

AGENCY FOR ENVIRONMENTAL IMPACT CONTROL (BAPEDAL)  
DECREE OF THE HEAD OF THE AGENCY FOR ENVIRONMENTAL  
IMPACT CONTROL  
NUMBER : KEP-01 OF 1990 Dated December 31, 1990

RE

ORGANIZATION AND WORK PROCEDURES OF THE AGENCY FOR  
ENVIRONMENTAL IMPACT CONTROL

THE HEAD OF THE AGENCY FOR ENVIRONMENTAL IMPACT CONTROL,

Considering : That, as the implementation of Presidential Decree Number 23 of 1990 on the Agency for Environmental Impact control, it is deemed necessary to formulate the specification of the tasks, functions, organizational structure and work procedures of the Agency for Environmental Impact Control.

Bearing in mind : Presidential Decree Number 23 of 1990 on the Agency for Environmental Impact Control.

With due observance of : 1. The Approval of the State Minister for State Apparatus Efficiency Number : B-1237/I/90 dated December 29, 1990;

2. The Approval of the Minister /State Secretary Number : B.2447/M.Sesneg/12/1990 dated December 29, 1990.

H A S D E C I D E D :

To stipulate : DECREE OF THE HEAD OF THE AGENCY FOR ENVIRONMENTAL IMPACT CONTROL ON ORGANIZATION AND WORK PROCEDURES OF THE AGENCY FOR ENVIRONMENTAL IMPACT CONTROL.

CHAPTER I

MANAGEMENT

Article 1

(1) The Agency for Environmental Impact Control, hereinafter in this Decree referred to as BAPEDAL, shall be managed by a Head, having the task to manage BAPEDAL in accordance with the policy as outlined by the Government and directly responsible to the President.

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- (2) In implementing his task, the Head shall be assisted by :
- a. A Deputy for Environmental Pollution control;
  - b. A Deputy for Development;
  - c. A Secretariat.

## CHAPTER II

### DEPUTY FOR ENVIRONMENTAL POLLUTION CONTROL

#### Article 2

The Deputy for Environmental Pollution Control shall have the task to implement a part of the tasks and functions of BAPEDAL in the prevention and remedy of environmental pollution, the enforcement and application of environmental quality standards, environmental recovery and processing of dangerous-and toxic material waste.

#### Article 3

In implementing the tasks as referred to in Article 2, the Deputy for Environmental Pollution control shall conduct the functions of :

- a. implementing water-, soil-, air -, sea-and noise pollution control, and processing of dangerous-and toxic material waste;
- b. enforcing and applying the environmental quality standards, in the framework of implementing Law Number 4 of 1982 concerning Basic Provisions on Environmental Management, with all the implementation regulations there-of;
- c. Coordinating the recovery of environmental capability and developing a system for controlling environmental pollution emergency situations;
- d. composing/preparing and stipulating the waste quality standards for each kind of activity, and a plan for controlling small-scale activities impact(s);
- e. composing/preparing and stipulating the waste disposal conditions /requirements, including conditions/requirements for activities of dangerous-and toxic material waste producers;
- f. executing supervision on waste disposal;
- g. implementing other tasks as stipulated by the Head.

#### Article 4

The Deputy for Environmental Pollution Control shall subordinate :

- a. The Water-and Soil Pollution Control Directorate;
- b. The Sea-and Air Pollution Control Directorate;
- c. The Dangerous-and Toxic material waste Management Directorate.

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FIRST PART

THE WATER-AND SOIL POLLUTION CONTROL DIRECTORATE

Article 5

The Water-and Soil Pollution Control Directorate shall have the tasks to formulate the technical policy, to implement the work program(s) and to evaluate the implementation here-of, and conduct cross-sectoral- and regional cooperation in the control of water-, soil pollution and environmental damage, small-scale activities impact(s) and domestic waste.

Article 6

In order to implement the tasks referred to in Article 5, the Water and Soil Pollution Control Directorate shall have the functions of :

- a. composing/preparing, managing and developing a program for controlling Water-, Soil Pollution and environmental damage, small - scale activities, impact(s) and domestic waste;
- b. composing/preparing technical guidelines on control of water-, Soil pollution and environmental damage, small-scale activities impact(s) and domestic waste;
- c. composing/preparing consideration material/recommendations, in the framework of waste disposal financing, and stipulating the waste quality standards;
- d. composing/preparing cross-sectoral and regional cooperation programs in the control of water-, soil pollution and environmental damage, small-scale activities impact(s) and domestic waste,
- e. monitoring and enforcing the legal provisions in the control of water-, soil pollution and environmental damage, small-scale activities impact(s) and domestic waste;
- f. implementing administration.

Article 7

The Water-and Soil Pollution Control Directorate shall consist of :

- a. The Water Pollution Control Sub-Directorate;
- b. The Soil Pollution-and Environmental Damage Control Sub- Directorate;
- c. The Small-Scale Activities Impact Control Sub-Directorate;
- d. The Domestic Waste Control Sub-Directorate;
- e. The Administration Sub-Department.

Article 8

The Water Pollution Control Sub-Directorate shall have the tasks to plan, implement the technical policy, to monitor and control water pollution and compose/prepare technical guidelines and a technical assistance provision system for water pollution control.

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## Article 9

The Soil Pollution and Environmental Damage Control Sub-Directorate shall have the tasks to plan, implement the technical policy, to monitor and control, soil pollution and environmental damage, and compose/prepare technical guidelines and a technical assistance provision system for soil pollution and environmental damage control.

The Small-Scale Activities Impact(s)-control Sub-Directorate shall have the tasks to plan, implement the technical policy, to monitor and control the small-scale activities impact(s) and compose/prepare technical guidelines and a technical assistance provision system for the Small-scale activities Impact control.

## Article 11

The Domestic Waste Control Sub-Directorate shall have the tasks to plan, implement the technical policy, to monitor and control domestic waste, and compose/prepare technical guidelines and a technical assistance provision-system for domestic waste management.

## Article 12

- (1) In order to implement the tasks as referred to in Article 8, Article 9, Article 10 and Article 11, the Water Pollution Control Sub-Directorate, the Soil Pollution and Environmental Damage Control Sub-Directorate, the Small-Scale Activities Impact control Sub-Directorate and the Domestic Waste Control Sub-Directorate shall respectively subordinate Functional Manpower Groups.
- (2) The Functional Manpower Groups as referred to in paragraph (1) shall have the task to conduct functional activities in their respective fields, in accordance with their expertise.
- (3) A Functional Manpower group, in implementing its tasks, shall be headed by a senior Functional Official, appointed by the Head of the Directorate.
- (4) The number of Functional Manpower shall be determined on the basis of the work load, in accordance with the requirement, and can be divided into several Sub-groups.
- (5) The kinds and hierarchy of this functional position shall be regulated in accordance with the effective legislative regulations.

## Article 13

The Administration Sub-Department shall have the task to provide administrative services to all units within the Water and Soil Pollution Control Directorate, and shall be directly responsible to the Head of the Directorate.

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ND PART

THE SEA-AND AIR POLLUTION CONTROL DIRECTORATE

Article 14

The Sea-and Air Pollution Control Directorate shall have the tasks to prepare the formulation of the technical policy, to implement the work program(s) and to evaluate the implementation thereof, and to conduct cross-sectoral and regional cooperation in sea-, air- and noise pollution control.

Article 15

In order to implement the tasks as referred to in Article 14, the Sea-and Air Pollution Control Directorate shall have the functions of :

- a. composing/preparing, managing and developing a sea-, air- and noise pollution control program;
- b. composing/preparing technical guidelines on sea-, air- and noise pollution control;
- c. composing/preparing considerations/material/recommendations in the framework of licensing for waste disposal into the sea, and stipulating air waste- and noise quality standards;
- d. composing/preparing cross-sectoral and regional cooperation programs in sea-, air- and noise pollution control;
- e. monitoring and enforcing the legal provisions on sea-, air- and noise pollution control;
- f. implementing administration.

Article 16

The Sea-and Air Pollution Control Directorate shall consist of :

- a. The Sea Pollution Control Sub-Directorate;
- b. The Air Pollution Control Sub-Directorate;
- c. The Coastal/Beach Pollution Control Sub-Directorate;
- d. The Administration Sub-Department.

Article 17

The Sea Pollution Control Sub-Directorate shall have the tasks to plan, implement the technical policy, to monitor and control sea pollution, and compose/prepare technical guidelines and a technical assistance provision system for sea pollution.

Article 18

The Air Pollution Control Sub-Directorate shall have the tasks to plan, implement the technical policy, to monitor and control air - and noise pollution, and compose/prepare technical guidelines and a technical assistance provision system for air- and noise pollution.

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#### Article 19

The Coastal/Beach Pollution Control Sub-Directorate shall have the tasks to plan, implement the technical policy, to monitor and control coastal/beach pollution, and compose/prepare technical guidelines and a technical assistance provision system for coastal/beach pollution.

#### Article 20

- (1) In order to implement the tasks as referred to in Article 17, Article 18 and Article 19, the Sea Pollution Control Sub-Directorate, the Air Pollution Control Sub-Directorate, and the Coastal/Beach Pollution Control Sub-Directorate, shall respectively subordinate a Functional Manpower Group.
- (2) The Functional Manpower groups as referred to in Paragraph (1) shall have the task to implement functional activities in their respective fields, in accordance with their expertise.
- (3) A Functional Manpower Group, in implementing its task, shall be managed by a senior Functional Official, appointed by the Head of the Directorate.
- (4) The number of Functional Manpower shall be determined on the basis of the work load, in accordance with the requirement, and can be divided into several Sub-Groups.
- (5) The kind and hierarchy of this functional position shall be regulated in accordance with the effective legislative regulations.

#### Article 21

The Administration Sub-Department shall have the task to provide administrative services to all units within the Sea-, Air- and Coastal/Beach Pollution control Directorate and shall be directly responsible to the Head of the Directorate.

#### THIRD PART

#### THE DANGEROUS-AND TOXIC MATERIAL WASTE MANAGEMENT DIRECTORATE

#### Article 22

The Dangerous - and Toxic Material Waste Management Directorate shall have the tasks to prepare the technical policy, formulation, to implement the work program(s) and to evaluate the implementation thereof, and to conduct a cross-sectoral-and regional cooperation in dangerous - and toxic material waste management.

#### Article 23

In order to implement the tasks as referred to in Article 22, the Dangerous - and Toxic Material Waste Management Directorate shall have the functions of :

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- a. composing/preparing, managing and developing a dangerous - and toxic material waste management program;
- b. composing/preparing technical guidelines on dangerous - and toxic material waste management;
- c. composing/preparing consideration material/recommendations, in the framework of determining the location(s), technology and operation of dangerous-and toxic material-waste disposal facilities;
- d. developing an emergency response system;
- e. composing/preparing a cross-sectoral-and regional cooperation program in dangerous-and toxic material waste management;
- f. monitoring and enforcing the legal provisions on dangerous-and toxic material waste management;
- g. implementing administration.

#### Article 24

The Dangerous-and Toxic Material Waste Management Directorate shall consist of :

- a. The Dangerous-and Toxic Material Waste Sub-Directorate;
- b. The Emergency Response Sub-Directorate;
- c. The Administration Sub-Department.

#### Article 25

The Dangerous-and Toxic Material Waste Sub-Directorate shall have the tasks to plan, implement the technical policy, to monitor and control dangerous-and toxic material waste, and to compose/prepare technical guidelines, and a technical assistance provision system for dangerous-and toxic material waste management.

#### Article 26

The Emergency Response Sub-Directorate shall have the tasks to plan, implement the technical policy, to monitor and develop an emergency response system, to compose/prepare technical guidelines, and technical assistance provision to develop an emergency response system.

#### Article 27

- (1) In order to implement the tasks as referred to in Article 25 and Article 26, the Dangerous - and Toxic Material Waste Sub-Directorate and the Emergency Response Sub-Directorate, shall respectively subordinate a Functional Manpower Group.
- (2) The Functional Manpower Groups as referred to in paragraph (1) shall have the task to implement functional activities in their respective fields, in accordance with their expertise.

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- (3) A Functional Manpower group, in implementing its task, shall be managed by a senior Functional official, appointed by the Head of the Directorate.
- (4) The number of Functional Manpower shall be determined on the basis of the work-load, in accordance with the requirement, and can be divided into several Sub-Groups.
- (5) The kind and hierarchy of this functional position shall be regulated in accordance with the effective legislative regulations.

#### Article 28

The Administration Sub-Department shall have the task to provide administrative services to all units within the Dangerous-and Toxic Material Waste Management Directorate, and shall be directly responsible to the Head of the Directorate.

### CHAPTER III

#### DEPUTY FOR DEVELOPMENT

#### Article 29

The Deputy for Development shall have the task to implement a part of the tasks and functions of BAPEDAL in the development, control and monitoring of Analyses on Environmental Impact (AMDAL), the technical promotion of the capability to control pollution, development of reference laboratories, and processing of data and information on environmental pollution.

#### Article 30

In implementing the task(s) as referred to in article 29, the Deputy for Development shall conduct the functions of :

- a. implementing the development of a system on - and application of AMDAL;
- b. monitoring the implementation of AMDAL, and preparing an evaluation on important impacts of activities in various fields, and environmental quality changes;
- c. preparing approval decrees on activities having an important impact on the environment;
- d. implementing the technical promotion of the capability to control environmental pollution, and monitoring environmental pollution;
- e. developing reference laboratories in the framework of environmental pollution control;
- f. implementing the compilation and processing of data and information on environmental pollution;
- g. implementing other tasks as determined by the Head.

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Article 31

The Deputy for Development, Control and Monitoring Directorate :

- a. The AMDAL Development, Control and Monitoring Directorate;
- b. The Technical Promotion Directorate;
- c. The Reference Laboratories, Development and Data Processing Directorate.

THE AMDAL DEVELOPMENT, CONTROL AND MONITORING DIRECTORATE

The AMDAL Development, Control and Monitoring Directorate has the task of preparing the formulation of the technical policy, implementing the working program and evaluating its implementation as well as conducting a cross sectoral and regional cooperation program. The AMDAL Development, Control and Monitoring Directorate can be divided into several sub groups.

To implement the tasks referred to in Article 32, the AMDAL Development, Control and Monitoring Directorate has the function of capability:

- a. composing managing and developing the AMDAL program;
- b. identifying projects to monitor AMDAL and prepare the draft of the agreement decision on activities which have an important impact on the environment;
- c. monitoring and evaluating the important impact, in various fields, and the change of environmental quality;
- d. composing the cross sectoral and regional cooperation program. In composing the AMDAL technical assistance;
- e. monitoring and upholding the legal provision in the application of AMDAL;
- f. implementing the administration of the technical assistance.

Article 34

The AMDAL Development, Control and Monitoring Directorate consists of :

- a. The AMDAL Program Promotion Sub-Directorate;
- b. The AMDAL Evaluation and Supervision Sub-Directorate;
- c. The Administration Sub Department.

Article 35

The AMDAL Program Promotion Sub Directorate has the task of composing the program, preparing the arrangement and guidance of AMDAL.

#### Article 36

The AMDAL Evaluation and Supervision Sub Directorate has the task of evaluating and supervising the implementation and application of AMDAL, and upholding the legal provisions of AMDAL.

#### Article 37

- (1) To carry out the tasks as referred to in Article 35 and Article 36, the AMDAL Program Promotion Sub Directorate and the AMDAL Evaluation and Supervision Sub Directorate, respectively subordinates the Functional Manpower group.
- (2) The Functional Manpower group as referred to in Paragraph (1), has the function to implement the functional activities in the respective fields in line with their expertise.
- (3) The Functional Manpower Group in implementing its tasks is led by the Senior Functional Manpower appointed by the Head of the AMDAL Development, Control and Monitoring Directorate.
- (4) The number of the Functional Manpower is determined based on the work load in accordance with the need and can be divided into several Sub groups.
- (5) The type and hierarchy of the functional position is arranged in line with the legislative regulations in force.

#### Article 38

The Administration Sub Department has the task of providing administrative services to all Units in the AMDAL Development, Control, and Monitoring Directorate and be directly responsible to Head of the Directorate.

#### FIFTH PART

#### TECHNICAL PROMOTION DIRECTORATE

#### Article 39

The Technical Promotion Directorate has the task of planning and implementing the improvement of the technical capability in the field of pollution control and environmental monitoring, improvement in the capability to carry out the AMDAL to develop a system of incentives for activities in controlling pollution and in carrying out cross sectoral and regional cooperation in the field of technical promotion.

#### Article 40

To implement the tasks as referred to in Article 39, the Technical Promotion Directorate has the function :

- a. to standardize the training curriculum guidelines in the field of environmental impact control;
- b. to carry out the program of increasing the technical capability in the field of pollution control and environmental monitoring;

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- to increase the implementation of MDAL capability;
- d. to develop a system of incentives for the pollution control activities;
- e. to develop the cross sectoral and regional cooperation program in the field of technical promotion;
- f. to carry out training activities in the field of environmental impact control;
- g. to carry out the administrative

Article 41

The Technical Promotion Directorate consists of:

- a. The Cross Sectoral and Regional Cooperation Sub Directorate;
- b. The Training Sub Directorate;
- c. The Incentive System Development Sub Directorate;
- d. The Administrative Sub Directorate.

Article 42

The Cross Sectoral and Regional Cooperation Sub Directorate has the task of planning and implementing cross sectoral and regional cooperation in the framework of the technical promotion of capability to control environmental impact.

Article 43

The Training Sub Directorate has the task of planning, standardizing, the training curriculum guidelines and to carry out training activities in the field of environmental impact control.

Article 44

The Incentive System Development Sub Directorate has the task of planning, developing the Incentive System policy and monitoring the incentive system implementation in the field of environmental impact control.

Article 45

- (1) To carry out the task as referred to in Article 42, Article 43 and Article 44, the Cross Sectoral and Regional Cooperation Sub Directorate, the Training Sub Directorate and the Incentive System Development Sub Directorate, respectively subordinates the Functional Manpower Group.
- (2) The Functional Manpower Group as referred to in Paragraph (1), has the task of implementing the functional activities in the respective fields in line with their expertise.

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- (3) The Functional Manpower Group in implementing their task is led by the Senior Functional Manpower who is appointed by the Head of the Technical Promotion Directorate.
- (4) The number of Functional Manpower is determined based on the work load in line with the need and can be divided into several Sub Groups.
- (5) The types and hierarchy of this functional position is arranged in line with the legislative regulations in force.

#### Article 46

The Administration Sub Department has the task of providing administrative services to all units in the Technical Promotion Directorate and is directly responsible to the head of the Directorate.

#### SIXTH PART

#### THE REFERENCE LABORATORY AND DATA PROCESSING DEVELOPMENT DIRECTORATE

#### Article 47

The Reference Laboratory and Data Processing Development Directorate has the task of implementing the development of the reference laboratory and data processing and the information system development in the field of the environmental impact control.

#### Article 48

The Reference Laboratory and Data Processing Development Directorate has the function:

- a. to develop the reference laboratory in the framework of the environmental impact control;
- b. to collect data and information on environmental impact;
- c. to carry out the administration.

#### Article 49

The Reference Laboratory and Data Processing Development Directorate consists of :

- a. The Reference Laboratory system Development Sub Directorate;
- b. The Information system and Environmental Quality Evaluation Development Sub Directorate;
- c. The Administration Sub Department.

#### Article 50

The Reference Laboratory system Development Sub Directorate has the task to develop the laboratory system and the environmental quality reference laboratory.

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#### Article 51

The Information system and Environmental Quality Evaluation Development Sub Directorate has the task to develop the information system and the composing of reports on the environmental quality development.

#### Article 52

- (1) To carry out the tasks as referred to in Article 50 and Article 51, the Reference Laboratory system development Sub Directorate and the Information system Development and Environmental Quality Evaluation Sub Directorate, respectively subordinates the Functional Manpower Group.
- (2) The Functional Manpower Group as referred to in Paragraph (1) has the task to conduct functional activities in the respective fields in line with their expertise.
- (3) The Functional Manpower Group carrying out its task is led by the Senior Functional Manpower appointed by the Head of the Directorate.
- (4) The number of the Functional Manpower is determined based on the work load in line with the needs and can be divided into several Sub Groups.
- (5) The types and hierarchy of the functional position is arranged in line with legislative regulation in force.

#### Article 53

The Administration Sub Department has the task to provide administrative services to all units in the Reference Laboratory and Data processing Development Directorate and is directly responsible to the Head of the Directorate.

#### CHAPTER IV

#### SEVENTH PART

#### SECRETARIAT

#### Article 54

The Secretariat has the task to assist the Head in implementing the promotion and general administrative services to support the implementation of the principal task and function of BAPEDAL.

#### Article 55

To carry out the task as referred to in Article 54, the Secretariat has the function:

- a. to prepare the promotion plan and general administrative services;
- b. to carry out the administrative activities;
- c. to carry out legal assistance and public relations;
- d. to carry out other tasks determined by the Head.

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#### Article 56

The Secretariat's subordinates :

- a. the Administration Department;
- b. the legal and Public Relations Department.

#### Article 57

The Administration Department has the task to conduct personnel affairs, financial affairs, correspondence and supply affairs.

#### Article 58

To carry out the task as referred to in Article 57, the Administration Department has the function :

- a. to carry out planning, procurement, transfer and employees' welfare affairs;
- b. to carry out budget composition, payment and financial accountability affairs;
- c. to carry out correspondence, supply affairs.

#### Article 59

The Administration Department consists of :

- a. The Personnel Sub Department;
- b. The Financial Sub Department;
- c. The General Affairs Sub Department.

#### Article 60

- (1) The Personnel Sub Department has the task to prepare the plan on the employees' needs, recruitment of employees, transfers and the employees' welfare.
- (2) The Financial Sub Department has the task to carry out the composition of the budget plan, carry out payments and financial accountability.
- (3) The General Affairs Sub Department has the task to carry out correspondence activities, filing, documentation and supply.

#### Article 61

The Legal and Public Relation Department has the task to carry out legal assistance and public relations.

#### Article 62

To carry out the task as referred to Article 61, the Legal Affairs and Public Relations Department has the function :

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- a. to provide legal assistance and prepare the draft of legal products;
- b. to carry out public relation activities.

Article 63

The Legal and Public Relations Department consists of :

- a. Legal Sub Department,
- b. Public Relations Sub Department.

Article 64

- (1) The Legal Sub Department has the task to carry out Legal Assistance and prepare legal products.
- (2) The Public Relations Sub Department has the task to promote the communication efforts in the field of environmental impact control through the mass media and community groups and carrying out protocol and service travels affairs.

CHAPTER V

WORKING PROCEDURE

Article 65

- (1) All elements in BAPEDAL in implementing their task are obliged to apply the principle of coordination, integration, and synchronization, both in BAPEDAL itself and in the relationship between the government agencies for the sake of unity in movement in line with their task.
- (2) In implementing its task the BAPEDAL receives promotion and directives from the Minister who is responsible for the field of managing the life environment.

Article 66

Each management of an organizational unit within the BAPEDAL is responsible for leading and coordinating its respective subordinates and provides guidance and directives for the implementation of the tasks of the subordinates.

Article 67

- (1) Each element of management of an organizational unit or work unit in the BAPEDAL is obliged to submit a periodic report to its superior on the implementation of the task entrusted to him.
- (2) Each report received by the management of an organizational unit from his subordinate, must be processed and used as material to compose subsequent reports and to provide directives to the subordinates.
- (3) Each submitted report must be copied and given to other officials who functionally have a working relationship.

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#### Article 68

In the framework of coordination and the provision of guidance to the subordinates, each management of organizational units must hold periodic meetings.

#### Article 69

- (1) The Functional Manpower Group of the respective Directorate in carrying out its daily task shall be directly responsible to the Head of the Sub Directorate.
- (2) The Functional Manpower Group in carrying out its task as referred to in Paragraph (1), shall technically receive the guidance from the Head of the Sub Directorate. While in the administrative field shall obtain the services from the Administration Sub Departments of the respective Directorates.

#### Article 70

The Head of the Administration Sub Department of the respective Directorates in carrying out his task shall technically be responsible to the Head of the Directorate and administratively to the Secretary.

#### Article 71

Each element of management of an organizational unit is obliged to supervise his respective subordinates and in case of a deviation, he should take the necessary measures in line with the legislative regulation in force.

#### CHAPTER VI

#### CLOSING PROVISION

#### Article 72

The amendment of the organizational structure and the working procedure according to this Decree shall be determined by the Head of the BAPEDAL after obtaining a written approval from the Minister responsible in the field of the efficient utilization of the State Apparatus and the Minister/State Secretary.

#### Article 73

This Decree shall become effective as of the date of its establishment.

Stipulated at :: J A K A R T A  
On : December 31, 1990

HEAD OF THE AGENCY FOR ENVIRONMENTAL  
IMPACT CONTROL BOARD

sgd.

EMIL SALIM

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