



FINANCE MINISTER
THE REPUBLIC OF INDONESIA

COPY

REGULATION OF THE FINANCE MINISTER
NUMBER 151/PMK.011 / 2009
ON
THE IMPOSITION OF SAFEGUARD TARIFF
ON THE IMPORT OF NAILS
THE FINANCE MINISTER,

- Having considered :
- a. that based on the results of the investigation of the Indonesian Safeguard Committee which show that in the period of investigation (2005- Semester I of 2008) there was a significant increase in the imported goods investigated which led to a serious loss to the domestic industry, the Trade Minister by letter Number: 1062/M-DAG/7/2009 proposed the imposition of Safeguard Tariff on the import of nails with the Tariff Code 7317.00.10.00;
 - b. that based on the provision of Article 21 of the Presidential Decree Number 84 of 2002 on the Safeguard Measures for Domestic Industry as a Result of Sharp Increase in Imports, the safeguard measures in the form of Tariff may be implemented by the Finance Minister;
 - c. that based on the considerations as referred to in letter a and letter b and in order to implement the provision of Article 23 D paragraph (2) of Law Number 10 of 1995 on Customs as amended by Law Number 17 of 2006, it is necessary to enact the Regulation of the Finance Minister on the Imposition of Safeguard Tariff on the Import of Nails;

- Having observed :
1. Law Number 7 of 1994 on the Ratification of Agreement Establishing The World Trade Organization (State Gazette of the Republic of Indonesia Number 57 of 1994, Supplement to State Gazette of the Republic of Indonesia Number 3564);
 2. Law Number 10 of 1995 on Customs (State Gazette of the Republic of Indonesia Number 75 of 1995, Supplement to State Gazette of the Republic of Indonesia Number 3612) as amended by Law Number 17 of 2006 (State Gazette of the Republic of Indonesia Number 93 of 2006, Supplement to State Gazette of the Republic of Indonesia Number 4661);
 3. Presidential Decree Number 84 of 2002 on Safeguard Measures for Domestic Industry as a Result of Sharp Increase in Imports (State Gazette of the Republic of Indonesia Number 133 of 2006);
 4. Presidential Decree Number 20/P of 2005;

HAS DECIDED:

- To enact : THE IMPOSITION OF SAFEGUARD TARIFF ON THE IMPORT OF NAILS



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Article 1

On the import of types of nails with the tariff code 7317.00310.00 a Safeguard Tariff shall be imposed

Article 2

The Safeguard Tariff as referred to in Article 1 shall be imposed on the importation from all countries, except on nails produced and imported from countries as set forth in the Appendix of this Regulation of the Finance Minister, which constitutes an integral part of this Regulation of the Finance Minister.

Article 3

- (1) The imposition of Safeguard Tariff as referred to in Article 1 shall constitute:
 - a. additional general tariff (Most Favored Nation); or
 - b. additional preferential tariff pursuant to international agreements on the trade of goods applicable if the import is from countries participating in those international agreements on the trade of goods.
- (2) In the event that the international agreements on the trade of goods do not provide that, the imposition of safeguard tariff as referred to in paragraph (1) letter b shall constitute the addition general tariff (Most Favored Nation).

Article 4

On the import of nails from countries exempted from the Safeguard Tariff as referred to in Article 2 and countries given a special treatment as referred to in Article 3 paragraph (1) letter b, importers shall submit the Certificate of Origin.

Article 5

The Safeguard Tariff rates as referred to in Article 1 imposed for 3 (three) years shall be as follows:

Period	Safeguard Tariff
1 st Year : 1 October 2009 to 30 September 2010	145 %
2 nd Year : 1 October 2010 to 30 September 2011	115 %
3 rd Year : 1 October 2011 to 30 September 2012	85 %



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Article 6

The Safeguard Tariff rates as referred to in Article 5 shall generally apply to the import of goods with an import declaration which has obtained a registration number from the customs office in the port of entry of goods as of the date this Regulation of the Finance Minister becomes effective.

Article 7

1. This Regulation of the Finance Minister shall be effective as of the date of its promulgation.
2. This Regulation of the Finance Minister shall be effective for 3 (three) years calculated from the date of the promulgation of this Regulation of the Finance Minister as referred to in number 1.

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

Enacted in Jakarta
On 24 September 2009
FINANCE MINISTER
(signed)

SRI MULYANI INDRAWATI

Promulgated in Jakarta

On 24 September 2009

MINISTER OF JUSTICE AND HUMAN RIGHTS,

(signed)

ANDI MATTALATTA

OFFICIAL GAZETTTE OF THE REPUBLIC INDONESIA NUMBER 314 OF 2009

This copy is in conformity with the original
Head of General Affairs Bureau
For
Head of Administration, the Ministry of Finance

(signed and sealed with the seal of the
General Affairs Bureau)

Antonius Suharto
NIP 060041107



FINANCE MINISTER
THE REPUBLIC OF INDONESIA

LIST OF COUNTRIES EXEMPTED FROM SAFEGUARD TARIFF
ON THE IMPORT OF NAILS

NO.	COUNTRY	NO.	COUNTRY
1.	Afghanistan	36.	Cameroon
2.	Albania	37.	Canary Islands
3.	Algeria	38.	Cape Verde
4.	American Samoa	39.	Caroline Islands
5.	Angola	40.	Cayman Islands
6.	Anguilla	41.	Central African Republic
7.	Antigua and Barbuda	42.	Ceuta and Mellia
8.	Antilles (Netherlands)	43.	Chad
9.	Argentina	44.	Chile
10.	Armenia	45.	Christmas Island
11.	Aruba	46.	Cocos Islands
12.	Ascension	47.	Columbia
13.	Austral Islands	48.	Comoros
14.	Azerbaijan	49.	Congo, Democratic Republic of
15.	Bahamas	50.	Congo, Republic of
16.	Bahrain	51.	Cook Islands
17.	Bangladesh	52.	Costa Rica
18.	Barbados	53.	Cote d'Ivoire
19.	Belarus	54.	Croatia
20.	Belize	55.	Cuba
21.	Benin	56.	Curacao
22.	Bermuda	57.	Cyprus
23.	Bhutan	58.	Djibouti
24.	Bolivia	59.	Dominica
25.	Bosnia and Herzegovina	60.	Dominican Republic
26.	Botswana	61.	Ecuador
27.	Bouvet Islands	62.	Egypt
28.	Brazil	63.	El Salvador
29.	British Antarctic Territories	64.	Equatorial Guinea
30.	British Indian Ocean Territory	65.	Eritrea
31.	British Virgin Islands	66.	Estonia
32.	Brunei Darussalam	67.	Ethiopia
33.	Burkina Faso	68.	Falkland Islands and Dependencies
34.	Burundi	69.	Fiji
35.	Cambodia	70.	French Southern and Antarctic Territories



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NO.	COUNTRY	NO	COUNTRY
71.	French Polynesia	110	Macao
72.	Gabon	111	Macedonia (The Former Yugoslav Republic of)
73.	Gambia	112	Madagascar
74.	Georgia	113	Malawi
75.	Ghana	114	Maldives
76.	Gibraltar	115	Mali
77.	Gilbert and Ellice Islands	116	Malta
78.	Greenland	117	Marianas Islands (North)
79.	Grenada	118	Marshall Islands
80.	Guam	119	Mauritania
81.	Guatemala	120	Mauritius
82.	Guinea	121	Mayotte
83.	Guinea-Bissau	122	Mexico
84.	Guyana	123	Micronesia, Federated States of
85.	Haiti	124	Moldova, Republic of
86.	Heard Islands and McDonald Island	125	Mongolia
87.	Honduras	126	Montserrat
88.	Hong Kong	127	Morocco
89.	Hungary	128	Mozambique
90.	India	129	Myanmar
91.	Iran, Islamic Republic of	130	Namibia
92.	Iraq	131	Nauru
93.	Israel	132	Nepal
94.	Jamaica	133	New Caledonia and Dependencies
95.	Jordan	134	Nicaragua
96.	Kazakhstan	135	Niger
97.	Kenya	136	Nigeria
98.	Kiribati	137	Niue
99.	Korea, Democratic People's Republic of	138	Norfolk Island
100.	Korea, Republic of	139	Oman
101.	Kuwait	140	Pakistan
102.	Kyrgyzstan	141	Palau
103.	Lao People's Democratic Republic of	142	Panama
104.	Latvia	143	Papua New Guinea
105.	Lebanon	144	Paraguay
106.	Lesotho	145	Peru
107.	Liberia	146	Philippines
108.	Libyan Arab Jamaririya	147	Pitcairn Islands
109.	Lithunia	148	Qatar



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NO.	COUNTRY	NO	COUNTRY
149.	Romania	177.	Thailand
150.	Russian Federation	178.	Timor-Leste
151.	Rwanda	179.	Togo
152.	Samoa	180.	Tokelau Islands
153.	Sao Tome and Principe	181.	Tonga
154.	Saudi Arabia	182.	Trinidad and Tobago
155.	Senegal	183.	Tristan de Cuhna
156.	Seychelles	184.	Tunisia
157.	Sierra Leona	185.	Turkey
158.	Slovenia	186.	Turkmenistan
159.	Solomon Islands	187.	Turks and Caicos Islands
160.	Somalia	188.	Tuvalu
161.	South Africa	189.	Uganda
162.	Southern Sandwich Islands and Dependencies	190.	Ukraine
163.	Sri Lanka	191.	United Arab Emirates
164.	Saint Helena and Dependencies	192.	United States Minor Outlying Islands
165.	Saint Kitts and Nevis	193.	Uruguay
166.	Saint Lucia	194.	Uzbekistan
167.	Saint Martin	195.	Vanuatu
168.	Saint Pierre and Miquelon	196.	Venezuela
169.	Saint Vincent and Grenadines	197.	Vietnam
170.	Sudan	198.	Virgin Islands (United Kingdom)
171.	Suriname	199.	Virgin Islands (United States)
172.	Swaziland	200.	Wallis and Futuna Islands
173.	Syrian Arab Republic	201.	Western Sahara
174.	Taiwan	202.	Yemen
175.	Tajikistan	203.	Zambia
176.	Tanzania, United Republic of	204.	Zimbabwe

FINANCE MINISTER

(signed)

SRI MULYANI INDRAWATI

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Head of General Affairs Bureau
For
Head of Administration, the Ministry of Finance

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General Affairs Bureau)

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