



COPY

REGENT SUKOHARJO
PROVINCE OF CENTRAL JAVA

REGIONAL REGULATIONS OF SUKOHARJO DISTRICT
NUMBER 11 OF 2022

ABOUT

AMENDMENT TO REGIONAL REGULATION NUMBER 12 OF 2019
ABOUT REGIONAL PUBLIC DRINKING WATER COMPANIES
TIRTA PROSPEROUS

BY THE GRACE OF GOD ALMIGHTY

REGENT SUKOHARJO,

- Considering:
- a. that the national economy is organized with the aim of benefit, one of which is through the implementation of Regional Owned Enterprises which oriented towards public services and regional income in facing business competition and optimizing services to the community;
 - b. that in the context of developing and improving services to the community, the Regional Public Company for Drinking Water Tirta Makmur is accelerating with carry out restructuring of organizational governance to creating a professional Regional Owned Enterprise and optimal;
 - c. that in order to increase the effectiveness of the management of the Tirta Makmur Regional Drinking Water Public Company, the Sukoharjo Regency Regional Regulations Number 12 of 2019 concerning the Regional Public Company for Drinking Water Tirta Makmur needs to be changed;
 - d. that based on the considerations as intended in letters a, b, and c, it is necessary to determine Regional Regulation concerning Amendments to Regional Regulation Number 12 of 2019 concerning the Tirta Makmur Regional Public Drinking Water Company;

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

2. Law Number 13 of 1950 concerning the Establishment of Regency Regions within the Province of Central Java as amended by Law Number 9 of 1965 concerning the Establishment of the Batang II Level Region by amending Law No. 13 of 1950 concerning Regional Establishment - 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 Republic of Indonesia 2020 Number 245, Supplement to the State Gazette of the Republic of Indonesia Number 6573);

4. Sukoharjo Regency Regional Regulation Number 12 2019 concerning Tirta Makmur Regional Public Drinking Water Company (2019 Sukoharjo Regency Regional Gazette Number 12, Supplement to Sukoharjo Regency Regional Gazette Number 286);

With Mutual Consent

DISTRICT REGIONAL PEOPLE'S REPRESENTATIVE COUNCIL
SUKOHARJO

And

REGENT SUKOHARJO

DECIDE:

To stipulate: REGIONAL REGULATIONS CONCERNING AMENDMENTS TO REGIONAL REGULATION NUMBER 12 OF 2019 CONCERNING THE TIRTA MAKMUR REGIONAL PUBLIC WATER COMPANY.

Article I

Several provisions in the Regency Regional Regulations Sukoharjo Number 12 of 2019 concerning Public Companies Tirta Makmur Drinking Water District (Regency Regional Gazette Sukoharjo 2019 Number 12, Supplement to Regional Gazette Sukoharjo Regency Number 286) is amended as follows:

1. Between Article 2 and Article 3, 1 (one) article is inserted, namely Article 2A thus reads as follows:

Article 2A

- (1) Perumda Air Minum Tirta Makmur uses the name and logo as the company brand.
- (2) Further provisions regarding the use of the company name and logo as intended in paragraph (1) are regulated by a Regent's Regulation.

2. The provisions of Article 48 are amended by Article 48 so that it reads as follows:

Article 48

The retirement age limit for employees of Perumda Air Minum Tirta Makmur is up to 56 (fifty six) years.

3. The provisions of Article 75 are amended so that Article 75 reads as follows:

Article 75

- (1) The net profit of Perumda Air Drinking Tirta Makmur which has been approved by KPM after tax deductions is determined as follows:
- a. Regional Government is 55% (fifty five percent);
 - b. reserve funds of 20% (twenty percent);
 - c. TJSLP of 3.5% (three point five percent); d. production services of 12.5% (twelve point five percent);
 - e. *tantiem* for the Supervisory Board and Directors and bonuses for employees of 4% (four percent);
And
 - f. welfare funds of 5% (five percent).
- (2) Production services as referred to in paragraph (1) letter d, are provided to employees as compensation for services.
- (3) Provisions regarding the distribution of production services, bonuses, bonuses and welfare funds as intended in paragraph (1) letters d, e and f are regulated by Directors' regulations.

4. The provisions of CHAPTER XXI are added to 2 (two) articles, namely Article 94A and Article 94B so that they read as follows:

Article 94A

Tariffs are divided into 4 (four) types, namely:

- a. low rates;
- b. basic rate; c. full rate; And
- d. agreement rate.

Article 94B

- (1) The Regent sets Drinking Water Tariffs no later than November each year.
- (2) In calculating and determining tariffs based on affordability as intended in Article 94 paragraph (2) letter a and cost recovery as intended in Article 94 paragraph (2) letter c, the Regent guides the upper limit and lower limit rates set by the Governor .
- (3) The Regent can delegate the determination of the agreement rates as intended in Article 94A letter d to the Board of Directors.
- (4) Determination of the agreement rate as intended in paragraph (3) by the Board of Directors is carried out with approval Supervisory Board.
- (5) Provisions regarding the calculation and determination of Drinking Water Tariffs as intended in paragraph (2) are regulated by a Regent's Regulation.

Article II

1. When this Regional Regulation comes into force, then:
 - a. Employees who have exceeded the retirement age limit, honorably dismissed as an employee;
 - b. Employees who are honorably dismissed as referred to in letter a are given their rights in accordance with the provisions of statutory regulations; And
 - c. Dismissal of employees as referred to in letter a is determined based on the decision of the board of directors.

2. This Regional Regulation comes into force on the date of promulgation.

So that everyone is aware, this Regional Regulation is ordered to be promulgated by placing it in the Sukoharjo Regency Regional Gazette.

Set in Sukoharjo on November
25 2022

REGENT OF SUKOHARJO,
Signed.

ETIK SURYANI

Promulgated in Sukoharjo on
November 25 2022

REGIONAL SECRETARY
SUKOHARJO DISTRICT,

Signed.

WIDODO

SUKOHARJO DISTRICT REGIONAL GAZETTE YEAR 2022 NUMBER 11

The copy corresponds to the original
HEAD OF LEGAL SECTION,

signed

RETNO WIDIYANTI B, SH
NIP

Trustee. 19790801 200501 2 010

SUKOHARJO DISTRICT REGIONAL REGISTRATION NUMBER,
CENTRAL JAVA PROVINCE : (11-287/2022)

EXPLANATION
ON
REGIONAL REGULATIONS OF SUKOHARJO DISTRICT
NUMBER 11 OF 2022
ABOUT
AMENDMENT TO REGIONAL REGULATION NUMBER 12 OF 2019
ABOUT REGIONAL PUBLIC DRINKING WATER COMPANIES
TIRTA PROSPEROUS

I. GENERAL

The enactment of Law Number 23 of 2014 concerning Regional Government as amended several times, most recently by Law Number 11 of 2020 concerning Job Creation bringing fundamental changes related to the regulation of Regional Owned Enterprises (BUMD). Based on their capital ownership, BUMD consists of Regional public companies and Regional public companies. Because BUMD has all its capital owned by one region and is not divided into shares, it is necessary to make adjustments to become the Tirta Makmur Regional Drinking Water Public Company.

The national economy is organized with the aim of benefit, one of which is through the implementation of Regional Owned Enterprises which are oriented towards public services and regional income in responding to business competition and optimizing services to the community. In order to create an owned business entity

regions that are professional in facing business competition as a step to achieve efficiency and effectiveness in their management activities as well as optimizing service obligations to society, it is necessary to accelerate by doing restructuring the organizational governance of regionally owned enterprises. This is in accordance with the direction and objective of establishing the Tirta Makmur Regional Public Drinking Water Company as an implementation of creating a business entity belongs to a professional and optimal area in the Sukoharjo Regency area, namely:

- a. provide benefits for regional economic development generally;
- b. carry out public benefits in the form of providing quality goods and/or services for the fulfillment of people's livelihoods in accordance with the conditions, characteristics and potential of the region concerned based on good corporate governance; And
- c. obtain profits and/or benefits.

The regulation and implementation of the Tirta Makmur Regional Drinking Water Public Company, has been regulated in Sukoharjo Regency Regional Regulation Number 12 of 2019 concerning the Tirta Makmur Drinking Water Regional Public Company, in development it needs to be adjusted to statutory regulations to achieve the goal of realizing Regionally Owned Enterprises that are professional in responding business competition as a step to achieve efficiency and effectiveness in management activities as well as optimizing service obligations to society. Several provisions in the Sukoharjo Regency Regional Regulation Number 12 of 2019 concerning the Tirta Makmur Regional Drinking Water Public Company, have been amended to make this happen. Synchronization and harmonization of statutory regulations, among other things, regulates

- a. Arrangement of the Tirta Regional Public Company Logo for Drinking Water Prosperous;
- b. Retirement Period arrangements;
- c. arrangements for the Use of Profits; And
- d. regulation regarding tariffs.

Regarding these objectives and considerations, it is necessary to make changes to Sukoharjo Regency Regional Regulation Number 12 of 2019 concerning the Tirta Makmur Regional Public Drinking Water Company.

II. ARTICLE BY ARTICLE

Article I

Article 2A

Quite clear.

Article 48

Quite clear.

Article 75

Paragraph (1)

Letter a

Quite clear.

Letter b

Quite clear.

Letter c

Quite clear.

Letter d

Production Services is an award in the form of a certain amount of money given to employees every year if they earn a predetermined profit.

Letter e

Tantiem is a share of company profits given to the Directors and Supervisory Board according to the company's capabilities.

Letter f

Welfare Funds are part of after-tax profits that are used to meet needs that cannot be allocated in the Company's work plan and budget, including, among other things, used to accelerate the fulfillment of shortfalls in Employee and Director Pension Funds, condolence money for Company organs, as well as funds to support welfare for Organs. Company.

Paragraph (2)

Quite clear.

Paragraph (3)

Quite clear.

Article 94 A

What is meant by "low tariff" is a subsidized tariff whose value is lower than the basic cost.

What is meant by "basic rate" is a rate whose value is the same or equivalent to the basic cost.

What is meant by "full rate" is a rate whose value is higher than the basic cost.

What is meant by "agreed tariff" is a tariff whose value is calculated based on an agreement between BUMD Drinking Water and the customer.

Article 94 B

Quite clear.

Article II

Quite clear.