**Revised version 28-01-2014**

 **DECISION OF THE MINISTER OF COMMUNICATION AND INFORMATION TECHNOLOGY OF THE REPUBLIC OF INDONESIA**

**NUMBER : 490 YEAR 2012**

**ON**

**DETERMINATION OF THE (N x K) VALUE AND THE NUMBER OF POPULATION FOR THE THIRD YEAR OF SPECTRUM FEE CALCULATION BASED ON BANDWIDTH LICENSE FOR THE BANDWIDTH LICENSE OF THE PROVISION OF CELLULAR MOBILE NETWORK AT 800 MHz, 900 MHz, AND 1800 MHz RADIO FREQUENCY BANDS AND THE PROVISION OF WIRELESS LOCAL FIXED NETWORK WITH LIMITED MOBILITY AT 800 MHz RADIO FREQUENCY BAND**

**BY THE GRACE OF GOD THE ALMIGHTY**

**MINISTER OF COMMUNICATION AND INFORMATION TECHNOLOGY OF THE REPUBLIC OF INDONESIA,**

Considering: that in order to implement the provision and clarification of Article 6B paragraph (4) and Article 6C paragraph (3) of the Government Regulation of the Republic of Indonesia Number 76 Year 2010 on Amendment to the Government Regulation of the Republic of Indonesia Number 7 Year 2009 on Types and Tariffs of the Kinds of Non-Tax State Income Applicable at the Department of Communication and Information Technology, it is considered necessary to issue a Decision of the Minister of Communication and Information Technology on Determination of the (N x K) value and the Number of Population for The Third Year of Spectrum Fee Calculation Based on Bandwidth License for The Bandwidth License of The Provision of Cellular Mobile Network at 800 MHz, 900 MHz, and 1800 MHz Radio Frequency Bands and the Provision of Wireless Local Fixed Network with Limited Mobility at 800 MHz Radio Frequency Band.

Bearing in mind: 1. Law of the Republic of Indonesia Number 20 Year 1997 on Non-Tax State Income (State Gazette of the Republic of Indonesia Number 43 Year 1997, Supplement to the State Gazette of the Republic of Indonesia Number 3687);

2. Law of the Republic of Indonesia Number 36 Year 1999 on Telecommunication (State Gazette of the Republic of Indonesia Number 154 Year 1999, Supplement to the State Gazette of the Republic of Indonesia Number 3881);

3. Government Regulation of the Republic of Indonesia Number 52 Year 2000 on Provision of Telecommunication (State Gazette of the Republic of Indonesia Number 107 Year 2000, Supplement to the State Gazette of the Republic of Indonesia Number 3980);

4. Government Regulation of the Republic of Indonesia Number 53 Year 2000 on The Use of Radio Frequency Spectrum and Satellite Orbit (State Gazette of the Republic of Indonesia Number 108 Year 2000, Supplement to the State Gazette of the Republic of Indonesia Number 3981);

5. Government Regulation of the Republic of Indonesia Number 7 Year 2009 on Types and Tariffs of the Kinds of Non-Tax State Income Applicable at the Department of Communication and Information Technology (State Gazette of the Republic of Indonesia Number 20 Year 2009, Supplement to the State Gazette of the Republic of Indonesia Number 4974) as amended by the Government Regulation of the Republic of Indonesia Number 76 Year 2010 on Amendment to the Government Regulation of the Republic of Indonesia Number 7 Year 2009 on Types and Tariffs of the Kinds of Non-Tax State Income Applicable at the Department of Communication and Information Technology (State Gazette of the Republic of Indonesia Number 135 Year 2010, Supplement to the State Gazette of the Republic of Indonesia Number 5171);

6. Government Regulation of the Republic of Indonesia Number 29 Year 2009 on Procedure of Determining the Amount, Payment, and Deposit of the Owed Non-Tax State Income (State Gazette of the Republic of Indonesia Number 58 Year 2009, Supplement to the State Gazette of the Republic of Indonesia Number 4995);

7. Decree of the President of the Republic of Indonesia Number 47 Year 2009 on Formation and Organization of State Ministries of the Republic of Indonesia as amended several times, the latest by the Decree of the President of the Republic of Indonesia Number 91 Year 2011 on Third Amendment to the Decree of the President of the Republic of Indonesia Number 47 Year 2009 on Formation and Organization of State Ministries of the Republic of Indonesia;

8. Decree of the President of the Republic of Indonesia Number 24 Year 2010 on Positions, Duties, and Functions of State Ministries of the Republic of Indonesia and Organizational Structure, Duties, and Functions of Echelon I of State Ministries of the Republic of Indonesia, as amended several times, the latest by the Decree of the President of the Republic of Indonesia Number 92 Year 2011 on Second Amendment to the Decree of the President of the Republic of Indonesia Number 24 Year 2010 on Positions, Duties, and Functions of State Ministries of the Republic of Indonesia and Organizational Structure, Duties, and Functions of Echelon I of State Ministries of the Republic of Indonesia;

9. Decree of the Minister of Communication and Information Technology Number 17/PER/M.KOMINFO/10/2005 on Procedure of Licensing and Operational Provision of Using Radio Frequency Spectrum as amended by the Decree of the Minister of Communication and Information Technology Number 23/PER/M.KOMINFO/12/2010 on Amendment to the Decree of the Minister of Communication and Information Technology Number 17/PER/M.KOMINFO/10/2005 on Procedure of Licensing and Operational Provision of Using Radio Frequency Spectrum;

10. Decree of the Minister of Communication and Information Technology Number 19/PER.KOMINFO/10/2005 on Guideline for the Implementation of Tariffs on Non-Tax State Income emanating from the Spectrum License Fee as amended several times, the latest by the Decree of the Minister of Communication and Information Technology Number 24/PER/M.KOMINFO/12/2010 on Third Amendment to the Decree of the Minister of Communication and Information Technology Number 19/PER.KOMINFO/10/2005 on Guideline for the Implementation of Tariffs on Non-Tax State Income emanating from the Spectrum License Fee;

11. Decree of the Minister of Communication and Information Technology Number 29/PER./M.KOMINFO/07/2009 on Table of Allocation of Radio Frequency Spectrum of Indonesia as amended by the Decree of the Minister of Communication and Information Technology Number 40/PER./M.KOMINFO/10/2009 on Amendment to the Decree of the Minister of Communication and Information Technology Number 29/PER./M.KOMINFO/07/2009 on Table of Allocation of Radio Frequency Spectrum of Indonesia;

12. Decree of the Minister of Communication and Information Technology Number 17/PER./M.KOMINFO/10/2010 on Organization and Work Method of the Department of Communication and Information Technology;

Noting : a. A Letter from the Head of Statistics Indonesia (BPS) Number 03200.052 of 11 May, 2012 on Request for the Data of the Number of Indonesian Population Year 2011;

b. Table 1 of The Inflation Rates of 66 cities in December 2011, Calendar Year 2011 and Year on Year by Expenditure Group (2007 = 100), Press Release No. 01/01/Th.XV, Statistics Indonesia (BPS) on 2 January, 2012.

**DECIDES**

**To issue**: **DECISION OF THE MINISTER OF COMMUNICATION AND INFORMATION TECHNOLOGY OF THE REPUBLIC OF INDONESIA ON DETERMINATION OF THE (N x K) VALUE AND THE NUMBER OF POPULATION FOR THE THIRD YEAR OF SPECTRUM FEE CALCULATION BASED ON BANDWIDTH LICENSE FOR THE BANDWIDTH LICENSE OF THE PROVISION OF CELLULAR MOBILE NETWORK AT 800 MHz, 900 MHz, AND 1800 MHz RADIO FREQUENCY BANDS AND THE PROVISION OF WIRELESS LOCAL FIXED NETWORK WITH LIMITED MOBILITY AT 800 MHz RADIO FREQUENCY BAND**

**FIRST** : The values of Consumer Price Index (CPI) on December 2010 and December 2011 are as follows :

 a. The CPI on December 2010 = 125.17;

 b. The CPI on December 2011 = 129.91.

**SECOND**  Based on the Value of Consumer Price Index (CPI)
on December 2010 and the Value of Consumer Price Index (CPI) on December 2011 referred to in the FIRST Dictum, it is determined that the ratio of the Value of the Consumer Price Index (CPI) is 1.03787.

**THIRD**  : The (N x K) value for the second year of the Spectrum Fee Calculation based on Bandwidth License for the Bandwidth License of the Provision of Cellular Mobile Network and the Provision of Wireless Local Fixed Network with Limited Mobility for each radio frequency band usage is as follows :

 a. The (N x K) value for 800 MHz radio frequency band = 13.92295;

 b. The (N x K) value for 900 MHz radio frequency band = 24.37243;

 c. The (N x K) value for 1800 MHz radio frequency band = 13.92295.

**FOURTH**  : Based on the ratio of the Value of the Consumer Price Index (CPI) referred to in the SECOND Dictum and the (N x K) value for the Second Year referred to in THIRD Dictum, it is defined that the
(N x K) value for the third year of Spectrum Fee Calculation Based on Bandwidth License for The Bandwidth License of the Provision of Cellular Mobile Network and the Provision of Wireless Local Fixed Network with Limited Mobility for each radio frequency band usage is as follows :

 a. The (N x K) value for 800 MHz radio frequency band = 14.45022;

 b. The (N x K) value for 900 MHz radio frequency band = 25.29542;

 c. The (N x K) value for 1800 MHz radio frequency band = 14.45022.

**FIFTH**  : Define the Number of Population (C) for the third year of Spectrum Fee Calculation Based on Bandwidth License for The Bandwidth License of the Provision of Cellular Mobile Network at 800 MHz, 900 MHz, and 1800 MHz Radio Frequency Bands and the Provision of Wireless Local Fixed Network with Limited Mobility at 800 MHz Radio Frequency Band referred to in the Attachment which is an inseparable part of this Ministerial Decision.

**SIXTH**  : This Ministerial Decision shall come into force on the date of its issuance.

Done at: JAKARTA

On : 29 August, 2012

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**MINISTER OF COMMUNICATION AND INFORMATION TECHNOLOGY OF THE REPUBLIC OF INDONESIA**

Signed

**TIFATUL SEMBIRING**

**ATTACHMENT**

DECISION OF THE MINISTER OF COMMUNICATION AND INFORMATION TECHNOLOGY OF THE REPUBLIC OF INDONESIA

NUMBER : 490 YEAR 2912

ON DETERMINATION OF THE (N x K) VALUE AND THE NUMBER OF POPULATION FOR THE THIRD YEAR OF SPECTRUM FEE CALCULATION BASED ON BANDWIDTH LICENSE FOR THE BANDWIDTH LICENSE OF THE PROVISION OF CELLULAR MOBILE NETWORK AT 800 MHz, 900 MHz, AND 1800 MHz RADIO FREQUENCY BAND AND THE PROVISION OF WIRELESS LOCAL FIXED NETWORK WITH LIMITED MOBILITY AT 800 MHz RADIO FREQUENCY BAND

THE NUMBER OF POPULATION (C) FOR THE THIRD YEAR OF SPECTRUM FEE CALCULATION BASED ON THE BANDWIDTH LICENSE FOR THE BANDWIDTH LICENSE OF THE PROVISION OF CELLULAR MOBILE NETWORK AT 800 MHz , 900 MHz, AND 1800 MHz RADIO FREQUENCY BANDS AND THE PROVISION OF WIRELESS LOCAL FIXED NETWORK WITH LIMITED MOBILITY AT 800 MHz RADIO FREQUENCY BAND.

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| No. | PROVINCE | Number of Population (C) (in Kilopopulation unit) |
| 1 | Aceh | 4.613,294 |
| 2 | North Sumatra |  13.122,295 |
| 3 | West Sumatra | 4.913,374 |
| 4 | Riau | 5.769,933 |
| 5 | Jambi | 3.181,890 |
| 6 | South Sumatra | 7.600,432 |
| 7 | Bengkulu | 1.746,205 |
| 8 | Lampung | 7.703,729 |
| 9 | Bangka-Belitung | 1.267,754 |
| 10 | Riau Islands | 1.778,319 |
| 11 | DKI Jakarta (Jakarta Special Territory) | 9.748,308 |
| 12 | West Java |  43.946,511 |
| 13 | Central Java |  32.434,393 |
| 14 | Yogyakarta (Special Territory) | 3.491,914 |
| 15 | East Java |  37.719,767 |
| 16 | Banten |  10.970,393 |
| 17 | Bali | 3.983,751 |
| 18 | West Nusa Tenggara | 4.552, 638 |
| 19 | East Nusa Tenggara | 4.790,891 |
| 20 | West Kalimantan | 4.432,999 |
| 21 | Central Kalimantan | 2.254,881 |
| 22 | South Kalimantan | 3.705,758 |
| 23 | East Kalimantan  | 3.712,092 |
| No. | PROVINCE | Number of Population (C) (in Kilopopulation unit) |
| 24 | North Sulawesi | 2.300,161 |
| 25 | Central Sulawesi  | 2.691,275 |
| 26 | South Sulawesi | 8.128,140 |
| 27 | Southeast Sulawesi | 2.283,934 |
| 28 | Gorontalo | 1.066,408 |
| 29 | West Sulawesi | 1.193,961 |
| 30 | Maluku | 1.582,595 |
| 31 | North Maluku | 1.067,014 |
| 32 | West Papua |  793,496 |
| 33 | Papua | 3.016,358 |
|  Number of Population (C)of All Provinces |  241.564,863 |

 Done at: JAKARTA

 On : 29 August, 2012

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**MINISTER OF COMMUNICATION AND INFORMATION TECHNOLOGY**

**OF THE REPUBLIC OF INDONESIA**

Signed

**TIFATUL SEMBIRING**