

REGIONAL DISASTER MITIGATION BOARD

(Regional Regulation of the Province of Jakarta Capital Special Region Number 9 Year 2011 dated November 14, 2011)

BY GRACE OF GOD THE ALMIGHTY

THE GOVERNOR OF THE PROVINCE OF JAKARTA
CAPITAL SPECIAL REGION

Considering:

- a. that in order to implement the provision of Article 18 Law Number 24 Year 2007 on Disaster Mitigation and Article 2 of Regulation of the Minister of Home Affairs Number 46 Year 2008 on Guidance for Organization and Working Mechanism of Regional Disaster Mitigation Board as well as Regulation of the Head of the National Agency for Disaster Mitigation, it is necessary to establish a regional disaster mitigation board of the province of Jakarta Capital Special Region;
- b. that having regards to letter a, it is necessary to enact a regional regulation on regional disaster mitigation board;

In view of:

1. Law Number 8 Year 1974 on Personnel Principles (Statute Book of the Republic of Indonesia Year 1974 Number 55, Supplement to Statute Book of the Republic of Indonesia Number 3041) as already amended by Law Number 43 Year 1999 (Statute Book of the Republic of Indonesia Year

1999 Number 169, Supplement to Statute Book of the Republic of Indonesia Number 3890);

2. Law Number 17 Year 2003 on State Finance (Statute Book of the Republic of Indonesia Year 2003 Number 47, Supplement to Statute Book of the Republic of Indonesia Number 4286);
3. Law Number 1 Year 2004 on State Treasury (Statute Book of the Republic of Indonesia Year 2004 Number 5, Supplement to Statute Book of the Republic of Indonesia Number 4355);
4. Law Number 15 Year 2004 on Audit of State Finance Management and Accountability (Statute Book of the Republic of Indonesia Year 2004 Number 66, Supplement to Statute Book of the Republic of Indonesia Number 4400);
5. Law Number 25 Year 2004 on National Development Planning System (Statute Book of the Republic of Indonesia Year 2004 Number 104, Supplement to Statute Book of the Republic of Indonesia Number 4421);
6. Law Number 32 Year 2004 on Regional Administration (Statute Book of the Republic of Indonesia Year 2004 Number 125, Supplement to Statute Book of the Republic of Indonesia Number 4437) as already amended several times and the latest by Law Number 12 Year 2008 (Statute Book of

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- the Republic of Indonesia Year 2008 Number 59, Supplement to Statute Book of the Republic of Indonesia Number 4844);
7. Law Number 24 Year 2007 on Disaster Mitigation Board (Statute Book of the Republic of Indonesia Year 2007 Number 66, Supplement to Statute Book of the Republic of Indonesia Number 4273);
 8. Law Number 29 Year 2007 on Provincial Administration of Jakarta Capital Special Region as the Capital of the Unitary State of the Republic of Indonesia (Statute Book of the Republic of Indonesia Year 2007 Number 93, Supplement to Statute Book of the Republic of Indonesia Number 4744);
 9. Law Number 12 Year 2011 on Legislation Enactment (Statute Book of the Republic of Indonesia Year 2011 Number 82, Supplement to Statute Book of the Republic of Indonesia Number 5234);
 10. Government Regulation Number 16 Year 1994 on Functional Position of Civil Servants (Statute Book of the Republic of Indonesia Year 1994 Number 22, Supplement to Statute Book of the Republic of Indonesia Number 3547);
 11. Government Regulation Number 58 Year 2005 on Regional Finance Management (Statute Book of the Republic of Indonesia Year 2005 Number 140, Supplement to Statute Book of the Republic of Indonesia Number 4578);
 12. Government Regulation Number 38 Year 2007 on Sharing of Public Administration Affairs between the Government, Provincial and Regency/Municipal Administration (Statute Book of the Republic of Indonesia Year 2007 Number 82, Supplement to Statute Book of the Republic of Indonesia Number 4737);
 13. Government Regulation Number 41 Year 2007 on Organization of Regional Apparatuses (Statute Book of the Republic of Indonesia Year 2007 Number 89, Supplement to Statute Book of the Republic of Indonesia Number 4741);
 14. Government Regulation Number 21 Year 2008 on the Implementation of Disaster Mitigation (Statute Book of the Republic of Indonesia Year 2008 Number 42, Supplement to Statute Book of the Republic of Indonesia Number 4858);
 15. Presidential Regulation Number 8 Year 2008 on National Agency for Disaster Mitigation;
 16. Regulation of the Minister of Home Affairs Number 13 Year 2006 on Guidance for Regional Finance Management as already amended several times and the latest by Regulation of the Minister of Home Affairs Number 21 Year 2011;
 17. Regulation of the Minister of Home Affairs Number 45 Year 2008 on Model of Organization of Regional Apparatuses of the Province of Jakarta Capital Special Region;
 18. Regulation of the Minister of Home Affairs Number 46 Year 2008 on Guidance for Organization and Working Mechanism of Regional Disaster Mitigation Board;
 19. Regulation of the Head of the National Agency for Disaster Mitigation Number 3 Year 2008 on Guidance for the Establishment of Regional Disaster Mitigation Board;

20. Regional Regulation Number 10 Year 2008 on Organization of Regional Apparatuses (Regional Book Year 2008 Number 10);

By Joint Approval of
THE REGIONAL LEGISLATIVE COUNCIL OF THE
PROVINCE OF JAKARTA CAPITAL SPECIAL REGION
And
THE GOVERNOR OF THE PROVINCE OF JAKARTA
CAPITAL SPECIAL REGION

DECIDES :

To stipulate:

REGIONAL REGULATION ON REGIONAL DISASTER
MITIGATION BOARD

CHAPTER I

GENERAL

Article I

Referred to in this regional regulation as:

1. Region shall be the Province of Jakarta Capital Special Region
2. Regional Government shall be Governor and Regional Apparatuses as elements of regional administrator.
3. Governor shall be the Head of the Provincial Region of Jakarta Capital Special Region.
4. Regional Legislative Council hereinafter abbreviated to DPRD shall be the Provincial Legislative Council of Jakarta Capital Special Region.
5. Regional Secretariat shall be the Secretariat of the

Province of Jakarta Capital Special Region.

6. Regional Secretary shall be the Secretary of the Province of Jakarta Capital Special Region.
7. Working Department of Regional Apparatus hereinafter abbreviated to SKPD shall be working department of regional apparatus of the province of Jakarta Capital Special Region.
8. Working Unit of Regional Apparatus hereinafter abbreviated to UKPD shall be working unit or subordinate to SKPD.
9. Administrative City shall be administrative city in the province of Jakarta Capital Special Region.
10. Administrative Regency shall be Administrative Regency Kepulauan Seribu of the Province of Jakarta Capital Special Region.
11. Mayor shall be mayor of administrative city.
12. Regent shall be regent of administrative regency.
13. Regional Budget of Revenue and Expenditure hereinafter abbreviated to APBD shall be Regional Budget of Revenue and Expenditure of the Province of Jakarta Capital Special Region.
14. Regional Disaster Mitigation Board hereinafter abbreviated to BPBD shall be the Regional Disaster Mitigation Board of the Province of Jakarta Capital Special Region.
15. Disaster shall be event or a series of events in region, which threatens and affect human live and livelihood attributable to natural factors and/or non-natural factors or human factors, environmental damage, material loss and psychological impact.

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16. Natural Disaster shall be disaster attributed to event or a series of event attributable to nature, among others, quake, tsunami, volcano eruption, flooding, droughts, hurricane and landslide.
17. Non-natural disaster shall be disaster attributable to non-natural event or a series of non-natural events, among others, technology failure, modernization failure, epidemics and disease outbreak.
18. Social Disaster shall be disaster attributable to event or a series of events attributed to human, covering social conflict between groups or communities and terrors.
19. The implementation of disaster mitigation shall be a series of efforts covering the stipulation of development policies potential to trigger disaster, disaster prevention, emergency response and rehabilitation.
20. Prevention of Disaster shall be a series of activities executed to anticipate disaster through organization as well as appropriate and effective measures.
21. Alertness shall be a series of activities executed to anticipate disaster through organization as well as appropriate and effective measures.
22. Mitigation shall be a series of efforts to minimize disaster risk, through physical development or awareness generation and enhancement of capability of encountering disaster threat.
23. Disaster Emergency Response shall be a series of activities taken promptly when disaster occurs in a bid to handle negative impacts arising from the disaster, covering rescue and evacuation of victims, materials, fulfillment of basic need, protection, settlement of refugees, rescue as well as restoration of infrastructure and facilities.
24. Rehabilitation shall be the improvement and rehabilitation of the whole aspects of public service up to an adequate level in post-disaster region with the main target normalizing or ensuring the normal work of the whole aspects of public administration and human life in post disaster region.
25. Reconstruction shall be reconstruction of the whole infrastructure and facilities, institution in post disaster region, either in the level of administration or community with the main target being the growth and development of economic, social and cultural activities, enforcement of law and order, and the emergence of public participation in the whole aspects of social life in post disaster region.
26. Refuge shall be person or group of people who has or is forced to come out of their domicile for indefinite time as negative impact of disaster.
27. Steering shall be steering of BPBD.
28. Executor shall executor of BPBD.
23. Disaster Emergency Response shall be a series of activities taken promptly when disaster occurs in

CHAPTER II

ESTABLISHMENT

Article 2

BPBD shall be established by this regional regulation

CHAPTER III

POSITION, TASK AND FUNCTION

Part One

Position

Article 3

- (1) BPBD shall constitute a regional apparatus subordinate and responsible to the Governor in executing disaster mitigation.
- (2) BPBD shall be led by a head assumed by Regional Secretary in ex officio.

Part Two

Task and Function

Article 4

- (1) BPBD shall be assigned to:
 - a. stipulate guidance and direction in accordance with policies of the regional government and the National Agency for Disaster Mitigation for disaster mitigation measures, covering disaster prevention, handling of emergency response, rehabilitation,. Reconstruction fairly and equitably as well as in accordance with the need and developments;
 - b. stipulate standard as well as the need for the execution of disaster mitigation on the basis of legislation;
 - c. prepare, stipulate and inform vulnerable disaster map;
 - d. formulate and stipulate standard operating procedure for disaster mitigation;
 - e. execute disaster mitigation in the region;

- f. report the execution of disaster mitigation to the head of region every month in normal condition and at anytime in the state of disaster emergency;
- g. control the collection and distribution of money and goods;
- h. hold accountability for the use of the received budget and APBD; and
- i. exercise other obligations in accordance with legislation.

(2) In order to execute the task as meant in paragraph (1), BPBD shall function:

- a. to formulate and stipulate disaster mitigation and refugee handling policies by taking action promptly, quickly, effectively and efficiently; and
- b. to coordinate the execution of disaster mitigation activities in an integrated manner and comprehensively.

CHAPTER IV

ORGANIZATION

Part One

Organizational Structure

Article 5

- (1) The organizational structure of BPBD shall consist of:
 - a. Head;
 - b. Steering committee;
 - c. Executor; and
 - d. Executive Unit.

(2) The chart of organizational structure of BPBD shall be as contained in the attachment to this regional regulation.

The steering committee shall consist of:

- a. Chairman; and
- b. Member.

Part Two

Article 10

Head of BPBD

(1) The chairman of the steering committee shall be assumed by the Head of BPBD.

Article 6

- (1) The Head of BPBD shall be assigned to lead and coordinate the execution of tasks and functions of BPBD.
- (2) Further provision on the task of the head of BPBD shall be regulated by a regulation of the governor.

(2) The chairman of the steering committee shall be assigned to lead and coordinate the execution of tasks and functions of the steering committee as meant in Article 7 and Article 8.

Part Three

Article 11

Steering Committee

(1) Members of the steering committee shall be 11 (eleven) persons, consisting of:

Article 7

The steering committee shall be part of BPBD in formulating policies, monitoring and evaluating regional disaster mitigation.

- a. 6 (six) persons from officials of the regional government; and
- b. 5 (five) persons from professional communities.

Article 8

- (1) The steering committee shall be assigned to provide inputs and recommendations to the Head of BPBD in disaster mitigation.
- (2) The steering committee shall function to:
 - a. formulate regional disaster mitigation policies;
 - b. monitor; and
 - c. evaluate in the execution of regional disaster mitigation.

(2) The six members resulting from officials of the regional government shall be stipulated by the governor.

(3) The five members resulting from professional communities shall be stipulated by the governor on the basis of result of fit and proper test executed by DPRD.

Article 12

Article 9

(1) The Head of BPBD shall announce publicly through media the registration and selection of prospective members of the steering committee

and representatives of professional communities.

- (2) The registration and selection shall be executed by an independent team stipulated by the head of BPBD.
- (3) The Head of BPBD shall nominate 10 (ten) prospective members of the steering committee from professional communities that result from the selection as meant in Article 11 to the governor to be recommended to DPRD.
- (4) Further provision on registration and selection by the independent team as meant in paragraph (2) shall be regulated by a regulation of the governor.

Article 13

- (1) DPRD shall organize fit and proper test for prospective members of the steering committee and representatives of professional communities recommended by the governor.
- (2) The fit and proper test as meant in paragraph (1) shall be executed in accordance with the provision of internal rule of DPRD.
- (3) In accordance with result of the fit and proper test as meant in paragraph (2), DPRD shall nominate 7 (seven) prospective members of the steering committee from professional communities to the governor.
- (4) The prospective members of the steering committee as meant in paragraph (3) shall be included into a list with serial number one up to serial number seven in accordance with the rating result of fit and proper test.

- (5) The prospective members of the steering committee having serial number one up to serial number five as meant in paragraph (4) shall be stipulated by the governor as members of the steering committee by a decision of the governor.
- (6) Prospective members of the steering committee with serial number six and seven shall become candidates for periodical alternate members of the steering committee.

Article 14

The tenure of the members of the steering committee from professional communities shall be 5 (five) years and the members may not be re-appointed for the second term.

Article 15

- (1) The periodical recall of members of the steering committee may be executed if member of the steering committee quits before the tenure finishes.
- (2) The member of the steering committee as meant in paragraph (1) shall quit because:
 - a. the member passed away;
 - b. the member does not assume his/her position anymore in the case of member of the steering committee and official of regional government;
 - c. the member tenders resignation from member of the steering committee on the basis of his/her intention: and

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- d. the member fails to fulfill obligation as member of the steering committee and/or has committed legal violation already securing legally fixed court-verdict.

(3) Candidate for periodical alternate member of the steering committee shall be:

- a. official substituting member of the steering committee from official of regional government; and
- b. prospective members of the steering committee with serial number six and seven as meant in Article 13 paragraph (6).

Article 16

Individual persons or representatives of professional communities eligible to register themselves and/or be registered to participate in selection of members of the steering committee shall meet the following requirements:

- a. Indonesian citizens;
- b. physically and mentally healthy;
- c. having good conduct;
- d. having 30 (thirty) years old at the minimum and 60 (sixty) years old at the maximum;
- e. having nationalism perspective;
- f. having academic knowledge and experience in disaster mitigation;
- g. having high integrity;
- h. non-partisan;
- i. not civil servant, member of the Indonesian Military or Indonesian Police, except civil servant lec-

- ture already securing license from the authorized official; and
- j. domiciled and living in the region.

Part Four

Executor

Article 17

- (1) Executor shall constitute a part of BPBD as a working department of regional apparatus in coordinating, commanding, and executing regional disaster mitigation.
- (2) The executor shall become secretariat of BPBD and secretariat of the steering committee because of its position.
- (3) The executor shall be led by a head of the executor subordinate and responsible to the Head of BPBD.

Article 18

- (1) The executor shall have the task of mitigating disaster in an integrated manner, covering pre-disaster, emergency response and post-disaster.
- (2) In order to execute the task as meant in paragraph (1), the executor shall perform functions:
 - a. coordinating disaster mitigation;
 - b. commanding disaster mitigation; and
 - c. executing disaster mitigation.

Article 19

- (1) The organizational structure of the executor shall consist of:

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a. Head of Executor;

Provincial Executive Unit

b. Secretariat, composed of:

Article 20

1. General Affairs Sub-section;

(1) Provincial executive unit shall be SKPD/UKPD of the board, service, public peace and order service, bureau, and regional general hospital/special regional hospital with the task and function related to disaster mitigation

2. Planning Sub-section; and

3. Finance Sub-section;

c. Prevention and Alertness Division, composed of:

(2) The board, service, public peace and order service, bureau, and regional general hospital/special regional hospital as meant in paragraph (1) shall execute activities of disaster mitigation in accordance with their respective tasks and functions.

1. Prevention Section;

2. Alertness Section.

d. Emergency and Logistics Division, composed of:

(3) The activities of disaster mitigation by SKPD/UKPD as meant in paragraph (2) shall be executed under coordination and control of the head of BPBD through the head of executor.

1. Emergency Section;

2. Logistics Section;

e. Rehabilitation and Reconstruction Division, composed of:

(4) Further provision on the execution of disaster mitigation activities by the provincial executive unit shall be regulated by a regulation of the governor.

1. Rehabilitation Section;

2. Reconstruction Section.

f. Informatics and Controlling Division, composed of:

1. Informatics Section,

2. Controlling Section.

Paragraph 2

g. Group of Functional Position.

Administrative City/Regency Executive Unit

(2) In order to enhance the execution of task and function of the executor, task force may be established in accordance with the need.

(3) Further provision on the task force as meant in paragraph (2) shall be regulated by a regulation of the governor.

Article 21
Mayor/regent in accordance with his/her position as the head of administrative city/regency administration shall constitute the head of executive unit within the scope of administrative city/regency.

Article 22

Part Five

(1) The administrative city/regency executive unit shall be office, sub-service, public peace and

Paragraph 1

order service of administrative city/regency, technical executive unit of board/service in the region, section, district and sub-district with the tasks and functions related to disaster mitigation.

(2) The office, sub-service, public peace and order service of administrative city/regency, technical executive unit of board/service in the region, section, district and sub-district as meant in paragraph (1) shall execute activities of disaster mitigation in accordance with their respective tasks and functions under coordination and control of mayor/regent.

(3) The execution of disaster mitigation activities by the office, sub-service, public peace and order service of administrative city/regency, technical executive unit of board/service in the region, section, district and sub-district as meant in paragraph (2) shall be under coordination and control of regent/mayor.

(4) Further provision on the execution of disaster mitigation activities by the administrative city/regency executive unit shall be regulated by a regulation of the government.

CHAPTER V

WORKING MECHANISM

Article 23

(1) In executing the tasks and functions, BPBD shall be obliged to abide by and refer to the provision of legislation.

(2) In executing the tasks and functions, BPBD shall apply the principles of coordination, cooperation, integration, synchronization, simplification, accountability, transparency, effectiveness and efficiency.

CHAPTER VI

PERSONNEL AFFAIRS

Article 24

Personnel affairs in BPBD shall be regulated in accordance with the provision of legislation.

CHAPTER VII

FINANCIAL

Article 25

The expense budget of BPBD shall be borne by APBD in accordance with the provision of legislation.

Article 26

(1) In the framework of executing disaster mitigation, the regional government through BPBD may receive, save and distribute assistance from communities and/or other parties, be it the government and/or private, in the form of money, goods and/or other resources.

(2) The management of the assistance receipt as meant in paragraph (1) shall be executed in accordance with the provision of legislation.

CHAPTER VIII

MISCELLANEOUS

Article 27

Further provision on description of tasks, functions and working mechanism of BPBD shall be regulated by a regulation of the governor.

CHAPTER IX

CONCLUSION

Article 28

The regional regulation shall come into force as from the date of promulgation.

For public cognizance, the regional regulation shall be promulgated by placing in Regional Book of the Province of Jakarta Capital Special Region.

Stipulated in Jakarta

On November 14, 2011

THE GOVERNOR OF THE PROVINCE OF JAKARTA
CAPITAL SPECIAL REGION

sgd

FAUZI BOWO

Promulgated in Jakarta

On November 15, 2011

THE REGIONAL SECRETARY OF THE PROVINCE OF
JAKARTA CAPITAL SPECIAL REGION

sgd

FADJAR PANJAITAN

NIP195508261 976011001

REGIONAL BOOK OF THE PROVINCE OF JAKARTA
CAPITAL SPECIAL REGION YER 2011 NUMBER 9

ELUCIDATION

ON

REGIONAL REGULATION OF THE PROVINCE OF
JAKARTA CAPITAL SPECIAL REGION NUMBER 9
YEAR 2011

ON

REGIONAL DISASTER MITIGATION BOARD

I. GENERAL

The government has been highly committed and very serious in mitigating disaster. It could be understood and ascertained by stipulation of various legislation, such as Law Number 24 Year 2007 on Disaster Mitigation, Government Regulation Number 21 Year 2008 on the Execution of Disaster Mitigation, Government Regulation Number 22 Year 2008 on Disaster Mitigation Funding, Regulation of the Minister of Home Affairs Number 46 Year 2008 on Guidance for Organization and Working Mechanism of Regional Disaster Mitigation Board and Regulation of the Head of the National Agency for Disaster Mitigation Number 3 Year 2008 on Guidance for the Establishment of Regional Disaster Mitigation Board. In line with the commitment and realizing the possibilities of disaster in the province of Jakarta Capital Special Region, the establishment of Regional Disaster Mitigation Board is badly needed.

The establishment of the Regional Disaster Mitigation Board constitutes a part and effort of

the provincial administration of Jakarta Capital Special Region in mitigating disasters potential to occur in the region. The establishment of the regional disaster mitigation board is expected to be capable of answering cum realizing the alertness of the provincial government of Jakarta Capital Special region in mitigating disasters before disaster, during emergency response and after disaster.

In the pre-disaster phase, the Regional Disaster Mitigation Board of the Province of Jakarta Capital Special Region is expected to be capable of executing, formulating and coordinating optimally:

1. Disaster mitigation planning;
2. Disaster risk reduction;
3. Prevention;
4. Guidance in development planning;
5. Requirement for disaster risk analysis;
6. Implementation and enforcement of spatial plan;
7. Education and training; and
8. Requirement for technical standard of disaster mitigation.

The activities are executed in the pre-disaster phase, namely in the state of no disaster and the existence of disaster potential. If the activities are executed properly, understanding and alertness of regional government apparatuses, residents as well as other stakeholders of disaster mitigation on disaster may materialize.

In the state of emergency response, the Re-

gional Disaster Mitigation Board would be able to coordinate command and/or organize properly the following activities:

1. Quick and accurate assessment of location, damage, loss and resources;
2. Determination of status of disaster emergency;
3. Rescue and evacuation of people affected by disaster;
4. Fulfillment of basic need;
5. Protection of vulnerable groups; and
6. Prompt restoration of vital infrastructure and facilities.

Through the above mentioned activities, victims and losses attributable to disaster may be minimized.

In the post disaster phase, the Regional Disaster Mitigation Board is expected to be capable of coordinating, controlling and/or executing:

1. Rehabilitation, covering activities:
 - a. Improvement of the environment of disaster region;
 - b. Improvement of public infrastructure and facilities;
 - c. Provision of assistance for the improvement of houses of communities;
 - d. Socio psychological restoration;
 - e. Medical service;
 - f. Conflict reconciliation and resolution;
 - g. Socio, economic and cultural recovery;
 - h. Restoration of security and order;

- I. Restoration of administration function;
and
 - j. Restoration of public service function.
2. Reconstruction in disaster area is executed through activities:
- a. Development of infrastructure and facilities;
 - b. Reconstruction of social facilities of communities;
 - c. Revival of socio cultural life of communities;
 - d. Application of appropriate design and the use of better and disaster-resistant equipment;
 - e. Participation and role of social institutions and organizations, business communities and communities;
 - f. Enhancement of social, economic and cultural condition;
 - g. Enhancement of public service function;
and
 - h. Enhancement of public and community service.

If the activities in Point 1 and Point 2 are executed properly, livelihood of the people affected by disaster would recover, revive and develop.

The regional regulation provides certainty about the perseverance of the Provincial Government of Jakarta Capital Special Region to disaster mitigation. The perseverance is based on consideration about the powerful impacts if disaster

occurred. Disaster may cause multi-impacts such as the loss of human life and other creatures, destruction of infrastructure and facilities as well as other substantial material- and non-material losses.

The regional regulation only regulates the establishment of disaster mitigation board while technical issues related to disaster mitigation should be regulated by governor regulation so that the regional regulation could apply in a relatively long period and in the case of technical policies changing, it's sufficient to replace or amend governor regulation as the implementing regulation of this regional regulation.

The Regional Disaster Mitigation Board in executing the tasks and functions is demanded to maximize coordination, cooperation and partnership with working departments/units of regional apparatuses and/or institutions/private/communities. To the best of our beliefs, the regional disaster mitigation board is impossible to mitigate disaster personally so that the active role/involvement of the whole components of stakeholders is badly needed. In the framework of coordination, cooperation and partnership, the regional disaster mitigation board is demanded to be capable of developing effective communications with the whole stakeholders.

Institutionally, the regional disaster mitigation board constitutes a special agency. It may be understood from the structure of the board, consisting

head assuming by Regional Secretary in ex-officio, steering committee consisting of officials of regional apparatuses, with representatives of professional communities, executor and SKPD/UKPD as executive unit.

The specialty constitutes an indicator of the complexity and heavy burden of disaster mitigation so that the board needs to be led by the highest official in the region, namely Regional Secretary with bicameral organization, namely steering and executor. It's also necessary to underline that the execution of the complicated and heavy responsibility would be more optimal if the communities are involved directly by including representatives of professional communities in the steering committee. The institutional specialty of the regional disaster mitigation board would be applicative if the persons assuming the stipulated position, particularly in the executor are capable in executing their position. The executor plays important role in the organization of the regional disaster mitigation board because it would become the main assistant of the head of BPBD in the case of:

1. Liaison of the Head of BPBD to steering;
2. Planning and execution of work plan and budget of BPBD;
3. Communications with the whole stakeholders of disaster mitigation;
4. Day to day operational executive of tasks and functions of BPBD;

5. Executive of administration of BPBD and steering committee.

II. ARTICLE BY ARTICLE.

Article 1 up to Article 3

Sufficiently clear

Article 4

Paragraph (1)

Letter a and Letter b

Sufficiently clear

Letter c

The definition of disaster vulnerable in this letter is a geological, biological, climatologic, socio, cultural, political, economic and technological condition or characteristic in a region in a specified period, which reduces capability of preventing, curbing, achieving readiness and reducing capability of responding to negative impacts of certain danger.

Letter d up to Letter h

Sufficiently clear

Paragraph (2)

Letter a

Acting promptly and appropriately means disaster mitigation must be executed quickly and appropriately in accordance with the demand of situation and condition.

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Article 5 up to Article 10

Sufficiently clear

Article 15 up to Article 23

Sufficiently clear

Article 11

Paragraph (1)

Letter a

Sufficiently clear

Article 24

The legislation means the provision of personal legislation.

Letter b

Professional communities are individuals, members of communities having knowledge, experience in disaster issues.

Article 25

The expenditure budget means the budget of expense allocated in the execution of tasks and functions of BPBD, among others, the formulation of disaster policies, coordination, monitoring, evaluation, integration of program, control, socialization, education and training and emergency command of disaster mitigation.

Paragraph (2) and Paragraph (3)

Sufficiently clear

Article 12

Paragraph (1)

Sufficiently clear

Article 26

Paragraph (1)

Sufficiently clear

Paragraph (2)

The definition of independent team in this paragraph (1) is ad hoc team established by the Head of BPBD with the members consisting of officials of regional government and professionals.

Paragraph (2)

The legislation as meant in this paragraph is the provision of legislation in accordance with the origin, nature, and form of assistance.

Paragraph (3) and Paragraph (4)

Sufficiently clear

Article 27 and Article 28

Sufficiently clear

Article 13

Sufficiently clear

SUPPLEMENT TO REGIONAL BOOK OF
THE PROVINCE OF JAKARTA CAPITAL SPECIAL
REGION NUMBER 23

Article 14

Pursuant to the provision of the article, every member of the steering committee of BPBD may only assume one term of office, namely 5 (five) years.

(R)