



REGULATION OF THE MINISTER OF MARINE AFFAIRS AND FISHERIES OF THE
REPUBLIC OF INDONESIA

NUMBER 5 OF 2023

CONCERNING

REQUIREMENTS AND PROCEDURES FOR ISSUING TECHNICAL
RECOMMENDATIONS FOR IMPORTATION OF PROSPECTIVE BROODSTOCK,
BROODSTOCK, FRY, AND/OR PEARL NUCLEUS

BY THE GRACE OF GOD ALMIGHTY

MINISTER OF MARINE AFFAIRS AND FISHERIES OF THE REPUBLIC OF
INDONESIA,

- Considering :
- a. that in order to implement the provisions of Article 22 paragraph (4) of Government Regulation Number 28 of 2017 concerning Fish Farming, it is necessary to regulate the requirements and procedures for issuing technical recommendations for importation of the of prospective broodstock, broodstock and/or fry into the territory of the Republic of Indonesia;
 - b. that for the import of pearl nucleus into the territory of the Republic of Indonesia, it is necessary to stipulate requirements and procedures for issuing import technical recommendations;
 - c. that Regulation of the Minister of Marine Affairs and Fisheries Number 30/PERMEN-KP/2020 concerning Recommendations for the Importation of Prospective Broodstock, Broodstock, Fry, and/or Pearl Nucleus needs to be adjusted to the needs and legal developments so that it needs to be replaced;
 - d. that based on the considerations referred to in letters a, b, and c, it is necessary to stipulate a Regulation of the Minister of Marine Affairs and Fisheries concerning Requirements and Procedures for Issuing technical recommendations for importation of the Prospective Broodstock, Broodstock, Fry, and/or Pearl Nucleus into the Territory of the Republic of Indonesia
- In view of :
1. Article 17 paragraph (3) of the 1945 Constitution of the Republic of Indonesia;
 2. 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);

3. Government Regulation Number 28 of 2017 concerning Fish Farming (State Gazette of the Republic of Indonesia of 2017 Number 166, Supplement to the State Gazette of the Republic of Indonesia Number 6101);
4. Presidential Regulation Number 63 of 2015 concerning the Ministry of Marine Affairs and Fisheries (State Gazette of the Republic of Indonesia of 2015 Number 111) as amended by Presidential Regulation Number 2 of 2017 concerning Amendments to Presidential Regulation Number 63 of 2015 concerning the Ministry of Marine Affairs and Fisheries (State Gazette Republic of Indonesia of 2017 Number 5);
5. Regulation of the Minister of Marine Affairs and Fisheries Number 48 of 2020 concerning the Organization and Work Procedure of the Ministry of Marine Affairs and Fisheries (State Gazette of the Republic of Indonesia of 2020 Number 1114);
6. Regulation of the Minister of Marine Affairs and Fisheries Number 10 of 2021 concerning Standards for Business Activities and Products in the Implementation of Risk-Based Business Licensing in the Marine and Fisheries Sector (State Gazette of the Republic of Indonesia of 2021 Number 317);

DECIDE:

Stipulate : REGULATION OF THE MINISTER OF MARINE AND FISHERIES CONCERNING REQUIREMENTS AND PROCEDURES FOR ISSUING TECHNICAL RECOMMENDATIONS FOR IMPORTATION OF PROSPECTIVE BROODSTOCK, BROODSTOCK, FRY, AND/OR PEARL NUCLEUS INTO THE TERRITORY OF THE REPUBLIC OF INDONESIA

CHAPTER I
GENERAL PROVISIONS

Article 1

In this Ministerial Regulation what is meant by:

1. Commodity Balance is data and information that contains the availability and needs of fishery commodities within a certain period of time that is determined and applies nationally.
2. Fish are all kinds of organisms which all or part of their life cycle are in the aquatic environment.
3. Prospective Broodstock are selected fish that are prepared to become broodstock.
4. Broodstock is fish at a certain age and size that has matured and is used to produce fry.
5. Fry are fish of a certain age, shape and size that are not yet mature.
6. Pearl Nucleus is genetic or synthetic material used for the formation of pearls.
7. Recommendation is a written statement to import prospective broodstock, broodstock, fry, and/or pearl nucleus for fish cultivation purposes.

8. Everyone is an individual or a corporation, whether in the form of a legal entity or not.
9. Minister is the minister who organizes government affairs in the field of marine affairs and fisheries.
10. Director General is the director general who carries out technical tasks in the aquaculture sector.

CHAPTER II
REQUIREMENTS FOR ISSUING TECHNICAL RECOMMENDATIONS
FOR IMPORTATION OF PROSPECTIVE BROODSTOCK,
BROODSTOCK, FRY, AND/OR PEARL NUCLEUS INTO THE
TERRITORY OF THE REPUBLIC OF INDONESIA

Article 2

- (1) Everyone who will import Prospective Broodstock, Broodstock, Fry, and/or Pearl Nucleus into the territory of the Republic of Indonesia must have an import permit.
- (2) The import permit as referred to in paragraph (1) is issued after obtaining a technical recommendation.
- (3) The technical recommendation referred to in paragraph (2) is issued by the Minister.
- (4) The technical recommendations as referred to in paragraph (3) are issued based on the country of origin.
- (5) The import permit as meant in paragraph (1) is an import approval.
- (6) The import approval as meant in paragraph (5) is issued by the minister administering government affairs in the trade sector.

Article 3

- (1) Everyone who will import Prospective Broodstock, Broodstock, Fry, and/or Pearl Nucleus must submit an application for technical recommendations for importation of Prospective Broodstock, Broodstock, Fry, and/or Pearl Nucleus.
- (2) Applications for technical recommendations for importation of Prospective Broodstock, Broodstock, Fry, and/or Pearl Nucleus as referred to in paragraph (1) shall be submitted through the national system of commodity balances.

Article 4

- (1) Application for technical recommendation for the importation of prospective broodstock, broodstock and/or fry as referred to in Article 3 paragraph (1) attaches:
 - a. risk analysis result letter; and/or
 - b. surveillance reports and monitoring of fish disease control, in accordance with the provisions of laws and regulations.
- (2) Based on the application as referred to in paragraph (1), the Minister verifies the application for a technical recommendation for the importation of prospective broodstock, broodstock and/or fry.

- (3) Technical recommendations for importation of the importation of prospective broodstock, broodstock and/or fry are issued by the Minister after fulfilling the requirements as referred to in paragraph (1) by considering:
 - a. domestic needs;
 - b. sustainability of fish resources and their environment;
 - c. Indonesian national standards for Prospective broodstock, broodstock and/or fry or equivalent standards from the country of origin of Fish; and/or
 - d. income risk analysis results.
- (4) Prospective broodstock, broodstock and/or fry that are imported into the territory of the Republic of Indonesia as referred to in paragraph (3) originate from the results of:
 - a. breeding; or
 - b. fish catching.
- (5) Importation of Prospective broodstock, broodstock and/or fry resulting from breeding as referred to in paragraph (4) letter a is only allowed for:
 - a. Prospective broodstock, broodstock and/or fry of the basic parent class (grand parent stock) which have:
 - (1) better genetic diversity;
 - (2) a large distance of genetic differences; or
 - (3) a better phenotype,from the same type of fish in Indonesia; or
 - b. Prospective broodstock, broodstock and/or fry of parent stock class (parent stock) which has:
 - (1) better genetic patterns;
 - (2) better phenotype; or
 - (3) Better biological performance,from the same type of fish in Indonesia.
- (6) Importation of Prospective broodstock, broodstock and/or fry resulting from fish catching as referred to in paragraph (4) letter b in the form of types of fish that have been cultivated or which have never been cultivated in the territory of the Republic of Indonesia

Article 5

- (1) The application for technical recommendations for the importation of Pearl Nucleus as referred to in Article 3 paragraph (1) shall attach data on the quality of the imported Pearl Nucleus.
- (2) Technical recommendations for the importation of Pearl Nucleus as referred to in paragraph (1) are issued by the Minister taking into account at least the production capacity of the cultivation business unit.

Article 6

The Minister delegates the authority to issue technical recommendations for importation of prospective broodstock, broodstock, fry and/or pearl nucleus as referred to in Article 2 paragraph (3) to the Director General.

Article 7

Any importation of prospective broodstock, broodstock, fry and/or pearl nucleus into the territory of the Republic of Indonesia must be carried out

through designated entry points in accordance with the provisions of laws and regulations.

CHAPTER III REPORTING

Article 8

Everyone who imports Prospective broodstock, broodstock, fry and/or pearl nucleus into the territory of the Republic of Indonesia is required to submit a report on the realization of imports in accordance with the provisions of laws and regulations.

CHAPTER IV GUIDANCE AND MONITORING

Article 9

- (1) The Director General conducts guidance and monitoring of Everyone who imports Prospective broodstock, broodstock, fry and/or pearl nucleus.
- (2) The guidance as referred to in paragraph (1) is carried out through:
 - a. socialization;
 - b. technical guidance;
 - c. workshop;
 - d. seminar; or
 - e. focus group discussion.
- (3) Monitoring as referred to in paragraph (1) is carried out through field observations and/or online.
- (4) Guidance and monitoring as referred to in paragraph (1) is carried out periodically at least 4 (four) times in 1 (one) year or at any time if necessary.

CHAPTER V TRANSITIONAL PROVISIONS

Article 10

In the event that the Commodity Balance for the importation of Prospective Broodstock, Broodstock, Fry and/or Pearl Nucleus is already available, then the import approval is issued based on the needs plan and the supply plan.

CHAPTER VI CLOSING

Article 11

At the time this Ministerial Regulation comes into force, Regulation of the Minister of Marine Affairs and Fisheries Number 30/PERMEN KP/2020 concerning Recommendations for the Importation of Prospective Broodstock, Broodstock, Fry and/or Pearl Nucleus (State Gazette of the Republic of Indonesia of 2020 Number 1061), is revoked and invalid.

Article 12

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

In order that every person may know hereof, it is ordered to promulgate this Ministerial Regulation by its placement in State Gazette of the Republic of Indonesia.

Stipulated in Jakarta
On 24 January 2023

MINISTER OF MARINE AFFAIRS AND FISHERIES
REPUBLIC OF INDONESIA,

Signed.

SAKTI WAHYU TRENGGONO

Promulgated in Jakarta
on 30 January 2023

MINISTER OF LAW AND HUMAN RIGHTS
REPUBLIC OF INDONESIA,

Signed.

YASONNA H. LAOLY

STATE GAZETTE OF THE REPUBLIC OF INDONESIA OF 2023 NUMBER 114

Original copy
Director of Bureau of Law,



Electronic signature

Effin Martiana