nature;
- j. Development of water resources means the conduct of activities for increasing the benefit of water resources and its environment;
- k. Use of water resources means the conduct of activities for utilizing water resources.

Chapter II Establishment

Article 2

With this Decree, the Provincial Water Management Committee of the Provincial Region Level I of Central Java is established.

Chapter III Position, Function and Task

Article 3

The Provincial Water Management Committee as intended in Article 2 of this Decree, shall be a forum for consultative discussion within the framework of coordinating water management within the Provincial Region Level I of Central Java which is located under and responsible to the Governor as Head of Region.

Article 4

The Provincial Water Management Committee as intended in Article 3 of this Decree has a function to assist the Governor as Head of Region in executing the authority for coordinating water management in :

- a. Determining the priority plan for use of water and or water resources.
- b. Determining the priority for use of water and or water resources in the framework of conservation, development and use of the aforesaid water resources.
- c. Regulating the use of water and or water resources.
- d. Regulating the discharge of waste water and other wastes.
- e. Regulating the construction of water resources structure as well as other structures at the sources of water.
- f. Regulating other problems which may arise.

Article 5

The Provincial Water Management Committee as intended in Article 3 of this Decree has the task :

- a. To collect, process and supply information obtained from the technical units of river basin management and involved institutions which are required for determining policy of the Government of Level I Region regarding coordination of water management covering :
 - (1) Data on water quantity provision of surface water and groundwater sources.
 - (2) Data on water quality of surface water and groundwater sources.
 - (3) Data on conservation of water and/or water resources.
 - (4) Data on water requirement in the involved sector based on time, space, quantity and quality which has been or shall be utilized.
 - (5) Data on utilization of water resources which has been or shall be utilized.

- b. To provide recommendation and/or suggest solution to the Governor as Head of Level I Region in connection with :
 - (1) Provision and use of water resources including determination of water allocation for use in the dry season and in the rainy season to support the needs of various sectors, based on jointly agreed criteria which refer to valid regulations.
 - (2) To determine a location/a way of discharging waste water including its financing and management.
 - (3) To determine arrangement of flood flow for minimizing damage.
 - (4) Coordination of problems for digging of group C excavated materials in water ways and water bodies.
- c. To supervise implementation of the decisions of coordinative matters which covers:
 - (1) Collection and assessment of written report from involved institutions.
 - (2) Providing suggestion for follow-up of the supervision report.
- d. To prepare reports periodically or at any time if required with regard to its tasks, for submission to the Governor as Head of Level I Region and to the Minister of Public Works through the Director General of Water Resources Development.

Chapter IV Structure of Organization

Article 6

- 1. Structure of Organization of the Provincial Water Management Committee as intended in Article 2 of this Decree consists of :
 - (a) Chairman
 - (b) Deputy Chairman
 - (c) Secretary
 - (d) Member
- 2. Membership composition of the Provincial Water Management Committee mentioned in para 1 of this Article is shown in the Attachment to this Decree.
- 3. In carrying out its task the Provincial Water Management Committee mentioned in para 1 of this Article is assisted by a Secretariat within the Provincial Water Resources Public Works Service of the Provincial Region Level I of Central Java which shall be established by the Chairman of the Provincial Water Management Committee.

Article 7

The Secretariat of Provincial Water Management Committee as intended in Article 6 para (3) of this Decree has the task to assist the Secretary in supplying data for meeting, preparing report, conducting administrative activities and other tasks given by the Secretary.

Article 8

1. To assist the Provincial Water Management Committee as intended in Article 3 of this Decree, the Governor Head of Level I Region may establish a Committee for Implementing Water Management in Satuan Wilayah Sungai (river basin).
2. Membership composition of the Basin Water Management Committee as intended in para (1) of this Article shall be further determined.
3. The Committee for Implementing Water Management in the Satuan Wilayah Sungai has the task to assist the Provincial Water Management Committee of the Provincial Region Level I of Central Java in executing coordination of water management in the river basin concerned which covers :
 - (a) To obtain data as mentioned in Article 5 item a of this Decree from the authorized institution.
 - (b) To monitor the implementation of coordinative decision determined by the Governor.
 - (c) To prepare report regarding its task to the Provincial Water Management Committee.

Chapter V Working Arrangement

Article 9

1. The Provincial Water Management Committee of the Provincial Region Level I of Central Java, should periodically or at any time as required conduct a meeting/session either plenary, limited or combined at least 3 times a year i.e. at preparation of annual program, prior to rainy season and dry season, and make field observations.
2. Working arrangement mentioned in para (1) of this Article shall be further determined by the Governor as Head of Region.

Article 10

In implementing its task, the Provincial Water Management Committee of the Provincial Region Level I of Central Java, should invite the water users and or other interested parties to attend the meeting/committee session to collect additional data or information which is required.

Chapter VI Financing

Article 11

The sources of finance for implementing the task of the Provincial Water Management Committee of the Provincial Region Level I of Central Java can be derived from :

- a. Financial support from the Central Government.
- b. Funds obtained from retribution and or fees charged for use of water and water resources which shall be further determined by the Governor as Head of Region.

Chapter VII Miscellaneous

Article 12

1. Implementation of coordination of Water Management in the Satuan Wilayah Sungai situated in two Provinces of Level I Region, is conducted through combined meeting of the Provincial Water Management Committees of the Provincial Region Level I of Central Java and Provincial Region Level I concerned chaired by one of the Chairmen of the Provincial Water Management Committees of Level I Region who is selected on consultative basis by the participants of the combined meeting.
2. The decision made by the combined meeting mentioned in para (1) of this Article is binding for the Provincial Water Management Committee of Provincial Region Level I of Central Java.
3. In case that coordination problem as intended in para 1 of this Article cannot be solved in the Combined Meeting, it should be forwarded to the Director General of Water Resources for solution.

Article 13

1. Working relationship between the Provincial Irrigation Committee and Provincial Water Management Committee of the Provincial Region Level I of Central Java is coordinative in nature with the proviso that the provision of water for irrigation is based on established policies as intended in Article 4 of this Decree.
2. Working relationship between the District/Municipal Irrigation Committee and the Committee for Implementing Water Management in the River Basin concerned is coordinative in nature with the proviso that the issues of water distribution and allocation for irrigation should refer to the decisions determined through the coordination between the Provincial Irrigation Committee and the Provincial Water Management Committee of the Provincial Region Level I of Central Java.

Chapter VIII
Closing Provision

Article 14

1. This Decree is valid from the date of issue.
2. Matters not yet sufficiently covered in this Decree with regard to the implementation shall be regulated by the Chairman.

Decreed in : Semarang
Date : May 13, 1994

the Governor as Head of Level I
Region of Central Java

signed

Soewardi

c.c.

1. Coordinator Minister for EKUIN, Jakarta.
2. Minister of Home Affairs, Jakarta.
3. Minister of Public Works, Jakarta.
4. Minister of Agriculture, Jakarta.
5. Minister of Mining, Jakarta.
6. Minister of Industry, Jakarta.
7. Minister of Forestry, Jakarta.
8. Director General of PARA, MOH, Jakarta.
9. Director General of RD, MOH, Jakarta.
10. Director General of FCH, MOA, Jakarta.
11. Director General of Plantation, MOA, Jakarta.
12. Director General of Fishery, MOA, Jakarta.
13. Director General of WRD, MPW, Jakarta.
14. Chairman, Regional Assembly of the People Representatives of the Provincial Region Level I of Central Java.
15. Deputy Governor Head of Level I Region of Central Java in charge of Division I and II.
16. Secretary of the Territory/Region Level I of Central Java.
17. Head, Public Works Regional Office, Central Java Province.
18. Head, Agriculture Regional Office, Central Java Province
19. Head, Forestry Regional Office, Central Java Province
20. Head, Industry Regional Office, Central Java Province

21. Head, Regional Development Planning Board, Provincial Region Level I of Central Java.
22. Head, Inspectorate of Territory, Provincial Region Level I of Central Java.
23. Assistants to the Governor Head of Level I Region of Central Java.
24. Assistants to the Secretary of Territory Region Level I of Central Java.
25. Head, Water Resources Public Works Service, Provincial Region Level I of Central Java.
26. Head, Food Crops Agriculture Service, Provincial Region Level I of Central Java.
27. Head, Plantation Service, Provincial Region Level I of Central Java.
28. Head, Fishery Service, Provincial Region Level I of Central Java.
29. Head, Industry Service, Provincial Region Level I of Central Java.
30. Head, Legal Bureau, Secr. of the Territory Region Level I of Central Java.
31. Head, Bureau for Environment, Secr. of the Territory Region Level I of Central Java.
32. Manager, State Electricity Corporation of Central Java.
33. Rector, University of Diponegoro, Semarang.
34. Regent/Mayor Head of Level II Region within Central Java.
35. Head, HKTI of Central Java.
36. Head, KADINDA of Central Java.

Attachment

Decree of the Governor as Head of Level I Region of Central Java

Number : 605.3/185 of 1994

Date : May 13, 1994

Composition of Membership of Provincial Water Management Committee Provincial Region Level I of Central Java

No.	Position/Agency	Position in the Committee
1.	Deputy Governor Head of Level I Region of Central Java in charge of Division II	Chairman and Member
2.	Head, Regional Development Planning Board Provincial Regional Level I of Central Java	Deputy Chairman I and Member
3.	Head, Public Works Regional Office, Central Java Province	Deputy Chairman II and Member
4.	Head, Water Resources Public Works Service Provincial Region Level I of Central Java	Secretary and Member
5.	Chief, River and Swamp Sub Service, Water Resources Public Works Service, Provincial Region Level I of Central Java	Vice Secretary and Member
6.	Assistant II, Secretariat of the Territory Region Level I of Central Java	Member
7.	Head, Agriculture Regional Office, Central Java Province	Member
8.	Head, Industry Regional Office, Central Java Province	Member
9.	Head, Forestry Regional Office, Central Java Province	Member
10.	Head, Cipta Karya Public Works Service, Central Java Province	Member
11.	Head, Food Crops Agriculture Service Central Java Province	Member
12.	Head, Fishery Service, Central Java Province	Member
13.	Head, Plantation Service, Central Java Province	Member
14.	Head, Mining Service, Central Java Province	Member
15.	Head, Bureau for Environment, Secretariat of Territory Region Level I, Central Java Province	Member
16.	Rector, University of Diponegoro, Semarang	Member
17.	Head, KADINDA of Central Java	Member
18.	Head, HKTI of Central Java	Member
19.	Management of State Electricity Corporation of Central Java	Member

Governor as Head of Level I Region
of Central Java
signed
Soewardi