

PRESIDENTIAL REGULATION OF THE REPUBLIC OF INDONESIA
NUMBER 105 OF 2015
ON
FOREIGN YACHT VISITS TO INDONESIA

WITH THE BLESSINGS OF GOD ALMIGHTY

THE PRESIDENT OF THE REPUBLIC OF INDONESIA,

Considering : a. that in order to increase foreign yacht visits to Indonesia, it is necessary to rearrange the ease of the processing documents required to enter the territorial waters of Indonesia for foreign yacht.
b. that based on the considerations in point a, it is necessary to issue a Presidential Regulation of the Republic of Indonesia on foreign yacht visits to Indonesia.

Observing : Article 4 section (1) of the 1945 Constitution of the Republic of Indonesia;

HAS DECIDED:

To Issue : A PRESIDENTIAL REGULATION ON FOREIGN YACHT VISITS TO INDONESIA

Article 1

In this Presidential Regulation:

1. Tourism is a wide range of tour activities supported by various facilities and services provided by the public,

business actors, central and local governments.

2. A ship is a vessel with a certain shape and type driven by wind, mechanical power, other energy, towed, including vessel equipped with dynamic power, underwater vessel, and floating equipment and immovable floating structures.
3. A foreign yacht is a water transportation under a foreign flag which is used only by tourists for tourism or racing on the water driven by wind and/or mechanical power and is only used for non-commercial activities.
4. A port is a place that consists of land and/or water within certain limits for government and business activities which is used for ship docking, passenger arrival and departure terminal, and/or cargo unloading, consisting of terminal or port that are equipped with secured shipping facilities and port supporting activities as well as for the movement of intra and inter transportation.
5. An entry port or exit port is a port or a marina established as the entry and exit place for foreign yachts.
6. The Central Government is the President of the Republic of Indonesia who has the authority to govern the Republic of Indonesia, assisted by the Vice President and ministers as stated in the 1945 Constitution of the Republic of Indonesia.
7. The Local Government is the head of local government as an official element who leads the implementation of government affairs under the authority of the autonomous region.

Article 2

- (1) A foreign yacht and its crew and/or passengers including luggage and/or vehicles that will enter the territorial waters of Indonesia for tourism purposes will be provided the ease of customs, immigration,

quarantine and port formalities.

- (2) The ease referred to in section (1) is provided at the entry and exit ports as specified in this Presidential Regulation.
- (3) The ease referred to in section (1) is granted for a certain period of time in accordance with the provisions of laws and regulations.

Article 3

- (1) Foreign yacht with the purpose of tourism to Indonesia will be provided the ease of entry and exit referred to in Article 2 section (1) through the following ports:
 - a. The Port of Sabang, Sabang, Aceh;
 - b. The Port of Belawan, Medan, North Sumatra;
 - c. The Port of Teluk Bayur, Padang, West Sumatra;
 - d. Nongsa Point Marina, Batam, Riau Islands;
 - e. Bandar Bintan Telani, Bintan, Riau Islands;
 - f. The Port of Tanjung Pandan, Belitung, Bangka Belitung;
 - g. The Port of Sunda Kelapa and Ancol Marina, Jakarta;
 - h. The Port of Benoa, Badung, Bali;
 - i. The Port of Tenau, Kupang, East Nusa Tenggara;
 - j. The Port of Kumai, West Kotawaringin, Central Kalimantan;
 - k. The Port of Tarakan, Tarakan, North Kalimantan;
 - l. The Port of Nunukan, Bulungan, East Kalimantan;
 - m. The Port of Bitung, Bitung, North Sulawesi;
 - n. The Port of Ambon, Ambon, Maluku;
 - o. The Port of Saumlaki, West Southeast Maluku, Maluku;
 - p. The Port of Tual, Southeast Maluku, Maluku;
 - q. The Port of Sorong, Sorong, West Papua; and
 - r. The Port of Biak, Biak, Papua.
- (2) The entry and exit ports referred to in section (1) are subject to change by considering:
 - a. the increase of foreign yacht visits;

- b. the readiness of facilities and supporting infrastructure to provide services; and
 - c. the development of the region.
- (3) The change of the entry and exit ports referred to in section (2) will be determined in a Regulation of the Minister of Transport after coordination with relevant institutions.

Article 4

- (1) The crew and/or passenger of a foreign yacht who will visit Indonesia are required to have a stay permit in accordance with the laws and regulations.
- (2) The stay permit referred to in section (1) must be :
- a. a visit visa issued by the Missions of the Republic of Indonesia abroad;
 - b. a Visa on Arrival issued in the territory of the Republic of Indonesia; and/or
 - c. for nationals who are subjects of visit visa exemption.
- (3) The stay permit referred to in section (2) points a and b can be extended in accordance with the provisions of laws and regulations.
- (4) An extension of the stay permit referred to in section (3) can be processed at the nearest Immigration Office to where the foreign yacht is moored.

Article 5

- (1) A foreign yacht and its crew including their luggage which will visit Indonesia are required to undergo a quarantine inspection.
- (2) The quarantine inspection referred to in section (1) must be conducted in accordance with the provisions of laws and regulations.

Article 6

Inspections of port formalities, customs, immigration and quarantine as well as a cruising permit document (SPB) are integrated and conducted at the entry and exit port.

Article 7

A foreign yacht and its crew including their luggage and/or vehicles which will leave the territorial waters of Indonesia must settle all of their obligations in the areas of customs, immigration, quarantine and port formalities.

Article 8

Foreign yacht with the purpose of tourism to the territory of Indonesia is prohibited from being commerce and/or rentals to other parties.

Article 9

- (1) For the safety of foreign yachts, the central government develops a ship monitoring system.
- (2) The development of the ship monitoring system referred to in section (1) must be conducted in accordance with the provisions of laws and regulations.

Article 10

- (1) In order to increase foreign yacht visits, the Central Government and/or Local Governments may provide supporting facilities for foreign yacht.
- (2) The supporting facilities referred to in section (1) means:
 - a. the preparation of foreign yacht lanes;
 - b. the ease of the construction of marinas or special terminals for foreign yachts;
 - c. the construction of dock buildings;
 - d. the installation of marine navigational aids;
 - e. the ease of maintenance and repair facilities for yachts;
 - f. the construction of docks/mooring/base points for yachts; and

- g. the facilities and other conveniences as needed.
- (3) The provision of supporting facilities referred to in section (1) and section (2) must be conducted in accordance with the provisions of laws and regulations.

Article 11

- (1) In order to ensure the effectiveness of the implementation of this Presidential Regulation, it may be coordinated with the relevant institutions.
- (2) The coordination referred to in section (1) involves:
- a. The Ministry of Foreign Affairs;
 - b. The Ministry of Defense;
 - c. The Ministry of Law and Human Rights;
 - d. The Ministry of Finance;
 - e. The Ministry of Transportation;
 - f. The Ministry of Health;
 - g. The Ministry of Agriculture;
 - h. The Ministry of Marine and Fisheries;
 - i. The Ministry of Tourism;
 - j. The Headquarter of the Indonesian National Armed Forces;
 - k. The Headquarter of the Indonesian National Police; and
 - l. The Indonesian Marine Security Board (BAKAMLA).

Article 12

The procedure on the entry of foreign yachts will be regulated in a Regulation of the Ministry of Transportation.

Article 13

With this Presidential Regulation applied, Presidential Regulation Number 79 of 2011 on Foreign Yacht Visits to Indonesia as amended by Presidential Regulation Number 180 of 2014 on the Amendment to Presidential Regulation number 79 of 2011 on Foreign Yacht Visits to Indonesia

(State Gazette of the Republic of Indonesia of 2014 Number 384) is repealed and declared ineffective.

Article 14

This Presidential Regulation comes into force on the date of its promulgation.

In order that every person may know hereof, it is ordered to promulgate this Presidential Regulation by its placement in the State Gazette of the Republic of Indonesia.

Issued in Jakarta
on 22 September 2015
PRESIDENT OF THE REPUBLIC OF INDONESIA,

Signed

JOKO WIDODO

Promulgated in Jakarta
on 30 September 2015
MINISTER OF LAW AND HUMAN RIGHTS
OF THE REPUBLIC OF INDONESIA,

Signed

YASONNA H. LAOLY

STATE GAZZETE OF THE REPUBLIC OF INDONESIA OF 2015 NUMBER 218

Jakarta, 10 December 2015
Has been translated as an Official Translation
on behalf of Minister of Law and Human Rights
of the Republic of Indonesia,
DIRECTOR GENERAL OF LEGISLATION,



WIBODO EKATJAHJANA