

LAW OF THE REPUBLIC OF INDONESIA

NUMBER 24 YEAR 2013

ON

AMENDMENT TO LAW NUMBER 23 YEAR 2006

ON POPULATION ADMINISTRATION

WITH THE BLESSING OF THE ONE ALMIGHTY GOD

THE PRESIDENT OF THE REPUBLIC OF INDONESIA,

- Considering
- a. whereas in the context of materializing an orderly national population administration, the Unitary State of the Republic of Indonesia based on *Pancasila* and the 1945 Constitution of the State of the Republic of Indonesia is in principle obligated to provide protection and recognition of the establishment of personal status and legal status with respect to any Population Related Event and Vital Event experienced by Indonesian Residents and/or Citizens existing outside the territory of the Unitary State of the Republic of Indonesia;
  - b. whereas in the context of enhancing Population Administration services in line with the demand for Population Administration services, which are professional, meeting the standards of information technology, dynamic, orderly, and non-discriminatory in achieving the minimum service standards towards

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comprehensive excellent service in order to overcome population issues, it is necessary to adjust several provisions of Law Number 23 Year 2006 on Population Administration;

- c. whereas based on the considerations as intended in item a and item b, it is necessary to establish a Law on Amendment to Law Number 23 Year 2006 on Population Administration;

- In view of :
1. Article 5 paragraph (1), Article 20, and Article 26 paragraph (3) of the 1945 Constitution of the State of the Republic of Indonesia;
  2. Law Number 23 Year 2006 on Population Administration (State Gazette of the Republic of Indonesia Year 2006 Number 124, Supplement to the State Gazette of the Republic of Indonesia Number 4674);

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With the Joint Approval of

THE PEOPLE'S LEGISLATIVE ASSEMBLY OF  
THE REPUBLIC OF INDONESIA

and

THE PRESIDENT OF THE REPUBLIC OF INDONESIA

HAS DECIDED:

To stipulate : LAW ON AMENDEMENT TO LAW NUMBER 23 YEAR  
2006 ON POPULATION ADMINISTRATION.

Article I

A number of provisions of Law Number 23 Year 2006 on  
Population Administration (State Gazette of the Republic of  
Indonesia Year 2006 Number 124, Supplement to the State  
Gazette of the Republic of Indonesia Number 4674) shall be  
amended as follows:

1. The provisions of Article 1 sub-articles 14, 20, and 24 shall  
be amended, hence Article 1 shall read as follows:

Article 1

Referred to herein as:

1. Population Administration shall be a series of  
administrative and control activities in the issuance of  
Population documents and Data through Population  
Registration, Civil Registration, management of

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Population Administration information as well as utilization of the results thereof for public service and development of other sectors.

2. Residents shall be Indonesian Citizens and Foreigners residing in Indonesia.
3. Indonesian Citizens shall be native Indonesian people and the people of other nations legalized by law as Indonesian Citizens.
4. Foreigner shall be non-Indonesian Citizen.
5. Minister shall be the minister responsible for domestic governmental affairs.
6. Organizer shall be the Government, provincial governments and regency/municipal governments responsible for and authorized in Population Administration affairs.
7. Implementing Agency shall be the apparatus of regency/municipal governments responsible for and authorized to provide services in Population Administration affairs.
8. Population Document shall be an official document

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issued by the Implementing Agency having legal force serving as an authentic means of evidence resulting from the service of Population and Civil Registration.

9. Population Data shall be structured personal data and/or aggregate data resulting from Population and Civil Registration activities.
10. Population Registration shall be the recording of biographical data of Residents, recording of Population Related Event reporting and the collection of data regarding Residents prone to issues of Population Administration as well as the issuance of Population Documents in the form of identity cards or population certificate.
11. Population Related Event shall be an event experienced by a Resident which must be reported since it leads to the issuance of or change to Family Card, Identity Card and/or other population certificates, including change of domicile, change of address, as well as the change of permit status from limited stay into permanent stay.
12. Single Identity Number, hereinafter abbreviated to *NIK*, shall be Resident's identity number which is unique or distinct, single and pertains to a person registered as Indonesian Resident.

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13. Family Card, hereinafter abbreviated to *KK*, shall be the family's identity card containing data regarding names, composition and relationship in a family as well as identity of family members.
14. Electronic Identity Card, hereinafter abbreviated to *e-KTP*, shall be Identity Card equipped with a chip constituting official population identification as personal evidence issued by the Implementing Agency.
15. Civil Registration shall be the recording of Vital Events experienced by a person in the registry of Civil Registration with the Implementing Agency.
16. Civil Registration Official shall be the official making the recording of Vital Events experienced by a person with the Implementing Agency whose appointment shall be in accordance with the provisions of Laws and Regulations.
17. Vital Event shall be an event experienced by a person including birth, death, fetal death, marriage, divorce, child recognition, child legitimization, child adoption, change of name and change of nationality status.

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18. Limited Stay Permit shall be a stay permit granted to a Foreigner to stay within the territory of the Unitary State of the Republic of Indonesia for a limited period of time in accordance with the provisions of Laws and Regulations.
19. Permanent Stay Permit shall be a stay permit granted to a Foreigner to permanently stay within the territory of the Unitary State of the Republic of Indonesia in accordance with the provisions of Laws and Regulations.
20. Registration Officer shall be a personnel assigned with the duty and responsibility to provide services for Population Related Event and Vital Event reporting as well as to manage and present Population Data in a village/sub-district or other designations.
21. Population Administration Information System, hereinafter abbreviated to *SIAK*, shall be an information system utilizing the information and communication technology to facilitate the management of population administration information at the Organizer and Implementing Agency levels as an integral unit.

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22. Personal Data shall be certain personal data stored, maintained and the accuracy and confidentiality of which must be maintained.
  23. District Religious Affairs Office, hereinafter abbreviated to *KUAKec*, shall be a working unit conducting the recording of marriages, *talak*, divorces, and marriage reconciliations at the district level for Muslim Residents.
  24. Technical Implementing Unit of the Implementing Agency hereinafter referred to as *UPT* of the Implementing Agency, shall be the working unit at the district level responsible to the Implementing Agency.
2. The provisions of Article 5 shall be amended, hence Article 5 shall read as follows:

Article 5

The Government through the Minister shall be authorized to organize the national Population Administration, including:

- a. inter-agency and inter-region coordination;
- b. stipulation of the system, guidelines and standards;
- c. facilitation and dissemination of information;
- d. development, guidance, supervision, monitoring, evaluation and consultation;
- e. management and presentation of Population Data at the national scale;



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- f. providing blank e-*KTP* for regencies/municipalities;
  - g. providing blank population documents in addition to blank e-*KTP* through the Implementing Agency; and
  - h. supervision.
3. The provisions of Article 6 sub-article d shall be amended, hence Article 6 shall read as follows:

Article 6

Provincial governments shall have the obligation and responsibility for the organization of the Population Administration affairs, which shall be conducted by governors with the following authorities:

- a. coordination of Population Administration organization;
- b. provision of guidance, supervision and consultation for the implementation of Population and Civil Registration;
- c. guidance and dissemination of information on Population Administration organization;
- d. presentation of provincial-scale Population Data derived from the Population Data which has been consolidated and refined by the Ministry responsible for domestic governmental affairs; and
- e. coordination of the supervision of the organization of Population Administration.

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4. The provisions of Article 7 paragraph (1) sub-paragraph g shall be amended, hence Article 7 shall read as follows:

Article 7

- (1) Regency/municipal governments shall have the obligation and responsibility for the organization of Population Administration affairs, which shall be conducted by regents/mayors with the following authorities:
- a. coordination of Population Administration organization;
  - b. establishment of Implementing Agency performing the duties and functions in the field of Population Administration;
  - c. technical arrangement for Population Administration organization in accordance with the provisions of Laws and Regulations;
  - d. guidance and dissemination of information on Population Administration organization;
  - e. implementation of community service activities in the field of Population Administration;
  - f. assignment of village heads to conduct a portion of Population Administration affairs based on the principle of assistance function;

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- g. presentation of the regency/municipal-scale Population Data derived from the Population Data consolidated and refined by the Ministry responsible for domestic governmental affairs; and
  - h. coordination of supervision of Population Administration organization.
- (2) The provisions as intended in paragraph (1) shall be implemented in the Special Capital City Region of Jakarta Province by the Government of the Special Capital City Region of Jakarta Province.
5. The provisions of Article 8 paragraph (1) sub-paragraph c and paragraph (5) shall be amended, hence Article 8 shall read as follows:

Article 8

- (1) The Implementing Agency shall conduct the Population Administration affairs with the following obligations:
- a. registering Population Related Events and recording Vital Events;
  - b. providing equal and professional services to every Resident with respect to the reporting of Population Related Events and Vital Events;
  - c. printing, issuing and distributing Population

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Documents;

d. documenting the results of Population and Civil  
Registration;

e. ensuring confidentiality and security of  
Population Related Event and Vital Event data;  
and

f. verifying and validating data and information  
submitted by Residents in the Population and  
Civil Registration services.

(2) The obligations as intended in paragraph (1) sub-  
paragraph a for the recording of marriages, *talak*,  
divorces, and marriage reconciliations for Muslim  
Residents at the district level shall be implemented by  
the recording personnel at *KUAKec*.

(3) The Civil Registration services at the district level  
shall be provided by the *UPT* of the Implementing  
Agency having the authority to issue Certificates of  
Civil Registration.

(4) The obligations as intended in paragraph (1) related to  
the requirements and procedures for Vital Event  
Recording by Residents whose religions have not been  
recognized as religions based on the provisions of  
Laws and Regulations or for followers of indigenous  
belief shall refer to Laws and Regulations.

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- (5) Further provisions on the *UPT* of the Implementing Agency as intended in paragraph (3) and the priority for its establishment shall be regulated in a Ministerial Regulation.
6. The provisions of Article 12 paragraph (2) shall be amended, hence Article 12 shall read as follows:

Article 12

- (1) The Registration Officer shall assist village heads or sub-district heads as well as the Implementing Agency in the Population and Civil Registration.
- (2) The Registration Officer as intended in paragraph (1) shall be appointed and dismissed by regents/mayors by prioritizing qualified Civil Servants.
- (3) Further provisions on the guidelines for the appointment and dismissal as well as the main duties of Registration Officer as intended in paragraph (1) shall be regulated in a Ministerial Regulation
7. The provisions of Article 27 paragraph (1) shall be amended, hence Article 27 shall read as follows:

Article 27

- (1) Every birth must be reported by Residents to the local

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Implementing Agency by no later than 60 (sixty) days  
following the birth.

(2) Based on the report as intended in paragraph (1), the Civil Registration Official shall make a record in the Registry of the Birth Certificates and shall issue an Excerpt from the Birth Certificate.

8. The provisions of Article 32 paragraphs (1) and (3) shall be amended and paragraph (2) shall be deleted, hence Article 32 shall read as follows:

Article 32

(1) For the reporting of birth as intended in of Article 27 paragraph (1) exceeding the time limit of 60 (sixty) days as from the date of birth, the recording and issuance of the Birth Certificate shall be conducted after obtaining a decision of the Head of the local Implementing Agency.

(2) Deleted.

(3) Further provisions on the requirements and procedures for the recording of births as intended in paragraph (1) shall be regulated in a Presidential Regulation.

9. The provisions of Article 44 paragraph (1) shall be amended, hence Article 44 shall read as follows:

Article 44

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- (1) Every death must be reported by the head of the neighborhood block or other designations within the domicile of the relevant Resident to the local Implementing Agency by no later than 30 (thirty) days as from the date of death.
  - (2) Based on the report as intended in paragraph (1), the Civil Registration Official shall make a record in the Registry of the Death Certificates and shall issue an Excerpt from the Death Certificate.
  - (3) The recording of death as intended in paragraph (2) shall be conducted based on the statement on death issued by the authorities.
  - (4) In the event that the whereabouts of a missing or dead person, whose body is not found, is unclear, the recording by the Civil Registration Official shall be conducted after the issuance of a stipulation by the court.
  - (5) In the event of death of a person having unclear identity, the Implementing Agency shall record the death based on the information from the police.
10. The provisions of Article 49 paragraph (2) shall be amended, hence Article 49 shall read as follows:

Article 49

- (1) Child recognition must be reported by the parents

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concerned to the Implementing Agency by no later than 30 (thirty) days as from the letter of child recognition by the father with the approval of the mother of the child concerned.

(2) Child recognition shall only apply to a child whose parents have conducted legal marriage according to religious law but which has not been valid under state law.

(3) Based on the report as intended in paragraph (1), the Civil Registration Official shall make a record in the registry of the child recognition certificate and shall issue an excerpt from the child recognition certificate.

11. The provisions of Article 50 paragraphs (2) and (3) shall be amended and the elucidation of Article 50 paragraph (1) shall be amended, hence Article 50 shall read as follows:

Article 50

(1) Every child legitimization must be reported by the parents to the Implementing Agency by no later than 30 (thirty) days as from the time at which the father and the mother of the child concerned conducted marriage and obtained marriage certificate.

(2) Child legitimization shall only apply to a child whose parents have conducted legal marriage according to religious law and state law.



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(3) Based on the report as intended in paragraph (1), the Civil Registration Official shall make a record in the registry of the child legitimization certificate and shall issue an excerpt from the child legitimization certificate.

12. The provisions of Article 58 paragraph (2) shall be supplemented with 4 (four) sub-paragraphs, namely sub-paragraphs bb, cc, dd, and ee, and shall also be supplemented with 1 (one) paragraph, namely paragraph (4), hence Article 58 shall read as follows:

Article 58

(1) Population Data shall consist of personal data and/or aggregate data of Residents.

(2) Personal data shall include the following:

- a. *KK* number;
- b. *NIK*;
- c. full name;
- d. sex;
- e. place of birth;
- f. date/month/year of birth;
- g. blood type;
- h. religion/belief;
- i. marital status;
- j. relationship status in the family;

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- k. physical and/or mental disabilities;
- l. latest educational attainment;
- m. type of occupation;
- n. *NIK* of the biological mother;
- o. name of the biological mother;
- p. *NIK* of the father;
- q. name of the father;
- r. previous address;
- s. current address;
- t. possession of a birth certificate/birth notification;
- u. number of the birth certificate/number of the birth notification;
- v. possession of a marriage certificate/marriage book;
- w. number of the marriage certificate/number of the marriage book;
- x. date of marriage;
- y. possession of a divorce certificate;
- z. number of the divorce certificate/number of the certificate of divorce;
- aa. date of divorce;
- bb. fingerprint;
- cc. pupil;
- dd. signature; and

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ee. other data elements constituting the flaws of a person.

(3) Aggregate data shall include a collection of personal data in the form of quantitative data and qualitative data.

(4) The Population Data as intended in paragraphs (1), (2), and (3) used for all purposes shall be the Population Data from the Ministry responsible for domestic governmental affairs, among other things for the utilization of:

- a. public services;
- b. development planning;
- c. budget allocation;
- d. democracy development; and
- e. law enforcement and prevention of crime.

13. The provisions of Article 63 paragraphs (1), (3), (4), (5), and (6) shall be amended and paragraph (2) shall be deleted, hence Article 63 shall read as follows:

Article 63

(1) Indonesian Citizens and Foreigners having Permanent Stay Permit reaching the age of 17 (seventeen) years or having been married or used to be married shall be obligated to possess an *e-KTP*.

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- (2) Deleted.
  - (3) The *e-KTP* as intended in paragraph (1) shall be valid nationwide.
  - (4) Foreigners as intended in paragraph (1) shall be obligated to report the extension of the validity period of or replace the *e-KTP* at the Implementing Agency by no later than 30 (thirty) days prior to the expiry date of the Permanent Stay Permit.
  - (5) Residents already holding an *e-KTP* shall be obligated to bring it along when travelling.
  - (6) Residents as intended in paragraph (1) shall only hold 1 (one) *e-KTP*.
14. The provisions of Article 64 shall be amended, hence Article 64 shall read as follows:

Article 64

- (1) An *e-KTP* shall contain *Garuda Pancasila* symbol and the map of the territory of the Unitary State of the Republic of Indonesia and shall contain the elements of population data, namely *NIK*, name, place and date of birth, male or female, religion, marital status, blood type, address, occupation, nationality, photograph, validity period, place and date of issuance of the *e-KTP*, and signature of the owner of the *e-KTP*.
- (2) The *NIK* as intended in paragraph (1) shall become a

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single identity number for all public service affairs.

- (3) The Government shall provide all public services based on the *NIK* as intended in paragraph (2).
- (4) In order to provide the public services as intended in paragraph (3), the Government shall integrate the identity numbers which have existed and been used for public services by no later than 5 (five) years as from the enactment of this Law.
- (5) The element of population data on religion as intended in paragraph (1) for Residents whose religions have not been recognized as religions based on the provisions of Laws and Regulations or for followers of indigenous belief shall not be filled, but they shall continue to be served and recorded in the population database.
- (6) *e-KTP* as intended in paragraph (1) shall contain a chip storing electronic recording of personal data.
- (7) *E-KTP* for:
  - a. Indonesian Citizens shall be valid for a life time;  
and
  - b. Foreigners shall be valid based on the adjustment to the validity period of the Permanent Stay Permit.
- (8) In the event of any change of, damage to or loss of the

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data elements, Residents holding the *e-KTP* shall be obligated to report it to the Implementing Agency for a change or replacement.

- (9) In the event that the *e-KTP* is damaged or lost, Residents holding the *e-KTP* shall be obligated to report it to the Implementing Agency through the district head or sub-district/village head by no later than 14 (fourteen) days and shall complete the letter of statement on the cause of such damage or loss.
- (10) Further provisions on the procedures for the change of population data elements as intended in paragraph (5) shall be regulated in a Ministerial Regulation.
15. The provisions of Article 68 paragraph (1) shall be supplemented with 1 (one) sub-paragraph, namely sub-paragraph f, hence Article 68 shall read as follows:

Article 68

- (1) Excerpt from the Certificates of Civil Registration shall be excerpt from the following certificates:
- a. birth;
  - b. death;
  - c. marriage;
  - d. divorce;
  - e. child recognition; and
  - f. child legitimization.

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(2) Excerpt from the Certificate of Civil Registration shall contain:

- a. type of Vital Events;
- b. *NIK* and nationality status;
- c. name of the person experiencing Vital Events;
- d. place and date of events;
- e. place and date of issuance of the certificate;
- f. name and signature of the competent Official;  
and
- g. statement of conformity of the aforementioned excerpt with the data contained in the Registry of the Certificates of Civil Registration.

16. The provisions of Article 76 shall be amended, hence Article 76 shall read as follows:

Article 76

The provisions on the issuance of Population Documents for special officers performing state security duties shall be regulated in a Ministerial Regulation.

17. The provisions of Article 77 shall be amended, hence Article 77 shall read as follows:

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Article 77

Any person shall be prohibited from ordering and/or facilitating and/or manipulating Population Data and/or Population data elements.

18. The provisions of Article 79 shall be amended, hence Article 79 shall read as follows:

Article 79

- (1) Personal Data and population documents must be stored and protected as to their confidentiality by the State.
  - (2) The Minister as the person in charge shall grant the right of access to the Population Data to the personnel of the province and the officers of the Implementing Agency as well as the users.
  - (3) The officers and the users as intended in paragraph (2) shall be prohibited from disseminating information on Population Data not in accordance with their authority.
  - (4) Further provisions on the requirements, scope and procedures for the granting of the right of access as intended in paragraph (2) shall be regulated in a Ministerial Regulation.
19. Between Article 79 and Article 80, 1 (one) article, namely Article 79A shall be inserted which shall read as follows:



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Article 79A

The administration and issuance of Population Documents shall be free of charge.

20. Between CHAPTER VIII and CHAPTER IX, 1 (one) CHAPTER, namely CHAPTER VIIIA shall be inserted which shall read as follows:

CHAPTER VIIIA

APPOINTMENT AND DISMISSAL OF STRUCTURAL OFFICIALS

Article 83A

- (1) Structural officials in the working unit handling Population Administration in provinces shall be appointed and dismissed by the Minister upon the recommendation of governors.
- (2) Structural officials in the working unit handling Population Administration in regencies/municipalities shall be appointed and dismissed by the Minister upon the recommendation of regents/mayors through governors.
- (3) The assessment of performance of the structural officials as intended in paragraphs (1) and (2) shall be conducted periodically by the Minister.
- (4) Further provisions on the mechanism and procedures for the appointment and dismissal of the structural officials as intended in paragraphs (1) and (2), as well

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as the assessment of performance as intended in paragraph (3) shall be regulated in accordance with the provisions of laws and regulations.

21. The provisions of Article 84 shall be amended, hence Article 84 shall read as follows:

Article 84

- (1) Personal Data of Residents which must be protected contain:

- a. information on physical and/or mental disabilities;
- b. fingerprint;
- c. iris;
- d. signature; and
- e. other data elements constituting the flaws of a person.

- (2) Further provisions on other data elements constituting the flaws of a person as intended in paragraph (1) subparagraph e shall be regulated in a Government Regulation.

22. The provisions of Article 86 paragraphs (1) and (2) shall be amended and 1 (one) paragraph, namely paragraph (1a) shall be inserted between paragraphs (1) and (2), hence Article 86 shall read as follows:

Article 86

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- (1) The Minister as the person in charge shall grant the right of access to Personal Data to the officers in provinces and the officers of the Implementing Agency.
  - (1a) The officers as intended in paragraph (1) shall be prohibited from disseminating Personal Data which is not in accordance with their authority.
  - (2) Further provisions on the requirements, scope and procedures for the granting of the right of access as intended in paragraph (1) shall be regulated in a Ministerial Regulation.
23. The provisions of Article 87 shall be deleted.

Article 87

Deleted.

24. Between CHAPTER IX and CHAPTER X, 1 (one) CHAPTER, namely CHAPTER IXA shall be inserted, hence it shall read as follows:

CHAPTER IXA

FUNDING

Article 87A

The funding for the implementation of Population Administration programs and activities covering physical and non-physical activities, both in provinces and regencies/municipalities shall be budgeted in the state

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revenues and expenditures budget.

Article 87B

The provisions of funding for the implementation of Population Administration programs and activities shall be budgeted as from the amended state revenues and expenditures budget for fiscal year 2014.

25. The provisions of Article 94 shall be amended, hence Article 94 shall read as follows:

Article 94

Any person ordering and/or facilitating and/or manipulating Population Data and/or Population data elements as intended in Article 77 shall be subject to a criminal sanction of imprisonment for a maximum period of 6 (six) years and/or maximum fine of Rp75,000,000.00 (seventy-five million rupiah).

26. Between Article 95 and Article 96, 2 (two) articles, namely Article 95A and Article 95B shall be inserted which shall read as follows:

Article 95A

Any person who without any right disseminates information on Population Data as intended in Article 79 paragraph (3) and Personal Data as intended in Article 86 paragraph (1a) shall be subject to a criminal sanction of imprisonment for a maximum period of 2 (two) years and/or maximum fine of

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Rp25,000,000.00 (twenty-five million rupiah).

Article 95B

Any official and officer in villages/sub-districts, districts, *UPT* of the Implementing Agency and the Implementing Agency ordering and/or facilitating and/or imposing any charge to the Population in the administration and issuance of Population Documents as intended in Article 79A shall be subject to a criminal sanction of imprisonment for a maximum period of 6 (six) years and/or maximum fine of Rp75,000,000.00 (seventy-five million rupiah).

27. The provisions of Article 96 shall be amended, hence Article 96 shall read as follows:

Article 96

Any person or legal entity without any right printing, issuing and/or distributing blank Population Documents as intended in Article 5 sub-articles f and g shall be subject to a criminal sanction of imprisonment for a maximum period of 10 (ten) years and maximum fine of Rp1,000,000,000.00 (one billion rupiah).

28. Between Article 96 and Article 97, 1 (one) article, namely Article 96A, shall be inserted which shall read as follows:

Article 96A

Any person or legal entity without any right printing, issuing

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and/or distributing Population Documents as intended in Article 8 paragraph (1) sub-paragraph c shall be subject to a criminal sanction of imprisonment for a maximum period of 10 (ten) years and maximum fine of Rp1,000,000,000.00 (one billion rupiah).

29. The provisions of Article 101 shall be amended, hence Article 101 shall read as follows:

Article 101

At the time this Law comes into effect:

- a. the Government shall be obligated to provide *NIK* to every Resident.
  - b. all user agencies shall be obligated to make *NIK* as the basis for the issuance of documents by no later than 1 (one) year as from the access by the user agencies to the population data from the Minister.
  - c. *e-KTPs* which have been issued prior to the stipulation of this Law shall be valid for a lifetime.
  - d. information on address, name, and civil service registration number of the official and the signing by the official on the *e-KTP* as intended in Article 64 paragraph (1) shall be deleted following the materialization of the population database.
30. The provisions of Article 102 shall be amended, hence Article 102 shall read as follows:

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Article 102

At the time this Law comes into effect:

- a. all abbreviations of “*KTP*” as intended in Law Number 23 Year 2006 on Population Administration shall be construed as “*e-KTP*”;
- b. all sentences “must be reported by Residents to the Implementing Agency at the place of occurrence of the event” as intended in Law Number 23 Year 2006 on Population Administration shall be construed as ”must be reported by Residents at the Implementing Agency of the domicile of Residents”; and
- c. all laws and regulations related to Population Administration shall remain applicable to the extent that they are not contradictory to the provisions of this Law.

31. The provisions of Article 103 shall be amended, hence Article 103 shall read as follows:

Article 103

- (1) The implementing regulations of this Law shall be stipulated by no later than 1 (one) year as from the enactment of this Law.
- (2) All implementing regulations of Law Number 23 Year 2006 on Population Administration shall be adjusted to this Law by no later than 1 (one) year as from the

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enactment of this Law.

Article II

This Law shall come into effect as of the date of its enactment.

For public cognizance, hereby ordering the promulgation of this Law by publishing it in the State Gazette of the Republic of Indonesia.

Ratified in Jakarta

on December 24, 2013

PRESIDENT OF THE REPUBLIC OF INDONESIA,

*signed*

DR. H. SUSILO BAMBANG YUDHOYONO

Enacted in Jakarta

on December 24, 2013

MINISTER OF LAW AND HUMAN RIGHTS

OF THE REPUBLIC OF INDONESIA,

*signed*

AMIR SYAMSUDIN

STATE GAZETTE OF THE REPUBLIC OF INDONESIA YEAR 2013 NUMBER 232

Issued as a true copy

MINISTRY OF STATE SECRETARIAT OF

THE REPUBLIC OF INDONESIA



[SYMBOL]  
PRESIDENT OF  
THE REPUBLIC OF INDONESIA

Assistant Deputy for Legislation Affairs

Political Affairs and People's Welfare,

[signed and stamped; signature illegible; stamp

reads: MINISTRY OF STATE

SECRETARIAT\*REPUBLIC OF

INDONESIA]

Wisnu Setiawan

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PRESIDENT OF  
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ELUCIDATION OF  
LAW OF THE REPUBLIC OF INDONESIA

NUMBER 24 YEAR

ON

AMENDMENT TO LAW NUMBER 23 YEAR 2006

ON POPULATION ADMINISTRATION

I. GENERAL

The Unitary State of the Republic of Indonesia, which is based on *Pancasila* and the 1945 Constitution of the State of the Republic of Indonesia, is principally obligated to provide protection and recognition of legal status with respect to Population Related Events and Vital Events experienced by Residents. Law Number 23 Year 2006 on Population Administration constituting the elaboration of the mandate of Article 26 paragraph (3) of the 1945 Constitution of the State of the Republic of Indonesia is aimed at materializing an orderly Population Administration by developing a national population database as well as validity and accuracy of population documents issued.

As a system, Population Administration for Residents is expected to be able to fulfill the Residents' administrative rights in public services and to provide protection with respect to the issuance of Population Documents without any discriminatory treatment through active participation of the Government and regional governments. The currently implemented application of *e-KTP* constitutes part of the efforts to accelerate and support the accurate development of population database in regencies/municipalities and provinces

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as well as the national population database. With the application of *e-KTP*, it is impossible for each Resident to hold more than one *e-KTP* and/or to have his/her *e-KTP* falsified, considering the fact that the *e-KTP* has contained a security code and electronic recording of the population data, among other things, the iris as well as fingerprint of Residents.

With the application of *e-KTP*, the validity period of *e-KTP* regulated in Article 64 paragraph (4), namely valid for 5 (five) years, becomes valid for a lifetime, to the extent that there is no change of the Population data elements and the domicile of Residents. It needs to be done for the purpose of easy and uninterrupted public services in various sectors both by the government and the private sector as well as for economizing the state finances every 5 (five) years.

In line with the development of population database, it is necessary to clarify the regulation of the right of access with respect to the utilization of Population Data both for officials of the Organizer, Implementing Agency, and Users. Subsequently, in relation to the application of administrative sanctions for Residents and for reflecting, to a greater extent, non-discrimination among Residents, it is necessary to adjust the amounts of administrative sanctions for Indonesian citizens as well as foreigners, so that in addition to encouraging an orderly Population Administration as well as eliminating discrimination in the population document issuance services, it will encourage to a greater extent the investment climate in Indonesia.

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II. ARTICLE BY ARTICLE

Article I

Sub-Article 1

Article 1

Self-explanatory.

Sub-Article 2

Article 5

Sub-Article a

Self-explanatory.

Sub-Article b

Self-explanatory.

Sub-Article c

Self-explanatory.

Sub-Article d

Self-explanatory.

Sub-Article e

Population Data at the National-Scale shall be issued periodically per semester, namely on June 30 for the first semester and on December 31 for the second semester.

Sub-Paragraph f

The blank *e-KTP* shall be provided by the Government with the consideration of ensuring that the *e-KTP* chip can be integrated into the existing system.

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Sub-Article g

Bank forms in addition to blank *e-KTP* forms shall be provided by the Implementing Agency in regencies/municipalities.

Population Documents in addition to blank *e-KTP* shall be, among other things, population biographical data, family card, population certificate, birth certificate, marriage certificate, divorce certificate, death certificate, and child recognition certificate, and child legitimization certificate.

Sub-Article h

Self-explanatory.

Sub-Article 3

Article 6

Sub-Article a

Self-explanatory.

Sub- Article b

Self-explanatory.

Sub- Article c

Self-explanatory.

Sub- Article d

Population Data at the Provincial-scale shall be issued periodically per semester, namely on June 30 for the first semester and on December 31 for the second semester.

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Sub-Paragraph e

Self-explanatory.

Sub-Article 4

Article 7

Paragraph (1)

Sub-Paragraph a

Self-explanatory.

Sub-Paragraph b

Self-explanatory.

Sub-Paragraph c

Self-explanatory.

Sub-Paragraph d

Self-explanatory.

Sub-Paragraph e

Self-explanatory.

Sub-Paragraph f

”Village” shall be a unit of legal community having territorial borders with the authority to regulate and administer the interests of the local community based on origins and local customs which is recognized and respected in the Government system of the Unitary State of the Republic of Indonesia.

Sub-Paragraph g

Population Data at the regency/municipality-scale shall be

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issued periodically semester, namely on June 30 for the first semester and on December 31 for the second semester.

Sub-Paragraph h

Self-explanatory.

Paragraph (2)

The Special Capital City Region of Jakarta Province shall be, according to its specialty, different from other provinces because it is granted the authority to organize Population Administration like a regency/municipality.

Sub-Article 5

Article 8

Self-explanatory.

Sub-Article 6

Article 12

Self-explanatory.

Sub-Article 7

Article 27

Paragraph (1)

The reporting of birth by Residents shall be conducted at the Implementing Agency at which the Residents are domiciled.

The writing of the place of birth in the Birth Certificate shall refer to the place of occurrence of the birth.

Paragraph (2)

The issuance of an Excerpt from the Birth Certificate shall be

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free of charge as regulated by Laws and Regulations.

Sub-Article 8

Article 32

Self-explanatory.

Sub-Article 9

Article 44

Paragraph (1)

The reporting of death by the neighborhood block or other designations to the Implementing Agency shall be made hierarchically to the neighborhood block or other designation, the sub-district/village or other designations, and the district or other designations.

Paragraph (2)

Self-explanatory.

Paragraph (3)

Self-explanatory.

Paragraph (4)

Self-explanatory.

Paragraph (5)

Self-explanatory.

Sub-Article 10

Article 49

Paragraph (1)

"Child recognition" shall be the recognition by the father of a



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child born from legal marriage according to religious law with  
the approval of the biological mother of the child.

Paragraph (2)

Self-explanatory.

Paragraph (3)

Self-explanatory.

Sub-Article 11

Article 50

Paragraph (1)

"Child legitimization" shall be the legitimization of the status of a  
child born from legal marriage according to religious law, at the  
time in which the recording of marriage of both parents of the  
child has been declared legal under state law.

Paragraph (2)

Self-explanatory.

Paragraph (3)

Self-explanatory.

Sub-Article 12

Article 58

Paragraph (1)

Self-explanatory.

Paragraph (2)

Sub-Paragraph a

Self-explanatory.

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Sub-Paragraph b

Self-explanatory.

Sub-Paragraph c

Self-explanatory.

Sub-Paragraph d

Self-explanatory.

Sub-Paragraph e

Self-explanatory.

Sub-Paragraph f

Self-explanatory.

Sub-Paragraph g

Self-explanatory.

Sub-Paragraph h

Self-explanatory.

Sub-Paragraph i

Self-explanatory.

Sub-Paragraph j

Self-explanatory.

Sub-Paragraph k

“Physical and/or mental disabilities” based on the provisions  
of Laws and Regulations stipulating the same.

Sub-Paragraph l

Self-explanatory.

Sub-Paragraph m

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Self-explanatory.

Sub-Paragraph n

Self-explanatory.

Sub-Paragraph o

Self-explanatory.

Sub-Paragraph p

Self-explanatory.

Sub-Paragraph q

Self-explanatory.

Sub-Paragraph r

Self-explanatory.

Sub-Paragraph s

Self-explanatory.

Sub-Paragraph t

Self-explanatory.

Sub-Paragraph u

Self-explanatory.

Sub-Paragraph v

Self-explanatory.

Sub-Paragraph w

Self-explanatory.

Sub-Paragraph x

Self-explanatory.

Sub-Paragraph y

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Self-explanatory.

Sub-Paragraph z

Self-explanatory.

Sub-Paragraph aa

Self-explanatory.

Sub-Paragraph bb

Self-explanatory.

Sub-Paragraph cc

Self-explanatory.

Sub-Paragraph dd

Self-explanatory.

Sub-Paragraph ee

Self-explanatory.

Paragraph (3)

"Aggregate data" shall be collection of data regarding Population Related Events, Vital Events, sex, age groups, religion, education and occupation.

"Quantitative data" shall be data in the form of figures.

"Qualitative data" shall be data in the form of an explanation.

Paragraph (4)

Population Data utilized by the Users shall be the Population Data consolidated and refined by the Ministry responsible for domestic governmental affairs.

Sub-Paragraph a

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"Utilization of public services" shall be, among other things, for the issuance of driver's licenses, business permits, taxpayer services, banking services, land certificate issuance services, insurance, community health insurance and/or manpower social insurance.

Sub-Paragraph b

"Utilization of development planning", shall be, among other things, for national development planning, education planning, health planning, manpower planning and/or elevation of the community from poverty.

Sub-Paragraph c

"Utilization of budget allocation", shall be, among other things, for determining the general allocation funds (*DAU*) and/or calculation of taxation potentials.

Sub-Paragraph d

"Utilization of democracy development" shall be, among other things, for the preparation of the population aggregate data per district (*DAK2*) and/or preparation of the population data of potential voters in General Elections (*DP4*).

Sub-Paragraph e

"Utilization of law enforcement and prevention of crime", shall be, among other things, for facilitating the tracking of criminals, preventing human trafficking and/or preventing illegal deployment of manpower.

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Sub-Article 13

Article 63

Paragraph (1)

Self-explanatory.

Paragraph (2)

Deleted.

Paragraph (3)

Self-explanatory.

Paragraph (4)

Self-explanatory.

Paragraph (5)

Self-explanatory.

Paragraph (6)

In the context of materializing the holding of 1 (one) e-*KTP* for 1 (one) Resident, it is necessary to have a security/control system and the aspect of administration and information technology by performing verification and validation in the population database system as well as the provision of *NIK*.

Sub-Article 14

Article 64

Paragraph (1)

Self-explanatory.

Paragraph (2)

Self-explanatory.

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Paragraph (3)

Self-explanatory.

Paragraph (4)

Self-explanatory.

Paragraph (5)

Self-explanatory.

Paragraph (6)

The function of *e-KTP* shall be gradually upgraded into multipurpose *e-KTP*.

Personal data included in the chip shall be adjusted to the needs.

Paragraph (7)

Self-explanatory.

Paragraph (8)

Self-explanatory.

Paragraph (9)

Self-explanatory.

Paragraph (10)

Self-explanatory.

Sub-Article 15

Article 68

Self-explanatory.

Sub-Article 16

Article 76

Self-explanatory.

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Sub-Article 17

Article 77

Self-explanatory.

Sub-Article 18

Article 79

Paragraph (1)

Self-explanatory.

Paragraph (2)

“Users” shall be, among other things, state institutions, ministries/non-ministry government agencies and/or legal entities in Indonesia.

Paragraph (3)

Self-explanatory.

Paragraph (4)

Self-explanatory.

Sub-Article 19

Article 79A

“Administration and issuance” shall include new issuance, replacement due to damage or loss, correction of typos and/or due to change of data elements.

Sub-Article 20

Article 83A

Paragraph (1)

Self-explanatory.



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Paragraph (2)

Self-explanatory.

Paragraph (3)

Self-explanatory.

Paragraph (4)

“Provisions of laws and regulations” shall be the provisions of laws and regulations in the field of career development and guidance.

Sub-Article 21

Article 84

Self-explanatory.

Sub-Article 22

Article 86

Self-explanatory.

Sub-Article 23

Article 87

Deleted.

Sub-Article 24

Article 87A

Self-explanatory.

Article 87B

Self-explanatory.

Sub-Article 25

Article 87B

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Self-explanatory.

Sub-Article 26

Article 95A

Self-explanatory.

Article 95B

Self-explanatory.

Sub-Article 27

Article 96

Self-explanatory.

Sub-Article 28

Article 96A

Self-explanatory.

Sub-Article 29

Article 101

Self-explanatory.

Sub-Article 30

Article 102

Self-explanatory.

Sub-Article 31

Article 103

Self-explanatory.

Article II

Self-explanatory.

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