

REGULATION OF
MINISTER OF FORESTRY

NUMBER: P. 68/Menhut-II/2008

ON

THE IMPLEMENTATION OF DEMONSTRATION ACTIVITIES ON
REDUCTION OF EMISSION FROM DEFORESTATION AND
DEGRADATION

WITH THE BLESSING OF GOD ALMIGHTY
THE MINISTER OF FORESTRY

Considering : a. That as a response from the decisions of the 13th Conference of Parties to The United Nations Framework Conventions on Climate Change in Bali, Indonesia has decided on the policy to reduce carbon emission from deforestation and degradation;

b. That in relation to the said matter, it is necessary to implement demonstration activities on the reduction of carbon emission from deforestation and degradation with the Regulation of the Minister of Forestry

Bearing in Mind : 1. Law Number 5 of 1990 on Conservation of Biological Resources and Their Ecosystem (State Gazette of the Republic of Indonesia of 1990 Number 94, State Gazette Supplemental of the Republic of Indonesia Number 3419);

2. Law Number 6 of 1994 on The Ratification of United Nations Framework Convention on Climate Change (State Gazette of the Republic of Indonesia of 1994 Number 42, State Gazette Supplemental Number 3557),

3. Law Number 23 of 1996 on Environmental Management (State Gazette of Republic of Indonesia Year 1997 Number 68, State Gazette Supplement Number 3699)
4. Law Number 41 of 1999 on Forestry (State Gazette of the Republic of Indonesia of 1999 Number 167, State Gazette Supplemental Number 3888) as amended by Law Number 19 of 2004 on the Determination on Government Regulation In Lieu of Law No. 1 of 2004 on Amendment on Law No. 41 of 1999 on Forestry to be Law (State Gazette of the Republic of Indonesia of 2004 Number 86, State Gazette of the Republic of Indonesia Number 4412)
5. Law Number 32 of 2004 on Regional Government (State Gazette of the Republic of Indonesia of 2004 Number 125, State Gazette Supplemental of the Republic of Indonesia Number 4437);
6. Law Number 17 of 2004 on the Ratification of Kyoto Protocol to the United Nations Framework Convention on Climate Change (State Gazette of the Republic of Indonesia of 2004 Number 72, State Gazette Supplemental of the Republic of Indonesia Number 4403);
7. Law Number 26 of 2007 on Landscaping (State Gazette of the Republic of Indonesia Number 68 of 2007 State Gazette Supplemental Number 4725);
8. Government Regulation Number 44 of 2004 on Forestry Planning (State Gazette of the Republic of Indonesia of 2004 Number 146, State Gazette of the Republic of Indonesia Number 4452);
9. Government Regulation Number 45 of 2004 on Forest Protection (State Gazette of the Republic of Indonesia of 2004 Number 146, State Gazette Supplemental of the Republic of Indonesia Number 4452);
10. Government Regulation Number 6 of 2007 on Forest Management and Formulation of Forest Management and Forest Utilization Plan (State Gazette of the Republic of

Indonesia of 2007 Number 22, State Gazette Supplemental of the Republic of Indonesia Number 4814);

11. Presidential Regulation No. 46 of 2008 on National Council of Climate Change;

12. Regulation of the Minister of Forestry Number P.13/Menhut-II/2004 on the Organization and Work Procedure of the Department of Forestry, as several times improved, last by Number P.64/Menhut-II/2008

HAS DECIDED

To Enact : **REGULATION OF THE MINISTER OF FORESTRY ON THE IMPLEMENTATION OF DEMONSTRATION ACTIVITIES ON REDUCTION OF EMISSION FROM DEFORESTATION AND DEGRADATION**

CHAPTER I
DEFINITION

Article 1

In this regulation the followings are the definitions:

1. Demonstration activities of reduction of emission from deforestation and degradation is testing and development of methodology, technology and institution of sustainable forest management aimed to reduce carbon emission;
2. Forest is a unity of ecosystem in the form of land and natural resources dominated by vegetations in natural harmony with surrounding environment, inseparable between one and another.
3. State forest is a forest within a land upon which no land right is imposed.
4. Right forest is a forest within a land upon which land right is imposed.
5. Minister is Minister who is responsible forestry sector.
6. Proponent is the government, forest timber product utility license holders, holders/managers of right forests, managers of customary forest, and head of

forest management unit responsible for the implementation of demonstration activities.

7. Partner is the government, international organisations, private entities and individuals who have the capacity to fund demonstration activities implementation.

CHAPTER II

AIMS AND OBJECTIVES

Article 2

- (1) The aim of the implementation of demonstration activities of reduction of emission from deforestation and degradation is to test and develop methodologies, technology and institution of sustainable forest management that endeavor to reduce carbon emission through controlling of forest deforestation and degradation.
- (2) The objective of implementation of demonstration activities of reduction of emission from deforestation and degradation is to obtain forest management design related to reduction of carbon emission from deforestation and degradation.

CHAPTER III

LOCATION AND IMPLEMENTOR

Article 3

Demonstration activities can be implemented on state forests and/or right forests.

Article 4

- (1) Demonstration activities are implemented by proponents
- (2) In the implementation of demonstration activities as referred to in paragraph (1), proponents can cooperate with partners.

CHAPTER IV

APPLICATION AND APPROVAL PROCEDURE

Article 5

- (1) Initiator submits written application on the implementation of demonstration

activities to the Minister, by enclosing:

- a. Plan of demonstration activities, the content of which among others are status and location with location map of the proposed area, form and period of cooperation, estimation of activity values, risk management and plan of revenue distribution allocation.
 - b. In the event that the initiator is an individual whose funding is coming from his/her own money (self-funding), initiator must attach letter of consent to fund the implementation of demonstration activities;
 - c. In the event that the initiator cooperates with partners and all or part of the funding comes from the partners, initiators must attach cooperation document.
- (2) The Minister assigns Working Group on Climate Change in the Department of Forestry to conduct assessment on the feasibility on the demonstration activity application as referred to in paragraph (1).
- (3) Feasibility criteria and indicators on demonstration activity implementation will further be regulated with Ministerial Regulation.
- (4) Based on the assessment of the Working Group on Climate Change Control in the Department of Forestry, the Minister can approve, approve with condition or reject the application of the initiator.
- (5) The concept of approval or rejection of the Minister as referred to in paragraph (4) is prepared by the Head of Working Group on Climate Change Control in Department of Forestry.
- (6) Ministerial approval as stipulated in paragraph (5) must list:
- a. Determination of area and extent of demonstration activities with a map showing the borders of activity location.
 - b. The period should be no longer than 5 years.
 - c. Stipulations related to the risks and allocation distribution of revenue.

CHAPTER V CONCLUDING STIPULATIONS

Article 6

This regulation is in force on the date of the enactment

To have everybody knows, this Ministerial Regulation is promulgated with its placement in the State Gazette of the Republic of Indonesia

Unofficial translation. For information purpose only. Always refer to the original Bahasa Indonesia version.

Promulgated in Jakarta
On December 11, 2008
MINISTER OF FORESTRY

H.M.S. K A B A N

Promulgated in Jakarta,
On December 2008