MINISTER OF FINANCE
OF THE REPUBLIC OF INDONESIA

COPY OF

REGULATION OF THE MINISTER OF FINANCE OF THE REPUBLIC OF
INDONESIA NUMBER 24/PMK.011/2012

CONCERNING

AMENDMENT ON THE REGULATION OF THE MINISTER OF FINANCE
NUMBER 196/PMK.03/2007 CONCERNING THE RECORDKEEPING
OPERATIONAL PROCEDURES USING FOREIGN LANGUAGE AND OTHER
THAN RUPIAH CURRENCY AND THE OBLIGATION FOR SUBMISSION OF
ANNUAL NOTICE OF INCOME TAX OF CORPORATE TAX SUBJECT

BY THE GRACE OF GOD ALMIGHTY

THE MINISTER OF FINANCE OF THE REPUBLIC OF INDONESIA,

Considering:

a. that in effort to improve the services and to provide ease
and legal certainty to Tax Subjects that make
recordkeeping in English and in United States Dollar
currency, there is a need to amend the Regulation of
the Minister of Finance Number 196/PMK.03/2007
concerning the Recordkeeping Operational Procedures
Using Foreign Language and other than Rupiah
Currency and the Obligation for Submission of Annual
Notice of Income Tax of Corporate Tax Subject;

b. that based on consideration as referred to in item a,
there is a need to stipulate the Regulation of the
Minister of Finance concerning the Amendment on the
Regulation of the Minister of Finance Number
196/PMK.03/2007 concerning the Recordkeeping
Operational Procedures Using Foreign Language and
other than Rupiah Currency and the Obligation for
Submission of Annual Notice of Income Tax of Corporate
Tax Subject;

In View of:

1. Act Number 6 Year 1983 concerning General Taxing
Provisions and Procedures (State Gazette of the
Republic of Indonesia Year 1983 Number 49,
Supplement to State Gazette of the Republic of
Indonesia 3262) as has several times been amended
recently with Act Number 16 Year 2009 (State Gazette
of the Republic of Indonesia Year 2009 Number 62,
Supplement to State Gazette of the Republic of
Indonesia 4999);

2. Act Number 7 Year 1983 concerning Income Tax (State
Gazette of the Republic of Indonesia Year 1983 Number
50, Supplement to State Gazette of the Republic of
Indonesia 3263) as has several times been amended recently with Act Number 36 Year 2008 (State Gazette of the Republic of Indonesia Year 2008 Number 133, Supplement to State Gazette of the Republic of Indonesia 4893);

3. Presidential Decree Number 56/P Year 2010;

4. Regulation of the Minister of Finance Number 196/PMK.03/2007 concerning the Recordkeeping Operational Procedures Using Foreign Language and other than Rupiah Currency and the Obligation for Submission of Annual Notice of Income Tax of Corporate Tax Subject;

DECIDES:

To stipulate REGULATION OF THE MINISTER OF FINANCE CONCERNING AMENDMENT ON THE REGULATION OF THE MINISTER OF FINANCE NUMBER 196/PMK.03/2007 CONCERNING THE RECORDKEEPING OPERATIONAL PROCEDURES USING FOREIGN LANGUAGE AND OTHER THAN RUPIAH CURRENCY AND THE OBLIGATION FOR SUBMISSION OF ANNUAL NOTICE OF INCOME TAX OF CORPORATE TAX SUBJECT.

Article I

Some provisions in the Regulation of the Minister of Finance Number 196/PMK.03/2007 concerning the Recordkeeping Operational Procedures Using Foreign Language and other than Rupiah Currency and the Obligation for Submission of Annual Notice of Income Tax of Corporate Tax Subject are amended as follows:

1. The provision of Article 1 is amended that it reads as follows:

   Article 1

   In this Regulation of the Minister of Finance, the term:

   1. Act of General Taxing Provisions and Procedures hereinafter referred to as KUP Act is the Act No. 6 Year 1983 concerning General Taxing Provisions and Procedures as has several times been amended recently with Act No. 16 Year 2009.

   2. Act of Income Tax hereinafter referred to as PPh Act is the Act No. 7 Year 1983 concerning Incoming Tax as has several times been amended recently with Act No. 36 Year 2008.
3. Chairman of Regional Office is the Chairman of Directorate General of Tax Regional Office whose operational territory includes Tax Office where the Tax Subject is registered.

2. The provision of Article 3 is amended that it reads as follows:

   **Article 3**
   
   Tax subject who can perform recordkeeping as referred in Article 2, includes:
   
   a. Foreign Capital Investment related Tax Subject who operates based on provision of regulation of Foreign Capital Investment law;
   
   b. Contract of Work related Tax Subject who operates based on contract with the Government of the Republic of Indonesia as referred to in the provisions of regulation of mining law other than oil and natural gas mining;
   
   c. Tax Subject Contractor of Cooperative Contract who operates based on the provisions of regulation of oil and natural gas mining law;
   
   d. Permanent Establishment as referred to in Article 2 paragraph (5) of PPh Act or as set forth in the concerned Double Tax Treaty (P3B);
   
   e. Tax Subject who have his shares emission registered either partially or entirely in foreign stock exchange;
   
   f. The Collective Investment Contract (KIK) which publishes mutual fund in the denomination of United States Dollar currency and has obtained the Notice of Effective Registration Statement from the Capital Market Supervisory Agency-Financial Institution in accordance with the provisions of the regulations of capital market;
   
   g. Tax Subject who affiliates directly with overseas parent company, namely subsidiary company owned and/or controlled by the parent company in foreign countries which has special relationship as stipulated in Article 18 paragraph (2) item a and item b of PPh Act; or
   
   h. Tax Subject who presents the financial statements in its functional currency using United States Dollar currency in accordance with Financial Accounting Standards applicable in Indonesia.

   **Article II**

   1. As this Ministerial Regulation is in effect, in order to
obtain permit to perform recordkeeping using English and United States Dollar currency, the Tax Subject as referred to in article 3 item h whose fiscal year starts in January, February, March or April, in 2012, it must submit the application no later than 30 (thirty) days as of this Ministerial Regulation is promulgated.

2. This Regulation of the Minister of Finance shall come into force on the date of its promulgation.

For public cognizance, this Regulation of the Minister of Finance shall be promulgated by placing it in State Gazette of the Republic of Indonesia.

Stipulated in Jakarta
on February 2, 2012
MINISTER OF FINANCE
Signed,
AGUS D.W. MARTOWARDOJO

Promulgated in Jakarta
on February 2, 2012
MINISTER OF LAW AND HUMAN RIGHTS
Signed
AMIR SYAMSUDIN
STATE GAZETTE OF THE REPUBLIC OF INDONESIA YEAR 2012 NUMBER 157