



FINANCE MINISTER  
THE REPUBLIC OF INDONESIA

**COPY**

REGULATION OF THE FINANCE MINISTER  
NUMBER 114/ PMK.02/ 2009  
ON  
GEO THERMAL ACCOUNT  
BY THE GRACE OF THE ONE ALMIGHTY GOD  
THE FINANCE MINISTER,

Having considered : a. that for the purpose of collecting the Government's share from the geo thermal business activities, the Finance Minister as the State General Treasury has opened a Geo Thermal Revenue Account Numbered 508.000084 at Bank Indonesia;

b. that to ensure the legal certainty on the settlement of Government's obligations related to geo thermal business activities through the Geo Thermal Receiver Account Number 508.000084 at Bank Indonesia, it necessary to set the conditions regarding the disbursement of funds from the Geo Thermal Revenue Account Numbered 508.000084 at Bank Indonesia ;

c. that based on the considerations as referred to in letter a and letter b, it is necessary to enact the Regulation of the Finance Minister on Geo Thermal Account.

Having observed

1. Law Number 8 of 1983 on Value Added Tax on Goods and Services and Sales Tax on Luxury Items (State Gazette of the Republic of Indonesia Number 51 of 1983, Supplement to the State Gazette of the Republic of Indonesia Number 3246) as amended for several times, and last by Law Number 18 of 2000 (State Gazette of the Republic of Indonesia Number 128 of 2000, Supplement to the State Gazette of the Republic of Indonesia Number 3986);
2. Law Number 12 of 1985 on Land and Building Tax (State Gazette of the Republic of Indonesia Number 68 of 1985, Supplement to the State Gazette of the Republic of Indonesia Number 3312), as amended by the Law Number 12 of 1994 (State Gazette of the Republic of Indonesia Number 62 of 1994, Supplement to the State Gazette of the Republic of Indonesia Number 3569);



FINANCE MINISTER  
THE REPUBLIC OF INDONESIA

-2 -

3. Law Number 20 of 1997 on Non-Tax State Revenue (State Gazette of the Republic of Indonesia Number 43 of 1997, Supplement to the State Gazette of the Republic of Indonesia Number 3687);
4. Law Number 17 of 2003 on State Finance (State Gazette of the Republic of Indonesia Number 47 of 2003, Supplement to the State Gazette of the Republic of Indonesia Number 4286);
5. Law Number 27 of 2003 on Geo Thermal (State Gazette of the Republic of Indonesia Number 115 of 2003, Supplement to the State Gazette of the Republic of Indonesia Number 4327);
6. Law Number 1 of 2004 on State Treasury (State Gazette of the Republic of Indonesia Number 5 of 2004, Supplement to the State Gazette of the Republic of Indonesia Number 4355);
7. Law Number 15 of 2004 on State's Finance Review and Accountability (State Gazette of the Republic of Indonesia Number 66 of 2004, Supplement to the State Gazette of the Republic of Indonesia Number 4400);
8. Government Regulation Number 39 of 2007 on State/ Regional Financial Management (State Gazette of the Republic of Indonesia Number 83 of 2007, Supplement to the State Gazette of the Republic of Indonesia Number 4738);
9. Presidential Decree Number 49 of 1991 on the treatment of Income Tax, Value Added Tax and Other Retributions to the Executor of Geo Thermal Exploitation for Power Plant/ Electricity (State Gazette of the Republic of Indonesia of 1991 Number 83);
10. Presidential Decree Number 20/P of 2005;
11. Decision of the Finance Minister Number 766/KMK.04/1992 on the Procedures for Calculating, Paying in and Reporting Government's Share, Income Tax, Value Added tax and other Retributions over the Proceeds of Geo Thermal Exploitation for Power Plant/ Electricity, as amended by the Decision of the Finance Minister Number 209/KMK.04/1998;
12. Decision of the Finance Minister Number 451/ KMK.04/1997 on the Administration of Data on Land and Building Taxes on oil, gas and geo thermal mines and its payment;



FINANCE MINISTER  
THE REPUBLIC OF INDONESIA

- 3 -

13. Regulation of the Finance Minister Number 115/ PMK.06/2006 on the establishment of the State General Treasury Account;
14. Regulation of the Finance Minister Number 127/ PMK.03/2007 on the Administration of Proceeds from Land and Property Tax from the Sector of Oil, Gas and Geo Thermal Mining, as amended by the Regulation of the Finance Minister Number 151/PMK.03/2007;
15. Regulation of the Finance Minister Number 100/ PMK.01/2008 on the Organization and Work Procedure at the Ministry of Finance as amended several times, and last by the Regulation of the Finance Minister Number 73/ PMK.01/2009;

HAS DECIDED:

To enact : THE REGULATION OF THE FINANCE MINISTER ON GEO THERMAL ACCOUNT

Article 1

The Geo Thermal Revenue Account at Bank Indonesia, hereinafter referred to as the Geo Thermal Account is an account in rupiah for receiving all the payment derived from the Government's share and for disbursing its obligation related to geo thermal business activities.

Article 2

Disbursement from the Geo Thermal Account as referred to in Article 1 includes:

1. Settlement of Government's obligation related to the Geo Thermal business including:
  - a. Reimbursement of the Value Added Tax (PPN);
  - b. Payment for the Land and Building Tax (PBB);
  - c. Other payments, and;
2. Payment of Non-Tax State Revenue (PNBP) to the State General Treasury Account.



FINANCE MINISTER  
THE REPUBLIC OF INDONESIA

- 4 -

Article 3

- (1) Reimbursement of the PPN as referred to in Article 2 number 1 letter a, is a reimbursement of PPN to geo thermal businesses in accordance with the provisions of the law.
- (2) Payment of the PBB as referred to in Article 2 number 1 letter b is done to settle PBB obligation of the geo thermal businesses whether the business has or has not generated revenue for Government share in accordance with the provisions of the law.
- (3) Other payments as referred to in Article 2 number 1 letter c are the payment of other obligations which may be incurred in relation to the geo thermal business in accordance with the provisions of the law.

Article 4

The payment of PNBK as referred to in Article 2 number 3 is the payment of the surplus over the proceeds of Government share as referred to in Article 1, taking into account the payment of Government obligations as referred to in Article 2 number 1 letter a, letter b and letter c.

Article 5

Disbursement from the Geo Thermal Account as referred to in Article 2 shall be executed by the Director General of Treasury upon the request from the Director General of Budget in accordance with the provisions of the law.

Article 6

Proceeds and Disbursement of the Oil and Gas Account is recorded in detail and clearly presented in the Journal of the Financial Statement of the State General Treasury.

Article 7

Disbursement from the Oil and Gas Account as stipulated in this Regulation of the Finance Minister takes effect as of January 1, 2009.



FINANCE MINISTER  
THE REPUBLIC OF INDONESIA

-5-

Article 8

This Regulation of the Finance Minister shall be effective on the date of its promulgation.

In order that this Regulation is known to the general public, it is hereby ordered that this Regulation be promulgated in the Official Gazette of the Republic of Indonesia

Enacted in Jakarta  
On June 23, 2009

FINANCE MINISTER  
(signed)  
SRI MULYANI INDRAWATI

Promulgated in Jakarta  
On June 23, 2009

MINISTER OF JUSTICE AND HUMAN RIGHTS  
(signed)  
ANDI MATTALATA

OFFICIAL GAZETTE OF THE REPUBLIC OF INDONESIA OF 2009 NUMBER 152

This copy is in conformity with the original  
Head of the General Affairs Bureau

for

Head of the Administration Department  
(signed)  
Antonius Suharto  
NIP 060041107

**\* STAMP OF  
THE MINISTRY OF FINANCE OF  
THE REPUBLIC OF INDONESIA \*  
SECRETARY GENERAL  
GENERAL AFFAIRS BUREAU**