

REGENT OF SUKOHARJO  
REGIONAL REGULATION OF SUKOHARJO REGENCY  
NUMBER 9 OF 2015

ON  
LOCAL PUBLIC BROADCASTING INSTITUTION  
RADIO TOP FM SUKOHARJO REGENCY

BY THE GRACE OF GOD ALMIGHTY  
THE REGENT OF SUKOHARJO,

- Considering :
- a. That broadcasting institutions are mass communication media that play an important role in social, cultural, political, and economic life, with freedom and responsibility in carrying out their functions as media for information, education, entertainment, as well as social control and cohesion;
  - b. That in order to meet the needs of regional public broadcasting, it is necessary to establish an independent, neutral, non-commercial local public broadcasting institution that can serve the public interest;
  - c. That the Regional Government Broadcasting Radio (RSPD) which was established based on the provisions of Article 2, letter b, number 3 of the Sukoharjo Regent Regulation Number 68 of 2008 concerning the Formation, Position, Main Tasks, Functions, Organizational Structure, and Working Procedures of the Technical Implementation Unit of Sukoharjo Regency is no longer in line with current developments and conditions, therefore, it is necessary to establish the Local Public Broadcasting Institution, Radio TOP FM of Sukoharjo Regency;
  - d. That based on the considerations as stated in points a, b, and c, it is necessary to enact a Regional Regulation regarding the Local Public Broadcasting Institution, Radio TOP FM of Sukoharjo Regency.

Remember : 1. Article 18, paragraph (6) of the 1945 Constitution of the Republic of Indonesia;

2. Law Number 13 of 1950 concerning the Formation of Districts within the Central Java Province;
3. Law Number 36 of 1999 concerning Telecommunications (State Gazette of the Republic of Indonesia 1999 Number 154, Supplement to the State Gazette of the Republic of Indonesia Number 3881);
4. Law Number 39 of 1999 concerning Human Rights (State Gazette of the Republic of Indonesia 1999 Number 165, Supplement to the State Gazette of the Republic of Indonesia Number 3886);
5. Law Number 40 of 1999 concerning the Press (State Gazette of the Republic of Indonesia 1999 Number 166, Supplement to the State Gazette of the Republic of Indonesia Number 3887);
6. Law Number 32 of 2002 concerning Broadcasting (State Gazette of the Republic of Indonesia 2002 Number 139, Supplement to the State Gazette of the Republic of Indonesia Number 4252);
7. Law Number 14 of 2008 concerning Public Information Disclosure (State Gazette of the Republic of Indonesia 2008 Number 61, Supplement to the State Gazette of the Republic of Indonesia Number 4846);
8. Law Number 25 of 2009 concerning Public Services (State Gazette of the Republic of Indonesia 2009 Number 112, Supplement to the State Gazette of the Republic of Indonesia Number 5038);
9. Law Number 12 of 2011 concerning the Formation of Legislation (State Gazette of the Republic of Indonesia 2011 Number 82, Supplement to the State Gazette of the Republic of Indonesia Number 5234);
10. Law Number 23 of 2014 concerning Regional Government (State Gazette of the Republic of Indonesia 2014 Number 244, Supplement to the State Gazette of the Republic of Indonesia Number 5587) as amended several times, most recently by Law Number 9 of 2015 concerning the Second Amendment to Law Number 23 of 2014 concerning Regional Government (State Gazette of the Republic of Indonesia 2015 Number 58, Supplement to the State Gazette of the Republic of Indonesia Number 5679);
11. Government Regulation Number 53 of 2000 concerning the Use of Radio Frequency Spectrum and Satellite Orbit (State Gazette of the Republic of Indonesia 2000 Number 108, Supplement to the State Gazette of the Republic of Indonesia Number 3981);
12. Government Regulation Number 11 of 2005 concerning the Organization of Public Broadcasting Institutions (State Gazette of the Republic of Indonesia 2005 Number 28, Supplement to the State Gazette of the Republic of Indonesia Number 4485);

13. Government Regulation Number 12 of 2005 concerning the Public Broadcasting Institution of the Indonesian Radio (State Gazette of the Republic of Indonesia 2005 Number 29, Supplement to the State Gazette of the Republic of Indonesia Number 4486);
14. Presidential Regulation Number 87 of 2014 concerning the Implementation of Law Number 12 of 2011 concerning the Formation of Legislation (State Gazette of the Republic of Indonesia 2014 Number 199);
15. Sukoharjo Regency Regional Regulation Number 3 of 2008 concerning the Organization and Work Procedures of Sukoharjo Regency Regional Services (Sukoharjo Regency Regional Gazette 2008 Number 3, Supplement to the Sukoharjo Regency Regional Gazette Number 157) as amended by Sukoharjo Regency Regional Regulation Number 10 of 2011 concerning Amendments to Sukoharjo Regency Regional Regulation Number 3 of 2008 concerning the Organization and Work Procedures of Sukoharjo Regency Regional Services (Sukoharjo Regency Regional Gazette 2011 Number 10, Supplement to the Sukoharjo Regency Regional Gazette Number 189).

WITH THE JOINT APPROVAL OF  
THE REGIONAL PEOPLE'S REPRESENTATIVE COUNCIL OF SUKOHARJO  
REGENCY

AND

THE REGENT OF SUKOHARJO

DECIDES:

To enact: REGIONAL REGULATION ON THE LOCAL PUBLIC  
BROADCASTING INSTITUTION RADIO TOP FM OF SUKOHARJO  
REGENCY.

CHAPTER I

GENERAL PROVISIONS

## Article 1

In this Regional Regulation, the following terms are defined as:

1. Region refers to Sukoharjo Regency.
2. Local Government refers to the Head of Region as the element of the Local Government administration who leads the implementation of governmental affairs within the authority of the autonomous region.
3. Regent refers to the Regent of Sukoharjo.
4. Regional People's Representative Council, hereinafter referred to as DPRD, refers to the DPRD of Sukoharjo Regency.
5. Local Public Broadcasting Institution Radio TOP FM of Sukoharjo Regency, hereinafter referred to as LPPL Radio TOP FM of Sukoharjo Regency, is a Local Public Broadcasting Institution in the form of a legal entity established by the Sukoharjo Regency Government to carry out radio broadcasting activities, which is independent, neutral, non-commercial, and serves the public interest with broadcasts linked to Radio Republik Indonesia.
6. Board of Supervisors refers to the organ of LPPL Radio TOP FM of Sukoharjo Regency that functions to represent the community, government, and public broadcasting institutions in performing oversight duties to achieve the goals of public broadcasting.
7. Board of Directors refers to the leadership element of LPPL Radio TOP FM of Sukoharjo Regency that is authorized and responsible for managing the public broadcasting institution.
8. Regional Indonesian Broadcasting Commission, hereinafter referred to as KPID, is an independent state institution in Central Java that represents public participation in the field of broadcasting, with tasks and authority regulated by Law Number 32 of 2002 concerning Broadcasting.
9. Broadcast refers to a message or series of messages in the form of sound, or in character form, whether

interactive or not, that can be received through broadcast reception devices.

10. Broadcasting refers to the activity of disseminating broadcasts through transmission means and/or transmission facilities on land, at sea, or in outer space using radio frequency spectrum via air, cable, and/or other media to be simultaneously received by the public with broadcast reception devices.

11. Radio Broadcasting refers to mass communication media that conveys ideas and information in the form of sound in a general and open manner through regular and continuous programs.

12. Advertising Broadcast refers to broadcast information that is commercial and for public services about available services, goods, and ideas that the public can utilize, with or without compensation to the relevant broadcasting institution.

## CHAPTER II ESTABLISHMENT

### Article 2

By this Regional Regulation, the LPPL Radio TOP FM of Sukoharjo Regency is established in the form of a Legal Entity.

## CHAPTER III NATURE AND POSITION

### Article 3

(1) LPPL Radio TOP FM of Sukoharjo Regency, both institutionally and in its broadcasting activities, is independent, neutral, and non-commercial.

(2) LPPL Radio TOP FM of Sukoharjo Regency is domiciled in Sukoharjo Regency.

CHAPTER IV  
FUNCTIONS, OBJECTIVES, AND ACTIVITIES

Article 4

(1) LPPL Radio TOP FM of Sukoharjo Regency functions as a media for information, education, healthy entertainment, social control and cohesion, as well as the preservation of national culture, always oriented towards the interests of all layers of society.

(2) In carrying out its public service function for the benefit of society, LPPL Radio TOP FM of Sukoharjo Regency involves public participation through engagement in broadcasts, evaluations, broadcasting contributions, and public donations, in accordance with the provisions of laws and regulations.

Article 5

LPPL Radio TOP FM of Sukoharjo Regency aims to present broadcast programs that encourage the development of a society with a strong faith and devotion, intelligence, that reinforces national integration in building an independent, democratic, just, and prosperous society, while maintaining the positive image of the nation.

Article 6

(1) LPPL Radio TOP FM of Sukoharjo Regency conducts local broadcasting activities.

(2) To support the improvement of operational broadcasting quality, LPPL Radio TOP FM of Sukoharjo Regency may carry out advertising broadcasts and other legitimate businesses related to broadcasting activities in the region.

CHAPTER V  
ORGANIZATIONAL STRUCTURE

Section One  
Organizational Structure

Article 7

(1) The organizational structure of LPPL Radio TOP FM of Sukoharjo Regency consists of:

- a. The Board of Supervisors, consisting of 1 (one) Chairman who also serves as a member, and 2 (two) members;
- b. The Board of Directors, consisting of 1 (one) Chief Executive and a maximum of 2 (two) Directors.

(2) Further provisions regarding the organizational structure of LPPL Radio TOP FM of Sukoharjo Regency as referred to in paragraph (1) will be regulated by the Regent's Regulation.

Section Two  
Board of Supervisors

Article 8

(1) The Board of Supervisors is appointed by the Regent based on a proposal from the DPRD, after undergoing an open fit and proper test based on input from the government and/or the public.

(2) The Chairman of the Board of Supervisors is appointed based on the decision made in the Board of Supervisors' meeting.

(3) The Board of Supervisors consists of representatives from:

- a. local government;
- b. the community; and
- c. broadcasting practitioners.

(4) The term of office for the Board of Supervisors is 5 (five) years and may be re-elected for 1 (one) more term.

## Article 9

(1) The Board of Supervisors carries out its duties, authority, and responsibilities in accordance with the provisions of laws and regulations regarding LPPL Radio TOP FM of Sukoharjo Regency.

(2) The duties, authority, and responsibilities of the Board of Supervisors as referred to in paragraph (1) will be further regulated by the Regent's Regulation.

## Article 10

(1) The Board of Supervisors shall receive compensation in the form of an honorarium.

(2) Further provisions regarding the amount of honorarium as referred to in paragraph (1) will be regulated by the Regent's Regulation.

## Article 11

To be eligible to be appointed as a member of the Board of Supervisors, the following requirements must be met:

- a. Devout in faith to God Almighty;
- b. Loyal to the Pancasila and the 1945 Constitution of the Republic of Indonesia;
- c. Physically and mentally healthy;
- d. Have authority, honesty, fairness, and exemplary behavior;
- e. Hold a bachelor's degree or have equivalent intellectual competence;
- f. Possess integrity and a high dedication to maintaining national unity and the unity of the state;
- g. Have concern, knowledge, and/or expertise, and experience in public broadcasting;
- h. Not directly or indirectly connected to the ownership or management of other mass media;
- i. Not holding multiple positions; and
- j. Non-partisan.



## Article 12

(1) A member of the Board of Supervisors of LPPL Radio TOP FM of Sukoharjo Regency may resign or be dismissed before the end of their term due to the following reasons:

- a. Death;
- b. Resignation;
- c. Failure to perform duties properly;
- d. Failure to comply with the applicable laws and regulations;
- e. Involvement in actions that harm LPPL Radio TOP FM of Sukoharjo Regency;
- f. Convicted of a criminal offense by a court decision that has permanent legal force; or
- g. No longer meeting the requirements as stated in Article 11.

(2) A decision regarding dismissal as referred to in paragraph (1) letters c, d, and e will be made after the concerned individual is given the opportunity to defend themselves.

(3) The defense referred to in paragraph (2) must be submitted in writing within 1 (one) month from the time the concerned member is notified in writing about the proposed dismissal.

(4) While the proposed dismissal is being processed as referred to in paragraph (3), the concerned member may continue their duties.

(5) If within 2 (two) months from the date of submission of the defense as referred to in paragraph (3), the DPRD does not recommend the dismissal to the Regent, the dismissal proposal will be void.

(6) The dismissal of a member of the Board of Supervisors as referred to in paragraph (1) will be determined by a Regent's Decree.

## Section Three

### Board of Directors

### Article 13

(1) The Board of Directors is appointed and determined by the Board of Supervisors.

(2) The term of office of the Board of Directors is 5 (five) years and may be re-elected for 1 (one) more term.

### Article 14

To be eligible to be appointed as a member of the Board of Directors, the following requirements must be met:

- a. Devout in faith to God Almighty;
- b. Loyal to the Pancasila and the 1945 Constitution of the Republic of Indonesia;
- c. Physically and mentally healthy;
- d. Have authority, honesty, fairness, and exemplary behavior;
- e. Hold a bachelor's degree;
- f. Possess integrity and a high dedication to maintaining national unity and the unity of the state;
- g. Have concern, knowledge, and/or expertise, and experience in the field of public broadcasting, except for specific tasks in broadcast management;
- h. Not directly or indirectly connected to the ownership or management of other mass media;
- i. Not holding another position; and
- j. Non-partisan.

### Article 15

(1) The Board of Directors has the following duties:

- a. Implement policies set by the Board of Supervisors, including general policies, master plans, broadcasting policies, annual work plans and budgets, as well as institutional and resource development policies;

- b. Lead and manage LPPL Radio TOP FM Sukoharjo in accordance with its goals, constantly striving to improve effectiveness and efficiency;
- c. Set technical provisions for the operational implementation of the institution and broadcasting operations;
- d. Maintain books and administration in accordance with applicable regulations;
- e. Prepare annual reports and periodic reports;
- f. Prepare financial reports in accordance with statutory provisions;
- g. Represent the institution both in and out of court; and
- h. Establish cooperation with other institutions, both domestically and internationally.

(2) The master plan referred to in paragraph (1) letter a must at least include:

- a. Evaluation of the implementation of the previous master plan;
- b. The position of LPPL Radio TOP FM Sukoharjo;
- c. Assumptions used in preparing the long-term plan; and
- d. The determination of objectives, strategies, policies, and work programs for the long-term plan, including the interrelationship between these elements.

(3) The form, content, and procedures for preparing the master plan are based on applicable laws and regulations.

(4) The master plan prepared by the Board of Directors is submitted to the Board of Supervisors for discussion and approval.

(5) The master plan of LPPL Radio TOP FM Sukoharjo that has been approved by the Board of Supervisors is submitted to the Regent.

## Article 16

(1) The Board of Directors is provided with income in the form of honorarium.

(2) Further provisions regarding the amount of honorarium referred to in paragraph (1) are regulated by the Regent's Regulation.

## Article 17

(1) The procedures for selecting the Board of Directors are determined by the Board of Supervisors.

(2) The elected candidates for the Board of Directors are appointed by the decision of the Board of Supervisors.

## Article 18

(1) Members of the Board of Directors shall cease their duties if:

- a. Their term of office has ended;
- b. They pass away;
- c. They resign; and/or
- d. They are permanently incapacitated.

(2) Members of the Board of Directors may be dismissed before the end of their term if:

- a. They fail to comply with the provisions of applicable laws and regulations;
- b. They are involved in actions that harm the institution;
- c. They are convicted of a crime based on a court ruling that has gained permanent legal force; or
- d. They no longer meet the requirements specified in Article 14.

(3) Before a dismissal decision is made as referred to in paragraph (2) letters a and b, the concerned individual must be given the opportunity to defend themselves.

(4) The defense mentioned in paragraph (3) must be submitted in writing within 1 (one) month from the date the Board of Supervisors formally notifies the concerned individual of the proposed dismissal.

(5) While the dismissal process as referred to in paragraph (3) is ongoing, the concerned member of the Board of Directors may continue their duties.

(6) If within 2 (two) months from the date of submission of the defense as referred to in paragraph (3), the Board of Supervisors has not issued a dismissal decision, the dismissal plan will be void.

(7) The position of a Board of Directors member ends with the issuance of a dismissal decision by the Board of Supervisors.

(8) A member of the Board of Directors under investigation for allegedly committing a criminal act shall be temporarily dismissed from their position. If they are declared not guilty by the court, they may resume their duties in the same position.

(9) If one or more members of the Board of Directors are temporarily incapacitated, the vacant positions shall be temporarily filled by other members of the Board of Directors appointed by the Board of Supervisors.

(10) If a member of the Board of Directors resigns as referred to in paragraph (1) letters b, c, or d, or is dismissed as referred to in paragraph (2), the interim replacement position shall be filled in accordance with the

provisions regarding the appointment of the Board of Directors.

## Chapter VI

### Work Procedures

#### Article 19

(1) Decisions of the Board of Supervisors are made collectively through meetings of the Board of Supervisors.

(2) Decisions of the Board of Supervisors as referred to in paragraph (1) are formally determined by the Chairman of the Board of Supervisors.

#### Article 20

(1) The management of LPPL Radio TOP FM Sukoharjo is carried out by the Board of Directors collectively.

(2) Decision-making is carried out through meetings of the Board of Directors and is determined by the President Director.

(3) Aside from the Board of Supervisors and the Board of Directors, no other parties are allowed to interfere in the operational policies of LPPL Radio TOP FM Sukoharjo.

#### Article 21

Matters related to the core duties, functions, management, and technical operation of LPPL Radio TOP FM Sukoharjo shall be regulated further by the Regent's Regulation.

## Chapter VII

### Assets and Sources of Funding

#### Section One

##### Assets

## Article 22

(1) The assets of LPPL Radio TOP FM Sukoharjo are regional assets that are separated and managed independently in accordance with the provisions of applicable laws and regulations, and are used to finance operational activities.

(2) The value of LPPL Radio TOP FM Sukoharjo's assets at the time this Regional Regulation is enacted is all assets originating from the Sukoharjo Regency Government.

(3) The value of LPPL Radio TOP FM Sukoharjo's assets as referred to in paragraph (2) is determined by a Decree of the Regent.

## Section Two

### Sources of Funding

## Article 23

(1) The sources of funding for LPPL Radio TOP FM Sukoharjo are derived from:

- a. Broadcasting fees;
- b. The State Budget (APBN);
- c. The Regional Budget (APBD);
- d. Community donations;
- e. Advertising broadcasts; and
- f. Other legitimate business activities related to broadcasting operations.

(2) The Local Government provides an initial funding source for LPPL Radio TOP FM Sukoharjo amounting to Rp1,000,000,000.00 (one billion rupiahs) for a period of 5 (five) years.

(3) The revenue obtained from funding sources as referred to in paragraph (1) letters a, b, c, d, and e, constitutes regional revenue that is managed transparently to finance LPPL Radio TOP FM Sukoharjo's activities in accordance with the provisions of applicable laws and regulations.

Chapter VIII  
Accountability

Article 24

The Board of Directors is responsible for the overall operation of broadcasting and finances in accordance with the provisions of applicable laws and regulations.

Article 25

(1) The fiscal year for LPPL Radio TOP FM Sukoharjo is the same as the Regional Budget year.

(2) LPPL Radio TOP FM Sukoharjo is required to produce an annual report, periodic reports, and financial statements.

(3) The annual and periodic reports must at least include:

- a. A report on the implementation of the work plan and the results achieved;
- b. The issues faced in implementing the work plan; and
- c. The names of members of the Board of Directors and the Board of Supervisors.

(4) The financial report must at least include:

- a. The annual calculation, which includes the balance sheet, income and expenditure statement, cash flow statement, and changes in assets report; and
- b. Salaries and other allowances for members of the Board of Directors and the Board of Supervisors.

(5) The financial report referred to in paragraph (4) must be audited by a public accountant, and the results must be published through mass media.

Article 26

(1) The annual report of LPPL Radio TOP FM Sukoharjo must be signed by the Board of Directors and the Board of Supervisors and submitted to the Regent, with a copy



forwarded to the DPRD (Regional People's Representative Council).

## Chapter IX

### Supervision

#### Article 27

In carrying out its activities, LPPL Radio TOP FM Sukoharjo is supervised by the Local Government, the DPRD (Regional People's Representative Council), the Board of Supervisors, and the KPID (Indonesian Broadcasting Commission) of Central Java Province, in accordance with their respective authorities.

## Chapter X

### Transitional Provisions

#### Article 28

(1) Prior to the establishment of LPPL Radio TOP FM Sukoharjo in accordance with this Regional Regulation, the Technical Implementation Unit of the Regional Government Radio Broadcasting (RSPD) of the Department of Transportation, Information, and Communication of Sukoharjo Regency shall continue to carry out its duties and functions.

(2) The establishment of LPPL Radio TOP FM Sukoharjo based on this Regional Regulation must be completed no later than 4 (four) years.

## Chapter XI

### Final Provisions

#### Article 29

This Regional Regulation shall come into force on the date of its promulgation.

In order to ensure that everyone is informed, the promulgation of this Regional Regulation is ordered by placing it in the Official Gazette of Sukoharjo Regency.

Established in Sukoharjo  
on October 5, 2015  
REGENT OF SUKOHARJO,  
ttd.  
AGUS SANTOSA

Promulgated in Sukoharjo  
on October 5, 2015  
SECRETARY OF SUKOHARJO  
REGENCY,  
ttd.  
EKO ADJI ARIANTO  
REGIONAL GAZETTE OF  
SUKOHARJO REGENCY  
2015, NUMBER 9

EXPLANATION  
ON  
REGIONAL REGULATION OF SUKOHARJO REGENCY  
NUMBER 9 OF 2015  
CONCERNING  
LOCAL PUBLIC BROADCASTING INSTITUTION  
RADIO TOP FM SUKOHARJO REGENCY

I. GENERAL

Broadcasting in Indonesia has developed rapidly in line with advancements in technology and societal dynamics. To provide a balance in obtaining information, education, culture, and healthy entertainment for the community, there is a need for a public broadcasting institution that is independent, neutral, non-commercial, and not merely oriented towards market demand. It should not only serve as a mouthpiece for the local government but must function to provide services for the public interest. To achieve this, it is necessary to establish a Local Public Broadcasting Institution.

In order to implement the provisions of Article 14 paragraph (3) of Law Number 32 of 2002 on Broadcasting and Article 7 paragraph (3) of Government Regulation Number 11 of 2005 concerning the Organization of Public Broadcasting Institutions, it is necessary to stipulate a Regional Regulation concerning the Local Public Broadcasting Institution of Radio Sukoharjo Regency.

II. ARTICLE BY ARTICLE EXPLANATION

Article 1

Clear enough.

Article 2

Clear enough.

### Article 3

#### Paragraph (1)

The term "independent" means not relying on and not being influenced by other parties.

The term "neutral" means not siding with the interests of one party.

The term "non-commercial" means not solely seeking profit, but also prioritizing the improvement of public services.

#### Paragraph (2)

Clear enough.

### Article 4

Clear enough.

### Article 5

Clear enough.

### Article 6

Clear enough.

### Article 7

Clear enough.

### Article 8

Clear enough.

### Article 9

Clear enough.

### Article 10

Clear enough.

### Article 11

Clear enough.

### Article 12

Clear enough.

### Article 13

Clear enough.

### Article 14

Clear enough.

Article 15

Clear enough.

Article 16

Clear enough.

Article 17

Clear enough.

Article 18

Clear enough.

Article 19

Paragraph (1)

The term "collegial" means that each member of the Board of Supervisors has an equal position and authority in decision-making and the execution of their respective duties.

Paragraph (2)

Clear enough.

Article 20

Paragraph (1)

The term "management collegially" means that each member of the Board of Directors has an equal position and authority in decision-making and the execution of their respective duties.

The President Director may act for and on behalf of the Board of Directors based on the agreement of the Board of Directors members.

The President Director may establish external relations and report the results in Board of Directors meetings to obtain collective approval.

Paragraph (2)

Clear enough.

Paragraph (3)

The prohibition on interference or intervention is intended to maintain neutrality and independence in carrying out the broadcasting function.

Article 21

Clear enough.

Article 22

Clear enough.

Article 23

Clear enough.

Article 24

Clear enough.

Article 25

Clear enough.

Article 26

Clear enough.

Article 27

Clear enough.

Article 28

Clear enough.

Article 29

Clear enough.

Supplement to the Regional Gazette of Sukoharjo Regency Number 223.