

GOVERNMENT ANNOUNCEMENT / REGULATION REGISTRATION OF PESTICIDE FOR EXPORT

(Decree of the Minister of Agriculture No.273/Kpts/SR.140/4/2008, dated April 3, 2008)

WITH THE BLESSING OF THE ONE AND ONLY GOD,
THE MINISTER OF AGRICULTURE,

Considering:

- a. that a number of countries states their interest to import pesticides that are registered in Indonesia with particular requirements;
- b. that application for registration for three (3) types of pesticides has been submitted and are being evaluated and deemed to have complied with the requirements stipulated for pesticides specially for export;
- c. that based on the foregoing, it is deemed necessary to register all pesticides for export;

In view of:

1. Law No.12 Year 1992 (*BN No. 5267 pages 1A-4A and so on*) concerning Plants Cultivation System (Statute Book of the Republic of Indonesia No.46, Supplement to Statute Book of the Republic of Indonesia No.3478);
2. Law No.23 Year 1992 (*BN No. 5320 pages 16A and so on*) concerning Health (Statute Book of the Republic of Indonesia Year 1992 No.100, Supplement to Statute Book of the Republic of Indonesia No.3495);
3. Law no.23 Year 1997 (*BN No. 6092 pages 19A-21A and so on*) concerning Living Environmental Management (Statute Book of the Republic of Indonesia Year 1997 No.68, Supplement to Statute Book of the Republic of Indonesia No.3699);
4. Law No.8 Year 1999 (*BN No. 6321 pages 1A-7A and so on*) concerning Consumer Protection Year 1999 No.42, Supplement to Statute Book of the Republic of Indonesia No.3821);
5. Government Regulation No.7 Year 1973 concerning Supervision of Circulation, Storage and Use of Pesticides (Statute Book of the Republic of Indonesia Year 1973 No.12);
6. Government Regulation No.6 Year 1995 concerning Plants Protection (Statute Book of the Republic of Indonesia Year 1995 No.12, Supplement to Statute Book of the Republic of Indonesia No.3586);
7. Government Regulation No.74 Year 2001 concerning Management of Hazardous and Toxic Substances (Supplement to Statute Book of the Republic of Indonesia Year 2001 No.138, Supplement to Statute Book of the Republic of Indonesia No.4153);
8. Government Regulation No.49 Year 2002 concerning Tariff of State Non-Tax Income Applicable at the Department of Agriculture (Statute Book of the Republic of Indonesia Year 2002 No.92, Supplement to Statute Book of the Republic of Indonesia No.4224) in conjunction with Government Regulation No.7 Year 2004 (Statute Book of the Republic of Indonesia Year 2004 No.14, Supplement to Statute Book of the Republic of Indonesia No.4362);
9. Presidential Decree No.187/M Year 2004 concerning Establishment of Indonesia Bersatu Cabinet;
10. Presidential

10. Presidential Regulation No. 9 Year 2005 (*BN No. 7182 pages 2A-23A*) (concerning Capacity, Duty, Function, Organizational Structure and Working Procedure of the State Ministry of the Republic of Indonesia in conjunction with Presidential Regulation No.62 Year 2005;
11. Presidential Regulation No.10 Year 2005 concerning Organizational Unit and Duty of Echelon I of the State Ministry of the Republic of Indonesia;
12. Regulation of the Minister of Agriculture No.299/Kpts/OT.140/7/2005, concerning Organizational Structure and Working Procedure of the Department of Agriculture;
13. Regulation of the Minister of Agriculture No. 341/Kpts/OT.140/7/2005 concerning Organizational Wholeness and Working Procedure of the Department of Agriculture;
14. Regulation of the Minister of Agriculture No.07/Permentan/SR.140/2/2007 concerning Terms and Procedure for Registration of Pesticides;
15. Regulation of the Minister of Agriculture No.42/Permentan/SR.140/2/2007 (*BN No. 7582 pages 5A-14A*) concerning Supervision of Pesticides;
16. Decision of the Minister of Agriculture No.319/Kpts/OT.160/5/2006, concerning Commission for Pesticides;

With due observance of:

Consideration of the Commission for Pesticides in its letter No.235/Kompes/2008, dated March 19, 2008;

DECIDES:

To stipulate:

DECISION OF THE MINISTER OF AGRICULTURE CONCERNING REGISTRATION OF PESTICIDES FOR EXPORT.

Article 1

- (1) In line with the provisions in Article 22 of Regulation of the Minister of Agriculture No.07/Permentan/SR.140/2/2007, concerning Terms and Procedure for Registration of Pesticides, three (3) applications re-submitted for permanent license for pesticides for export as set forth in column 2 have been granted permanent license in the name of the holder of registration as referred to in column 5 in Attachment to this Decision.
- (2) The permanent license referred to in paragraph (1) is valid for five (5) years, effective as of the date this Regulation is issued.
- (3) The pesticides referred to in paragraph (1) based on the data and information provided in the application for registration that contain active substance such as referred to in column 2 and having a kind of formula as set forth in column 3 in the Attachment to this Decision.
- (4) Re-registration of pesticides as referred to in Article 1, must be submitted in writing within 90 (ninety) working days prior to expiry of the license referred to in paragraph (1).

Article 2

The holder of registration referred to in Article 1 paragraph (1) shall be obliged to:

- a. guarantee the quality of the pesticides based on the data and information stated in the application for registration;
- b. guarantee the media, wrap and label of the pesticides in accordance with Regulation of the Minister of Agriculture No.07/Permentan/SR.140/2/2007 concerning the Terms and Procedure for Registration of Pesticides and/or other applicable provisions;

- c. submit annual report on the implementation of its pesticides export to the Minister of Agriculture cq. Permits and Investment Center.

Article 3

For certain purposes based on request for import, the Minister of Agriculture may consider any change of name, media and label of pesticides as referred to in Article 1 paragraph (1).

Article 4

The registration referred to in Article 1 paragraph (1) may be revoked if:

- the pesticides are not in line with the data and information in the application for registration;
- the pesticides are proven to have hazard potential to human health and the environment which was unknown

before;

- the pesticides are circulated and/or used domestically, and/or violating the provision of the prevailing statutory regulation;
- the holder of registration fails to submit report on the implementation of its pesticides export within two (2) years consecutively.

Article 5

This decree takes effect on the date it is stipulated.

Stipulated in Jakarta

On April 3, 2008

THE MINISTER OF AGRICULTURE

Sgd.

ANTON APRIYANTONO

ATTACHMENT TO DECISION OF THE MINISTER OF AGRICULTURE NO. 273/Kpts/SR.140/4/2008

No.	Name of Pesticides and Active Substance and its Content	Type of Formula	Name of Holder of Registration	Registration Number
1.	EXPORT PESTICIDES RE-REGISTRATION BAYGON 0,2 MC d-aletrin: 0,2 MC	Solid Circle	PT Johnson Home Hygiene Products	RI. 161/3-2008/T/E
2.	RAYGON 0,3 MC d-aletrin: 0,3%	Solid Circle	PT Johnson Home Hygiene Products	RI. 160/3-2008/T/E
3.	FUMAKILLA VAPE 0,20 d-aletrin: 0,20%	Solid Circle	PT Fumakilla Indonesia	RI.82/3-2008/T/E

Stipulated in Jakarta

On April 3, 2008

THE MINISTER OF AGRICULTURE

Sgd.

ANTON APRIYANTONO

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