

WATER RESOURCES COUNCIL

(Presidential Regulation No. 12 Year 2008, dated February 26, 2008)

WITH THE BLESSING OF THE ONE AND ONLY GOD
THE PRESIDENT OF THE REPUBLIC OF INDONESIA,

Considering:

- a. that in order to exercise provisions of Article 86 sub-article (4) Law No. 7 Year 2004 concerning Water resources, and to integrate the interests of various sectors, regions and stakeholders in the management of water resources, it is necessary to exercise coordination by a Water Resources Council;
- b. that based on the consideration meant in letter a, it is necessary to stipulate a Presidential Regulation concerning the Water Resources Council;

In view of:

1. Article 4 sub-article (1) of the Constitution of 1945 Constitution (*BN No. 7152 pages 14A-23A*);
2. Law No. 7 Year 2004 (*BN No. 7097 pages 16A-32A and so on*) concerning Water Resources (Statute Book of the Republic of Indonesia Year 2004 No. 32, Supplement to Statute Book of the Republic of Indonesia No. 4377);

D E C I D E S :

To Stipulate:

THE PRESIDENTIAL REGULATION CONCERNING WATER RESOURCES COUNCIL.

CHAPTER I

GENERAL PROVISIONS

Article 1

In this Presidential Regulation, what is meant by:

1. Water Resources Council is a coordination forum for the management of water resources consisting of National Water Resources Council or other names, Provincial Water Resources Council or other names and Regency/City Water Resources Council or other names;
2. National Water Resources Council hereinafter referred to as National SDA Council is a coordination forum for the management of water resources at nation level;
3. Provincial Water Resources Council or other names hereinafter referred to as Provincial SDA Council is a coordination forum for the management of water resources at province level;
4. Regency/City Water Resources Council or other names hereinafter referred to as Regency/City SDA Council is a coordination forum for the management of water resources at regency/city level;
5. Minister is the minister having a scope in the field of water resources matters;
6. National water resources policy is a direction/action taken by the Government to achieve the purpose of the management of water resources;
7. Water resources management is an effort in the planning, performance, monitoring, and evaluation of the performance of water resources conservation, use of water resources, and control of water destructive forces.
8. Government elements are representatives of government agencies, provincial government and regency/city government.
9. Non-government elements are representatives of user groups and water resources business enterprises, and Customs (adat) Community Institutions and water resources environment conservers;
10. Strategy are steps comprising indicative programs to materialize the vision and missions;
11. Program is a policy instrument consisting of one or more activities executed by government agencies/institutions to achieve goals and purposes, or community activities coordinated by government agencies.

CHAPTER II
ESTABLISHMENT

Article 2

- (1) In order to perform coordination in the management of water resources at nation level, a National SDA Council is formed.
- (2) The formation of the National SDA Council referred to in sub-article (1) is stipulated with a Presidential Regulation.

Article 3

- (1) In order to perform coordination in the management of water resources at provincial level, a Provincial SDA Council is formed.
- (2) The formation of the Provincial SDA Council referred to in sub-article (1) is stipulated with a decision of the Governor.

Article 4

- (1) In order to perform coordination in the management of water resources at regency/city level, a Regency/City SDA Council is formed.
- (2) The formation of the Regency/City SDA Council referred to in sub-article (1) is stipulated with a decision of the Regent/Mayor.

CHAPTER III
POSITION, DUTY, AND FUNCTIONS

Part One

National SDA Council

Article 5

- (1) The National SDA Council resides in the capital of the Unitary State of the Republic of Indonesia.
- (2) The National SDA Council is non-structural in nature, reports to and responsible directly to the President.

Article 6

The National SDA Council referred to in Article 5 has the duties to assist the President in matters of:

- a. Compilation and formulation of national policy and strategy in the management of water resources;
- b. Provision of considerations for the determination of river basin and ground water basin;
- c. Monitoring and evaluation of the performance of follow-ups of the stipulation of river basins and ground water basins, and proposing changes to river basins and ground water basins stipulation; and
- d. compilation and formulation of policies in the management of hydrology, hydrometeorology, and hydrogeology information system at national level.

Article 7

To execute the duties referred to in Article 6, the National SDA Council performs coordination functions in the management of water resources through:

- a. consultation with related parties for blending and integrating policies and to achieve an understanding and synchronization of interests between sectors, regions and owners.
- b. Monitoring and evaluation of the performance of national water resources management.
- c. consultation with related parties for the provision of considerations for the stipulation of river basins and ground water basins.
- d. consultation with related parties for the cohesiveness of policies on hydrology, hydrometeorology, and hydrogeology system; and
- e. monitoring and evaluation of the execution of policies on hydrology, hydrometeorology, and hydrogeology information system at national level.

Article 8

In the performance of duties referred to in Article 6, the National SDA Council is obliged to submit written reports to the President at least two (2) times annually.

Part Two

Provincial SDA Council

Article 9

- (1) The Provincial SDA Council resides in the provincial capital.
- (2) The Provincial SDA Council is non-structural in nature, reports to and is responsible directly to the Governor

Article 10

The Provincial SDA Council referred to in Article 9 has the duty to assist the Governor in the coordination of water resources management through:

- a. Compilation and formulation of policy and strategy in management of provincial water resources based on the National SDA Council policy by observing the interest of surrounding provinces;
- b. Compilation of provincial water resources management program;
- c. Compilation and formulation of policy in the management of hydrology, hydrometeorology, and hydrogeology information system at province level by observing national level policy in the management of hydrology, hydrometeorology, and hydrogeology information system;
- d. monitoring and evaluation of the performance of follow-ups of the stipulation of river basins and ground water basins, and proposing changes to river basins and ground water basins stipulation; and

Article 11

To execute the duties referred to in Article 10, Provincial SDA Council perform coordination functions through:

- a. consultation with related parties for policy synchronization and to achieve a common understanding between sectors, regions and owners of interests in the management of water resources at provincial level;
- b. integration and synchronization of interests between sectors, regions and owners in the management of water resources at provincial level;
- c. monitoring and evaluation of the performance of water resources management policies at provincial level;
- d. consultation with related parties for the cohesiveness of policies on hydrology, hydrometeorology, and hydrogeology system at provincial level; and
- e. monitoring and evaluation of the execution of policies on hydrology, hydrometeorology, and hydrogeology system at provincial level

Article 12

In the performance of duties referred to in Article 6, the Provincial SDA Council is obliged to submit written reports to the Governor at least two (2) times annually with a copy to the National SDA Council.

Part Three

Regency/City SDA Council

Article 13

- (1) The Regency/City SDA Council resides in the capital of the regency/city.
- (2) The Regency/City SDA Council is non-structural in nature, reports to and is responsible directly to the Regent/Mayor.

Article 14

The Regency/City SDA Council referred to in Article 13 has the duty to assist the Regency/city in the coordination of water resources management through:

- a. Compilation and formulation of policy and strategy in the management of water resources in the regency/city based on the Provincial SDA Council policy by observing the interest of surrounding regency/city;
- b. Compilation of water resources management program of the regency/city;
- c. Compilation and formulation of policy in the management of hydrology, hydrometeorology, and hydrogeology information system at regency/city level by observing province level policy in the management of hydrology, hydrometeorology, and hydrogeology information system; and
- d. monitoring and evaluation of the performance of follow-ups of the stipulation of river basins and ground water basins, and proposing changes to river basins and ground water basins stipulation.

Article 15

To execute the duties referred to in Article 10, Regency/City SDA Council perform coordination functions through:

- a. consultation with related parties for policy synchronization and to achieve a common understanding between sectors, regions and owners of interests in the management of water resources at regency/city level;
- b. integration and synchronization of interests between sectors, regions and owners in the management of water resources at regency/city level;.
- c. monitoring and evaluation of the performance of water resources management policies at regency/city level;

- d. consultation with related parties for the cohesiveness of policies on hydrology, hydrometeorology, and hydrogeology information system at regency/city level; and
- e. monitoring and evaluation of the execution of policies on hydrology, hydrometeorology, and hydrogeology information system at regency/city level;

Article 16

In the performance of duties referred to in Article 14, the Regency/City SDA Council is obliged to submit written reports to the Regent/Mayor at least two (2) times annually with a copy to the National SDA Council and Provincial SDA Council.

CHAPTER IV

ORGANIZATION COMPOSITION AND WORK MECHANISM

Part One

National SDA Council

Paragraph 1

Organization Composition, Membership, Commissioning and Dismissal

Article 17

- (1) The organization composition of National SDA Council consists of:
 - a. Chairman concurrently as member;
 - b. Daily Chairman concurrently as member; and
 - c. Members.
- (2) National SDA Council Chairman is held by the Coordinating Minister in the field of Economy.
- (3) National SDA Council Daily Chairman is held by a Minister

(4) Membership of National SDA Council referred to in sub-article (1) originates from government and non-government elements in a balanced number based on the principle of representation.

Article 18

(1) National SDA Council membership originating from government elements covers:

- a. Coordinating Minister in the field of Economy;
- b. Minister/Head of Body in the field of National Development Planning;
- c. Minister in the field of water resources;
- d. Minister in the field of home affairs;
- e. Minister in the field of living environment;
- f. Minister in the field of agriculture;
- g. Minister in the field of health;
- h. Minister in the field of forestry;
- i. Minister in the field of transportation;
- j. Minister in the field of industries;
- k. Minister in the field of energy and mineral resources;
- l. Minister in the field of ocean and fishery;
- m. Minister in the field of research and technology;
- n. Minister in the field of national education;
- o. Head of Body in the field of meteorology and geophysics;
- p. Head of Institution in the field of science; and
- q. Representatives of the regional government.

(2) Representatives of the regional government referred to in sub-article (1) letter q consist of:

- a. Two (2) Governors representing the Western part of Indonesia;
- b. Two (2) Governors representing the Central part of Indonesia; and
- c. Two (2) Governors representing the Eastern part of Indonesia;

(3) The selection and commissioning of the representatives of the regional governments referred to in sub-article (1) letter q is made by the Coordinating Minister in the field of Economy as National SDA Council Chairman based on a consideration of the Minister of Home Affairs ;

(4) Membership of the Governors in the representation of the regional governments referred to in sub-article (2) is stipulated to be by turns for a term of two (2) years.

(5) National SDA Council membership originating from non-government elements at national level can consist of the following elements:

- a. organization/association of water users for farming;
- b. organization/association of drinking water business enterprises;
- c. organization/association of industry water user;
- d. organization/association of fishery water users;
- e. organization/association of water resources conservation;
- f. organization/association of water resources users for electricity;
- g. organization/association of water resources users for transportation;
- h. organization/association of water resources users for tourism/sport;
- i. organization/association of water resources users for mining;
- j. organization/association of business performers in the field of forestry; and
- k. organization/association of controllers of water destructive power.

Article 19

(1) National SDA Council members originating from non-government elements are commissioned and discharged by the President on the proposal of the organization/association group it represented.

- (2) Proposal for National SDA Council members from non-government elements referred to in sub-article (1) is made through a democratic selection mechanism.
- (3) Selection of National SDA Council members from non-government elements is made at least six (6) months before the expiration of office term of National SDA Council member from non-government elements.
- (4) The performance of the selection referred to in sub-article (2) shall be facilitated by National SDA Council Secretariat.

Article 20

- (1) National SDA Council membership from non-government elements is for an office term of five (5) years.
- (2) During the membership term referred to in sub-article (1), it is authorized to make a replacement if the member concerned:
 - a. resigns;
 - b. passed away;
 - c. prevented permanently from performing his duty for at least one (1) year;
 - d. is stated guilty committing crime based on a court's judgment having a permanent legal power; or
 - e. withdrawn by the element represented.

Paragraph 2

Work Mechanism

Article 21

- (1) National SDA Council holds a meeting at least once in three (3) months.
- (2) The National SDA Council meeting referred to in sub-article (1) shall be chaired by the National SDA Council Chairman and attended by the members.
- (3) In the event the National SDA Council Chairman is prevented from attending, the National SDA Council meeting shall be chaired by the National SDA Council Daily Chairman.

- (4) In the performance of the meeting, the National SDA Council may invite resource persons from government agencies, universities, Community Self Institution (LSM), or the community concerned.
- (5) The meeting order and decision making procedure of the National SDA Council shall be regulated further by the Chairman of the National SDA Council.

Article 22

- (1) The National SDA Council Chairman has the authority to:
 - a. stipulate National SDA Council work plan
 - b. stipulate meeting order and decision making procedure of the National SDA Council;
 - c. lead the National SDA Council meeting in accordance with provisions of meeting order and decision making procedure; and
 - d. stipulate decisions based on results of National SDA Council.
- (2) The National SDA Council Daily Chairman has the duties to:
 - a. perform coordination and consultation between sectors, regions and interest owners in water resources management;
 - b. perform the duties of National SDA Council Chairman in the event the National SDA Council Chairman is prevented from attending;
 - c. coordinate the compilation and formulation of policy and strategy in the management of water resources; and
 - d. coordinate the compilation and formulation of policy in the management of hydrology, hydrometeorology, and hydrogeology information system at national level.

Article 23

- (1) In the performance of duty, National SDA Council may be assisted by a working team consisting of experts in the field of water resources management.
- (2) The working team referred to in sub-article (1) is formed by the Chairman of the National SDA Council.
- (3) The working team referred to in sub-article (1) has the duty to:
- perform studies on issues or problems assigned by National SDA Council for the its settlement; and
 - assist the preparation of policy draft for discussion material of the National SDA Council.

Paragraph 3

National SDA Council Secretariat

Article 24

- (1) To assist the duties of the National SDA Council, a Secretariat of the National SDA Council shall be formed.
- (2) The National SDA Council Secretariat referred to in sub-article (1) has the duties to:
- support the performance of duty and functions of the National SDA Council;
 - facilitate the procurement of experts / resource persons required by the National SDA Council;
 - perform secretarial administration;
 - perform finance administration; and
 - facilitate the performance of selection of council members from non-government elements.

Article 25

Nurturance of National SDA Council Secretariat shall be further regulated by a Minister Regulation.

Part Two

Provincial SDA Council

Paragraph 1

Organization Composition, Membership, Commissioning and Discharge

Article 26

- (1) The organization composition of Provincial SDA Council consists of:
- Chairman concurrently as member;
 - Daily Chairman concurrently as member; and
 - Members.
- (2) Provincial SDA Council Chairman is held by the Governor.
- (3) Provincial SDA Council Daily Chairman is held by the Head of an Agency/Service.
- (4) Members of Provincial SDA Council may be grouped in several commissions, except the Chairman and Daily Chairman.
- (5) Membership of Provincial SDA Council referred to in sub-article (1) originates from government and non-government elements in a balanced number based on the principle of representation.

Article 27

- (1) Provincial SDA Council membership originating from government elements consist of representatives of Agencies/Services related with water resources covering:
- Agency in the field of planning in the region;
 - Agency/Service in the field of water resources;
 - Agency/Service in the field of living environment;
 - Agency/Service in the field of agriculture;

e. Agency.

- e. Agency/Service in the field of health;
 - f. Agency/Service in the field of forestry;
 - g. Agency/Service in the field of transportation;
 - h. Agency/Service in the field of industries;
 - i. Agency/Service in the field of mining;
 - j. Agency/Service in the field of ocean and fishery;
 - k. Agency/Service in the field of education;
 - l. Technical Agency/Service in the field of meteorology and geophysics;
- (2) Provincial SDA Council membership originating from non-government elements at provincial level can consist of the following elements:
- a. organization/association of cultural (adat) community;
 - b. organization/association of water users for farming;
 - c. organization/association of drinking water business enterprises;
 - d. organization/association of industry water users;
 - e. organization/association of fishery water users;
 - f. organization/association of water resources conservation;
 - g. organization/association of water resources users for electricity;
 - h. organization/association of water resources users for transportation;
 - i. organization/association of water resources users for tourism/sport;
 - j. organization/association of water resources users for mining;
 - k. organization/association of business performers in the field of forestry; and
 - l. organization/association of controllers of water destructive power.

Article 28

- (1) Provincial SDA Council members originating from non-government elements are commissioned and discharged by the Governor on the proposal of the organization/association group it represented.
- (2) Proposal for Provincial SDA Council members from non-government elements referred to in sub-article (1) is made through a democratic selection mechanism.
- (3) Selection of Provincial SDA Council members from non-government elements is made at least six (6) months before the expiration of office term of Provincial SDA Council member from non-government elements.
- (4) The performance of the selection referred to in sub-article (2) shall be facilitated by Provincial SDA Council Secretariat.

Article 29

- (1) Provincial SDA Council membership from non-government elements is for an office term as of five (5) years.
- (2) During the membership term referred to in sub-article (1), it is authorized to make a replacement if the member concerned:
 - a. resigns;
 - b. passed away;
 - c. prevented permanently from performing his duty for at least one (1) year;
 - d. is stated guilty committing crime based on a court's judgment having a permanent legal power;
 - e. withdrawn by the element represented.

Paragraph 2

Work Mechanism

Article 30

- (1) Provincial SDA Council holds a meeting at least once in three (3) months.

- (2) The Provincial SDA Council meeting referred to in sub-article (1) shall be chaired by the Provincial SDA Council Chairman and attended by the members.
- (3) In the event the Provincial SDA Council Chairman is prevented from attending, the Provincial SDA Council meeting shall be chaired by the Provincial SDA Council Daily Chairman.
- (4) In the performance of the meeting, the Provincial SDA Council may invite resource persons from government agencies, universities, Community Self Institution (CSM), or the community concerned.
- (5) The meeting order and decision making procedure of the Provincial SDA Council shall be regulated further by the Chairman of the Provincial SDA Council.

Article 31

- (1) Provincial SDA Council Chairman has the authority to:
 - a. stipulate Provincial SDA Council work plan;
 - b. stipulate meeting order and decision making procedure of the Provincial SDA Council;
 - c. lead the Provincial SDA Council meeting in accordance with provisions of meeting order and decision making procedure; and
 - d. stipulate decision based on results of Provincial SDA Council.
- (2) Provincial SDA Council Daily Chairman has the duties to:
 - a. perform coordination and consultation between sectors, regions and interest owners in water resources management;
 - b. perform the duties of Provincial SDA Council Chairman in the event the Provincial SDA Council Chairman is prevented from attending;
 - c. coordinate the compilation and formulation of policy and strategy in the management of water resources; and

- d. coordinate the compilation and formulation of policy in the management of hydrology, hydrometeorology, and hydrogeology information system at provincial level.

Paragraph 3

Provincial SDA Council Secretariat

Article 32

- (1) To assist the duties of the Provincial SDA Council, a Secretariat of the Provincial SDA Council shall be formed.
- (2) The Provincial SDA Council Secretariat referred to in sub-article (1) has the duties to:
 - a. support the performance of duty and functions of Provincial SDA Council;
 - b. facilitate the procurement of experts/resource persons required by the Provincial SDA Council;
 - c. perform secretarial administration;
 - d. perform finance administration; and
 - e. facilitate the performance of selection of council members from non-government elements.

Part Three

Regency/City SDA Council

Paragraph 1

Organization Composition, Membership, Commissioning and Discharge

Article 33

- (1) The organization composition of Regency/City SDA Council consists of:
 - a. Chairman concurrently as member;
 - b. Daily Chairman concurrently as member; and
 - c. Members.

- (2) Regency/City SDA Council Chairman is held by the Regent/Mayor.
- (3) Regency/City SDA Council Daily Chairman is held by the Head of an Agency / Service.
- (4) Members of Regency/City SDA Council may be grouped in several commissions, except the Chairman and Daily Chairman.
- (5) Members of Regency/City SDA Council referred to in sub-article (1) originates from government and non-government elements in a balanced number based on the principle of representation.

Article 34

- (3) Regency/City SDA Council membership originating from government elements consist of representatives of Agencies/Services related with water resources covering:
- a. Agency in the field of planning in the region;
 - b. Agency/Service in the field of water resources;
 - c. Agency/Service in the field of living environment;
 - d. Agency/Service in the field of agriculture;
 - e. Agency/Service in the field of health;
 - f. Agency/Service in the field of forestry;
 - g. Agency/Service in the field of transportation;
 - h. Agency/Service in the field of industries;
 - i. Agency/Service in the field of mining;
 - j. Agency/Service in the field of ocean and fishery; and
 - k. Agency/Service in the field of education;
- (2) Regency/City SDA Council membership originating from non-government elements at regency/city level can consist of the following elements:
- a. organization/association of cultural (adat) community;
 - b. organization/association of water users for farming;
 - c. organization/association of drinking water business enterprises;
 - d. organization/association of industry water users;
 - e. organization/association of fishery water users;
 - f. organization/association of water resources conservation;
 - g. organization/association of water resources users for electricity;
 - h. organization/association of water resources users for transportation;
 - i. organization/association of water resources users for tourism/sport;
 - j. organization/association of water resources users for mining;
 - k. organization/association of business performers in the field of forestry; and
 - l. organization/association of controllers of water destructive power.

Article 35

- (1) Regency/City SDA Council members originating from non-government elements are commissioned and discharged by the Regent/Mayor on the proposal of the organization/association group it represented.
- (2) Proposal for Regency/City SDA Council members from non-government elements referred to in sub-article (1) is made through a democratic selection mechanism.
- (3) Selection of Regency/City SDA Council members from non-government elements is made at least six (6) months before the expiration of office term of Regency/City SDA Council member from non-government elements.
- (4) The performance of the selection referred to in sub-article (2) shall be facilitated by Regency/City SDA Council Secretariat.

Article 36

- (1) Regency/City SDA Council membership from non-government elements is for an office term as of five (5) years.
- (2) During the membership term referred to in sub-article (1), it is authorized to make a replacement if the member concerned:
 - a. resigns;
 - b. passed away;
 - c. prevented permanently from performing his duty for at least one (1) year;
 - d. is stated guilty committing crime based on a court's judgment having a permanent legal power;
 - e. withdrawn by the element represented.

Paragraph 2

Work Mechanism

Article 37

- (1) Regency/City SDA Council holds a meeting at least once in three (3) months.
- (2) The Regency/City SDA Council meeting referred to in sub-article (1) shall be chaired by the Regency/City SDA Council Chairman and attended by the members.
- (3) In the event the Regency/City SDA Council Chairman is prevented from attending, the Regency/City SDA Council meeting shall be chaired by the Regency/City SDA Council Daily Chairman.
- (4) In the performance of the meeting, the Regency/City SDA Council may invite resource persons from government agencies, universities, Community Self Institution (LSM), or the community concerned.
- (5) The meeting order and decision making procedure of the Regency/City SDA Council shall be regulated further by the Chairman of the Regency/City SDA Council.

Article 38

- (1) Regency/City SDA Council Chairman has the authority to:
 - a. stipulate Regency/City SDA Council work plan;
 - b. stipulate meeting order and decision making procedure of the Regency/City SDA Council;
 - c. lead the Regency/City SDA Council meeting in accordance with provisions of meeting order and decision making procedure; and
 - d. stipulate decisions based on results of Regency/City SDA Council.
- (2) Regency/City SDA Council Daily Chairman has the duties to:
 - a. perform coordination and consultation between sectors and interest-owners in water resources management;
 - b. perform the duties of Regency/City SDA Council Chairman in the event the Regency/City SDA Council Chairman is prevented from attending;
 - c. coordinate the compilation and formulation of policy and strategy in the management of water resources; and
 - d. coordinate the compilation and formulation of policy in the management of hydrology, hydrometeorology, and hydrogeology information system at regency/city level.

Paragraph 3

Regency/City SDA Council Secretariat

Article 39

- (1) To assist the duties of the Regency/City SDA Council, a Secretariat of the Regency/City SDA Council shall be formed in accordance with provisions of statutory regulation.

- (2) The Regency/City SDA Council Secretariat referred to in sub-article (1) has the duties to:
- a. support the performance of duty and functions of Regency/City SDA Council;
 - b. facilitate the procurement of experts/resource persons required by the Regency/City SDA Council;
 - c. perform secretarial administration;
 - d. perform finance administration; and
 - e. facilitate the performance of selection of council members from non-government elements.

CHAPTER V
WORK RELATIONSHIP BETWEEN
WATER RESOURCES COUNCIL

Article 40

- (1) Work relationship between National SDA Council, Provincial SDA Council, and Regency/City SDA Council is coordinative and consultative in nature.
- (2) The work relationship that is coordinative and consultative in nature referred to in sub-article (1) covers matters between administrative regions, inter-sector interests, or national interest issues.
- (3) In the performance of duties referred to in Article 6, National SDA Council is authorized to request for inputs from Provincial SDA Council and/or Regency/City SDA Council.
- (4) In the performance of duties referred to in Article 10 and Article 14, Provincial SDA Council and/or Regency/City SDA Council may request for considerations from National SDA Council.

CHAPTER VI
FUNDING
Article 41

- (1) Funding of National SDA Council operations is borne on the State Income and Expenditure Budget (APBN).

- (2) Funding of Provincial SDA Council operations is borne on the Income and Expenditure Budget of the Province (APBD).
- (3) Funding of Regency/City SDA Council operations is borne on the Income and Expenditure Budget of the Regency/City (APBD).

CHAPTER VII
TRANSITIONAL PROVISIONS

Article 42

- (1) Before the National SDA Council is established, the performance of duties and functions in the management of water resources at national level shall be performed by the Water Resources Management Coordination Team (TKPSA) as established by Presidential Decree No. 123 Year 2001 which had been amended by Presidential Decree No. 83 Year 2002.
- (2) The performance of duty and functions of TKPSA referred to in sub-article (1) related with the compilation and formulation of policy and strategy of water resources management had to be executed by including representatives of the community related with water resources management.

Article 43

- (1) Before the Provincial SDA Council or Regency/City SDA Council is established in accordance with this Presidential Regulation, the performance of duties and functions in the coordination of water resources management at provincial level or regency/city level shall be performed by the Water Regulating Committee or other coordination forums.

- (2) The performance of duty and functions of the Water Regulating Committee or the other coordination forum referred to in sub-article (1) related with the compilation and formulation of policy and strategy of water resources management had to be executed by including representatives of the community related with water resources management.
- (3) Statutory regulations related with the Water Regulating Committee or other coordination forums referred to in sub-article (2) at provincial level or regency/city level should be conformed two (2) years at the latest after this Presidential Regulation is stipulated.

Article 44

- (1) In the event the Secretariat of National SDA Council is not yet formed, the performance of selection referred to in Article 19 sub-article (4) shall be carried out by the Selection Team of members of the National SDA Council.
- (2) The Selection Team referred to in sub-article (1) shall be stipulated by the Daily Chairman of Water Resources Management Coordination Team (TKPSA) referred to in Article 42.

Article 45

- (1) In the event the Secretariat of Provincial SDA Council or Regency/City SDA Council is not yet formed, the performance of selection referred to in Article 28 sub-article (4) and Article 35 sub-article (4) shall be carried out by the Selection Team of members of the Provincial SDA Council or Regency/City SDA Council.
- (2) The Selection Team referred to in sub-article (1) is stipulated by the Governor or Regent/Mayor.

**CHAPTER VIII
CLOSING PROVISIONS**

Article 46

In a period of one (1) year from the stipulation of this Presidential Regulation, National SDA Council should have been established.

Article 47

This Presidential Regulation comes to effect from the date of stipulation.

Stipulated in Jakarta
On February 26, 2008

THE PRESIDENT OF THE REPUBLIC OF INDONESIA,

Sgd

DR. H. SUSILO BAMBANG YUDHOYONO

—==(D)—==