

**THE EXEMPTION FROM IMPORT DUTY ON  
THE IMPORT OF PARENT STOCKS AND SEEDS FOR THE ESTABLISHMENT AND  
DEVELOPMENT OF FARMING, BREEDING, OR FISHERY INDUSTRY**  
(Regulation of the Minister of Finance Number 105/PMK.04/2007 dated September 5, 2007)

THE MINISTER OF FINANCE,

Considering:

That In order to execute provision of Article 26 paragraph (1) letter e of Law Number 10 Year 1995 regarding Customs, already amended by Law Number 17 Year 2006, it is necessary to stipulate a regulation of the Minister of Finance regarding the Entrance Customs Dispensation on the Breed Import and Seed from the Establishment and Development of Farming, Breeding and Fishery Industry;

In view of:

1. Law Number 10 Year 1995 (***BN No. 5812 pages 19A-20A and so on***) regarding Customs (Statute Book of Republic of Indonesia Year 1995 Number 75, Supplement to Statute Book Number 3612) as already amended by Law Number 17 Year 2006 (***BN No. 7476 pages 23A-27A and so on***) (Statute Book of Republic of Indonesia Year 2006 Number 93, Supplement to Statute Book Number 4661);
2. Presidential Decree Number 20/P Year 2005 (***BN No. 7297 pages 29A-30A***);

D E C I D E S :

To stipulate:

**THE REGULATION OF THE MINISTER OF FINANCE REGARDING THE EXEMPTION FROM IMPORT DUTY ON THE IMPORT OF PARENT STOCKS AND SEEDS FOR THE ESTABLISHMENT AND DEVELOPMENT OF FARMING, BREEDING, OR FISHERY INDUSTRY.**

**Article 1**

Referred to in this regulation of the Minister of Finance as:

- (1) Parent Stocks and Seeds are all kinds of imported plantation and animals to be bred furthermore to establish and develop industry in the farming, breed-

ing, or fishery fields, including the plantation and forestry which is stipulated by the related technical institution.

- (2) Minister is a Minister of Finance of the Republic of Indonesia.
- (3) Director General is the Director General of Customs and Excise.
- (4) Anybody is individual or statutory body

**Article 2**

- (1) The import of parent stocks and seed shall be exempt from import duty.
- (2) The exemption as referred to in paragraph (1) shall be given to anybody undertaking the breeding for the development in farming, plantation, forestry, breeding, or fishery fields.

**Article 3**

The import of parent stocks and seeds for the need of research shall be only exempt from import duty if the research is executed by research institutions or other institutions already obtaining recommendation from the related technical institution.

**Article 4**

- (1) To obtain the exemption from import duty on the import of parent stocks and seeds, the, the importer as referred to in Articles 2 and 3 shall submit application to the Minister through the Director General.
- (2) Based on the application as referred to in paragraph (1), the Director General on behalf of the Minister approves or turns down the application for exemption from Import duty.

(3) In case of the application for the exemption from import duty as referred to in paragraph (1) being approved, the Director General on behalf of the Minister shall issue a decision on the exemption from import duty by specifying the amount, type, and the estimated value of excise on parent stocks and seeds exempt from the import duty as well as the appointed port for customs clearance.

(4) In case of the application for exemption from the import duty as referred to in paragraph (1) being denied, the Director General on behalf of the Minister shall issue a letter of notification about the denial of the application to the importer by mentioning reason for rejecting.

#### Article 5

(1) The application submitted by the importer as referred to in Article 2 shall enclose:

- a. deed of the establishment of company and business license from the related Institution;
- b. Taxpayer Code Number (NPWP) and validation as taxable entrepreneur;
- c. Import declaration of parent stocks and seeds and/or recommendation from the related institution;
- d. Certificate of the health of plants or animals from the country of origin;
- e. Details of quantity, kinds and estimated customs value of parent stocks and seeds which will be imported as well as port for customs clearance.

(2) The application submitted by research institutions or other institutions already obtaining the recommendation as referred to in Article 3 shall enclose:

- a. Import declaration of parent stocks and seeds and/or recommendation from the related institution;
- b. Certificate of the health of plants or animals from the country of origin;
- c. Details of quantity, kinds and estimated customs value of parent stocks and seeds which will be imported as well as port for customs clearance.

#### Article 6

In connection with the exemption from import duty as referred to in Article 4 paragraph (3), if the goods imported by the importer or research institutions or other institutions already securing the recommendation from the related technical institution do not suitable to the quantity, type, and/or specification of the goods mentioned in the decision on the exemption from import duty, the difference shall be subject to collection of import duty.

#### Article 7

In case the imported parent stocks and seeds as referred to in Articles 2 and 3 do not suitable to the purpose of the exemption from import duty, the importer or research institution or other institution already securing the recommendation from the related technical institution, shall be obliged to pay import duty and be liable to administrative sanctions in accordance with the provisions in force.

#### Article 8

Following the enforcement of this regulation, Decree of the Minister of Finance Number 135/KMK.05/2007 shall be revoked and declared null and void.

#### Article 9

This regulation of Minister of Finance shall come into force for 30 (thirty) days as from the date of stipulation.

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

Stipulated in Jakarta

On September 5, 2007

THE MINISTER OF FINANCE,

sgd.

SRI MULYANI INDRAWATI

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