



DUPLICATE

SUKOHARJO REGENT
PROVINCE OF CENTRAL JAVA
REGULATION OF THE REGENT OF SUKOHARJO

NUMBER 92 YEAR 2021

ABOUT

IMPLEMENTATION OF EMPLOYMENT SOCIAL SECURITY PROGRAM
IN SUKOHARJO DISTRICT

BY THE GRACE OF GOD ALMIGHTY

SUKOHARJO REGENT,

- Weigh : a. that every worker has the right to social security as a form of basic protection and welfare against the socio-economic risks experienced;
- b. that the implementation of the social security program for employment has not been evenly utilized by workers and there are still workers in the micro-enterprise sector and informal workers who have not yet received employment social security protection;
- c. that in order to realize the implementation of social security evenly for workers and provide legal certainty, it is necessary to regulate the implementation of the employment social security program ;
- d. that in order to implement the provisions of Article 15 of Law Number 24 of 2011 concerning Social Security Administering Bodies, employers must gradually register themselves and their workers as participants with the Social Security Administering Bodies in accordance with the social security program being followed ;
- e. that based on the considerations as referred to in letters a, b, c and d, it is necessary to stipulate a Regent Regulation concerning the Implementation of the Employment Social Security Program in Sukoharjo Regency;
- Remember : 1. Law Number 13 of 1950 concerning the Establishment of Regency Areas within the Province of Central Java as amended by Law Number 9 of 1965 concerning the Establishment of the Level II Batang Region by amending Law no. 13 of 1950 concerning the Establishment of Regency Areas within the Central Java Province (State Gazette of 1965 Number 52, Supplement to the State Gazette Number 2757);

2. Law Number 13 of 2003 concerning Manpower (State Gazette of the Republic of Indonesia of 2003, Supplement to the State Gazette of the Republic of Indonesia Number 4279) as amended by Law Number 11 of 2020 concerning Job Creation (State Gazette of the Republic of Indonesia of 2020 Number 245, Supplement State Gazette of the Republic of Indonesia Number 6573);
3. Law Number 40 of 2004 concerning the National Social Security System (State Gazette of the Republic of Indonesia of 2004 Number 150, Supplement to the State Gazette of the Republic of Indonesia Number 4456);
4. Law Number 24 of 2011 concerning the Social Security Administering Body (State Gazette of the Republic of Indonesia of 2011 Number 116, Supplement to the State Gazette of the Republic of Indonesia Number 5256);
5. Law Number 23 of 2014 concerning Regional Government (State Gazette of the Republic of Indonesia of 2014 Number 244, Supplement to the State Gazette of the Republic of Indonesia Number 5587) as amended several times, most recently by Law Number 11 of 2020 concerning Job Creation (State Gazette of the Republic of Indonesia of 2020 Number 245, Supplement to the State Gazette of the Republic of Indonesia Number 6573);
6. Government Regulation Number 86 of 2013 concerning Procedures for Imposing Administrative Sanctions to Employers Other Than State Administrators and Everyone, Apart from Employers, Workers, and Contribution Assistance Recipients in the Implementation of Social Security (State Gazette of the Republic of Indonesia Year 2013 Number 238, Supplement to the State Gazette of the Republic of Indonesia Indonesia Number 5481);
7. Government Regulation Number 44 of 2015 concerning the Implementation of the Work Accident Insurance and Death Benefit Program (State Gazette of the Republic of Indonesia of 2015 Number 154, Supplement to the State Gazette of the Republic of Indonesia Number 5714) as amended by Regulation Government Number 82 of 2019 concerning Amendments to Government Regulation Number 44 of 2015 concerning the Implementation of the Work Accident Insurance and Death Insurance Program (State Gazette of the Republic of Indonesia of 2019 Number 231, Supplement to the State Gazette of the Republic of Indonesia Number 6427);
8. Government Regulation Number 45 of 2015 Implementation of the Pension Guarantee Program (State Gazette of the Republic of Indonesia of 2015 Number 155,

Supplement to the State Gazette of the Republic of Indonesia Number 5715);

9. Government Regulation Number 46 of 2015 concerning the Implementation of the Old Age Security Program (State Gazette of the Republic of Indonesia of 2015 Number 156, Supplement to the State Gazette of the Republic of Indonesia Number 5716) as amended by Regulation Government Number 60 of 2015 concerning Amendments to Government Regulation Number 46 of 2015 concerning the Implementation of the Old Age Security Program (State Gazette of the Republic of Indonesia of 2015 Number 187, Supplement to the State Gazette of the Republic of Indonesia Number 5730);
10. Government Regulation Number 37 of 2021 concerning the Implementation of the Job Loss Guarantee Program (State Gazette of the Republic of Indonesia of 2021 Number 47, Supplement to the State Gazette of the Republic of Indonesia Number 6649);
11. Sukoharjo Regency Regulation Number 12 of 2016 concerning Formation and Organizational Structure of Regional Apparatus (Sukoharjo Regency Gazette of 2016 Number 12, Supplement to Sukoharjo Regency Regional Gazette Number 236);
12. Regulation of the Minister of Manpower Number 5 of 2021 concerning Procedures for the Implementation of Work Accident Insurance, Death Benefits, and Old Age Security Programs (State Gazette of the Republic of Indonesia of 2021 Number 247);

DECIDE :

Set : REGULATION OF THE REGENT REGARDING THE IMPLEMENTATION OF EMPLOYMENT SOCIAL SECURITY IN SUKOHARJO REGENCY .

PIG
GENERAL REQUIREMENTS

article 1

In this Regent Regulation, what is meant by with :

1. The area is Sukoharjo Regency.
2. Regional Government is the Regent as an element of regional government administration who leads the implementation of government affairs which are the authority of the autonomous region.

3. The Regent is the Regent of Sukoharjo .
4. The Department of Industry and Manpower is the Department of Industry and Manpower of the Sukoharjo Regency.
5. Social Security is a form of social protection by the State to ensure that all people can meet the basic needs of a decent life.
6. Employment Social Security Administrative Body, hereinafter abbreviated as BPJS Ketenagakerjaan, is a legal entity established to administer Work Accident Insurance, Old Age Security, Death Security, Pension Security and Job Loss Guarantee programs.
7. Work Accident Insurance, hereinafter abbreviated as JKK, is a benefit in the form of cash and/or health services provided when a participant experiences a work accident or illness caused by the work environment.
8. Death Security, hereinafter abbreviated as JKM, is a cash benefit given to heirs when the participant dies not due to a work accident.
9. Old Age Security, hereinafter abbreviated as JHT, is a cash benefit that is paid at once when the participant enters retirement age, terminates employment, dies, or experiences permanent total disability.
10. Pension Security, hereinafter abbreviated as JP, is a social security which aims to maintain a decent standard of living for participants and/or their heirs by providing income after the participant enters retirement age, experiences permanent total disability, or dies.
11. Job Loss Guarantee, hereinafter abbreviated as JKP, is a guarantee given to workers/labourers who experience termination of employment in the form of cash benefits, access to job market information and job training.
12. Worker is any person who works by receiving wages or other forms of remuneration.
13. Wage Recipient Worker is a person who works for an employer by receiving wages or other forms of remuneration.
14. Non-Wage Recipient Workers are individuals who carry out business activities independently to earn income.
15. Employers are individuals, entrepreneurs, legal entities, or other entities, including state administrators who employ workers by paying salaries, wages, or other forms of remuneration.

16. Construction Service Sector Worker is any person who works by receiving wages or other forms of remuneration in the construction services sector which includes casual daily workers, piece work and work agreements for a certain time.
17. State Administrators are State Officials who carry out executive, legislative, judicial and other functions whose main functions and duties are related to the administration of the State in accordance with the provisions of the applicable laws and regulations.
18. Participant is any person, including foreigners who have worked for a minimum of 6 (six) months in Indonesia, who has paid dues.
19. of money paid regularly by participants, employers.
20. Service channel is the BPJS Employment service network to provide program information, participant registration, receipt of contributions, guarantee services both owned by BPJS itself and in collaboration with third parties.

Article 2

Ketenagakerjaan in the implementation of the Regional Employment Social Security for Workers .

Article 3

Regent 's Regulation aims to realize the protection of Employment Social Security for Workers and their families.

CHAPTER II PARTICIPATION

Article 4

implementation of the Employment Social Security Program includes:

- a. JKK;
- b. JKM;
- c. JHT;
- d. JP; and
- e. JKP.

Article 5

Participants of the Employment Social Security Program consist of:

- a. Wage Recipient Participants;
- b. Non-Wage Recipients, and
- c. Participants in the Construction Services Sector .

Article 6

- (1) Wage Recipient Participants as referred to in Article 5 letter a include:
 - a. Workers who work for State Administration Employers ; and
 - b. Workers who work for Employers other than State Administrators.

- (2) State Administration Employer as referred to in paragraph (1) letter a include:
 - a. non-civil servant government employees;
 - b. state officials non-state civil servants; and
 - c. non-state civil servant employees at state high institutions or state institutions.

- (3) Workers who work for Employers other than State Administrators as referred to in paragraph (1) letter b include:
 - a. Workers on probation;
 - b. commissioners and directors who receive wages; and
 - c. supervisors and administrators who receive wages.

Article 7

- (1) Non-Wage Recipient Participants as referred to in Article 5 letter b include:
 - a. Employer;
 - b. Workers outside the employment relationship or self-employed; and
 - c. Workers who are not included in letter b who do not receive Wages.

- (2) The Employer as referred to in paragraph (1) letter a includes:
 - a. shareholders or capital owners; and
 - b. an individual who employs the Worker and does not receive wages.

- (3) Workers outside the employment relationship as referred to in paragraph (1) letter b include Workers with a partnership relationship.

Article 8

Participants in the Construction Services Sector as referred to in Article 5 letter c include:

- a. casual daily worker;
- b. piece workers; and
- c. certain time employment agreement.

CHAPTER III
IMPLEMENTATION PROCEDURE

Part One
Registration
Chapter 9

- (1) Every employer other than the State Organizer is obliged to register himself and/or his workers in the employment Social Security program in stages in accordance with the laws and regulations.
- (2) Every employer other than the State Organizer is obligated to include himself and/or his workers in the employment Social Security program which is determined as follows:
 - a. large and medium-sized businesses are required to participate in the JKK, JKM, JHT, and JP programs; and
 - b. Micro and small businesses are required to participate in at least the JKK, JKM, and JHT programs.
- (3) Every Non-Wage Recipient Worker is required to register himself as a participant in the employment Social Security program at least in the JKK and JKM programs.
- (4) Workers who have been included in the employment Social Security as referred to in paragraph (2) shall automatically become JKP participants.

Article 10

- (1) BPJS Employment registration is carried out at the BPJS Employment Branch Office or service channels provided by BPJS Ketenagakerjaan.
- (2) The registration as referred to in paragraph (1) is carried out in accordance with the provisions of the legislation.

Article 11

- (1) Every employer other than the State Organizer who violates the provisions in Article 9 is subject to administrative sanctions.
- (2) The administrative sanctions as referred to in paragraph (1) shall be implemented in accordance with the provisions of laws and regulations.

The second part
Contribution Payment

Article 12

- (1) Based on the application for registration as referred to in Article 10, BPJS Ketenagakerjaan shall determine the amount of the contribution and notify the contribution

amount for the Employment Social Security program to be paid by the Participant.

- (2) Payment of contributions as referred to in paragraph (1) shall be made through BPJS Ketenagakerjaan Branch Offices or service channels provided by BPJS Ketenagakerjaan.
- (3) The payment of contributions as referred to in paragraph (2) is carried out in accordance with the provisions of the legislation.

CHAPTER IV COACHING

Article 13

- (1) In the context of implementing the Employment Social Security program in the Regions, the Regent conducts coaching.
- (2) In the context of implementing the guidance as referred to in paragraph (1), the Regent delegates to the Department of Industry and Manpower.
- (3) The Department of Industry and Manpower as referred to in paragraph (2) may form a team determined by a decision of the Regent .
- (4) The Team's tasks as referred to in paragraph (3) include :
 - a. conduct socialization of the benefits of the Employment Social Security program ;
 - b. conduct an inventory of problems in the implementation of the Employment Social Security program in the Regions;
 - c. coordinate with the agency or Regional Apparatus related to the implementation of the Employment Social Security Program; and
 - d. BPJS Employment program to the Regent.
- (5) The reporting as referred to in paragraph (4) letter d is carried out at least 1 (one) time in 6 (six) months .

CHAPTER V CLOSING

Article 14

This Regent Regulation comes into force on the date of promulgation.

For public cognizance, it is ordered that this Regulation of the Regent be promulgated by placing it in the Sukoharjo Regency Gazette.

Set in Sukoharjo
on December 31, 2021
SUKOHARJO REGENT,
signed.

ETIK SURYANI

Diundangkan di Sukoharjo
pada tanggal 31 Desember 2021

SEKRETARIS DAERAH
KABUPATEN SUKOHARJO,

signed.

WIDODO

BERITA DAERAH KABUPATEN SUKOHARJO
TAHUN 2021 NOMOR 93