

ELUCIDATION  
ON  
REGULATION OF THE MUNICIPALITY OF METRO  
NUMBER 1 OF 2023  
ON  
IMPLEMENTATION OF BUSINESS LICENSING

I. GENERAL

Law Number 11 of 2020 on Job Creation provides a new regulation that business licensing is undertaken on a (a) risk-based basis; (b) norms, standards, procedures and criteria established by the central government and in accordance with the provisions of legislation; (c) use an electronic business licensing system managed by the central government; and (d) provide opportunities for Local Governments to develop supporting systems for implementing the OSS system in accordance with the provisions of legislation.

As derivative regulations from the Job Creation Law, the government issued Government Regulation Number 6 of 2021 on Business Licensing in the Regions and Government Regulation Number 5 of 2021 on Risk-Based Business Licensing which provides the basis for conducting risk-based business. In the two Government Regulations which emphasize that the Mayor establishes Regional Regulations in the context of implementation business licensing in the region. Apart from that, the implementation of business licensing in the regions is undertaken by the Regional Apparatus administering government affairs in the field of investment and one-stop integrated services.

Based on the regulations above, there is a need for follow-up of regulations in the Municipality of Metro in the form of Regional Regulations which accommodate new provisions related to business licensing in the Region which includes the authority for Implementing Business Licensing in the Region, Implementing Business Licensing, Controlling Risk-Based Business Licensing, and Reporting And Funding. In general, by applying this Regional Regulation, it is hoped that it can improve the investment ecosystem and business activities and embody fast, easy, transparent, certain, simple, affordable, professional Business Licensing service process with integrity and optimally fulfils people's rights in the Municipality of Metro.

II. ARTICLE BY ARTICLE

Article 1

Sufficiently clear

Section 2

Sufficiently clear

Article 3

Sufficiently clear

Article 4

Sufficiently clear

Article 5

Sufficiently clear

Article 6

Sufficiently clear

Article 7

The term "Licensing" means the provision of documents and proof of legality of approval from the government to a person or certain Business Actor/activity in accordance with the provisions of legislation.

Article 8

Sufficiently clear

Article 9

Sufficiently clear

Article 10

Sufficiently clear

Article 11

Section (1)

Sufficiently clear

Section (2)

The term "vulnerable groups" include Business Actors who do not have the facilities/tools to access the OSS System.

Section (3)

Sufficiently clear

Article 12

Sufficiently clear

Article 13

Section (1)

The term "technical glitch" means disruption of the OSS System or disruption of the internet network in accessing the OSS System.

Section (2)

Sufficiently clear

Section (3)

Sufficiently clear

Article 14

Sufficiently clear

Article 15

Sufficiently clear

Article 16

Sufficiently clear

Article 17

Sufficiently clear

Article 18

Sufficiently clear

Article 19

Sufficiently clear

Article 20

Sufficiently clear

Article 21

Sufficiently clear

Article 22

Section (1)

The term "vertical institutions in the regions" include the Ministry of Law and Human Rights, the Food and Drug Supervisory Agency, the Primary Tax Service Office, and the National Land Office.

Section (2)

Sufficiently clear

Article 23

Sufficiently clear

Article 24

Sufficiently clear

Article 25

Sufficiently clear

Article 26

Sufficiently clear

Article 27

Sufficiently clear

Article 28

Sufficiently clear

Article 29

Sufficiently clear

Article 30

The term "providing support for Business Licensing in urban villages areas" includes assistance activities for micro and small scale individual business actors.

Article 31

Sufficiently clear

Article 32

Sufficiently clear

Article 33

Sufficiently clear

Article 34

Sufficiently clear

Article 35

Sufficiently clear

Article 36

Sufficiently clear

Article 37

Sufficiently clear

Article 38

Sufficiently clear

Article 39

Sufficiently clear