

REGENT OF BLORA, CENTRAL JAVA PROVINCE

# REGIONAL REGULATION OF BLORA REGENCY NUMBER 12 OF 2022

ON

# AMENDMENTS TO REGIONAL REGULATION NUMBER 18 OF 2017 CONCERNING THE PROVISION OF INCENTIVES AND EASE OF INVESTMENT

# BY THE GRACE OF GOD ALMIGHTY

## **REGENT OF BLORA**,

Considering : a. that the provision of incentives and ease of investment is one of the driving factors for increasing regional economic growth in line with the state's goal to advance general welfare in order to build a conducive and sustainable investment ecosystem

- b. that in order to encourage the participation of the community and the private sector in regional development, it is necessary to provide incentives and facilities to the community and/or investors;
- c. that with the enactment of Government Regulation Number 24 of 2019 concerning the Provision of Investment Incentives and Facilities in the Regions, the Regional Regulation of Blora Regency Number 18 of 2017 concerning the Provision of Incentives and the Provision of Investment Facilities needs to be amended and adjusted;
- d. that based on the considerations referred to in letter a, letter b and letter c, it is necessary to establish a Regional Regulation on Amendments to Regional Regulation Number 18 of 2017 concerning Provision of Investment Incentives and Facilities;

Observing : 1. Article 18 paragraph (6) of the Constitution of the Republic of Indonesia Year 1945;

- 2. Law Number 13 of 1950 concerning the Establishment of Regency Areas within the Province of Central Java (State Gazette dated August 8, 1950) as amended by Law Number 9 of 1965 concerning the Establishment of Level II Batang Areas by amending Law Number 13 of 1950 concerning the Establishment of Regency Areas within the Province of Central Java (State Gazette of the Republic of Indonesia of 1965 Number 52, Supplement to the State Gazette of the Republic of Indonesia Number 2757);
- 3. Law Number 23 of 2014 concerning Local Government (State Gazette of the Republic of Indonesia of 2014 Number 244, Supplement to the State Gazette of the Republic of Indonesia Number 5587) as amended by Law Number 11 of 2020 concerning Job Creation (State Gazette of the Republic of Indonesia of 2021 Number 245, Supplement to the State Gazette of the Republic of Indonesia Number 6573);
- 4. Law Number 1 of 2022 concerning Financial Relations Between the Central Government and Regional Governments (State Gazette of the Republic of Indonesia of 2022 Number 4, Supplement to the State Gazette of the Republic of Indonesia Number 6757);
- Government Regulation Number 24 of 2019 concerning the Provision of Investment Incentives and Facilities in the Regions (State Gazette of the Republic of Indonesia of 2019 Number 63, Supplement to the State Gazette of the Republic of Indonesia Number 6330);
- Regional Regulation of Blora Regency Number 18 of 2017 concerning the Provision of Investment Incentives and Facilities (Regional Gazette of Blora Regency of 2017 Number 18, Supplement to the Regional Gazette of Blora Regency Number 18);

### With the Joint Approval

## REGIONAL PEOPLE'S REPRESENTATIVE COUNCIL OF BLORA REGENCY

and

### BLORA REGENTS HAS DECIDED:

To Issue

: REGIONAL REGULATION ON AMENDMENTS TO REGIONAL REGULATION NUMBER 18 OF 2017 CONCERNING THE PROVISION OF INCENTIVES AND EASE OF INVESTMENT.

### Article I

Some provisions in the Regional Regulation of Blora Regency Number 18 of 2017 concerning the Provision of Investment Incentives and Facilities (Regional Gazette of Blora Regency of 2017 Number 18, Supplement to the Regional Gazette of Blora Regency Number 18) are amended as follows:

1. The provisions of number 8, number 9, number 10 and number 11 of Article 1 are amended, so that Article 1 reads as follows:

### Article 1

In this Regional Regulation, what is meant by:

- 1. The Region is Blora Regency.
- 2. The Regional Government is the Regent as the organizing element of the Regional Government who leads the implementation of government affairs which are the authority of the autonomous Region.
- 3. The Regent is the Regent of Blora.
- 4. Regional Apparatus is an auxiliary element of the Regent and Regional People's Representative Council in the administration of government affairs which are the authority of the Region.
- 5. Investment is all forms of investment activities both by domestic investors and foreign investors to do business in the territory of the Republic of Indonesia.

- 6. Investors are individuals or business entities that make investments which can be in the form of domestic investors and foreign investors.
- 7. One-Stop Integrated Service, hereinafter abbreviated as PTSP, is an integrated service in a unified process starting from the application stage to the stage of completing service products through one door.
- 8. Micro Enterprises are productive businesses owned by individuals and/or individual business entities that meet the criteria for Micro Enterprises as stipulated in Government Regulation Number 7 of 2021 concerning the Ease, Protection and Empowerment of Micro, Small and Medium Enterprises.
- 9. Small Business is a productive economic business that stands alone, carried out by individuals or business entities that are not subsidiaries or branches of companies owned, controlled, or become part either directly or indirectly of Medium Enterprises or Large Enterprises that meet the criteria for Small Businesses as stipulated in Government Regulation Number 7 of 2021 concerning Facilities Protection
- 10. Medium Enterprises are productive economic businesses that stand alone, carried out by individuals or business entities that are not subsidiaries or branches of companies owned, controlled, or become part either directly or indirectly of Small Businesses or Large Businesses with total net worth or annual sales proceeds as stipulated in Government Regulation Number 7 of 2021 concerning Convenience, Protection and Empowerment of Micro, Small and Medium Enterprises.
- 11. A cooperative is a business entity consisting of a person or cooperative legal entity by basing its activities on the cooperative principle as well as a people's economic movement based on the principle of kinship.

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- 12. Regional tax is a mandatory contribution to the region owed by an individual or entity that is coercive based on the Law, with no direct compensation and used for regional purposes for the greatest prosperity of the people.
- 13. Regional Levy is a Regional levy as payment for certain services or permits specifically provided and/or granted by the Regional Government for the benefit of private persons or entities.
- 14. Incentive is fiscal policy support from Regional Governments to Investors in order to increase Investment in the Regions.
- 15. Provision of Facilities is the provision of non-fiscal facilities from the Regional Government to Investors to facilitate every investment activity in order to encourage an increase in Investment in the Regions.
- 2. The provisions of Article 3 are amended to read as follows:

- Certain types of businesses or certain activities that can be prioritized to receive incentives and/or facilities consist of:
  - a. micro, small enterprises and cooperatives;
  - b. required undertakings with partnerships;
  - c. business for which capital ownership is required;
  - d. required undertakings with specific locations; and
  - e. required business with special licensing.
  - f. open business in the context of investment that prioritizes regional excellence;
  - g. businesses that have obtained investment facilities from the Central Government; and/or
  - h. other businesses in accordance with the provisions of laws and regulations.

- (2) The types of businesses or investment activities as referred to in paragraph (1) include the following business fields:
  - a. mining;
  - b. agriculture;
  - c. plantation;
  - d. forestry;
  - e. farm;
  - f. industry; and
  - g. tourism.
- (3) Further provisions regarding certain types of businesses or certain activities as referred to in paragraph (1) are regulated in the general plan of investment.
- 3. The provisions of Article 4 are amended to read as follows:

Incentive gift and/or Facilities gift

are provided to the Community and/or Investors who meet the following criteria:

- a. give contribution for increase in people's income;
- b. absorbing local labor;
- c. use mostly local resources;
- d. give contribution for improvement of public services;
- e. give contribution deep Product Improvements gross regional domestic;
- f. environmentally sound and sustainable;
- g. conducting business activities in accordance with national and/or regional priority programs;
- h. infrastructure development;
- i. transfer technology;
- j. conducting pioneer industries;
- k. export-oriented;
- carry out research, development, and innovation activities;
- m. partner with Micro Enterprises, Small Businesses, or Cooperation; and/or

- n. industries that use capital goods, machinery, or equipment produced domestically.
- 4. The provisions of Article 6 are amended to read as follows:

The criteria for absorbing local labor as referred to in Article 4 letter b is the number of jobs in the area that have been filled which is reflected in the large number of working regional residents.

5. The provisions of Article 11 are amended to read as follows:

#### Article 11

The criteria for conducting business activities in accordance with national and/or regional priority programs as referred to in Article 4 point g are a set of priority programs specifically related to the achievement of national and/or regional development targets that have been outlined in national and/or regional development plan documents.

6. The provisions of Article 15 are amended to read as follows:

Article 15

Export-oriented criteria as referred to in Article 4 letter k are businesses that have the aim of accelerating the industrialization process in the Regions by exporting goods that have competitive advantages.

7. The provisions of paragraph (1) of Article 19 are amended so that Article 19 reads as follows:

### Article 19

- (1) Provision of Incentives in the form of:
  - a. Reduction, Lightness or Waivers of local taxes;
  - b. Reduction Lighteness or Waivers of Regional levies;
  - c. provision of capital assistance to micro enterprises,

small, and/or cooperatives in the Regions;

- assistance for research and development for micro, small, and/or cooperative enterprises in the Regions;
- e. assistance for vocational training facilities for micro, small, and/or cooperative enterprises in the regions; and/or
- f. Low loan interest.
- (2) Provisions regarding procedures for providing incentives as referred to in paragraph (1) shall be regulated in the Regent Regulation.
- 8. The provisions of Article 20 are amended to read as follows:

#### Article 20

The provision of facilities can take the form of:

- a. provision of data and information on investment opportunities;
- b. provision of facilities and infrastructure;
- c. facilitation of land or location provision;
- d. provision of technical assistance;
- e. Simplification and acceleration gift licensing through PTSP;
- f. ease of access to marketing of production products;
- g. ease of direct investment in construction;
- h. ease of investment in strategic areas stipulated in laws and regulations that have the potential for regional development;
- i. providing comfort and security investing in the Region;
- j. ease of certification and standardization process in accordance with the provisions of laws and regulations;
- k. ease of access to ready-made and skilled labor;
- l. ease of access to raw material supply; and/or
- m. Facilitation of promotion in accordance with regional authorities.
- 9. The provisions of Article 25 are amended to read as follows:

- Ease Facilities in the form of simplification and acceleration of licensing as referred to in Article 20 letter e is carried out through Regional Apparatus that organizes government affairs in the field of PTSP.
- (2) PTSP as referred to in paragraph (1) is carried out to shorten the time, at a low cost, procedures appropriately and quickly, supported by *an online information system*.
- 10. Between Article 25 and Article 26 are inserted 7 (seven) articles namely Article 25A, Article 25B, Article 25C, Article 25D, Article 25E, Article 25F, and Article 25G so as to read as follows:

#### Article 25A

- (1) Providing easy access to marketing of production products as referred to in Article 20 letter f is carried out through the provision of information related to marketing of production products in the form of:
  a. kinds;
  b. methods; and
  - c. strategies.
- (2) Provision of ease as referred to in paragraph (1) is guided by the provisions of laws and regulations.

### Article 25B

Provision of ease investment in strategic areas stipulated in laws and regulations that have the potential for regional development as referred to in Article 20 letter h is directed to areas that have been determined by the spatial plan.

#### Article 25C

The provision of comfort and security of investing in the area as referred to in Article 20 letter i is carried out through;

a. enforcement of laws and regulations;

- b. political and social stability;
- c. institutional accountability; and
- d. disaster mitigation.

### Article 25D

Provision of ease of certification and standardization process in accordance with the provisions of laws and regulations as referred to in Article 20 letter j is carried out in accordance with the authority owned by the Region.

### Article 25E

Providing easy access to ready-to-use and skilled labor as referred to in Article 20 letter k is carried out through the provision of data and information related to readyto-use and skilled labor in the Regions.

### Article 25F

Providing easy access to raw material supply as referred to Article 20 letter l is carried out through the provision of data and information related to the availability of raw material supply in the Regions.

### Article 25G

- The provision of promotion facilitation in accordance with regional authorities as referred to in Article 20 letter m is carried out through the provision of strategic places in public infrastructure.
- (2) Public infrastructure as referred to in paragraph (1) includes:
  - a. bus station;
  - b. airports;
  - c. railway station; and
  - d. Other public infrastructure set by the Regent.
- 11. Between Article 28 and Article 29 is inserted 1 (one) article namely Article 28A so that it reads as follows:

### Article 28A

Providing incentives to investors is adjusted to the financial capacity of the Region.

## Article II

This Regional Regulation shall enter into force on the date of promulgation.

In order for everyone to know about it, ordered the promulgation of this Regional Regulation with its placement in the Regional Gazette of Blora Regency.

Issued in Blora on December 30, 2022

THE REGENT OF BLORA,

Stamp Signature.

ARIEF ROHMAN

Enacted in Blora On December 30, 2022

REGIONAL SECRETARY OF BLORA REGENCY,

Stamp Signature.

KOMANG GEDE IRAWADI

REGIONAL GAZETTE OF BLORA REGENCY IN 2022 NUMBER 12

NOREG RULESAREA REGENCY BLORA, PROVINSI CENTRAL JAVA : (12-372/2022)

True to the original Head of Legal Section of Setda Kab. Blora,



Ditandatangani secara elektronik oleh:

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Slamet Setiono, Shaw, MM NIP. 19770111 200501 1 006



This document has been electronically signed using **Electronic Certificate** which is in

terbitkan BSrE (Balai Sertifikasi Elektronik).

#### ТОР

#### ELUCIDATON OF

## REGULATION OF THE BLORA REGENCY NUMBER 12 YEAR 2022

#### ON

# AMENDMENTS TO REGIONAL REGULATION NUMBER 18 OF 2017 CONCERNING THE PROVISION OF INCENTIVES AND EASE OF INVESTMENT

#### I. COMMON

Article 278 Law Number 23 Year 2014 concerning Regional Government as amended several times most recently by Law Number 11 of 2020 concerning Job Creation states that to encourage the participation of the Community and the private sector in regional development, Regional Governments can provide incentives and/or facilities to the Community and/or Investors regulated in regional regulations guided by the provisions of laws and regulations. In that regard, Government Regulation Number 24 of 2019 concerning the Provision of Investment Incentives and Facilities in the Regions has also been promulgated, where the Government Regulation regulates the criteria and forms of Providing Incentives and / or Providing Facilities. Providing incentives by local governments in the form of fiscal policy support from local governments to communities and/or investors to increase investment in the regions. The fiscal policy support is the use of regional budget instruments derived from the revenue, expenditure, and financing budgets to increase regional investment. Provision of facilities in the form of providing non-fiscal facilities from the Regional Government to the Community and / or Investors to facilitate every investment activity to increase investment in the regions. In addition, the Government Regulation also regulates provisions regarding the implementation of Incentives and/or Facilities, evaluation and reporting of Incentives and/or Facilities as well as guidance and supervision in accordance with the provisions of laws and regulations.

Local governments need to increase equitable distribution of economic activities and investment in the regions by providing incentives and/or facilities to the community and/or investors in accordance with the investment potential in the regions. The important role of investment is to increase community income, absorb labor, empower local resources, improve public services, increase gross regional domestic product and develop micro, small and cooperative enterprises. Providing incentives and/or providing investment facilities in the regions with the principles of legal certainty, equality, transparency, accountability, effective and efficient, to achieve the expected goals and objectives and not conflict with the provisions of laws and regulations.

Based on the above, Regional Regulation Number 18 of 2017 concerning the Provision of Incentives and Provision of Investment Facilities needs to be amended and adjusted to Government Regulation Number 24 of 2019 concerning the Provision of Investment Incentives and Facilities in the Regions.

### II. ARTICLE BY ARTICLE

Article I

Number 1

Article 1

Sufficiently Clear.

Number 2

Article 3

Paragraph (1)

Letter a

Sufficiently Clear.

Letter b

Sufficiently Clear.

The letter c

Sufficiently Clear.

The letter d

Sufficiently Clear.

The letter e

Sufficiently Clear.

# The letter f

Sufficiently Clear.

The letter g

Sufficiently Clear.

## The letter h

The term of "Other venture" means a creative economy venture.

### Paragraph (2)

Sufficiently Clear.

### Paragraph (3)

Sufficiently Clear.

## Number 3

Article 4

Sufficiently Clear.

### Number 4

Article 6

Sufficiently Clear.

### Number 5

Article 11

Sufficiently Clear.

### Number 6

Article 15

Sufficiently Clear.

## Number 7

Article 19

Sufficiently Clear.

# Number 8

Article 20

Letter a

Sufficiently Clear.

### Letter b

Sufficiently Clear..

The letter c

Sufficiently Clear.

The letter d

Sufficiently Clear.

The letter e

Sufficiently Clear.

The letter f

Sufficiently Clear.

### The letter g

The term of "ease of construction direct investment services" means an investment facility provided by the Regional Government to investors in designated Industrial Estates and who have obtained investment permits / principle permits, to be able to directly carry out construction while in parallel of managing other permits such as environmental permits (UKL/UPL/AMDAL), Building Approval, and other Regional implementation permits as long as they have met the Industrial Estate investment rules, and there are no minimum investment requirements

The letter h

Sufficiently clear.

The letter i

Sufficiently clear.

The letter j

Sufficiently clear.

The letter k

Sufficiently clear.

The letter l

Sufficiently clear.

The letter m

Sufficiently clear.

Number 9

Article 25

Sufficiently clear.

# Number 10

Article 25A

Sufficiently clear.

Article 25B

Sufficiently clear.

Article 25C

Sufficiently clear.

Article 25D

Sufficiently clear.

Article 25E

Sufficiently clear.

Article 25F

Sufficiently clear.

Article 25G

Sufficiently clear.

Number 11

Article 28A

Sufficiently clear.

ADDITIONAL REGIONAL GAZETTE OF BLORA REGENCY NUMBER 17