

STIPULATION OF SURVEYOR AS PERFORMER OF VERIFICATION OR TECHNICAL TRACING OF RICE IMPORT AND EXPORT

(Decree of the Minister of Trade No. 336/M-DAG/KEP/4/2008 dated April 23, 2008)

WITH THE BLESSING OF THE ONE AND ONLY GOD
THE MINISTER OF TRADE OF THE
REPUBLIC OF INDONESIA,

Considering:

- a. that in the framework of exercising Article 11 sub-article (3) of R.I. Trade Minister Regulation No. 12/M-DAG/PER/4/2008 concerning Provisions on the Import and Export of Rice, it is necessary to stipulate surveyors as performers of verification or technical tracing of rice import and export.
- b. that based on the consideration referred to in letter a, it is necessary to stipulate a decree of the Minister of Trade;

In view of:

1. Presidential Decree No. 260 Year 1967 concerning Confirmation of the Mission and Responsibility of the Trade Minister in the Area of Overseas Trade;
2. Presidential Decree No. 187/M Year 2005 (**BN No. 7128 pages 30A-31A**) concerning the Establishment of the United Indonesia Cabinet, which had been amended by Presidential Decree No. 171/M Year 2005;
3. Presidential Regulation No. 9 Year 2005 (**BN No. 7182 pages 2A-23A**) concerning Position, Mission, Functions, Organization Structure, and Work Procedure of State Ministries of the Republic of Indonesia, which had been amended several times lastly by Presidential Regulation No. 94 Year 2006;

4. Presidential Regulation No. 10 Year 2005 concerning Organization Units and Mission of First Echelon Officials of State Ministries of the Republic of Indonesia, which had been amended several times lastly by R.I. Presidential Regulation No. 17 Year 2007;
5. Decree of the Minister of Industries and Trade No. 558/MPP/Kep/12/1998 (**BN No. 6252 pages 10A-12A and so on**) concerning General Provisions in the Area of Export, which had been amended several times lastly by Trade Minister Regulation No. 01/M-DAG/PER/1/2007;
6. Regulation of the Minister of Trade No. 01/M-DAG/PER/1/2005 concerning Organization and Work Procedure of the Trade Department which had been amended several times lastly by Trade Minister Regulation No. 34/M-DAG/PER/8/2007;
7. Regulation of the Minister of Trade No. 12/M-DAG/PER/7/2007 (**BN No. 7484 pages 30A-32A**) concerning Provisions on Rice Import and Export;

With due observance on:

1. Letter of PT. Sucofindo (Persero) President Director No. 0245/DRU-IV/PII/2008 dated April 14, 2008 concerning Application to be Appointed as Surveyor Acting as Performer of Verification or Technical Tracing of Rice Import and Export;
2. Letter of PT. Surveyor Indonesia President Director No. Srt-020/PDR-IV/TFS/2008 dated April 14, 2008 concerning Application to be appointed as Surveyor Acting as Performer of Verification or Technical Tracing of Rice Import and Export.

DECIDES:

To stipulate:

FIRST:

PT. Sucofindu (Persero) and PT. Surveyor Indonesia as Performers of Verification or Technical Tracing on the Import and Export of Rice.

SECOND:

The Surveyors referred to in FIRST dictum have the following duties:

1. to perform verification or technical tracing of rice import covering data or information on:
 1. country of origin of rice loading;
 2. rice specification consisting of tariff post or HS number and description of rice;
 3. type and volume of rice;
 4. breakage level (if required);
 5. time of shipment;
 6. port of destination.
 7. gift / donation certificate (particularly for donation rice);
 8. country of origin/institution granting the donation (particularly for donation rice);
 9. name and address of rice exporter in the country of origin of rice loading; and
 10. name and address of importer in Indonesia.
2. to perform verification or technical tracing of rice export covering data or information on:
 - a. country of origin of rice loading;
 - b. rice specification consisting of tariff post or HS number and description of rice;
 - c. type and volume of rice;

d. breakage level (if required);

e. time of shipment;

f. country and port of destination of the rice export;

g. name and address of rice importer in the country of rice export destination; and

h. name and address of exporter in Indonesia.

3. issue Surveyor Report (LS) based on data / information obtained from the result of document checks and physical checks on the rice to be imported or exported;
4. print the Surveyor Report (LS) referred to in number 3 on security paper in two (2) languages, i.e. Indonesian and English containing the result of the verification or technical tracing of rice import and export;
5. appoint officers as verifiers and an official granted the authority to sign the Surveyor Report (LS) completed with a signature specimen of the related official, and to submit it to the Director General of Foreign Trade and the Director General of Customs and Excise; and
6. submit report in writing on activities of the verification or technical tracing of rice import and export it performed each month to the Director General of Foreign Trade, attn. the Director of Import and the Director of Export of Farming and Forestry Products on the 15th of the following month.

THIRD:

The verification or technical tracing referred to in Dictum TWO is performed on rice referred to in Trade Minister Regulation No. 12/M-DAG/PER/4/2008 concerning Provisions on Rice Import and Export

FOURTH:

FOURTH:

Any delay or other errors in the issuance of a Surveyor Report (LS) due to the negligence of the surveyor, either on purpose or not, shall be the responsibility of the Surveyor in accordance with provisions applicable in the International Federation of Inspection Agency / IF/A).

FIFTH:

On the performance of the verification or technical tracing of rice import and export, the surveyor is authorized to collect fee for services provided to the importer or exporter, the amount there-of is determined by observing the principle of benefit.

SIXTH:

All costs spent related with the execution of the verification or technical tracing of rice import and export shall be the responsibility of the Surveyor.

SEVENTH:

The stipulation of the Surveyors referred to in Dictum FIRST does not eliminate the authority of the Trade Minister to revoke, replace and add other Surveyors as performers of the verification or technical tracing of rice import and export.

EIGHTH:

Required technical provisions related with the execution of this Decision shall be stipulated with a Decision of the Foreign Trade Director General, Trade Department.

NINTH:

This Decision commences to become effective from the date of stipulation.

Stipulated in Jakarta

On April 23, 2008

THE MINISTER OF TRADE Sgd

MARI ELKA PANGESTU

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