REGULATION OF THE MINISTER OF AGRICULTURE OF THE REPUBLIC OF INDONESIA
NUMBER 02 OF 2020
ON
AMENDMENT TO REGULATION OF THE MINISTER OF AGRICULTURE NUMBER 39 OF 2019 ON IMPORT RECOMMENDATION OF HORTICULTURE PRODUCTS

BY THE BLESSINGS OF ALMIGHTY GOD

MINISTER OF AGRICULTURE OF THE REPUBLIC OF INDONESIA,

Considering : a. that the Regulation of the Minister of Agriculture Number 39 of 2019 on Import Recommendation of Horticulture Product, Horticulture Product Import Recommendation has been regulated;

b. that for the smooth implementation of the issuance of Import Recommendation of Horticulture Product, it is necessary to issue a Regulation of the Minister of Agriculture on Amendment to the Regulation of the Minister of Agriculture Number 39 of 2019 on Import Recommendation of Horticulture Product;

Observing : 1. Article 17 section (3) of the 1945 Constitution of the Republic of Indonesia;

2. Law Number 7 of 1994 on Ratification of the Agreement Establishing the World Trade Organization (State Gazette of the Republic of Indonesia of 1994 Number 57, Supplement to the State Gazette of the Republic of Indonesia Number 3564);

3. Law Number 13 of 2010 on Horticulture (State Gazette of

the Republic of Indonesia of 2010 Number 132, Supplement to the State Gazette of the Republic of Indonesia Number 5170);

4. Law Number 18 of 2012 on Food (State Gazette of the Republic of Indonesia of 2012 Number 227, Supplement to the State Gazette of the Republic of Indonesia of Number 5360);
5. Law Number 19 of 2013 on Farmers Protection and Empowerment (State Gazette of the Republic of Indonesia of 2013 Number 131, Supplement to the State Gazette of the Republic of Indonesia of Number 5433);
6. Law Number 7 of 2014 on Trade (State Gazette of the Republic of Indonesia of 2014 Number 45, Supplement to the State Gazette of the Republic of Indonesia of Number 5512);
7. Law Number 21 of 2019 on Animal, Fish, and Plant Quarantine (State Gazette of the Republic of Indonesia of 2019 Number 200, Supplement to the State Gazette of the Republic of Indonesia of Number 6411);
8. Government Regulation Number 14 of 2002 on Plant Quarantine (State Gazette of the Republic of Indonesia of 2002 Number 35, Supplement to the State Gazette of the Republic of Indonesia of Number 4196);
9. Government Regulation Number 28 of 2004 on Food Safety, Quality, and Nutrition (State Gazette of the Republic of Indonesia of 2004 Number 107, Supplement to the State Gazette of the Republic of Indonesia of Number 4424);
10. Government Regulation Number 24 of 2018 on Online Single Submission (State Gazette of the Republic of Indonesia of 2018 Number 90, Supplement to the State Gazette of the Republic of Indonesia of Number 6215);
11. Presidential Regulation Number 45 of 2015 on Ministry of Agriculture (State Gazette of the Republic of Indonesia of 2015 Number 85);
12. Presidential Regulation Number 68 of 2019 on Organization of State Ministry (State Gazette of the Republic of Indonesia of 2019 Number 203);

13. Regulation of the Minister of Agriculture Number 09/PERMENTAN/OT.140/2/2009 on Requirements and Procedures for Plant Quarantine Measures toward the Importation of Plant Quarantine Pest Carrier into the Territory of the Republic of Indonesia (State Bulletin of the Republic of Indonesia of 2009 Number 35);
14. Regulation of the Minister of Agriculture Number 93/Permentan/OT.140/12/2011 on Type of Plant Quarantine Pest (State Gazette of the Republic of Indonesia of 2011 Number 6) as amended several times and last by Regulation of the Minister of Agriculture Number 31/Permentan/KR.010/7/2018 on the second amendment to Regulation of the Minister of Agriculture on Type of Plant Quarantine Pest (State Bulletin of the Republic of Indonesia of 2018 Number 954);
15. Regulation of the Minister of Agriculture Number 94/Permentan/OT.140/12/2011 on Port Exit and Entry for Carrier Media of Quarantined Animal Disease and Quarantined Plant Pest Organism (State Bulletin of the Republic of Indonesia of 2012 Number 7) as amended several times and last by Regulation of the Minister of Agriculture Number 20 of 2019 on the fourth amendment to Regulation of the Minister of Agriculture Number 94/Permentan/OT.140/12/2011 on Port Exit and Entry for Medium of Animal Disease and Plant Quarantine Pest (State Bulletin of the Republic of Indonesia of 2019 Number 398);
16. Regulation of the Minister of Agriculture Number 42/PERMENTAN/ OT.140/6/2012 on Plant Quarantine Measures for Importation of Fresh Fruit and Fresh Fruit Vegetable into the Territory of the Republic of Indonesia (State Bulletin of the Republic of Indonesia of 2012 Number 631);
17. Regulation of the Minister of Agriculture Number 43/Permentan/OT.140/6/2012 on Plant Quarantine Measures for the Importation of fresh tubers into the territory of the Republic of Indonesia (State Bulletin of the

Republic of Indonesia of 2012 Number 632) as amended by Regulation of the Minister of Agriculture Number 20/Permentan/KR.040/6/2017 on amendment to Regulation of the Minister of Agriculture Number 43/Permentan/OT.140/6/2012 on Plant Quarantine Measures for the Entry of Fresh Tubers into the Territory of the Republic of Indonesia (State Bulletin of the Republic of Indonesia of 2017 Number 788);

18. Regulation of the Minister of Agriculture Number 43/PERMENTAN/ OT.010/8/2015 on Organization and Working Procedure of Ministry of Agriculture (State Bulletin of the Republic of Indonesia of 2015 Number 1243);
19. Regulation of the Minister of Agriculture Number 55/PERMENTAN/ KR.040/11/2016 on Food Safety Control on the Importation of Fresh Food of Plant Origin (State Bulletin of the Republic of Indonesia of 2016 Number 1757);
20. Regulation of the Minister of Agriculture Number 39 of 2019 on Import Recommendation of Horticulture Product (State Bulletin of the Republic of Indonesia of 2019 Number 845);

HAS DECIDED:

To issue: REGULATION OF THE MINISTER OF AGRICULTURE ON AMENDMENT TO THE REGULATION OF THE MINISTER OF AGRICULTURE NUMBER 39 OF 2019 ON IMPORT RECOMMENDATION OF HOLTICULTURE PRODUCTS.

Article I

Several provisions in the Regulation of the Minister of Agriculture Number 39 of 2019 on Import Recommendation of Horticulture Products (State Bulletin of the Republic of Indonesia of 2019 Number 845), amended as follows:

1. The provision of Article 15 is amended so that it reads as follows:

Article 15

(1) The technical requirements as referred to in Article 10, include:

a. Fresh Horticulture Products must comply with the provisions of the food safety for Fresh Food of Plant Origin (*Pangan Segar Asal Tumbuhan,* PSAT) in accordance with the provisions of legislation;
b. fresh Horticulture Products which its first time are exported from country of country of origin must be accompanied by risk analysis results of plant quarantine pest from the Indonesia Agriculture Quarantine Agency;
c. Certificate of Good Agriculture Practices/GAP or any equivalent certificate internationally recognized from the country of origin which is valid until the expiration date of its importation;
d. Certificate of Good Agriculture Practices/GAP or any equivalent certificate internationally recognized from the country of origin which is valid until expiration date of its importation;
e. statement letter from exporting country which declares production capacity of their farmland registered or certified Good Agriculture Practices/GAP; and
f. Imported Horticulture Products meet specified characteristics.

(2) The technical requirements, as referred to in section (1) point c, point d, and point e, is translated into Bahasa Indonesia.

(3) In the even that a country has obtained the recognition of Food safety control system for Fresh Food of Plant Origin (PSAT) and still valid, then GAP, GHP, and statement letter from exporter of the country of origin regarding production capacity of the garden/farm land, as referred to in section (1) point c, point d, and point e.

(4) The provision as referred to in section (3) is valid for Horticulture Products that are listed in the annex of a Ministerial Decision on Recognition of Food Safety Control system for Fresh Food of Plant Origin (PSAT).

(5) Further provision regarding characteristic as referred to in section (1) point f is stipulated by the Director General on behalf of the Minister.

2. Provision of section (2) of Article 21 is deleted, so that Article 21 reads as follows:

Article 21

(1) RIPH as referred to in Article 19 section 5 is valid if horticulture products have been loaded from country of origin not later than 31 December of current year.
(2) Deleted.
(3) Horticulture products as referred to in section 1 arrive in Indonesia not later than 60 (sixty) calendar days since they are loaded from country of origin and proven with all Import Declaration , *Pemberitahuan Impor Barang* (PIB).

3. Provision of section (3) of Article 22 is amended so that so that Article 22 reads as follows:

Article 22

(1) Business Actors who have obtained RIPH, as referred to in Article 19 section (3), can apply for RIPH amendment.
(2) RPIH amendment as referred to in section (1) will be in force mutatis mutandis in accordance with provision in Article 16 to Article 20.
(3) Amended RIPH as referred to in section (1) will be valid if horticulture products are loaded by any transport from country of origin at least on the date of new RIPH issuance.
(4) Horticulture Product as referred to in section (3) arrive in Indonesia not later than 60 (sixty) calendar days since being loaded into the transport mode from the country of origin and proven by Import Declaration , *Pemberitahuan Impor Barang* (PIB).

Article II

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

In order that every person may know 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 14 January 2020

MINISTER OF AGRICULTURE
OF THE REPUBLIC OF INDONESIA,

signed.
SYAHRUL YASIN LIMPO

Promulgated in Jakarta
on 17 January 2020

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

signed.

WIDODO EKATJAHJANA

STATE BULLETIN OF THE REPUBLIC OF INDONESIA OF 2020 NUMBER 24

Jakarta, 8 November 2021
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,



BENNY RIYANTO