REGULATION OF THE MINISTER OF FINANCE OF THE REPUBLIC OF INDONESIA
NUMBER 105/PMK.05/2015

CONCERNING

PROCEDURES FOR THE IMPLEMENTATION OF FEE FROM MICRO PEOPLE’S BUSINESS LOAN GUARANTEE SERVICE

BY THE GRACE OF THE GOD ALMIGHTY

THE MINISTER OF FINANCE OF THE REPUBLIC OF INDONESIA,

Considering : a. that in order to realize the development of banking financing and non bank financial institutions for Micro, Small and Medium Enterprises through the implementation of loan guarantee / integrated financing programs, has been formed the Financing Policy Committee for Micro, Small and Medium Enterprises pursuant to Presidential Decree Number 14 of 2015 concerning Financing Policy Committee for Micro, Small and Medium Enterprises;

b. that under Article 8 of Presidential Decree Number 14 of 2015 concerning Policy Committee on Financing for Micro, Small and Medium Enterprises, the provisions concerning guarantee fee for the implementation of financing policy for Micro, Small and Medium Enterprises shall be regulated by a Regulation of the Minister of Finance with attention to policies established by the Financing Policy Committee for Micro, Small, and Medium Enterprises;

c. that based on the consideration as referred to in letters a and b it is necessary to determine Regulation of the Minister of Finance concerning Procedures for the implementation of Fee on Micro People’s Business Loan Guarantee Service.

In the View of : 1. Law Number 17 of 2003 concerning State Finance (State Gazette of the Republic of Indonesia of 2003 Number 47, Supplement of the State Gazette of the Republic of Indonesia of
Number 4286);

2. Law Number 1 of 2004 concerning State Treasury (State Gazette of the Republic of Indonesia of 2004 Number 5, Supplement of the State Gazette of the Republic of Indonesia of Number 4355);

3. Law Number 15 of 2004 concerning Management and Financial Responsibility (State Gazette of the Republic of Indonesia of 2004 Number 66, Supplement of the State Gazette of the Republic of Indonesia of Number 4400);

4. Government Regulation Number 90 of 2010 on Preparation of Work Plan and Budget of State Ministry / Institution (State Gazette of the Republic of Indonesia Year 2010 Number 152, Supplement to the State Gazette of the Republic of Indonesia of Number 5178);

5. Government Regulation Number 45 of 2013 concerning Implementation of the State Budget (State Gazette of the Republic of Indonesia of 2013 Number 103, Supplement to the State Gazette of the Republic of Indonesia of Number 5423);

6. The Minister of Finance Regulation Number 250 / PMK.05 / 2010 concerning Procedures for the Disbursement Revenue and Expenditure of Budget Section On State Treasurer of State Treasury Office;

7. Regulation of the Minister of Finance Number 177 / PMK.02 / 2014 concerning Procedures for Planning, Study, and Determining of Budget Allocation of the State General Treasurer;

8. Regulation of the Minister of Finance Number 265 / PMK.05 / 2014 on Accounting System of Subsidy Expenditure and Other Expenditure;

RESOLVING TO PASS A DECREE

To Stipulate : REGULATION OF THE MINISTER OF FINANCE CONCERNING PROCEDURES FOR THE IMPLEMENTATION OF FEE FROM MICRO PEOPLE’S BUSINESS LOAN GUARANTEE SERVICE
CHAPTER I
GENERAL PROVISIONS
Article 1

Referred to herein as:

1. Micro People’s Business Loan, hereinafter referred to as Micro Loan, shall be working capital financing loan and or investment to a debtor in a productive and decent business but does not meet the requirement of additional collateral requirement of the Implementing Bank with the loan ceiling of up to Rp25,000,000,- (twenty-five million rupiah), guaranteed by a Guaranteeing Company.

2. Micro Loan Guaranteeing Company, hereinafter referred to as the Guaranteeing Company, shall be a company which provides guarantee for the Loan Program assigned / designated by the Coordinating Minister for the Economy as the Chairman of the Financing Policy for Micro, Small and Medium Enterprises.

3. Micro Loan Guaranteeing Service Fee, hereinafter referred to as Micro Loan Guaranteeing Service Fee, shall be the amount of money received by the Guaranteeing Company from the Government in order to guarantee the Micro Loan business activity.

4. Micro Loan Guaranteeing Cooperation Agreement shall be an agreement between the KPA on behalf of the Minister of Finance representing the Government and the Guaranteeing Company.

5. Policy Committee shall be a committee established by the President through a Presidential Decree tasked with providing policy direction for the micro loan program.

6. Micro Loan Annual Guaranteeing Plan, hereinafter referred to as Micro Loan RPT, shall
be a Micro Loan guaranteeing plan made by the Guaranteeing Company for a period of one (1) Fiscal Year.

7. Budget User shall be the competent authority responsible for the use of the budget at the relevant State Ministry / Institution concerned.

8. Budget User Proxy, hereinafter referred to as KPA, shall be an officer who obtains the authority and responsibility of the PA to use the budget authorized for use to him/her.

9. State Budget, hereinafter referred to as APBN shall be the annual financial planning approved by the state government of the People's Representative Assembly.

10. Budget Implementation Checklist, hereinafter referred to as DIPA, shall be the Budget Implementation Checklist used as a reference for the Budget User in conducting administration activities as the implementation of the State Budget.

11. Executing Bank shall be a commercial bank conducting the Micro Loan program assigned / designated by the Coordinating Minister for the Economy as Chairman of the Policy Committee on Financing for Micro, Small and Medium Enterprise for channeling Micro Loan.

12. Financial and Development Supervisory Institution, hereinafter referred to as the BPKP, shall be the government internal supervisory authority which shall be directly responsible to the President.

13. Minister shall be the Minister who holds government affairs in the field of public finance.

14. Technical Ministry shall be the Ministry / Institution in charge of the implementation of the functions of subsidization of Micro Loan Guaranteeing Service Fee.

CHAPTER II
OBJECTIVES
Article 2

(1) The Micro Loan Dee aims to support the implementation of the Micro Loan program in the form of government subsidies to Micro Enterprises.

(2) The government subsidies referred to in paragraph (1) shall be in the form of guaranteeing fee paid to the Guaranteeing Company.

CHAPTER III
PROCEDURES FOR IMPLEMENTING MICRO LOAN GUARANTEEING SERVICE FEE

Article 3

(1) The Funds of Micro Loan Guaranteeing Service Fee shall be allocated in the State Budget and / or Revised State Budget.

(2) The Minister as the Budget User on the subsidy budget shall assign an echelon I official at the Technical Ministry as the KPA.

(3) In determining the KPA as referred to in paragraph (2), the Minister may consider the recommendation of the Policy Committee.

Article 4

The Guaranteeing of Micro Loan shall be implemented by the Micro Loan guarantee cooperation as outlined in the Cooperation Agreement between the KPA and the Guaranteeing Company.

Article 5

(1) In the beginning of every fiscal year, the Guaranteeing Company shall convey the Micro Loan RPT for the next budget year to the KPA based on the

a. Micro Loan guaranteeing that is still running
on the next fiscal year; and
b. Annual disbursement target of Micro Loan determined by the Policy Committee.

(2) The Micro Loan RPT referred to in paragraph (1) shall be submitted by the Guaranteeing Company to the KPA no later than the first week of January.

(3) The KPA shall prepare the Micro Loan Guaranteeing Service Fee allocation plan based on the:
   a. Micro Loan RPT referred to in paragraph (2); and
   b. Micro Loan Guaranteeing Service Fee unpaid during the previous period.

(4) The KPA shall convey the Micro Loan Guaranteeing Service Fee Fund Allocation Plan to the echelon I official in the Ministry of Finance who performs Budget User function on the subsidy budget by the end of January.

(5) The Preparation of the Micro Loan Guaranteeing Service Fee funds allocated in the state budget and the preparation of DIPA shall refer to the provisions of legislations.

Article 6

(1) The annual distribution of Micro Loan Target set by the Policy Committee and the guaranteeing of ongoing Micro Loan shall be the bases for calculating the ceiling of Micro Loan Guaranteeing Service Fee payments.

(2) The excess of Micro Loan exceeding the targeted annual distribution of Micro Loan referred to in paragraph (1) shall not be given the Micro Loan Guaranteeing Service Fee.

Article 7

(1) The amount of Micro Loan Guaranteeing Service Fee shall be determined by the Minister with attention to the policy made by the Policy Committee.
(2) In the framework of preparing the amount of the Micro Loan Guaranteeing Service Fee which will be discussed in the Policy Committee, the Minister shall do evaluation by considering:
   a. the Guaranteeing Company’s financial statements that have been audited;
   b. The government’s ability to provide the allocation of subsidy expenditure; and / or
   c. data and other supporting information.
(3) The Minister shall deliver the results of the evaluation of the proposals related to the amount of the Micro Loan Guaranteeing Service Fee to the Policy Committee to be discussed in the coordination meetings of the Policy Committee.
(4) for the first time, the amount of the Micro Loan Guaranteeing Service Fee referred to in paragraph (1) paid to the Guaranteeing Company is set at 3% (three percent) per year.

Article 8
(1) The calculation of the payment of the Micro Loan Guaranteeing Service Fee shall be carried out based on the amount of the Micro Loan Guaranteeing Service Fee multiplied by the coverage ratio multiplied by the outstanding Micro Loan.
(2) The calculation of the Micro Loan Guaranteeing Service Fee referred to in paragraph (1) shall be payable every year to the Guaranteeing Company until the completion of the corresponding period of the Micro Loan Guarantee Cooperation Agreement between the KPA and the Guaranteeing Company.

Article 9
(1) The Guaranteeing Company shall apply for the payment of Micro Loan Guaranteeing Service Fee to the KPA:
   a. in April, to guarantee the Micro Loan issued
in October to March;
b. In October, to guarantee the Micro Loan issued in April to September;

(2) The application for the payment of Micro Loan Guaranteeing Service Fee as referred to in paragraph (1) shall be supported by the data as follows:

a. Micro Loan Guaranteeing Service Fee Payment Application according to the format as contained in Appendix I, which shall be an integral part of this Ministerial Regulation;
b. Details of the Micro Loan Guaranteeing Service Fee per business sector per distributing bank per loan type that shall refer to the format as listed in Appendix II which shall be an integral part of this Ministerial Regulation;
c. Receipts or proof of payment receipt signed by the Guaranteeing Company Director
d. Copy of the Certificate of Micro Loan Guarantee; and
e. Archive of data of Micro Loan Guarantee.

(3) The accuracy of the data supporting the Micro Loan Guaranteeing Service Fee Payment request referred to in paragraph (2) shall be the responsibility of the Guarantor.

Article 10

(1) The KPA shall verify the Micro Loan Guaranteeing Service Fee payment request filed by the Guaranteeing Company based on the debtor data contained in the Program Loan Information System.

(2) In case the Program Loan Information System has not been established, the debtor data used shall refer to the data in the Guaranteeing Company.

(3) The KPA may request assistance from BPKP to conduct verification of the Micro Loan
Guaranteeing Service Fee payment request.

(4) The verification of the application for Micro Loan Guaranteeing Service Fee payments referred to in paragraph (1) shall be set out in the standard operating procedures established by the KPA.

(5) In the event that the verification of the Micro Loan Guaranteeing Service Fee payment application is conducted by BPKP as referred to in paragraph (3), the verification shall refer to the criteria mutually agreed between the KPA and the BPKP and to the standard operating procedures defined by the KPA.

(6) The results of verification of the Micro Loan Guaranteeing Service Fee payment application conducted by BPKP as referred to in paragraph (3) shall be set forth in the Minutes of Verification signed by the BPKP and the Guaranteeing Company.

Article 11

The procedure for the disbursement of the Micro Loan Guaranteeing Service Fee by the KPA shall refer to the provisions of the legislations.

CHAPTER IV

EXAMINATION, ACCOUNTING AND REPORTING

Article 12

For the purposes of examination, the Guaranteeing Company shall submit reports, information and / or data related to the implementation of the Micro Loan guarantee.

Article 13

If in the examination referred to in Article 12 is found a Micro Loan that is not in accordance with the legislation, the Micro Loan Guaranteeing Service Fee that has been paid shall be returned by the Guaranteeing Company to the State Treasury.
Article 14
The KPA shall hold the accounting and financial reporting based on the provisions of the legislations.

CHAPTER V
TRANSITIONAL PROVISIONS

Article 15
The Implementation of Micro Loan Guaranteeing Service Fee that has been distributed up to 31 December 2014, before the entry into force of the Ministerial Regulation shall refer to the provisions of Regulation of the Minister of Finance Number 190 / PMK.05 / 2014 concerning Procedures for the Implementation of Micro Loan Guaranteeing Service Fee up to the expiration of the Micro Loan Guaranteeing period according to the Guarantee Cooperation Agreement between the KPA and the Guaranteeing Company.

CHAPTER VI
CLOSING PROVISION

Article 16
At the time this regulation comes into force, Regulation of the Minister of Finance Number 190 / PMK.05 / 2014 concerning Procedures for the Implementation of Micro Loan Guarantee Service Fee shall be revoked and declared invalid.

Article 17
This Ministerial Regulation shall come into force as of the date of promulgation.

For public cognizance, this Ministerial Regulation shall be promulgated in the State Gazette of the Republic of Indonesia.

Enacted in Jakarta
on 28 May 2015

THE MINISTER OF FINANCE OF THE REPUBLIC OF INDONESIA,
Signed.
BAMBANG P. S. BRODJONEGORO

Promulgated in Jakarta
On 29 May 2015

THE MINISTER OF LAW AND HUMAN RIGHTS OF THE REPUBLIC OF INDONESIA,
Signed.
YASONNA H. LAOLY

STATE GAZETTE OF THE REPUBLIC OF INDONESIA OF 2015 OF NUMBER 813

Issued as a duplicate
THE HEAD OF GENERAL AFFAIRS BUREAU
Represented by
THE HEAD OF ADMINISTRATION DEPARTMENT OF THE MINISTRY

Signed

GIARTO
NIP 195904201984021001
FORMAT OF MICRO LOAN GUARANTEEING SERVICE FEE PAYMENT APPLICATION

Guaranteeing Company Letterhead

Number : ... (place) ... (date) ...
Attachment: 1 (one) file
Subject : Micro Loan Guaranteeing Service Fee Payment Application

Dear Sir,

(Fill with the positions of the Budget User Proxy) ....
(Fill with the positions of the Budget User Proxy) ....

In connection with the implementation of the Micro Loan guarantee program by (fill the Guaranteeing Company name), we hereby submit the invoice for the Micro Loan Guaranteeing Service Fee payment as follows:

Micro Loan Guaranteeing Service Fee : (fill in the period of the Micro Loan Guaranteeing Service Fee)

In the amount of : (fill the nominal amount of the invoice in numbers and in letters)

Please transfer the our account at:
Account Name : (fill with the Guaranteeing Company account)
TIN : (fill with the TIN of the Guaranteeing Company)
Bank : (fill with the name of the bank of the account of the Guaranteeing Company)
Account Number : (fill with the account number of the Guaranteeing Company)

The accuracy of the supporting data enclosed in this letter shall be our responsibility.

Thus we convey, thank you for your cooperation.

(Fill with the Guaranteeing Company Name)
Director,

(Fill with the name of the Guaranteeing Company Director)
THE MINISTER OF FINANCE OF THE REPUBLIC OF INDONESIA,  
Signed.  
BAMBANG P. S. BRODJONEGORO

Issued as a duplicate  
THE HEAD OF GENERAL AFFAIRS BUREAU  
Represented by  
THE HEAD OF ADMINISTRATION DEPARTMENT OF THE MINISTRY  

Signed  

GIARTO  
NIP 195904201984021001
## FORMAT OF MICRO LOAN GUARANTEEING SERVICE FEE INVOICE

Detail of Micro Loan Guaranteeing Service Fee from … (fill with the name of the Guaranteeing Company) … ,
Micro Loan Guaranteeing Service Fee Period : … (fill with the Micro Loan Guaranteeing Service Fee Period)

<table>
<thead>
<tr>
<th>No</th>
<th>Debtor’s Name</th>
<th>Date and Number of Guaranteeing Service</th>
<th>Date and Number of Loan Agreement</th>
<th>Micro Loan Distributing Bank</th>
<th>Loan Agreement Status</th>
<th>Debtor Type</th>
<th>Loan Term</th>
<th>Micro Loan Per Loan Type</th>
<th>Guaranteeing Coverage</th>
<th>Micro Loan Guaranteeing Service Fee invoice</th>
</tr>
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<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>B = New</td>
<td>M = Micro</td>
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<td>P = Extension</td>
<td>R = Retail</td>
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<td>S = Addition</td>
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<td>R = Restructuring</td>
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</tr>
</tbody>
</table>

Business Sector … (fill with the business sector)

1
2
3

Business Sector … (fill with the business sector)

1
2
3

Business Sector … (fill with the business sector)

1
2
### Remarks

1. Tariff of Micro Loan Guaranteeing Service Fee: (fill with the applicable Tariff of Micro Loan Guaranteeing Service Fee)
2. The Summary is made per sector
3. Guaranteeing Certificate attached

(Fill with the Guaranteeing Company Name)
Director,

(Fill with the name of the Guaranteeing Company Director)
THE MINISTER OF FINANCE OF THE REPUBLIC OF INDONESIA,
Signed.
BAMBANG P. S. BRODJONEGORO

Issued as a duplicate
THE HEAD OF GENERAL AFFAIRS BUREAU
Represented by
THE HEAD OF ADMINISTRATION OFFICE OF THE MINISTRY

Signed

GIARTO
NIP 195904201984021001