

COORDINATING BOARD FOR SECURITY IN THE SEA
(Presidential Regulation No. 81/2005 dated December 29, 2005)

WITH THE GRACE OF THE ALMIGHTY GOD
THE PRESIDENT OF THE REPUBLIC OF INDONESIA,

Considering:

- a. that, enforcement of law and security in Indonesian waters is implemented by various government institutions so that it should be coordinated in order to operate effectively;
- b. that, the Coordinating Board for Security In The Sea established pursuant to Joint Decree of the Minister of Defense and Security/Chief of Armed Forces, the Minister of Communications, the Minister of Finance, the Minister of Justice, and the Attorney General No. Kep/B/45/XII/1972, S.K. 901/M/1972, Kep. 779/MK/III/12/1972, J.S. 8/72/1, and Kep.085/J.A.12/1972, is deemed no longer suitable to the current legal development and government administrative arrangements that it should be restipulated;
- c. that, in consideration of the matters as meant in paragraphs a and b, and in the framework of enforcement of the provisions of Article 23 paragraph (3) and Article 24 paragraph (3) of Law No. 6/1996 on Indonesian Waters, it is deemed necessary to restipulate regulations on the Coordinating Board for Security In The Sea by a Presidential Regulation;

In view of:

1. Article 4 paragraph (1) of Constitution of 1945;
2. Law No. 6/1996 on Indonesian Waters (Statute Book of 1996 No. 73, Supplement to Statute Book No. 3647);

D E C I D E S :

To stipulate:

PRESIDENTIAL REGULATION ON COORDINATING
BOARD FOR SECURITY IN THE SEA.

CHAPTER I
GENERAL PROVISIONS

Article 1

Hereinafter referred to as:

1. Indonesian Water Territory is as set forth in Law No. 6/1996 on Indonesian Waters and other applicable laws and the prevailing international conventions.
2. Coordination of Security In The Sea is combining of activities and operations of security in the sea performed by government institutions pursuant to the applicable laws.
3. Activities of Security In The Sea is planned actions performed routinely and functionally by each institution in the framework of guarding, monitoring, prevention, and action-taking against violations against the law, and safety and protection of public and government activities in Indonesian waters.
4. Operations of Security In The Sea is planned actions performed specifically and to achieve certain targets or goals by each competent institution (independent operation of security in the sea) and/or by two or more institutions jointly (joint operation of security in the sea) in the framework of guarding, monitoring, preventing, and action-taking against violations against the law, and safety and protection of public and government activities in Indonesian waters.

CHAPTER II

POSITIONS, DUTIES, AND FUNCTIONS

Article 2

The Coordinating Board for Security In The Sea, which is hereinafter called BAKORKAMLA, is a non-structural institution reporting to the President.

Article 3

BAKORKAMLA is in charge of coordinating arrangement of policies and performance of activities and operations of security in the sea integrally.

Article 4

In performing the duties as meant in Article 3, BAKORKAMLA shall:

- a. Arrange and stipulate general policies on security in the sea;

b. Coordinate

- b. Coordinate activities in performance of duties in security in the sea consisting of guarding, monitoring, preventing, and action-taking against violations against the law, and protection of shipping and protection of public and government activities in Indonesian waters;
- c. Give technical and administrative support in security in the sea integrally.

CHAPTER III ORGANIZATION

Article 5

Members of BAKORKAMLA consist of:

- a. Chairman : The Coordinating Minister for Politics, Law, and Security
- b. Members : 1. The Minister of Foreign Affairs
2. The Minister of Home Affairs
3. The Minister of Defense
4. The Minister of Justice and Human Rights
5. The Minister of Finance
6. The Minister of Communications
7. The Minister of Marine and Fisheries
8. The Attorney General
9. Chief of Indonesian Armed Forces
10. Chief of Indonesian Police Forces
11. Chief of State Intelligence Agency
12. Chief of Indonesian Naval Forces
- c. Secretary and : Head Operational Division of
Member BAKORKAMLA

CHAPTER IV OPERATIONAL DIVISION OF BAKORKAMLA

Article 6

- (1) To support acceleration of performance of duties and functions of BAKORKAMLA, an Operational Division is established.
- (2) The Operational Division is chaired by Head of Operational Division reporting to Chief of BAKORKAMLA.
- (3) The Operational Division of BAKORKAMLA is in charge to give technical and administrative support to BAKORKAMLA in performing its duties and functions.

Article 7

The Operational Division consists of:

- a. Team for Coordination of Security In The Sea, which is called TIM KORKAMLA;
- b. Secretariat of Operational Division of BAKORKAMLA;
- c. Centres.

Article 8

- (1) TIM KORKAMLA is established by Chief of BAKORKAMLA.
- (2) TIM KORKAMLA as meant in paragraph (1) is chaired by Head of Operational Division of BAKORKAMLA with members consisting of echelons I or officers of similar level who functionally represent government institutions being members of BAKORKAMLA and other government institutions deemed necessary.

- (3) TIM KORKAMLA is in charge of:

- a. Preparing draft general policies on security in the sea;
- b. Drafting, monitoring, and evaluating the performance of coordination of activities of security in the sea.

Article 9

- (1) The Secretariat of Operational Division of BAKORKAMLA is chaired by a Secretary.
- (2) The Secretary is in charge of providing administrative services of BAKORKAMLA.
- (3) The Secretariat of Operational Division of BAKORKAMLA as meant in paragraphs (1) and (2) consists of maximum three (3) divisions, and each division consists of maximum three (3) sub divisions.

Article 10

- (1) The Centres are chaired by Centres' Heads.
- (2) The Centres as meant in paragraph (1) are in charge of doing preparations and giving technical support to BAKORKAMLA.
- (3) The number of Centres within the Operational Division of BAKORKAMLA is maximum three (3).
- (4) Each Centre consist of Administrative Sub Division and maximum four (4) departments, and each department consists of maximum three (3) sub departments.

Article 11

(1) In the framework of performance of duties, a Task Force for Coordination of Security In The Sea, which is hereinafter called SATGAS KORKAMLA, is established.

(2) SATGAS KORKAMLA is an ad hoc task force established to perform certain duties in the framework of joint operation of security in the sea.

CHAPTER V
OPERATIONAL PROCEDURE

Article 12

General system and procedure for coordination of activities and operations of security in the sea is stipulated by Decision of Chief of BAKORKAMLA.

Article 13

(1) BAKORKAMLA shall arrange coordination meeting periodically, at least once in a month or any time if necessary.

(2) If deemed necessary, BAKORKAMLA may involve other related ministers and/or officials in the coordination meetings arranged by BAKORKAMLA.

Article 14

Chief of BAKORKAMLA shall report the performance of duties and functions of BAKORKAMLA to the President periodically or any time if deemed necessary.

CHAPTER VI
RANK, APPOINTMENT, AND DISMISSAL
Article 15

(1) The rank of the Head of Operational Division of BAKORKAMLA is echelon Ia.

(2) The rank of the Secretary of the Operational Division and Centre's Head is echelon IIa.

(3) The rank of Head of Division and Head of Department is echelon IIIa.

(4) The rank of Head of Sub Division and Head of Sub Department is echelon IVa.

Article 16

(1) Head of Operational Division of BAKORKAMLA is appointed and dismissed by the President at the proposal of Chief of BAKORKAMLA.

(2) Echelons II and lower and other officers within BAKORKAMLA are appointed and dismissed by Head of Operational Division of BAKORKAMLA.

CHAPTER VII
FINANCING

Article 17

All costs for the performance of duties and functions of BAKORKAMLA shall be for the account of the State Revenue and Expenditure Budget and other valid sources.

CHAPTER VIII
OTHER PROVISIONS

Article 18

Description of duties, organizational structure, and operational procedure of the Operational Division of BAKORKAMLA shall be stipulated by Chief of BAKORKAMLA after receiving prior written approval of the minister for empowerment of state apparatuses.

CHAPTER IX
TRANSITORY PROVISIONS

Article 19

(1) All regulations concerning coordination of security in the sea shall remain valid as long as they are not in contradiction with and are not yet amended and/or replaced by other regulations based on this Presidential Regulation.

(2) With the validity of this Presidential Regulation, all regulations concerning coordination of security in the sea in contradiction with this Presidential Regulation are declared invalid.

CHAPTER X
CLOSING PROVISIONS

Article 20

This Presidential Regulation is valid since the date it is stipulated.

Stipulated in Jakarta

On December 29, 2005

THE PRESIDENT OF THE REPUBLIC OF INDONESIA

Sgd

DR. H. SUSILO BAMBANG YUDHOYONO

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