

REGULATION OF THE MINISTER OF INVESTMENT/CHAIRMAN OF THE
INVESTMENT COORDINATING BOARD

NUMBER 6 OF 2023

ON

GUIDELINES AND GOVERNANCE FOR THE GRANT OF INCENTIVES ON
IMPORT AND/OR DELIVERY OF FOUR-WHEELED BATTERY ELECTRIC
VEHICLE TO ACCELERATE INVESTMENT

BY THE BLESSINGS OF ALMIGHTY GOD

THE MINISTER OF INVESTMENT/CHAIRMAN OF THE INVESTMENT
COORDINATING BOARD OF THE REPUBLIC OF INDONESIA,

- Considering :
- a. that to accelerate the implementation of the Battery Electric Vehicles program and to develop an electric vehicle ecosystem, as well as to promote investment competitiveness in attracting investment in four-wheeled battery electric vehicle industry, it is deemed necessary to support policies on the grant of import duty and sales tax on luxury goods incentives for the import and/or delivery of four-wheeled battery- electric vehicle, subject to specific conditions and a certain quantity, to the four-wheeled battery electric vehicle industry;
 - b. that based on the consideration as referred to in point a and with the aim of implementing the provisions of Article 12 and Article 19A section (5) of Presidential Regulation Number 79 of 2023 on Amendment to Presidential Regulation Number 55 of 2019 on Acceleration of Battery Electric Vehicles Program for Road Transportation, it is necessary to issue a Regulation of the Minister of Investment/Chairman of the Investment Coordinating Board on Guidelines and Governance for the Grant of Incentives on the Import and/or Delivery of Four-Wheeled Battery Electric Vehicle to Accelerate Investment;

- Observing :
1. Article 17 section (3) of the 1945 Constitution of the Republic of Indonesia;
 2. Law Number 25 of 2007 on Investment (State Gazette of the Republic of Indonesia of 2007 Number 67, Supplement to

- the State Gazette of the Republic of Indonesia Number 4724);
3. Law Number 39 of 2008 on State Ministries (State Gazette of the Republic of Indonesia of 2008 Number 166, Supplement to the State Gazette of the Republic of Indonesia Number 4916);
 4. Government Regulation Number 29 of 2018 on Industrial Empowerment (State Gazette of the Republic of Indonesia of 2018 Number 101, Supplement to the State Gazette of the Republic of Indonesia Number 6220);
 5. Presidential Regulation Number 79 of 2023 on the Amendment to Presidential Regulation Number 55 of 2019 on Acceleration of Battery Electric Vehicles Program for Road Transportation (State Gazette of the Republic of Indonesia of 2023 Number 154);
 6. Regulation of the Investment Coordinating Board Number 3 of 2021 on Electronically Integrated Risk-Based Business Licensing System (State Bulletin of the Republic of Indonesia of 2021 Number 271);
 7. Regulation of the Investment Coordinating Board Number 4 of 2021 on Guidelines and Procedures for Risk-Based Business Licensing Services and Investment Facilities (State Bulletin of the Republic of Indonesia of 2021 Number 272);
 8. Regulation of the Investment Coordinating Board Number 5 of 2021 on the Guidelines and Procedure for Oversight of Risk-Based Business Licensing (State Bulletin of the Republic of Indonesia of 2021 Number 273);

HAS DECIDED:

To issue: REGULATION OF THE MINISTER OF INVESTMENT/CHAIRMAN OF THE INVESTMENT COORDINATING BOARD ON GUIDELINES AND GOVERNANCE FOR THE GRANT OF INCENTIVES ON IMPORT AND/OR DELIVERY OF FOUR-WHEELED BATTERY ELECTRIC VEHICLE TO ACCELERATE INVESTMENT.

CHAPTER I GENERAL PROVISIONS

Article 1

In this Ministerial Regulation:

1. Four-Wheeled Battery Electric Vehicle, hereinafter referred to as Four-Wheeled BEV, means a four-wheeled vehicle that is propelled by an electric motor and that receives electric power delivery directly from battery on the inside or outside the vehicle.
2. Business Actor means an incorporated company in Indonesia that carries on business in industry or in

manufacture of Four-Wheeled BEV, whether independently or under a contract through production cooperation with a vehicle assembly industry and/or any other assembly industry holding Four-Wheeled BEV brands.

3. Completely Built-Up Four-Wheeled BEV, hereinafter referred to as CBU Four-Wheeled BEV, means a fully assembled vehicle imported in its entirety as a Four-Wheeled BEV.
4. Completely Knocked-Down Four-Wheeled BEV, hereinafter referred to as CKD Four-Wheeled BEV, means a vehicle imported in disassembled pieces to be further locally assembled as a Four-Wheeled BEV.
5. Bank Guarantee means a payment guarantee provided to the Beneficiary in case the Applicant fails to fulfill its commitments under the agreement reached.
6. Guaranteed Party (Applicant) means a Business Actor that applies for the incentives for the import and/or delivery of Four-Wheeled BEV for the purpose of accelerating investment.
7. Guarantee Recipient (Beneficiary) means the minister administering government affairs in the field of investment.
8. Domestic Component Level (*Tingkat Komponen Dalam Negeri*), hereinafter referred to as TKDN, means the amount of domestic content in a Four-Wheeled BEV.
9. Harmonized Commodity Description and Coding System, hereinafter referred to as HS Code, means an internationally standardized system of names and numbers used to classify trade products and their derivatives, as developed and maintained by the World Customs Organization (WCO).
10. Business Licensing means the legality given to a Business Actor to start and operate its business and/or activities.
11. Online Single Submission System, hereinafter referred to as OSS System, means an integrated electronic system managed and administered by the OSS institution for the implementation of Business Licensing.
12. Business Identification Number (*Nomor Induk Berusaha*), hereinafter abbreviated to as NIB, means the proof of registration of a Business Actor to carry on business, serving as an identity for a Business Actor in operating its business.
13. Taxpayer Identification Number (*Nomor Pokok Wajib Pajak*), hereinafter abbreviated to as NPWP, means a number assigned to a Taxpayer for tax administration, serving as the Taxpayer's personal identification or identity in fulfilling its tax rights and obligations.
14. Sales Tax on Luxury Goods (*Pajak Penjualan atas Barang Mewah*), hereinafter referred to as PPnBM, means a sales

tax on luxury goods as referred to in the Value Added Tax (VAT) Law.

15. Supervision means an effort to ensure the proper implementation of business activities in accordance with the standards set for a Business Actor in carrying out its business activities and obligations.
16. Day means a workday as stipulated by the central government.
17. Investment Activity Report (*Laporan Kegiatan Penanaman Modal*), hereinafter abbreviated to as LKPM, means a report on the progress of investment realization and the issues faced by a Business Actor, which is required to be made and submitted periodically.
18. Minister of Investment, hereinafter referred to as Minister, means the minister administering government affairs in the field of investment.

CHAPTER II CRITERIA AND REQUIREMENTS FOR INCENTIVE RECIPIENTS

Article 2

- (1) A Business Actor may be granted incentives for the import of CBU Four-Wheeled BEV, subject to a certain quantity and an incentive utilization period, in the forms of:
 - a. a 0% (zero percent) import duty tariff; and
 - b. PPnBM borne by the government.
- (2) A Business Actor may be granted incentives for the import of CKD Four-Wheeled BEV, on a certain quantity that is going to be assembled in Indonesia with a TKDN target of a minimum of 20% (twenty percent) and a maximum of less than 40% (forty percent), within the incentive utilization period, in the forms of:
 - a. a 0% (zero percent) import duty tariff on the import of CKD Four-Wheeled BEV; and
 - b. PPnBM borne by the government for the delivery of the Four-Wheeled BEV produced from the CKD Four-Wheeled BEV granted incentives as referred to in point a.
- (3) The incentives as referred to in section (1) and section (2) implemented in accordance with the regulations of the minister administering government affairs in the field of state finance.
- (4) To obtain the incentives as referred to in section (1) and section (2), Business Actors must commit to produce Four-Wheel BEV in Indonesia that meets the technical specifications as regulated in the regulations of the minister administering government industrial affairs.

- (5) The Business Actor as referred to in section (1) and section (2) must meet the following investment criteria:
 - a. being an industrial company that will establish the manufacturing facilities of Four-Wheeled BEV in Indonesia;
 - b. being an industrial company that has invested in the manufacturing facilities of four-wheeled internal combustion engines vehicles in Indonesia, aiming to partial or whole production conversion to Four-Wheeled BEV; and/or
 - c. being an industrial company that has invested in the manufacturing facilities of Four-Wheeled BEV in Indonesia, aiming for new product introduction by way of increasing production plans and/or capacity, excluding product diversification without increasing production plan and/or capacity.
- (6) The incentive utilization period as referred to in section (1) and section (2) commence from the date of promulgation of this regulation until 31 December 2025.

CHAPTER III IMPLEMENTATION OF THE GRANT OF INCENTIVES

Part One General

Article 3

- (1) To obtain the incentives as referred to in Article 2 section (1) and section (2), a Business Actor applies through the OSS System for:
 - a. a recommendation letter concerning the grant of incentives; and
 - b. an approval letter concerning the utilization of incentives,
on the import and/or delivery of Four-Wheeled BEV.
- (2) The incentives based on the approval letter as referred to in section (1) point b are implemented subject to the following conditions:
 - a. the application as referred to in section (1) is submitted by not later than 1 March 2025;
 - b. the application can be made in batches every 6 (six) months from the issuance of the first approval letter; and
 - c. the application for the second batch and forth can be submitted not earlier than 30 (thirty) days before the expiration period of the preceding approval letter.
- (3) The approval letter that has been issued as referred to in section (1) point b is unamendable.

Part Two

Issuance of the Recommendation Letter concerning the Grant of
Incentives on the Import and/or Delivery of Four-Wheeled
BEV

Article 4

- (1) A Business Actor submits the application as referred to in Article 3 section (1) point a to grant the incentives as referred to in Article 2 section (1) and section (2) by completing requirements as follows:
 - a. NIB, which serves as an importer identification number for the producer (*angka pengenal impor produsen, API-P*);
 - b. Business Licensing for four-or-more-wheeled vehicle industry;
 - c. investment plan;
 - d. total quantity of Four-Wheeled BEV units for which incentives are requested;
 - e. details of the Four-Wheeled BEV for which incentives are requested for each import period, including:
 1. estimated total quantity of units;
 2. type of goods;
 3. HS Code;
 4. technical specifications (at least including the category, brand, type, model, power of the electric motor (kW), and battery capacity (kWh)) and quantity;
 5. country of origin;
 6. port of destination;
 7. estimated price of cost, insurance and freight (CIF)(US\$/unit) for the import; and/or
 8. estimated selling price in Indonesia (Rp/unit);
 - f. a commitment letter for:
 1. producing Four-Wheeled BEV in Indonesia in a way that meets at least the same minimum quantity and technical specifications as the realized import and/or delivery of the Four-Wheeled BEV, subject to the following conditions:
 - a) ready for commercial production by not later than 1 January 2026;
 - b) produced not later than 31 December 2027; and
 - c) complying with the minimum TKDN target as stipulated in the presidential regulation on the acceleration of the battery electric vehicles program for road transportation;
 2. applying for industrial verification to the minister administering government industrial affairs; and

3. paying the sanction in the event of a failure to fulfill the commitments as referred to in point 1.
- (2) The industrial verification as referred to in section (1) point f point 2 is regulated in the regulations of the minister administering government industrial affairs.
- (3) The details of the Four-Wheeled BEV as referred to in section (1) point c use the form as contained in Annex I which is an integral part of this Ministerial Regulation.
- (4) The commitment letter as referred to in section (1) point f uses the form as contained in Annex II which is an integral part of this Ministerial Regulation.
- (5) The commitment letter as referred to in section (4) is signed by the company's director and validated by the notary.

Article 5

- (1) Should the application as referred to in Article 3 section (1) point a that has fulfilled the requirements as referred to in Article 4 section (1), discussion meeting among ministries/agencies is conducted .
- (2) The discussion meeting among ministries/agencies as referred to in section (1) are coordinated by the minister administering government affairs in the field of investment.
- (3) The meeting as referred to in section (2) at least involve:
 - a. the ministry responsible for coordinating, synchronizing and overseeing ministerial affairs in administering government affairs in the field of maritime and investment;
 - b. the ministry administering government industrial affairs ;
 - c. the ministry administering government affairs in the field of finance; and
 - d. the ministry administering government affairs in the field of trade.
- (4) The results of the discussion meeting among ministries/agencies as referred to in section (2) may be as follows:
 - a. the application is deemed complete and correct, complying with the relevant provisions and is eligible for further processing;
 - b. the application is returned to the Business Actor for correction, and the Business Actor makes the necessary corrections, and the application process will continue as referred to in section (1); or
 - c. the application is rejected due to non-compliance with the relevant provisions, and the Business Actor may reapply.
- (5) The results of the discussion meeting as referred to in section (3) are recorded in the meeting minutes signed by all

- representatives of the ministries/agencies attending.
- (6) The OSS system issues a recommendation letter concerning the grant of incentives on import and/or delivery of Four-Wheeled BEV in response to application declared complete and correct as referred to in section (4) point a as the basis for applying for a Bank Guarantee.
 - (7) The form of the recommendation letter concerning the grant of incentives on import and/or delivery of Four-Wheeled BEV as referred to in section (6) is contained in Annex III, which is an integral part of this Ministerial Regulation.

Part Three

Issuance of the Approval Letter concerning the Utilization of Incentives on Import and/or Delivery of Four-Wheeled BEV

Article 6

- (1) A Business Actor that has received a recommendation letter concerning the grant of incentives on the import and/or delivery of Four-Wheeled BEV as referred to in Article 5 section (6) can proceed with the application for the issuance of an approval letter concerning the utilization of incentives on import of Four-Wheeled BEV by submitting a Bank Guarantee to assure the fulfillment of its commitments.
- (2) The Bank Guarantee as referred to in section (1):
 - a. is issued by bank classified within bank group based on core capital (*kelompok bank berdasarkan modal inti*, KBMI) category 4 in the form of certificate;
 - b. is addressed to the Beneficiary;
 - c. states the Business Actor's commitments in accordance with the recommendation letter concerning the grant of incentives on the import and/or delivery of Four-Wheeled BEV;
 - d. specifies a guarantee value at least equal to the amount of incentives granted per utilization period, as specified in the recommendation letter concerning the grant of incentives on the import and/or delivery of Four-Wheeled BEV;
 - e. states that the Bank Guarantee is valid until 30 June 2028;
 - f. states that the Bank Guarantee claim period is 30 (thirty) calendar days from the expiration of the Bank Guarantee validity period;
 - g. states that if the Applicant has fulfilled the commitments before the expiration of the Bank Guarantee validity period, the Applicant may apply for the cancellation of the Bank Guarantee by submitting a recommendation letter from the Minister for the cancellation of the Bank Guarantee; and

- h. states that if the Business Actor as Applicant does not fulfill the commitment based on the letter of proposal for granting import incentives and/or the delivery of Four-Wheel BEV, the Beneficiary can apply for disbursement/liquidation of the Bank Guarantee to the state treasury account by submitting a letter of recommendation of disbursement of the Bank Guarantee.
- (3) The Bank Guarantee value as referred to in section (2) point d is calculated in accordance with the tariff rates for the corresponding HS Codes as contained in Annex IV, which is an integral part of this Ministerial Regulation.
- (4) The provisions related to KBMI category 4 as referred to in section (2) point a are in accordance with the provisions in the regulation of the Financial Services Authority regarding commercial banks.
- (5) The Ministry administering government affairs in the field of investment along with the issuer of the Bank Guarantee verifies the Bank Guarantee submitted by the Business Actor as referred to in section (2).
- (6) The verification results as referred to in section (5) are as follows:
 - a. the Bank Guarantee document is complete and correct, complying with the relevant provisions;
 - b. the Bank Guarantee document needs to be updated and revised on any flaws and/or mistakes according to the verification results; or
 - c. the application is rejected due to non-compliance with the relevant provisions.
- (7) In the event of the Bank Guarantee verification results as referred to in section (6) point a, the application for the issuance of a letter of approval for the utilization of incentives on the import and/or delivery of Four-Wheeled BEV can be processed further.
- (8) In the event of the Bank Guarantee verification results as referred to in section (6) point b, the application for the issuance of a letter of approval for the utilization of incentives on the import and/or delivery of Four-Wheeled BEV cannot be further processed and will be returned to the Business Actor as referred to in Article 5 section (4) point b.
- (9) The OSS system sends a notification to the Business Actor should the Bank Guarantee verification result is complete and correct as referred to in section (6) point a.
- (10) Within 5 (five) days from the notification as referred to in section (9), the OSS System will issue a approval letter concerning the utilization of incentives on the import and/or delivery of Four-Wheeled BEV.

- (11) The approval letter as referred to in section (10) is a required document for applying the certificate concerning the import of CBU Four-Wheeled BEV for market testing related to investment in accordance with the provisions in regulation of the minister administering government affairs in the field of trade.

Article 7

- (1) The approval letter as referred to in Article 6 section (10) at least contains:
- a. reference number and date of the approval letter;
 - b. identity of the Business Actor, which includes:
 1. company name;
 2. NPWP; and
 3. company address;
 - c. total quantity of Four-Wheeled BEV units for which incentives are granted;
 - d. investment details, which include:
 1. NIB and NIB issuance date;
 2. reference number and date of the Business Licensing;
 3. business location;
 4. business field; and
 5. investment plan;
 - e. details of the Four-Wheeled BEV for which incentives are granted per import period, which include:
 1. total quantity of units
 2. type of goods;
 3. HS Code;
 4. technical specifications (at least including the category, brand type, model, power of the electric motor (kW), and battery capacity (kWh)) and quantity);
 5. country of origin;
 6. port of destination;
 7. quantity (units);
 8. estimated CIF price/unit (US\$/unit) for the import; and
 9. estimated selling price in Indonesia (Rp/unit);
 - f. incentives provided, which take the forms of:
 1. 0% (zero percent) import duty tariff; and
 2. PPnBM borne by the government on the import and/or delivery,
of Four-Wheeled BEV in a certain quantity;
 - g. reference number, name of issuing bank, and value of the Bank Guarantee
 - h. import period of the Four-Wheeled BEV;
 - i. provision that the Business Actor is obligated to fulfill

the commitments to:

1. producing Four-Wheeled BEV in Indonesia in a way that meets at least the same minimum quantity and technical specifications as the realized import and/or delivery of the Four-Wheeled BEV, subject to the following conditions:
 - a) ready for commercial production by not later than 1 January 2026;
 - b) produced not later than 31 December 2027; and
 - c) complying with the minimum TKDN target as stipulated in the presidential regulation on the acceleration of the battery electric vehicles program for road transportation;
 2. applying for industrial verification to the minister administering government industrial affairs; and
 3. paying the sanction in the event of a failure to fulfill the commitments as referred to in section (1) point i point 1;
- j. provision that the Four-Wheeled BEV imported under the issued approval letter may not be re-exported;
 - k. an obligation to submit an LKPM every 3 (three) months through the OSS System; and
 - l. an obligation to submit a report on the realization of the import of Four-Wheeled BEV through the OSS System not later than 7 (seven) Days after the issuance of an approval letter for the release of goods (*surat persetujuan pengeluaran barang*, SPPB) by the Directorate General of Customs and Excise.
- (2) The format of the approval letter concerning the utilization of incentives on the import of Four-Wheeled BEV as referred to in section (1) is contained in Annex V, which is an integral part of this Ministerial Regulation.
 - (3) The HS Code as referred to in Article 4 section (1) point e point 3 and Article 7 section (1) point e point 3 as stipulated in regulations of the minister administering government affairs in the field of finance regarding the establishment of a goods classification system and the imposition of import duty on imported goods.
 - (4) The data contained in the approval letter as referred to in Article 7 section (1) are provided and validated through:
 - a. a system managed by the ministry administering government affairs in the field of finance for the purpose of incentive processing; and
 - b. a system managed by the ministry administering government affairs in the field of trade for the purpose of implementing the import of Four-Wheeled BEV.
 - (5) The data about CBU Four-Wheeled BEV that are validated

according to section (4) point a at least include:

- a. number of the approval letter;
 - b. date of the approval letter;
 - c. import period of the Four-Wheeled BEV;
 - d. NPWP of the Business Actor;
 - e. HS Code;
 - f. type of goods;
 - g. technical specifications;
 - h. country of origin;
 - i. port of destination;
 - j. quantity; and
 - k. unit of goods.
- (6) The data about CKD Four-Wheeled BEV that are validated according to section (4) point a at least include:
- a. number of the approval letter;
 - b. date of the approval letter;
 - c. import period of the Four-Wheeled BEV;
 - d. NPWP of the Business Actor;
 - e. HS Code;
 - f. country of origin;
 - g. port of destination;
 - h. quantity; and
 - i. unit of goods.
- (7) To qualify for the incentives for Four-Wheeled BEV, the business actor contained in the approval letter as referred to in Article 6 section (9) is required to act as the importer and attach the approval letter to the notification of import of goods.
- (8) The system as referred to in section (4) point a will electronically deduct the quota in accordance with the implementation of the import of Four-Wheeled BEV based on the approval letter as referred to in section (6).
- (9) In the event that the quota cannot be deducted electronically, a customs and excise official review and deduct the quota through an integrated system.
- (10) In the event that the quota cannot be deducted manually through an integrated system as referred to in section (9), a customs and excise official review and deduct the quota manually.

Article 8

- (1) The approval letter as referred to in Article 3 section (1) point b in relation to the application for the second stage and forth is issued after the Minister conducts a field inspection.
- (2) The field inspection as referred to in section (1) is carried out not later than 5 (five) workdays after the application for the verification of the investment realization is received.

- (3) The quantity of the import and/or delivery of Four-Wheeled BEV to be specified in the approval letter as follows:
 - a. for the first stage, a maximum of 25% (twenty-five percent) of the total quantity of the Four-Wheeled BEV given incentives until 31 December 2025, as described in the recommendation letter concerning the grant of incentives on the import and/or delivery of Four-Wheeled BEV; and
 - b. for the second stage and forth, as referred to in section (1), will be given proportionally based on investment realization according to the inspection result as referred to in section (2).
- (4) In the event that the value of the Bank Guarantee provided by a Business Actor is inadequate to guarantee the quantity of the import and/or delivery of Four-Wheeled BEV to be given approval under section (3), such inadequacy will be taken into account as an input for consideration in the verification process as referred to in Article 6 section (5) in order for the Business Actor to adjust the value of the Bank Guarantee.
- (5) The specifications of the Four-Wheeled BEV that have been manufactured to fulfill the commitments as referred to in Article 4 section (1) point f cannot be reapplied in the subsequent applications for incentives as referred to in Article 3 section (2) point c.
- (6) The specifications of CKD Four-Wheeled BEV that have received incentives for the import and/or delivery as referred to in Article 2 section (2) cannot be reapplied in the application for incentives for the import of CBU Four-Wheeled BEV as referred to in Article 2 section (1).

CHAPTER IV SUPERVISION

Article 9

- (1) The Minister, under his/her authority, carries out routine Supervision to Business Actors regarding the implementation of the grant and utilization of Four-Wheel BEV incentives.
- (2) The Supervision as referred to in section (1) is conducted in a coordinated and integrated manner together with the relevant ministries/agencies and local governments.
- (3) The Supervision as referred to in section (1) is conducted periodically, includes:
 - a. field inspection; and/or
 - b. LKPM submission.
- (4) The field inspection as referred to in section (3) point a is conducted for a maximum of 2 (two) times a year for each

business activity under a procedure as stipulated in the Regulation of the Minister of Investment/Chairman of the Investment Coordinating Board on the guidelines and procedure for risk-based business licensing supervision.

- (5) The LKPM as referred to in section (3) point b is submitted by a Business Actor through the OSS System every 3 (three) months as stipulated in the Regulation of the Minister of Investment/Chairman of the Investment Coordinating Board on the guidelines and procedure for risk-based business licensing supervision.

CHAPTER V IMPOSITION OF SANCTIONS AND DISBURSEMENT OF GUARANTEES

Article 10

- (1) A Business Actor applies for industrial verification to the minister administering government industrial affairs.
- (2) The minister administering government industrial affairs issues an industry verification certificate based on the industry verification application made by the Business Actor as referred to in section (1).
- (3) The Business Actor submits the industry verification certificate as referred to in section (2) to the Minister in order to obtain a recommendation letter for a Bank Guarantee.
- (4) In the event that the Business Actor fails to submit the industry verification certificate as referred to in section (3) until 30 April 2028, the Minister will impose a sanction on the Business Actor.
- (5) The industry verification certificate submitted by the Business Actor as referred to in section (3) serves as the basis for the Minister's consideration to determine whether the Business Actor:
 - a. has fulfilled all commitments; or
 - b. has failed to fulfil part or all of the commitments;
- (6) The Minister issues a recommendation letter for the cancellation of a Bank Guarantee to the Business Actor that has fulfilled all commitments as referred to in section (5) point a.
- (7) In the event the Business Actor:
 - a. fails to submit the industry verification certificate as referred to in section (4); or
 - b. fails to fulfill part or all of the commitments as referred to in section (5) point b,then the Minister issues a sanction letter to Business Actors to pay sanction in an amount equal to the value of the incentives utilized for unrealized commitments.

- (8) The sanction letter as referred to in section (7) serves as the basis for the Business Actor to pay a sanction to the state treasury.
- (9) If the Business Actor has paid the sanction under the sanction letter as referred to in section (7), the Business Actor submits the proof of payment to the Minister.
- (10) The proof of payment as referred to in section (9) will serve as the basis for the issuance of the recommendation letter for a Bank Guarantee to the issuing bank, with a carbon copy sent to the Business Actor, within 5 (five) days.
- (11) The recommendation letter for a Bank Guarantee as referred to in section (10) is issued in accordance with the following provisions:
 - a. The proof of payment has the equal amount stated within the sanction letter, therefore the minister issues a recommendation letter for the cancellation of the Bank Guarantee;
 - b. the proof of payment has a less amount stated within the sanction letter, therefore the Minister issues a recommendation letter of disbursement of the Bank Guarantee to the state treasury, in the differential amount between the amount paid and the amount stated in the sanction letter; or
 - c. no proof of payment in connection with the sanction letter is received until the expiration of the validity period of the Bank Guarantee, the Minister issues a recommendation letter for the disbursement of the Bank Guarantee into the state treasury.
- (12) The sanction letter, recommendation letter for the cancellation of a Bank Guarantee, and recommendation letter for the disbursement of a Bank Guarantee as referred to in section (8) and section (10) are in the forms as contained in Annex VI which is an integral part of this Ministerial Regulation, and their carbon copy is sent to the minister administering government affairs in the field of finance.
- (13) The procedure for paying the sanction and disbursing the Bank Guarantee into the state treasury is implemented in accordance with regulations of the minister administering government affairs in the field of finance on the procedure for remittance of non-tax state revenues.

CHAPTER VI CLOSING PROVISIONS

Article 11

This Ministerial Regulation comes into force after 15 (fifteen) Days from the date of its promulgation.

In order that every person knows hereof, it is ordered to promulgate this Ministerial Regulation by its placement in the State Bulletin of the Republic of Indonesia.

Issued in Jakarta
on 28 December 2023

MINISTER OF INVESTMENT/
CHAIRMAN OF INVESTMENT
COORDINATING BOARD OF THE
REPUBLIC OF INDONESIA,

signed

BAHLIL LAHADALIA

Promulgated in Jakarta
on 29 December 2023

DIRECTOR GENERAL OF LEGISLATION
OF THE MINISTRY OF LAW AND HUMAN RIGHTS
OF THE REPUBLIC OF INDONESIA,

signed

ASEP N. MULYANA

STATE BULLETIN OF THE REPUBLIC OF INDONESIA OF 2023 NUMBER 1074

Jakarta, 28 May 2024
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,

ASEP N. MULYANA



ANNEX I TO
REGULATION OF THE MINISTER OF INVESTMENT/
CHAIRMAN OF THE INVESTMENT COORDINATING BOARD
OF THE REPUBLIC OF INDONESIA
NUMBER 6 OF 2023
ON
GUIDELINES AND GOVERNANCE FOR THE GRANT OF
INCENTIVES ON IMPORT AND/OR DELIVERY OF FOUR-
WHEELED BATTERY ELECTRIC VEHICLE TO ACCELERATE
INVESTMENT

FORM OF DETAILS OF THE FOUR-WHEELED BATTERY ELECTRIC VEHICLE
FOR WHICH INCENTIVES ARE REQUESTED

**1. DETAIL OF THE FOUR-WHEELED BATTERY ELECTRIC VEHICLE FOR WHICH INCENTIVES ARE
REQUESTED IN THE FIRST IMPORT PERIOD**

COMPANY NAME: ...

BUSINESS IDENTIFICATION NUMBER: ...

PLANNED INVESTMENT: Rp...

TOTAL QUANTITY OF BATTERY ELECTRIC VEHICLE FOR WHICH INCENTIVES ARE REQUESTED

UNTIL 31 DECEMBER 2025 = (A)..... UNITS

TOTAL QUANTITY FOR THE FIRST IMPORT PERIOD: (25%x(A)) UNITS

NO	TYPE OF GOODS	HS CODE	TECHNICAL SPECIFICATIONS	COUNTRY OF ORIGIN	PORT OF DESTINATION	QUANTITY (UNITS)	ESTIMATED CIF PRICE (US\$/UNIT) FOR	ESTIMATED TOTAL CIF PRICE (US\$)	ESTIMATED SELLING PRICE IN	ESTIMATED TOTAL SELLING
1	...	...	...	...	...	...	...	...	...	...
2	...	...	...	...	...	...	...	...	...	...
etc.	...	...	...	...	...	...	...	...	...	...
	QUANTITY					(25%x(A))		...		...

2. DETAILS OF THE FOUR-WHEELED BATTERY ELECTRIC VEHICLE FOR WHICH INCENTIVES ARE REQUESTED IN THE SECOND (AND ANY SUBSEQUENT) IMPORT PERIOD

COMPANY NAME: ...

BUSINESS IDENTIFICATION NUMBER (NIB): ...

PLANNED INVESTMENT: Rp...

TOTAL QUANTITY OF BATTERY ELECTRIC VEHICLE FOR WHICH INCENTIVES ARE REQUESTED

UNTIL 31 DECEMBER 2025 = (A)..... UNITS

TOTAL QUANTITY FOR THE SECOND (AND ANY SUBSEQUENT) IMPORT PERIOD: UNITS

NO	TYPE OF GOODS	HS CODE	TECHNICAL SPECIFICATIONS	COUNTRY OF ORIGIN	PORT OF DESTINATION	QUANTITY (UNITS)	ESTIMATED CIF PRICE (US\$/UNIT)	ESTIMATED TOTAL CIF PRICE (US\$)	ESTIMATED SELLING PRICE IN	ESTIMATED TOTAL SELLING
1	...	...	...	...	...	...	...	...	...	...
2	...	...	...	...	...	...	...	...	...	...
etc.	...	...	...	...	...	...	...	...	...	...
	QUANTITY					...		...		...

MINISTER OF INVESTMENT/

CHAIRMAN OF THE INVESTMENT COORDINATING BOARD

OF THE REPUBLIC OF INDONESIA,

signed

BAHLIL LAHADALIA

ANNEX II TO
REGULATION OF THE MINISTER OF INVESTMENT/
CHAIRMAN OF THE INVESTMENT COORDINATING
BOARD
OF THE REPUBLIC OF INDONESIA
NUMBER 6 OF 2023
ON
GUIDELINES AND GOVERNANCE FOR THE GRANT OF
INCENTIVES ON IMPORT AND/OR DELIVERY OF
FOUR-WHEELED BATTERY ELECTRIC VEHICLE TO
ACCELERATE INVESTMENT

FORM OF COMMITMENT LETTER

COMMITMENT LETTER

Number :

I, the undersigned:

Name :

Position :

Residence :

Company Name :

Company Address :

Business Identification Number (NIB) :

As regards our application for an Approval Letter for the Utilization of
Incentives for the Import and/or Delivery of Four-Wheeled Battery Electric
Vehicle in the Four-or-More-Wheeled Vehicle Industry (KBLI 29101)

according to the provisions of Regulation of the Minister of Investment/Chairman of the Investment Coordinating Board Number of 2023 on, the company is obligated to:

1. produce Four-Wheeled Battery Electric Vehicle in Indonesia in a way that meets at least the same minimum quantity and technical specifications as the realized import and/or delivery of the Four-Wheeled Battery Electric Vehicle, subject to the following conditions:
 - a) it is ready for commercial production by not later than 1 January 2026;
 - b) the production occurs by not later than 31 December 2027; and
 - c) it meets the minimum TKDN target as stipulated in the presidential regulation on the acceleration of the battery electric vehicles program for road transportation;
2. apply for industry verification to the minister in charge of government affairs in the Industrial sector; and
3. pay the imposed sanction in the event of a failure to fulfill the commitments as referred to in item 1.

I have truthfully made this statement letter without coercion from any party whomsoever. Should any violation or inaccuracies be discovered in the future, the company hereby agrees to accept full responsibility for all the ensuing consequences in accordance with the applicable law, without involving the Ministry of Investment/Investment Coordinating Board.

....., 20..

Signatory,
(Company Name)
(Posititon)

Duty Stamp of Rp 10.000

(Name)

MINISTER OF INVESTMENT/
CHAIRMAN OF THE INVESTMENT COORDINATING BOARD
OF THE REPUBLIC OF INDONESIA,

signed

BAHLIL LAHADALIA

ANNEX III TO
REGULATION OF THE MINISTER OF INVESTMENT/
CHAIRMAN OF THE INVESTMENT COORDINATING BOARD
OF THE REPUBLIC OF INDONESIA
NUMBER 6 OF 2023
ON
GUIDELINES AND GOVERNANCE FOR THE GRANT OF
INCENTIVES ON IMPORT AND/OR DELIVERY OF FOUR-
WHEELED BATTERY ELECTRIC VEHICLE TO ACCELERATE
INVESTMENT

FORM OF RECOMMENDATION LETTER CONCERNING THE PROVISION OF
INCENTIVES FOR THE IMPORT AND/OR DELIVERY OF FOUR-WHEELED
BATTERY ELECTRIC VEHICLE



GOVERNMENT OF THE REPUBLIC OF INDONESIA
RECOMMENDATION LETTER CONCERNING THE PROVISION OF
INCENTIVES FOR THE IMPORT AND/OR DELIVERY OF
FOUR-WHEELED BATTERY ELECTRIC VEHICLE

No.: ...

The Government of the Republic of Indonesia c.q. the OSS Management and Administration Institution based on the provisions of Regulation of Minister of Investment/Chairman of the Investment Coordinating Board Number of 2023 on, hereby conveys the following:

Application Number :
Company Name : PT
Business Identification Number :
(NIB) :
Company Address :
NPWP : Domestic (PMDN)/Foreign (PMA)
Investment Status :
Production Capacity :
Business Location :
Business Activity Number :
Total Planned Investment : Rp.....
Total Quantity of Four-Wheeled Battery Electric Vehicles For Which
Incentives Are Provided : Units

Details about the planned import and/or delivery of Four-Wheeled Battery Electric Vehicles are as set out in the annex to this Recommendation Letter.

This Recommendation Letter has been issued to be used as appropriate in accordance with the prevailing provisions.

Issued by : OSS Institution

Date of issuance : dd mmm yyyy



1. *This document has been printed out from the OSS system based on the data from the business actor as stored in the OSS system and shall be the full responsibility of the business actor.*
2. *In the event of any error in the contents of this document, the necessary corrections will be made accordingly.*
3. *This document has been electronically signed using the electronic certificate issued by the Electronic Certification Agency (BSrE-BSSN).*

etc.	...	...	...	...	...	...	...	...	...	...
	TOTAL					...		...	...	...
	TOTAL VALUE OF BANK GUARANTEE (= IMPORT DUTY INCENTIVE VALUE + PPnBM INCENTIVE VALUE) (B1)								...	

*) The exchange rate to be used for converting the US Dollar (US\$) into the Rupiah (Rp) will be based on the Bank Indonesia (BI) Middle Rate as of one day prior to the issuance date of the recommendation letter. If there is no BI Middle Rate data on the date of issuance of the recommendation letter, the Middle Rate from the immediately preceding day before the date of issuance of the recommendation letter will be used.

2. FOR THE SECOND IMPORT PERIOD (Etc.)

REALIZED INVESTMENT: Rp...

TOTAL QUANTITY FOR THE SECOND IMPORT PERIOD (Etc.):.... UNITS

EXCHANGE RATE: 1 US\$ = Rp ...

NO	TYPE OF GOODS	HS CODE	TECHNICAL SPECIFICATIONS	COUNTRY OF ORIGIN	PORT OF DESTINATION	QUANTITY (UNITS)	ESTIMATED CIF PRICE (US\$/UNIT) FOR IMPORT	ESTIMATED TOTAL CIF PRICE (US\$) FOR IMPORT	IMPORT DUTY INCENTIVE VALUE (Rp)	PPnBM INCENTIVE VALUE (Rp)
1	...	...	...	...	...	...	...	...	...	...
2	...	...	...	...	...	...	...	...	...	...
etc.	...	...	...	...	...	...	...	...	...	...
	TOTAL					...		...	...	...
	TOTAL VALUE OF BANK GUARANTEE (= IMPORT DUTY INCENTIVE VALUE + PPnBM INCENTIVE VALUE) (B2)								...	

*) The exchange rate to be used for converting the US Dollar (US\$) into the Rupiah (Rp) will be based on the Bank Indonesia (BI) Middle Rate as of one day prior to the issuance date of the recommendation letter. If there is no BI Middle Rate data on the date of issuance of the recommendation letter, the middle rate from the immediately preceding day before the date of issuance of the recommendation letter will be used.

B. DETAILS OF THE PROJECTED TOTAL QUANTITY OF THE IMPORT AND/OR DELIVERY OF FOUR-WHEELED BATTERY ELECTRIC VEHICLE PER PERIOD IN PROPORTION TO THE REALIZED INVESTMENT

TOTAL QUANTITY OF FOUR-WHEELED BATTERY ELECTRIC VEHICLE FOR WHICH INCENTIVES ARE GIVEN

UNTIL 31 DECEMBER 2025 (A) = UNITS

TOTAL PLANNED INVESTMENT (C): Rp...

NO	PERIOD	REALIZED INVESTMENT (IDR) IN THE PRECEDING 6-MONTH PERIOD	PROPORTIONAL QUANTITY OF BATTERY EVs FOR WHICH INCENTIVES ARE TO BE PROVIDED	BANK GUARANTEE VALUE (Rp)
1	(The first 6-month period)	0% x (C)	25% x (A) = UNITS	(B1) = Rp...
2	(The second (and subsequent) 6-month period)	...%x (C)	...% x (A) = UNITS	(B2) = Rp...
3	etc...	...%x (C)	...% x (A) = UNITS	(B...) = Rp...
	QUANTITY	100% x (C)	100% (A) = UNITS	(B1+B2+B..)

READY FOR COMMERCIAL PRODUCTION: 1 January 2026

1. *This document has been printed out from the OSS system based on the data from the business actor as stored in the OSS system and shall be the full responsibility of the business actor.*
2. *In the event of any error in the contents of this document, the necessary corrections will be made accordingly.*
3. *This document has been electronically signed using the electronic certificate issued by the Electronic Certification Agency (BSrE-BSSN).*

MINISTER OF INVESTMENT/
CHAIRMAN OF THE INVESTMENT COORDINATING BOARD
OF THE REPUBLIC OF INDONESIA,

signed

BAHLIL LAHADALIA

ANNEX IV TO
REGULATION OF THE MINISTER OF INVESTMENT/
CHAIRMAN OF THE INVESTMENT COORDINATING BOARD
OF THE REPUBLIC OF INDONESIA
NUMBER 6 OF 2023
ON
GUIDELINES AND GOVERNANCE FOR THE GRANT OF
INCENTIVES ON IMPORT AND/OR DELIVERY OF FOUR-
WHEELED BATTERY ELECTRIC VEHICLE TO ACCELERATE
INVESTMENT

LIST OF HS CODES AND TARIFF REFERENCE

Imported Four-Wheeled Battery EVs	HS CODE	DESCRIPTION OF GOODS	PPnBM	MFN IMPORT DUTY
CBU	8703.80.97	Sedans	15%	50%
	8703.80.98	Other car types (including station wagons and sports cars, but excluding vans)	15%	50%
	8703.80.99	Miscellaneous	15%	50%
CKD	8703.80.17	Sedans	15%	10%
	8703.80.18	Other car types (including station wagons and sports cars, but excluding vans)	15%	10%
	8703.80.19	Miscellaneous	15%	10%

MINISTER OF INVESTMENT/
CHAIRMAN OF THE INVESTMENT COORDINATING BOARD
OF THE REPUBLIC OF INDONESIA,

signed

BAHLIL LAHADALIA

ANNEX V TO
REGULATION OF THE MINISTER OF INVESTMENT/
CHAIRMAN OF THE INVESTMENT COORDINATING BOARD
OF THE REPUBLIC OF INDONESIA
NUMBER 6 OF 2023
ON
GUIDELINES AND GOVERNANCE FOR THE GRANT OF
INCENTIVES ON IMPORT AND/OR DELIVERY OF FOUR-
WHEELED BATTERY ELECTRIC VEHICLE TO ACCELERATE
INVESTMENT

FORM OF APPROVAL LETTER FOR THE UTILIZATION OF INCENTIVES FOR
THE IMPORT AND/OR DELIVERY OF FOUR-WHEELED BATTERY ELECTRIC
VEHICLE



GOVERNMENT OF THE REPUBLIC OF INDONESIA

APPROVAL LETTER

OF THE MINISTER OF INVESTMENT/CHAIRMAN OF THE INVESTMENT
COORDINATING BOARD OF THE REPUBLIC OF INDONESIA

No.:

ON

THE UTILIZATION OF INCENTIVES ON THE IMPORT AND/OR DELIVERY OF
FOUR-WHEELED BATTERY ELECTRIC VEHICLE

ISSUED FOR THE BATTERY ELECTRIC VEHICLE INDUSTRY

ISSUED IN THE NAME OF PT ...

IN THE CONTEXT OF INVESTMENT

THE MINISTER OF INVESTMENT OF THE REPUBLIC OF INDONESIA,

- Considering** : a. that the company has complied with the requirements and provisions laid down in Regulation of the Minister of Investment/Chairman of the Investment Coordinating Board Number on the Guidelines and Governance for the Grant of Incentives for the Import and/or Delivery of Four-Wheeled Battery Electric Vehicle to Accelerate Investment;
- b. that the company has owned NIB No. ... dated...;

- Observing** : 1. Law Number ... of ... on Customs;
2. Law Number ... of ... on Taxation;
3. Law Number ... of ... on Investment;
4. Government Regulation Number 29 of 2018 on Industrial Empowerment;
5. Presidential Regulation Number 79 of 2023 on the Amendment to Presidential Regulation Number 55 of 2019 on Acceleration of Battery Electric Vehicles Program for Road Transportation;
6. Regulation of Minister of Investment/Chairman of the Investment Coordinating Board Number ... of 2023 on the Guidelines and Governance for the Grant of Incentives on the Import and/or Delivery of Four-Wheeled Battery Electric Vehicle to Accelerate Investment.

HAS DECIDED:

To issue : APPROVAL LETTER OF THE MINISTER OF INVESTMENT/CHAIRMAN OF THE INVESTMENT COORDINATING BOARD OF THE REPUBLIC OF INDONESIA ON THE UTILIZATION OF INCENTIVES ON THE IMPORT AND/OR DELIVERY OF FOUR-WHEELED BATTERY ELECTRIC VEHICLE ISSUED FOR THE BATTERY ELECTRIC VEHICLE INDUSTRY ISSUED IN THE NAME OF PT ... IN THE CONTEXT OF INVESTMENT.

FIRST : The Minister of Investment/Chairman of the Investment Coordinating Board (BKPM) of the Republic of Indonesia hereby grants Incentives for the Import and/or Delivery of Four-Wheeled Battery Electric Vehicle to Accelarete Investment to the Business Actor named below:

1. Company Name :
2. NPWP :
3. Company Address :
4. Tel. No./Email :
5. Business Location
 - Address :
 - Village (*Desa/Kelurahan*) :
 - Municipality/Regency :
 - Province :
6. Business License
 - Business Identification :
 - Number (NIB) :
 - NIB Issuance Date :

- Standards Certificate :
- (SS) :
- SS Issuance Date
- 7. Indonesia Industrial :
- Standard Classification
- (KBLI)
- 8. Business Field :
- 9. Planned Investment :
- 10. Business Activity Number :
- 11. Total Quantity of Four- :
- Wheeled Battery EVs for
- which Incentives are to be
- Provided
- 12 Estimated Total CIF Price :
- for Import

SECOND : The incentives as referred to in the FIRST POINT take the forms of:

- a. 0% (zero percent) Import Duty Tariff on the import of Four-Wheeled Battery Electric Vehicle as described in the Annex to this Approval Letter; and
- b. the Government bearing the Sales Tax on Luxury Goods (PPnBM) on the import and/or delivery of Four-Wheeled Battery Electric Vehicle as described in the Annex to this Approval Letter.

THIRD : a. In return for the incentives described in the SECOND POINT, the Business Actor is obligate to fulfill the following commitments:

1. producing Four-Wheeled Battery Electric Vehicle in Indonesia in a way that meets at least the same minimum quantity and technical specifications as the realized import and/or delivery of the Four-Wheeled Battery EVs, subject to the following conditions:
 - a) it is ready for commercial production by not later than 1 January 2026;
 - b) the production occurs by not later than 31 December 2027; and
 - c) it meets the minimum TKDN target as stipulated in the presidential regulation on the acceleration of the battery electric vehicles program for road transportation;
 2. applying for industry verification to the minister in charge of government affairs in Industrial sector; and
 3. paying the imposed sanction in the event of a failure to fulfill the commitments as referred to in item 1;
- b. The commitments set out in point a are secured by Bank Guarantee Number ... issued by Bank ... in the amount of Rp... ;
 - c. The planned importation by the business actor

described in the FIRST POINT with an estimated total CIF price of US\$... will be further described in the Import Declaration (PIB);

d. The implementation of the import contemplated herein applies to any prohibitions and restrictions imposed by the applicable legislation.

FOURTH : The Four-wheeled Battery Electric Vehicle imported under this approval letter may not be re-exported.

FIFTH : This Approval Letter is valid from ... until

SIXTH : The Company must file an LKPM every 3 (three) months and an Import Realization Report through the OSS System not later than 7 (seven) workdays after the import realization.

SEVENTH : The Company can only enter goods at the port of destination specified in this Approval Letter.

EIGHTH : In the event of any misuse of the goods, the company is obligated to pay the import duty due and reimburse the Sales Tax on Luxury Goods (PPnBM) already borne and paid by the Government and will be subject to a sanction in the form of penalties in accordance with the applicable legislation concerning customs and taxation.

NINTH : If in the future any errors are discovered in this Approval Letter, such errors will be rectified accordingly.

Issued in Jakarta, dd/mm/yyyy

Minister of Investment/
Chairman of the Investment Coordinating Board
of the Republic of Indonesia,



(Name)

Electronically signed

Copies submitted to:

1. Minister of Finance;
2. Minister of Industry;
3. Minister of Trade
4. Director General of Taxes, Ministry of Finance;
5. Director General of Customs and Excise, Ministry of Finance;
6. Director General of Metal, Machinery, Transportation Equipment and Electronics Industries, Ministry of Industry;

7. Director General of Foreign Trade, Ministry of Trade;
8. Deputy for Investment Implementation Control, Ministry of Investment/BKPM;
9. Head of the DPMPTSP of the Province of.....;
10. Head of the KPPBC of
11. Head of the KPP Pratama (Small Tax Services Office) of
12. Board of Directors of PT.

1. *This document has been printed out from the OSS system based on the data from the business actor as stored in the OSS system and shall be the full responsibility of the business actor.*
2. *In the event of any error in the contents of this document, the necessary corrections will be made accordingly.*
3. *This document has been electronically signed using the electronic certificate issued by the Electronic Certification Agency (BSrE-BSSN).*

**ANNEX TO THE LETTER OF APPROVAL FOR THE UTILIZATION OF INCENTIVES ON THE IMPORT
AND/OR DELIVERY OF FOUR-WHEELED BATTERY ELECTRIC VEHICLE ISSUED FOR
THE BATTERY ELECTRIC VEHICLE INDUSTRY**

COMPANY NAME: ...

IMPORT PERIOD: from ... until ...

EXCHANGE RATE: 1 US\$ = Rp ...

No.

Date

NO	TYPE OF GOODS	HS CODE	TECHNICAL SPECIFICATIONS	COUNTRY OF ORIGIN	PORT OF DESTINATION	QUANTITY (UNITS)	ESTIMATED CIF PRICE (US\$/UNIT) FOR IMPORT	ESTIMATED TOTAL CIF PRICE (US\$) FOR IMPORT	ESTIMATED SELLING PRICE IN INDONESIA (RP/UNIT)	ESTIMATED TOTAL SELLING PRICE IN INDONESIA (RP)
1	...	...	...	...	...	...	...	...	...	...
2	...	...	...	...	...	...	...	...	...	...
etc.	...	...	...	...	...	...	...	...	...	...
	QUANTITY							...		...

*) The exchange rate to be used for converting the United States Dollar (US\$) into the Rupiah (Rp) will be based on the Bank Indonesia (BI) Middle Rate as specified in Recommendation Letter concerning the Provision of Incentives on the Import and/or Delivery of Four-Wheeled Battery Electric Vehicle No.:

1. *This document has been printed out from the OSS system based on the data from the business actor as stored in the OSS system and shall be the full responsibility of the business actor.*
2. *In the event of any error in the contents of this document, the necessary corrections will be made accordingly.*
3. *This document has been electronically signed using the electronic certificate issued by the Electronic Certification Agency (BSrE-BSSN).*

MINISTER OF INVESTMENT/
CHAIRMAN OF THE INVESTMENT COORDINATING BOARD
OF THE REPUBLIC OF INDONESIA,

signed

BAHLIL LAHADALIA

ANNEX VI TO
REGULATION OF THE MINISTER OF INVESTMENT/
CHAIRMAN OF THE INVESTMENT COORDINATING BOARD
OF THE REPUBLIC OF INDONESIA
NUMBER 6 OF 2023
ON
GUIDELINES AND GOVERNANCE FOR THE GRANT OF
INCENTIVES ON IMPORT AND/OR DELIVERY OF FOUR-
WHEELED BATTERY ELECTRIC VEHICLE TO ACCELERATE
INVESTMENT

SANCTION LETTER



MENTERI INVESTASI/KEPALA BKPM
REPUBLIK INDONESIA

SANCTION LETTER

No.:

Date:...

To

Name : PT ... (Business Actor)

NPWP (TIN) :

Address :

Based on Regulation of Minister of Investment/Chairman of the
Investment Coordinating Board Number on Guidelines and
Governance for the Grant of Incentives on Import and/or Delivery of

Four-Wheeled Battery Electric Vehicle to Accelerate Investment and following the issuance of Approval Letter No.: ... for the Utilization of Incentives on the Import and/or Delivery of Four-Wheeled Battery Electric Vehicle issued in the name of PT... in the context of Investment, we would like to convey that:

1. From the results of the validation conducted by the Directorate General of Customs and Excise, it is evident that PT ... with NIB... has realized the import of ... vehicles, the types of which are specified in the annex hereto.
2. Until 31 December 2027, according to the business activity data contained in the Verified Standards Certificate of PT ... under KBLI 29101 Four-or-more Wheel Vehicle Industry with Business Activity Number ... and the project location at..., the production capacity is... units/year.
3. Based on Industry Verification Certificate Number issued in the name of PT... or due to the absence of an industry verification certificate issued in the name of PT..., it has come to our attention that the production commitment specified in the Approval Letter has not been fulfilled, either partially or entirely.
4. Based on the foregoing, it can be concluded that PT ... HAS FAILED to manufacture Four-Wheeled BEV in Indonesia in a way that meets at least the same minimum quantity and technical specifications as the realized import of the Four-Wheeled BEV.
5. Based on Presidential Regulation Number ... on acceleration of

battery electric vehicles program for road transportation, PT ... **HAS NOT (or HAS)** met the minimum target of TKDN.

Based on the foregoing, a **sanction is hereby imposed** on PT ... regarding the Utilization of Incentives on the Import and/or Delivery of Four-Wheeled BEV. The details of the imposed sanction amount are specified in the Annex attached hereto.

Thank you for your attention.

Minister of Investment/

Chairman of the Investment Coordinating Board

...

Carbon Copies:

- Coordinating Minister for Maritime and Investment Affairs of the Republic of Indonesia;
- Minister of Finance of the Republic of Indonesia;
- Minister of Industry of the Republic of Indonesia;
- Minister of Trade of the Republic of Indonesia.

ANNEX TO THE SANCTION LETTER

EXCHANGE RATE: 1 US\$ = Rp ...

A. CALCULATION OF THE VALUE OF THE 0% IMPORT DUTY TARIFF			
1.	Value of the 0% Import Duty Tariff	CBU: 50% x CIF/unit x Quantity CKD: 10% x CIF/unit x Quantity	Rp.....
2.	Value of Misused Import Duty Incentive	CBU: 50% x CIF/unit x Quantity CKD: 10% x CIF/unit x Quantity	Rp..... (A)

B. CALCULATION OF THE VALUE OF THE SALES TAX ON LUXURY GOODS (PPnBM) BORNE BY THE GOVERNMENT			
1.	Value of the PPnBM Incentive given	CBU/CKD: 15% x {CIF/unit x Quantity x (1+ Import Duty Tariff)}	Rp.....
2.	Value of Misused PPnBM	CBU/CKD: 15% x {CIF/unit x Quantity x (1+ Import Duty Tariff)}	Rp..... (B)

C. CONCLUSION		
1.	Total Sanction Amount Due	Rp..... (= A + B)

*) The exchange rate to be used for converting the United States Dollar (US\$) into the Rupiah (Rp) will be based on the Bank Indonesia (BI) Middle Rate as specified in Recommendation Letter concerning the Provision of Incentives for the Import and/or Delivery of Four-Wheeled Battery Electric Vehicle No.:

FORM OF RECOMMENDATION LETTER CONCERNING
BANK GUARANTEE CANCELLATION/DISBURSEMENT



MENTERI INVESTASI/KEPALA BKPM
REPUBLIK INDONESIA

RECOMMENDATION LETTER CONCERNING
BANK GUARANTEE CANCELLATION/DISBURSEMENT

No.:

Date: ...

To

Name : PT... (Bank Guarantee Issuer)

Address :

Based on Regulation of Minister of Investment/Chairman of the Investment Coordinating Board Number on the Guidelines and Governance for the Grant of Incentives for the Import and/or the Delivery of Four-Wheeled Battery Electric Vehicle to Encourage Investment Acceleration and following the issuance of Sanction Imposition Letter Number ... and Proof of Sanction Payment Number, we would like to convey:

1. That PT ... with NIB... **is not subject to any sanction/is subject to sanctions** regarding the Utilization of Incentives on the Import of Four Wheeled Battery EVs.
2. Therefore, the Bank Guarantee under Number ... Dated... can **be canceled/disbursed in the amount of Rp ...** in accordance with the provisions of the applicable legislation.

Thank you for your attention.

Minister of Investment/

Chairman of the Investment Coordinating Board

...

Carbon Copies:

- PT... (business actor)
- Coordinating Minister for Maritime and Investment Affairs of the Republic of Indonesia;
- Minister of Finance of the Republic of Indonesia;
- Minister of Industry of the Republic of Indonesia;
- Minister of Trade of the Republic of Indonesia.

MINISTER OF INVESTMENT/

CHAIRMAN OF THE INVESTMENT

COORDINATING BOARD OF THE REPUBLIC OF

INDONESIA,

signed

BAHLIL LAHADALIA