



SUKOHARJO REGENT
PROVINCE OF CENTRAL JAVA
REGIONAL REGULATIONS OF SUKOHARJO DISTRICT
NUMBER 1 OF 2022
ABOUT
REGIONAL GOVERNMENT CAPITAL INCLUSION
BY THE GRACE OF GOD ALMIGHTY
REGENT SUKOHARJO,

- Considering: a. whereas Regional Equity Participation is an effort to support the growth and development of the Regional economy as well as to increase Local Own Revenue for the welfare of the community in accordance with the State's goals stated in the preamble to the 1945 Constitution of the Republic of Indonesia;
- b. that in order to strengthen the capital structure in the context of business development and changes in capital in regionally owned enterprises, it is necessary to increase capital through regional capital participation in Sukoharjo Regency;
- c. that with the stipulation of Government Regulation Number 54 of 2017 concerning Regional Owned Enterprises and Government Regulation Number 12 of 2019 concerning Regional Financial Management, Regional Regulations Sukoharjo Regency Number 19 of 2018 concerning Regional Government Equity Participation in Regionally Owned Enterprises is no longer in accordance with legal developments and capital requirements for Regionally Owned Enterprises in Sukoharjo Regency, so it needs to be revoked and replaced;
- d. that based on the considerations referred to in letters a, b, and c, it is necessary to stipulate a Regional Regulation concerning Regional Government Equity Participation;

In view of: 1. Article 18 paragraph (6) of the Constitution of the Republic of Indonesia Indonesia in 1945;

2. 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 Formation of the Level II Region of Batang by amending Law No. 13 of 1950 concerning the Formation of Regency Areas within the Province of Central Java (State Gazette of 1965 Number 52, Supplement to State Gazette Number 2757);

3. Law Number 23 of 2014 concerning Regional Government (State Gazette of the Republic of Indonesia of 2014 Number 244, Supplement to 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 Indonesia Number 6573);

4. Government Regulation Number 54 of 2017 concerning Regional Owned Enterprises (State Gazette of the Republic of Indonesia of 2017 Number 305, Supplement to the State Gazette of the Republic of Indonesia Number 6173);

5. Government Regulation Number 12 of 2019 concerning Regional Financial Management (State Gazette of the Republic of Indonesia of 2019 Number 42, Supplement to the State Gazette of the Republic of Indonesia Number 6322);

With Mutual Consent

REGIONAL PEOPLE'S REPRESENTATIVE COUNCIL OF SUKOHARJO DISTRICT

And

REGENT SUKOHARJO

DECIDE:

To stipulate: REGIONAL REGULATIONS CONCERNING CAPITAL INCLUSION LOCAL GOVERNMENT.

PIG

GENERAL REQUIREMENTS

article 1

In this Regional Regulation what is meant by:

1. The region is Sukoharjo Regency.
2. The Regent is the Regent of Sukoharjo.
3. Regional Government is the Regent as an element of the regional administration that leads the implementation of government affairs which are under the authority of the autonomous region.
4. Regional Revenue and Expenditure Budget, hereinafter abbreviated as APBD, is the Regional annual financial plan determined by Regional Regulations.
5. Regional Government Equity Participation is any business in Regional capital participation in a joint venture with third parties and/or utilization of Regional capital by third parties with the principle of mutual benefit.
6. General Meeting of Shareholders, hereinafter abbreviated
The GMS is a Company organ that has authority which are not given to the Board of Directors or the Board of Commissioners within the limits specified in the provisions of the laws and/or articles of association.
7. Regent representing the Regional Government in the Ownership of Separated Regional Assets at a Regional Public Company, hereinafter abbreviated as KPM, is the organ of a Regional public company holding supreme authority in a Regional public company and holding all authority which is not delegated to the Board of Directors or the Supervisory Board.
8. Regional Owned Enterprise, hereinafter abbreviated as BUMD, is a Regional Owned Enterprise and/or other legal entity whose entire and/or majority of the capital comes from the Government of Sukoharjo Regency.
9. Central Java Regional Development Bank Limited Liability Company, hereinafter referred to as Central Java Regional Development Bank, is a limited liability company engaged in the banking sector of the Central Java Provincial Government whose shares are owned by the Central Java Provincial Government and district/city governments throughout the Central Java Province.
10. PT Bank Perkreditan Rakyat GROGOL District Credit Agency, hereinafter referred to as PT BPR BKK GROGOL (Perseroda) is PT BPR BKK (Perseroda) domiciled in the Region.

11. Regional Liability Company (Perseroda) People's Credit Agency Credit Agency for the District of Central Java, hereinafter referred to as PT BPR BKK JATENG (Perseroda) is a Limited Liability Company for the People's Credit Agency Credit Agency for the District of Central Java which is a merger of 27 (twenty seven) Regional Companies District/City Credit Boards in Central Java.
12. Tirta Makmur Regional Drinking Water Company, hereinafter referred to as Tirta Makmur Drinking Water Regional Public Company, is the Sukoharjo Regency Drinking Water Regional Public Company which is a Regional Public Company. which operates in the field of drinking water services.
13. Regional People's Credit Bank Company Bank Sukoharjo, hereinafter referred to as PT BPR Bank Sukoharjo (Perseroda) is a BUMD in the form of limited liability company whose capital is divided into shares all shares of which are owned by the Government Sukoharjo Regency.
14. Regional Public Company for Printing and Publishing, hereinafter referred to as Perumda Percada, is a Regional Public Company for Printing and Publishing in Sukoharjo Regency where all capital is owned by the Regional Government. in the form of Regional assets which are separated and not divided into shares.
15. Dividends are a portion of net income paid to shareholders as a gain on share ownership based on the number of shares owned.
16. Profit sharing is the portion of profit paid to Capital Owners as a gain on ownership of Regional Public Company capital.

Section 2

Equity participation is intended to explore economic potential in order to obtain economic, social or other benefits for the Region in the context of improving the welfare of the community.

Article 3

Regional capital participation aims to increase Regional income, development growth Regional economy and improve welfare public.

Article 4

The scope of the regulations in this Regional Regulation includes:

- a. Regional Government Capital Inclusion; And
- b. procedures for capital participation.

REGIONAL GOVERNMENT CAPITAL INCLUSION

Part One

General

Article 5

Regional Government undertakes capital participation in:

- a. PT Central Java Regional Development Bank;
- b. PT BPR BKK GROGOL (Perseroda);
- c. PT BPR BKK JATENG (Perseroda);
- d. PT BPR Bank Sukoharjo (Perseroda);
- e. Tirta Makmur Drinking Water Company; And
- f. Perda Perda.

The second part

PT Central Java Regional Development Bank

Article 6

- (1) Regional Government Equity Participation that has been paid up to PT Bank Pembangunan Daerah Jawa Tengah until the end of 2021 is IDR 149,213,000,000.00 (one hundred forty nine billion two hundred thirteen million rupiah).
- (2) The Regional Government makes equity participation in PT Bank Pembangunan Daerah Jawa Tengah in the amount of Rp50,000,000.00 (fifty billion rupiah) with the following details:
 - a. in 2022 amounting to IDR 10,000,000,000.00 (ten billion rupiah);
 - b. in 2023 in the amount of IDR 10,000,000,000.00 (ten billion rupiah);
 - c. in 2024 in the amount of IDR 10,000,000,000.00 (ten billion rupiah);
 - d. in 2025 amounting to IDR 10,000,000,000.00 (ten billion rupiah); And
 - e. in 2026 amounting to IDR 10,000,000,000.00 (ten billion rupiah).

Third Part

PT BPR BKK GROGOL (Perseroda)

Article 7

- (1) Regional Government Equity Participation that has been paid up to PT BPR BKK GROGOL (Perseroda) until the end of 2021 is Rp. billion eight hundred and fifty million rupiah).

- (2) The Regional Government shall invest in PT BPR BKK GROGOL (Perseroda) in the amount of IDR 19,550,000,000.00 (nineteen billion five hundred and fifty million rupiah), with the following details:
- a. in 2022 amounting to IDR 3,910,000,000.00 (three billion nine hundred and ten million rupiah);
 - b. in 2023 in the amount of IDR 3,910,000,000.00 (three billion nine hundred and ten million rupiah);
 - c. in 2024 amounting to IDR 3,910,000,000.00 (three billion nine hundred and ten million rupiah);
 - d. in 2025 amounting to IDR 3,910,000,000.00 (three billion nine hundred and ten million rupiah); And
 - e. in 2026 in the amount of IDR 3,910,000,000.00 (three billion nine hundred and ten million rupiah).

Fourth Part

PT BPR BKK JATENG (Perseroda)

Article 8

- (1) Equity Participation of the Regional Government that has been paid up to PT BPR BKK JATENG (Perseroda) until the end of 2021 is Rp. billion eight hundred million rupiah).
- (2) The Regional Government makes equity participation in PT BPR BKK JATENG (Perseroda) in the amount of Rp.16,381,132,365.00 (sixteen billion three hundred eighty one million one hundred thirty two thousand three hundred and sixty five rupiah) with the following details :
- a. in 2022 in the amount of IDR 3,000,000,000.00 (three billion rupiah);
 - b. in 2023 amounting to IDR 3,000,000,000.00 (three billion rupiah);
 - c. in 2024 in the amount of IDR 3,000,000,000.00 (three billion rupiah);
 - d. in 2025 in the amount of IDR 3,000,000,000.00 (three billion rupiah); And
 - e. in 2026 in the amount of IDR 4,381,132,365.00 (four billion three hundred eighty one million one hundred thirty two thousand three hundred sixty five rupiah).

Fifth Part

PT BPR Bank Sukoharjo (Perseroda)

Article 9

- (1) The authorized capital of PT BPR Bank Sukoharjo (Perseroda) is Rp. 75,000,000,000.00 (seventy-five billion rupiah).

- (2) Regional Government Equity Participation that has been paid up to PT BPR Bank Sukoharjo (Perseroda) until the end of 2021 is IDR 43,499,990,000.00 (forty three billion four hundred ninety nine million nine hundred ninety thousand rupiah).
- (3) The Regional Government makes equity participation in PT BPR Bank Sukoharjo (Perseroda) for Rp. 31,500,010,000.00 (thirty one billion five hundred million ten thousand rupiah) with the following details:
- a. in 2022 amounting to IDR 1,500,000,000.00 (one billion five hundred million rupiah);
 - b. in 2023 amounting to IDR 7,500,010,000.00 (seven billion five hundred million ten thousand rupiah);
 - c. in 2024 in the amount of IDR 7,500,000,000.00 (seven billion five hundred million rupiah);
 - d. in 2025 in the amount of IDR 7,500,000,000.00 (seven billion five hundred million rupiah); And
 - e. in 2026 in the amount of IDR 7,500,000,000.00 (seven billion five hundred million rupiah).

Sixth Part

Tirta Makmur Drinking Water Company

Article 10

- (1) The authorized capital of Drinking Water Perumda Tirta Makmur is Rp. 150,000,000,000.00 (one hundred and fifty billion rupiah).
- (2) Regional Government Equity Participation that has been paid up to Perumda Air Drinking Tirta Makmur until the end of 2021 is IDR 100,406,166,646.00 (one hundred billion four hundred six million one hundred sixty six thousand six hundred forty six rupiah).
- (3) The Regional Government makes capital participation to Perumda Air Drinking Tirta Makmur in the amount of IDR 49,593,833,354.00 (forty nine billion five hundred ninety three million eight hundred thirty three thousand three hundred fifty four rupiah) with the following details :
- a. in 2022 in the amount of IDR 7,000,000,000.00 (seven billion rupiah);
 - b. in 2023 in the amount of IDR 9,593,833,354.00 (nine billion five hundred ninety three million eight hundred thirty three thousand three hundred fifty four rupiah);
 - c. in 2024 in the amount of IDR 11,000,000,000.00 (eleven billion rupiah);
 - d. in 2025 amounting to IDR 11,000,000,000.00 (eleven billion rupiah); And
 - e. in 2026 in the amount of IDR 11,000,000,000.00 (eleven billion rupiah).

Part Seven

Regional Government Percada

Article 11

- (1) Perumda's authorized capital is IDR Believe it as big 15,000,000,000.00 (fifteen billion rupiah).
- (2) Equity Participation of the Regional Government which has been deposited to Perumda Percada until the end of the year 2021 in the amount of IDR 6,427,208,002.00 (six billion four hundred twenty seven million two hundred eight thousand two rupiah).
- (3) The Regional Government makes capital participation in Perumda Percada in the amount of Rp.8,572,791,998.00 (eight billion five hundred seventy-two million seven hundred ninety-one thousand nine hundred and ninety-eight rupiah) with the following details:
- a. in 2022 in the amount of IDR 500,000,000.00 (five hundred million rupiah);
 - b. in 2023 in the amount of IDR 5,000,000,000.00 (five billion rupiah);
 - c. in 2024 in the amount of IDR 1,500,000,000.00 (one billion five hundred million rupiah);
 - d. in 2025 in the amount of IDR 1,000,000,000.00 (one billion rupiah); And
 - e. in 2026 in the amount of IDR 572,791,998.00 (five hundred seventy two million seven hundred ninety one thousand nine hundred ninety eight rupiah).

CHAPTER III

PROCEDURE FOR EQUITY PARTICIPATION

Article 12

- (1) Fulfillment of the need for Government Equity Participation Regions in BUMD are budgeted through the APBD for the 2022 to 2026 fiscal year, with the following details:
- a. in 2022 amounting to IDR 25,910,000,000.00 (twenty five billion nine hundred and ten million rupiah);
 - b. in 2023 amounting to IDR 39,003,843,354.00 (thirty-nine billion three million eight hundred forty-three thousand three hundred and fifty-four rupiah);
 - c. in 2024 in the amount of IDR 36,910,000,000.00 (thirty-six billion nine hundred and ten million rupiah);

- d. in 2025 in the amount of IDR 36,410,000,000.00 (thirty-six billion four hundred and ten million rupiah); And
- e. in 2026 in the amount of IDR 37,363,924,363 (thirty seven billion three hundred sixty three million nine hundred twenty four thousand three hundred sixty three rupiah).

(2) Regional Government Capital participation as referred to in paragraph (1) is in the form of money.

Article 13

- (1) The Regional Government carries out capital participation as intended in Article 6 paragraph (2), Article 7 paragraph (2), Article 8 paragraph (2), Article 9 paragraph (3), Article 10 paragraph (3), and Article 11 paragraph (3) by considering:
 - a. regional financial capacity in the relevant fiscal year;
 - b. results of the performance evaluation of PT Regional Development Bank Central Java, PT BPR BKK GROGOL (Perseroda), PT BPR BKK JATENG (Perseroda), PT BPR Bank Sukoharjo (Perseroda), Perumda Tirta Makmur Drinking Water, and Perumda Percada.
- (2) If capital participation in the relevant year cannot be carried out by the Regional Government, based on the considerations as intended in paragraph (1), it can be budgeted again in the following budget year.

Article 14

Regional Government Equity Participation is regional wealth that is separated.

Article 15

Administration and accountability for capital participation Regional Government is implemented in accordance with the provisions of statutory regulations.

Article 16

- (1) In the event of a change in the form of the Legal Entity, name or other matters at PT Bank Pembangunan Daerah Java Tengah, PT BPR BKK GROGOL (Perseroda), PT BPR BKK Jateng (Perseroda), PT BPR Bank Sukoharjo (Perseroda), Perumda Tirta Makmur Drinking Water, and Perumda Percada, Regional Government Capital Participation remain valid and are still considered valid.

(2) Other matters as intended in paragraph (1) include:

- a. *mergers*;
- b. acquisition; And
- c. consolidation.

Article 17

- (1) Dividends and profit distribution obtained from Regional Government Capital Participation in BUMD are directly components of Regional income.
- (2) Dividends and profit distribution as intended in paragraph (1) are deposited into the Regional Treasury.
- (3) Dividends of PT Central Java Regional Development Bank, PT BPR BKK GROGOL (Perseroda), PT BPR BKK JATENG (Perseroda), and PT BPR Bank Sukoharjo (Perseroda) determined by the GMS.
- (4) The division of profits from Perumda Air Drinking Tirta Makmur and Perumda Percada is approved by KPM.
- (5) The amount of dividends and distribution of profits as referred to in paragraphs (3) and (4) are determined based on the provisions of laws and regulations.

Article 18

Implementation of regional capital participation which includes rights and obligations, distribution of profits, payment of dividends, calculation of profit and loss and balance sheet is guided by the provisions of statutory regulations.

Article 19

BUMD reports the progress of the company's development to the Regent in accordance with the provisions of statutory regulations.

CLOSING

Article 20

When this Regional Regulation comes into force, Sukoharjo Regency Regional Regulation Number 19 of 2018 concerning Regional Government Capital Inclusion in Regionally Owned Enterprises (Sukoharjo Regency Regional Gazette of 2018 Number 19, Supplement to Sukoharjo Regency Regional Gazette Number 277) is revoked and declared invalid.

Article 21

This local regulation are applied at the date stated.

So that everyone knows, it is ordered to promulgate this Regional Regulation by placing it in the Regional Gazette of Sukoharjo Regency.

Established in Sukoharjo
on June 30, 2022
REGENT SUKOHARJO,

signed

ETIK SURYANI

Promulgated in Sukoharjo
on June 30, 2022

REGIONAL SECRETARY
SUKOHARJO DISTRICT,

signed

WIDODO

SUKOHARJO DISTRICT REGIONAL GAZETTE
YEAR 2022 NUMBER 1

Copy according to the original
HEAD OF LEGAL SECTION,

RETNO WIDIYANTI B, SH

Level I Manager
NIP. 19790801 200501 2 010

NOREG REGIONAL REGULATIONS OF SUKOHARJO DISTRICT, PROVINCE
CENTRAL JAVA : (1-101/2022)

EXPLANATION
ON
REGIONAL REGULATIONS OF SUKOHARJO DISTRICT
NUMBER 1 OF 2022
ABOUT
REGIONAL GOVERNMENT CAPITAL INCLUSION

I. GENERAL

Regional Owned Enterprises (BUMD) are one of the pillars of the regional economy and contribute revenue to the regional economy through the payment of taxes, employment, provision of public services, working capital loans, relaxation, credit restructuring, credit guarantees, credit distribution and distribution of dividends to Local government.

BUMD's contribution is facing serious challenges with the ongoing *Corona Virus Disease 2019 (Covid-19)* Pandemic. The pandemic obstacles have an impact on all aspects of the economy, so BUMDs must have innovation and technology in an effort to help Regional Governments in moving and growing the Regional economy.

Efforts to restore the Regional economy in the midst of the pandemic by optimizing Regional income originating from BUMD in Sukoharjo, it is deemed necessary to increase the amount of capital included by the Sukoharjo Regency Government. It is hoped that the additional capital participation will allow BUMDs to operate more efficiently, effectively, competitively and generate profits as well as make a real contribution to original regional income and function as a source of funding for regional development in Sukoharjo Regency.

Based on Law Number 23 of 2014 concerning Regional Government as amended several times, most recently by Law Number 11 of 2020 concerning Job Creation, Government Regulation Number 12 of 2019 concerning Regional Financial Management, and Minister of Home Affairs Regulation Number 77

2020 concerning Technical Guidelines for Regional Financial Management, Therefore, Regional Government Capital Inclusion can be implemented if the amount to be included in the relevant budget year has been determined in the Regional Regulation concerning the relevant Regional Capital Inclusion, then Sukoharjo Regency Government capital participation must be determined in the Sukoharjo Regency Regional Regulation.

II. ARTICLE BY ARTICLE

article 1

Quite clear.

Section 2

What is meant by "economic, social and/or other benefits" includes:

- a. interest and growth in value for the business entity obtain regional capital participation;
- b. a certain amount of profit within a certain period of time in the form of dividends, interest and value growth for business entities that receive regional capital participation;
- c. increase in the form of services and profits for the results of equity participation in a certain amount within a certain period of time;
- d. increase in Regional revenue within a certain period as a direct result of Regional capital participation;
- e. a certain amount of profit within a certain period of time in the form of dividends, interest and value growth for business entities that receive regional capital participation;
- f. increased employment of a certain number of workers within a certain period of time as a direct result of Regional capital participation; and/or
- g. increase in the welfare of society as a result of Regional capital participation.

Article 3

Quite clear.

Article 4

Quite clear.

Article 5

Quite clear.

Article 6

Quite clear.

Article 7

Quite clear.

Article 8

Quite clear.

Article 9

Quite clear.

Article 10

Quite clear.

Article 11

Quite clear.

Article 12

Paragraph (1)

Quite clear.

Paragraph (2)

Equity Participation of the Regional Government which is deposited in the form of money, is carried out by way of book-transfer from the Regional General Treasury account to the BUMD account as referred to in this Regional Regulation.

Article 13

Quite clear.

Article 14

Quite clear.

Article 15

Quite clear.

Article 16

Paragraph (1)

Quite clear.

Paragraph (2)

- a. What is meant by "*merger*" is a legal action taken by one company or more to merge with another existing company which results in the assets and liabilities of the merging companies being transferred by law to the company that received the merger and then the legal status of the company that has been merged. merging ends because of the law.

- b. What is meant by "*acquisition*" is a legal act carried out by a legal entity or individual to take over shares of the Company which results in the transfer of control over the Company.

- c. What is meant by "*consolidation*" is a legal act carried out by two or more companies to merge themselves by establishing a new company which, by law, acquires the assets and liabilities of the merging company and the legal entity status of the merging company is terminated by law.

Article 17

Quite clear.

Article 18

Quite clear.

Article 19

Quite clear.

Article 20

Quite clear.

Article 21

Quite clear.

ADDITIONAL GAZETTE OF SUKOHARJO REGENCY NUMBER 302