



REGULATION OF MINISTER OF RELIGION OF THE REPUBLIC OF
INDONESIA

NUMBER 2 YEAR 2022

CONCERNING

INTERNATIONAL COOPERATION ON HALAL PRODUCT ASSURANCE

BY THE GRACE OF GOD ALMIGHTY

MINISTER OF RELIGION OF THE REPUBLIC OF INDONESIA

- Considering :
- a. that international cooperation on halal product assurances needs to be carried out to improve and develop the implementation of halal product assurances;
 - b. that for orderly administration, effectiveness, efficiency, transparency, and accountability as well as to provide legal certainty, security, and benefits in the implementation of international cooperation to assurance halal products, it is necessary to stipulate the arrangements;
 - c. that based on the considerations as referred to in point a and b, it is necessary to stipulate a Regulation of the Minister of Religion concerning International Cooperation on Halal Product Assurances;

- In view of :
1. Article 17 paragraph (3) of the 1945 Constitution of the Republic of Indonesia;

2. Law Number 37 of 1999 concerning Foreign Relations (State Gazette of the Republic of Indonesia of 1999 Number 156, Supplement to the State Gazette of the Republic of Indonesia Number 3882);
3. Law Number 24 of 2000 concerning International Agreements (State Gazette of the Republic of Indonesia of 2000 Number 185, Supplement to the State Gazette of the Republic of Indonesia Number 4012);
4. Law Number 39 of 2008 concerning State Ministries (State Gazette of the Republic of Indonesia of 2008 Number 166, Supplement to the State Gazette of the Republic of Indonesia Number 4916);
5. Law Number 33 of 2014 concerning Halal Products Assurance (State Gazette of the Republic of Indonesia of 2014 Number 295, Supplement to the State Gazette of the Republic of Indonesia Number 5604) as amended by Law Number 11 of 2020 concerning Job Creation (State Gazette of the Republic of Indonesia Year 2020 Number 245, Supplement to the State Gazette of the Republic of Indonesia Number 6573);
6. Government Regulation Number 39 of 2021 concerning the Implementation of the Halal Product Assurance Sector (State Gazette of the Republic of Indonesia of 2021 Number 49, Supplement to the State Gazette of the Republic of Indonesia Number 6651);
7. Presidential Regulation Number 83 of 2015 concerning the Ministry of Religion (State Gazette of the Republic of Indonesia of 2015 Number 168);
8. Regulation of the Minister of Religion Number 42 of 2016 concerning Organization and Work Procedure of the Ministry of Religion (State Gazette of the Republic of Indonesia of 2016 Number 1495);

DECIDE:

To stipulate: MINISTER REGULATION RELIGION CONCERNING INTERNATIONAL COOPERATION ON HALAL PRODUCT ASSURANCE

CHAPTER 1
GENERAL PROVISIONS

Article 1

In this Ministerial Regulation, what is referred to as :

1. Halal Product Assurance, hereinafter abbreviated as JPH, is legal certainty regarding the halalness of a Product as evidenced by a Halal Certificate.
2. Products are goods and/or services that are related to food, beverages, drugs, cosmetics, chemical products, biological products, genetically engineered products, as well as consumer goods that are worn, used, or utilized by the publics.
3. Halal products are products that have been declared halal in accordance with Islamic law.
4. Halal Certificate is the recognition of the halalness of a Product that issued by the Halal Product Assurance Agency based on a written halal fatwa issued by the Indonesian Ulema Council.
5. International Cooperation for Halal Product Assurance, hereinafter referred to as JPH International Cooperation, is a joint activity or business carried out bilaterally, regionally, or multilaterally in the context of JPH development, conformity assessment, and/or recognition of Halal Certificate in order to provide convenience, security, safety, and certainty of the availability of Halal Products for the public in consuming and using the Products.
6. Overseas Government Institutions are institutions/ agencies that are executive organs of other countries.
7. Overseas Non-Governmental Institutions are institutions/ agencies/associations, both private and non- governmental organizations abroad, including educational institutions abroad that aim to increase JPH International Cooperation and formed by certain rule or mutual agreement.

8. Overseas Halal Institution, hereinafter abbreviated as LHLN, is an institution domiciled abroad that is authorized to carry out inspection, testing, and issuance of product halal certificates in the local country.
9. Minister is the minister who organizes government affairs in the field of religion.
10. Organization of Halal Product Assurance, hereinafter abbreviated as BPJPH, is an agency established by the government to administer JPH.
11. The Head of the Agency is the Head of BPJPH.

CHAPTER II
FORMS OF INTERNATIONAL COOPERATION ON HALAL
PRODUCT ASSURANCE

Part One

General

Article 2

- (1) BPJPH may carry out International Cooperation in the field of JPH.
- (2) JPH International Cooperation as referred to in paragraph (1) might be in the form of:
 - a. JPH development;
 - b. conformity assessment; and/or
 - c. Halal Certificate recognition.
- (3) The international cooperation as referred to in paragraph (1) is carried out by BPJPH to carry out the results of coordination and consultation between the Minister and the minister who carries out government affairs in the foreign sector.

- (4) International cooperation as referred to in paragraph (1) is based on agreements between countries that are carried out in the political, economic, social, cultural and other fields in accordance with the provisions of laws and regulations.
- (5) The international cooperation as referred to in paragraph (1) must be carried out in accordance with Indonesia's foreign policy, the provisions of national laws and regulations, and international law and practice.

Part Two

International Cooperation on Halal Products Assurance in the Development of Halal Product Assurance

Article 3

- (1) JPH International Cooperation in JPH development as referred to in Article 2 paragraph (2) point a, includes:
 - a. technology development;
 - b. human Resources; and
 - c. JPH facilities and infrastructure.
- (2) The technology development cooperation as referred to in paragraph (1) point a, could be in the form of:
 - a. research and development of technology used in the process of halal products;
 - b. research and development of technology used in the development and supervision of halal; and/or
 - c. exchange of information in the field of JPH.
- (3) Cooperation in human resource development as referred to in paragraph (1) point b, could be in the form of:

- a. JPH education and training for business operators, halal auditors, halal supervisors, JPH supervisors, and/or administrators of halal inspection institutions;
 - b. knowledge exchange of ulemas in deciding the halal status of Products in the context of halal certification;
 - c. involvement of academics and ulemas in the training and halal certification process; and
 - d. other fields related to education and training of human resources in the field of JPH.
- (4) Cooperation for the development of JPH facilities and infrastructure as referred to in paragraph (1) point c, might be in the form of:
- a. research and development of JPH facilities and infrastructure;
 - b. assistance in providing JPH facilities and infrastructure;
 - c. trade in JPH facilities and infrastructure;
 - d. supplying of information exchange facilities and infrastructure related to JPH; and
 - e. development of halal standards.
- (5) JPH International Cooperation in JPH development as referred to in paragraph (1) might be carried out by BPJPH with Government Institutions Abroad or Non- Government Institutions Abroad in each country.

PART THREE

International Cooperation Assurance of Halal Products in Conformity Assessment

Article 4

- (1) JPH International Cooperation in conformity assessment as referred to in Article 2 paragraph (2) letter b, includes:
- a. mutual recognition; and
 - b. mutual acceptance of the conformity assessment result.

- (2) The cooperation in conformity assessment as referred to in paragraph (1) is in the form of developing a scheme for mutual recognition and mutual acceptance of conformity assessment result.
- (3) The development of the scheme as referred to in paragraph (2) is in the form of developing JPH standards.

Part Four

International Cooperation Assurance of Halal Products in Halal Certificate Recognition

Article 5

- (1) JPH International Cooperation in recognizing Halal Certificates as referred to in Article 2 paragraph (2) point cis in the form of mutual cooperation in recognition of Halal Certificates.
- (2) JPH International Cooperation in the form of mutual recognition of Halal Certificate as referred to in paragraph (1) is carried out by BPJPH with LHLN which is authorized to issue Halal Certificate.

Article 6

- (1) LHLN as referred to in Article 5 paragraph (2) is established by:
 - a. government; or
 - b. Islamic religious institutions in the local country.
- (2) LHLN as referred to in Article 5 paragraph (2) must meet the following requirements:
 - a. proof of the legality of establishing an institution as evidenced by a permit or recommendation from the local state authority;
 - b. have their own office and include their address;
 - c. have an organizational structure;
 - d. has a sharia board/fatwa board or ulama authorized to determine the halalness of the Product;

- e. have a competent halal auditor of at least 3 (three) people in accordance with the competency standards of halal auditors in Indonesia;
- f. have halal standards in accordance with JPH standards;
- g. has an accreditation certificate from a local state accreditation agency that has obtained recognition in regional or international organizations and has held international cooperation in conformity assessment;
- h. have an accreditation certificate from BPJPH for LHLN that is accredited by the Accreditation Team of the Halal Inspection Agency; and
- i. owns or cooperates with an accredited or standardized international ISO 17025 laboratory.

Article 7

- (1) LHLN submits a request for cooperation to the Head of the Agency by attaching the required documents as referred to in Article 6 paragraph (2).
- (2) The application as referred to in paragraph (1) shall be submitted in Indonesian or English.

Article 8

- (1) In case the required documents as referred to in Article 7 paragraph (1) are incomplete, BPJPH submits a request letter for additional documents.
- (2) Additional documents as referred to in paragraph (1) must be fulfilled within a maximum period of 10 (ten) working days from the receipt of the request for additional documents.

- (3) If within the period as referred to in paragraph (2) the additional documents are not fulfilled, the application for cooperation is declared rejected.

Article 9

- (1) In case the required documents as referred to in Article 7 paragraph (1) are declared complete, BPJPH shall check the validity of the documents within a maximum period of 30 (thirty) working days.
- (2) BPJPH may carry out field inspections if necessary.

Article 10

In case LHLN has met the requirements, BPJPH submits written approval to LHLN to cooperate with mutual recognition of Halal Certificates as the fulfillment of Halal Certificates based on mutual acceptance of Halal Certificates agreement which applies reciprocally.

Article 11

BPJPH can initiate cooperation on mutual recognition of Halal Certificates as the fulfillment of Halal Certificates based on mutual acceptance agreements of Halal Certificates which are mutually applicable and mutual acceptance of Halal Certificates which apply reciprocally to partner countries in accordance with the procedures for submitting applications for cooperation in force in the local country.

Article 12

In case there is no LHLN in the local country, business operators are required to carry out halal certification in accordance with the provisions of the laws and regulations in Indonesia.

CHAPTER 3
IMPLEMENTATION OF INTERNATIONAL COOPERATION ON HALAL
PRODUCT ASSURANCE

Part One
General

Article 13

- (1) JPH International Cooperation is carried out based on government approval in accordance with the provisions of laws and regulations.
- (2) The government approval as referred to in paragraph (1) is coordinated and consulted between the Minister and the minister who carries out government affairs in the foreign sector.
- (3) JPH International Cooperation is carried out through the following stages:
 - a. initiative;
 - b. assessment;
 - c. preparation, discussion, and approval of the cooperation manuscript draft;
 - d. signing of the cooperation manuscript.

Part Two
Initiative

Article 14

- (1) The Head of the Agency submit the proposed JPH International Cooperation initiative to the Minister
- (2) The initiative as referred to in paragraph (1) can come from, among others:
 - a. BPJPH initiative in accordance needs of JPH administration;
 - b. input from ministries or non-ministerial government institutions;

- c. Proposals by community; and or
 - d. Proposal by foreign governments or foreign institutions.
- (3) The initiative as referred to in paragraph (1) shall contain at least:
- a. background and urgency;
 - b. purpose; and
 - c. scope.

Part Three
Assessment

Article 15

- (1) An assessment is carried out by BPJPH based on an initiative to find out the opportunities and benefits of cooperation in the JPH field.
- (2) The assessment as referred to in paragraph (1) shall be carried out by:
- a. communicate with Foreign Government Institutions or Foreign Non-Government Institutions that will cooperate;
 - b. visits to Foreign Government Institutions or Foreign Non-Government Institutions that will cooperate; and/or
 - c. invite Foreign Government Institutions or Foreign Non-Government Institutions to visit Indonesia

Article 16

In terms of the assessment result reaching an agreement between BPJPH and Foreign Government Institutions or Foreign Non-Government Institutions, BPJPH shall prepare and discuss the draft of the cooperation manuscript.

Part Four
Preparation, Discussion, and Approval of the Cooperation
Manuscript Draft

Article 17

- (1) The draft of the JPH International Cooperation manuscript shall be prepared by BPJPH.
- (2) The draft of the JPH International Cooperation manuscript as referred to in paragraph (1) shall at least contain:
 - a. title;
 - b. the subject of cooperation;
 - c. purpose and objectives;
 - d. scope; and
 - e. cooperation arrangements.
- (3) The draft JPH International Cooperation manuscript that has been prepared is submitted by the Head of the Agency to the Minister.

Article 18

The discussion of the JPH International Cooperation manuscript is carried out through:

- a. Meeting between related inter-ministerial/ non-ministerial government institutions; and
- b. meetings with Foreign Government Institutions or Foreign Non-Government Institutions.

Article 19

- (1) Meeting inter-ministerial/non-ministerial government institutions, carried out by the Head of the Agency.
- (2) The inter-ministerial/institutional meeting as referred to in paragraph (1) shall at least include elements from:
 - a. the ministry that carries out government affairs in the foreign sector; and

- b. ministries/ non-ministerial government institutions related to the object of cooperation.
- (3) The results of the inter-ministerial/institutional meeting as referred to in paragraph (2) shall be included in the minutes of the meeting.

Article 20

- (1) Discussions on meetings with Foreign Government Institutions or Foreign Non-Government Institutions are conducted by the Head of the Agency.
- (2) Meetings of Foreign Government Institutions or Foreign Non-Government Institutions as referred to in paragraph (1), shall include:
 - a. the ministry that carries out government affairs in the foreign sector; and
 - b. ministries/non-ministerial government institutions related to the object of cooperation.
- (3) The results of meetings with Foreign Government Institutions or Foreign Non-Government Institutions as referred to in paragraph (1) shall be included in the minutes of the meeting.

Article 21

- (1) The Head of the Agency submits the results of the discussion of the cooperation manuscript to the Minister for approval.
- (2) The Minister through the Head of the Agency submits the approved draft of the cooperation manuscript as referred to in paragraph (1) to the minister who carries out government affairs in the foreign sector through the relevant echelon I officials.

Part Five

Signing of the Cooperation Manuscript

Article 22

The Minister or authorized official together with the leader of Foreign Government Institutions or Foreign Non-Government Institutions sign the JPH International Cooperation manuscript.

Article 23

- (1) JPH International Cooperation shall come into force and be binding in accordance with the agreement in the JPH International Cooperation manuscript.
- (2) The JPH International Cooperation manuscript as referred to in paragraph (1) ends in accordance with the provisions of the agreement and the laws and regulations.

CHAPTER IV

MONITORING, EVALUATION AND REPORTING

Article 24

- (1) The implementation of JPH International Cooperation is monitored and evaluated by a team appointed by the Head of the Agency.
- (2) The team as referred to in paragraph (1) shall at least consist of the following elements:
 - a. the ministry that carries out government affairs in the field of religion;
 - b. the ministry that carries out government affairs in the foreign sector; and
 - c. relevant ministries/institutions.
- (3) Monitoring and evaluation is carried out to ensure the conformity of the procedures for cooperation activities with their implementation.
- (4) Monitoring and evaluation is carried out periodically and/or at any time.

Article 25

- (1) The implementation of JPH International Cooperation is carried out by managing an activity plan.
- (2) The activity plan as referred to in paragraph (1), at least contain:
 - a. description of activities;
 - b. the role of the parties;
 - c. purpose and objectives; and
 - d. financing plan.

Article 26

The Head of the Agency submits reports on the progress of the implementation of JPH International Cooperation to the Minister periodically and/or at any time.

Article 27

- (1) The Head of the Agency submits the JPH International Cooperation report to the Minister which will end.
- (2) The report as referred to in paragraph (1) is submitted to the Minister at the latest 3 (three) months before the JPH International Cooperation ends.
- (3) The report as referred to in paragraph (1) as a consideration for the Minister to extend or terminate JPH International Cooperation.

BAB V
CLOSING

Article 28

This Ministerial Regulation shall go into effect on the date it is enacted.

So that Everyone knows it, it is ordered that this Ministerial Regulation be included in the State Gazette of the Republic of Indonesia.

Decreed in Jakarta
On January 6, 2022

Minister of Religious Affairs of
The Republic of Indonesia

Signed

YAQUT CHOLIL QOUMAS

Enacted in Jakarta
On January 6, 2022

DIRECTOR GENERAL
LAWS AND REGULATIONS
MINISTRY OF LAW AND HUMAN RIGHTS
REPUBLIC OF INDONESIA,

Signed

BENNY RIYANTO

STATE GAZETTE OF THE REPUBLIC OF INDONESIA YEAR 2022
NUMBER 6

Copies Match the Original

Minister of Religious Affairs of The Republic of Indonesia
Head of Legal Affairs and Foreign Cooperation Bureau,

Signed

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