



MINISTER OF TRANSPORTATION
REPUBLIC OF INDONESIA

REGULATION OF THE MINISTER OF TRANSPORTATION OF THE REPUBLIC OF INDONESIA

PM NUMBER 4 YEAR 2022

ABOUT

FOREIGN TOURISM SHIP (*YACHT*) AND *CRUISESHIP* (*CRUISESHIP*) SERVICE
FOREIGNERS IN INDONESIAN WATERS

BY THE GRACE OF GOD ALMIGHTY

MINISTER OF TRANSPORTATION OF THE REPUBLIC OF INDONESIA,

- Considering: a. that to improve the national tourism sector,
- need to make it easier for tourists to visit
who travels on a tourist boat
(*foreign yachts*) and foreign cruises (*cruiseships*) in
Indonesian waters;
 - b. that the Regulation of the Minister of Transportation Number PM 171
2015 concerning Procedures for Tourism Boat Services
(*yacht*) Foreigners in Indonesian Waters as has been
amended by Regulation of the Minister of Transportation No
PM 123 of 2016 concerning Amendments to Regulations
Minister of Transportation Number PM 171 of 2015
on Procedures for Service Boat Tours (*Yachts*)
Foreigners in Indonesian Waters and Ministerial Regulations
Transportation Number PM 121 of 2015 concerning
Providing Convenience for Tourists with
Using a foreign *cruise* ship , already
not in accordance with the legal needs of society,
so it needs to be replaced;

c. that based on the considerations as referred to in letters a and b, it is necessary to stipulate Minister of Transportation Regulation on Ship Services Foreign *Yachts* and *Foreign Cruises* in Indonesian Waters;

Remember :

1. Article 17 paragraph (3) of the State Constitution Republic of Indonesia Year 1945;
2. Law Number 17 of 2008 concerning Shipping (State Gazette of the Republic of Indonesia Year 2008 Number 64, Supplement to the State Gazette of the Republic of Indonesia Indonesia Number 4849);
3. Law Number 39 of 2008 concerning Ministry of State (State Gazette of the Republic of Indonesia Indonesia Year 2008 Number 166, Supplement State Gazette of the Republic of Indonesia Number 4916);
4. Law Number 10 of 2009 concerning Tourism (State Gazette of the Republic of Indonesia Year 2009 Number 11, Supplement to the State Gazette Republic of Indonesia Number 4966);
5. Government Regulation Number 61 of 2009 concerning Port (State Gazette of the Republic of Indonesia Year 2009 Number 151, Supplement to the State Gazette Republic of Indonesia Number 5070) as already amended by Government Regulation Number 64 Year 2015 concerning Amendments to Government Regulations Number 61 of 2009 concerning Ports (State Gazette of the Republic of Indonesia Year 2015 Number 193, Supplement to the State Gazette of the Republic of Indonesia Indonesia Number 5731);
6. Presidential Regulation Number 105 of 2015 concerning Visits of Foreign *Yachts* to Indonesia (State Gazette of the Republic of Indonesia Year 2015 Number 218);
7. Presidential Regulation Number 23 of 2022 concerning Ministry of Transportation (State Gazette of the Republic of Indonesia Indonesia Year 2022 Number 33);

8. Regulation of the Minister of Transportation Number PM 67 Year 2021 on the Organization and Work Procedure of the Ministry Transportation (State Gazette of the Republic of Indonesia Year 2021 Number 873);

DECIDE:

To stipulate : REGULATION OF THE MINISTER OF TRANSPORTATION CONCERNING FOREIGN TOURISM SHIP (*YACHT*) SERVICES AND SHIP *FOREIGN CRUISESHIP* IN INDONESIAN WATERS.

PIG

GENERAL REQUIREMENTS

article 1

In this Ministerial Regulation what is meant by:

1. Foreign *Yacht* is a means of water transportation that has a foreign flag and is used alone by tourists to travel or do competitions race in good waters driven by wind power and/or mechanical power and use only for non-commercial activities.
2. Foreign *Cruiseship* is a passenger ship which provides trips for tourism and visiting several ports or tourist destinations as well as functioning as a floating hotel.
3. Tourism is a variety of tourism activities and supported by various facilities and services provided by the community, entrepreneurs, government and local government.
4. Tourists are people who do tourism.
5. A port is a place that consists of land and/or waters with certain boundaries as places for government activities and activities business that is used as a place for ships leaning back, getting on and off passengers, and/or unloading loading goods, in the form of terminals and ship berths equipped with shipping security facilities and

port support activities as well as a place for intra- and intermodal transport.

6. Port/Terminal of Entry and Port/Terminal

Exit is the Port/Terminal or marina that designated as a place to enter and exit the ship Tourism (*Yacht*) Foreign.

7. Stopover Port for Embarkation and/or

Debarkation is a designated stopover port as a place of embarkation and/or ship debarkation *Foreign Cruise* .

8. Crew is a person who works or is employed

on board the ship by the owner or operator of the ship for perform duties on board the ship in accordance with the position listed in the certificate book.

9. Passenger is a sailor on a ship other than

crew and children aged less than 1 (one) year.

10. Port Operator is the Port Authority,

Batam Harbormaster and Special Port Authority, Harbormaster and Port Authority, and Port Operator Unit.

11. Director General is the Director General of Transportation

sea.

12. Minister is the minister who organizes the affairs of

government in the shipping sector.

CHAPTER II

FOREIGN TOURISM SHIP (*YACHT*) SERVICE

Section 2

Foreign *Yachts* sailing in the territorial waters Indonesia is operated for the following activities:

- a. Travel Tourists visit a certain place for tourist purposes; and/or
- b. water race.

Article 3

- (1) *Foreign Yacht Owners and Crews*
and/or Passengers including luggage
and/or vehicles that will enter the territory
Indonesian waters must have a ship guarantor.
- (2) The ship guarantor as referred to in paragraph (1)
consists of:
 - a. ship agent;
 - b. ship operators; and
 - c. skipper.
- (3) The ship agent as referred to in paragraph (2) letter a
can be done by:
 - a. national ship agency company; or
 - b. national sea freight company.
- (4) Ship Operators as referred to in paragraph (2)
letter b represents *tour operators*, associations, organizations,
or individuals.
- (5) The skipper as referred to in paragraph (2) letter c
is the person who becomes the highest leader to lead the
operations of foreign *yachts* .

Article 4

- (1) To support the smooth running of activities as
referred to in Article 2, Port Operators
provide ease of service in the field of
Harbor for Foreign *Yachts* in
Port/Terminal.
- (2) The provision of ship service facilities as referred to in paragraph
(1) is carried out in accordance with
ship and goods service procedures applied in
Port/Terminal of Entry and Port/Terminal
Go out.
- (3) Provision of ship services for services in the field of
the port as referred to in paragraph (1)
carried out within a maximum period of 1 (one)
day.
- (4) Port Operators carry out control and

supervision of the smooth service of foreign *yachts* in the port.

Article 5

- (1) Syahbandar issues Sailing Approval Letter to foreign *yachts* .
- (2) Sailing Approval Letter as referred to in paragraph (1) is given to: a. Tourist Boat (*Yacht*) Foreign departure from the Port / Terminal Entry to the place tourist destinations in Indonesian waters; and b. Tourist Boats (*Yachts*) that depart from the Port/Exit Terminal heading to a foreign port.
- (3) Sailing Approval Letter as referred to in Paragraph (2) letter a applies to tourist cruises in Indonesian waters in accordance with tourist cruise documents.
- (4) The issuance of the Sailing Approval Letter as referred to in paragraph (1) is carried out in accordance with the provisions of the legislation.

Article 6

Tourist Boat (*Yacht*) Foreign entering the waters Indonesia must be equipped with radio communication equipment and an *automatic identification system (AIS)* in accordance with the provisions of laws and regulations.

Article 7

- (1) Foreign *Yachts* are prohibited from:
 - a. commercialized and/or leased to third parties other; and/or
 - b. replace passengers while in Indonesian waters.
- (2) The provisions as referred to in paragraph (1) letter b excluded in an emergency in accordance with the provisions of the legislation.

CHAPTER III

CRUISE SERVICE

(*CRUISESHIP*) FOREIGN

Article 8

Foreign Cruise Ships *can* be equipped with various tourism support facilities.

Article 9

(1) Foreign Cruise Ship Owner or Operator

who sailed from abroad who already have a permit
can do cruise tours into the region
Indonesian waters.

(2) The permit as referred to in paragraph (1) includes:

- a. permission to pass and/or anchor in the waters
Indonesia (*clearance approval for Indonesian
territory*); and
- b. sailing approval letter.

(3) Foreign Cruise Ship Owner or Operator

as referred to in paragraph (1) can transport
Domestic tourists, starting from the port of origin
departure to tourist destinations in the country, and
return to the port of origin of departure.

Article 10

(1) Port Operators set standards

operational and procedures regarding embarkation and/or
Debarkation of Foreign Cruise Ship Travelers at the Port of Stopover for
Embarkation and/or
Debarkation.

(2) Port Operators as referred to in

paragraph (1) carry out control and supervision
to smooth embarkation and/or debarkation
Foreign Cruise Ship Travelers *on*
Port of Stopover for Embarkation and/or
Debarkation.

CHAPTER IV

PORT/TERMINAL LOCATION

Article 11

(1) Ports/Entry Terminals or Ports/Exit Terminals of Tourist *Yachts* and Stopover Ports for Embarkation and/or Debarkation of Foreign Cruise Ship Travelers are listed in Appendix I and Appendix II which are an integral part of this Ministerial Regulation .

(2) Change Port/Terminal Enter Or Port/Terminal of Exiting Foreign *Yachts* , and/or Port of Stopover for Embarkation and/or Debarkation of Foreign Cruise Ship (*Cruiseship*) Tourists , is carried out by taking into account: a. development of foreign *yacht* visits

or Foreign Cruise Ship ;

b. readiness of facilities and infrastructure to provide service; c. area Development; and/or d. other considerations.

Article 12

At the time this Ministerial Regulation comes into force:

- a. Regulation of the Minister of Transportation Number PM 171 Year 2015 concerning Procedures for Tourism Boat Services (*Yachts*) Foreigners in Indonesian Waters (State Gazette of the Republic of Indonesia Indonesia Year 2015 Number 1672) as amended by Regulation of the Minister of Transportation Number PM 123 of 2016 concerning Amendments to Regulations Minister of Transportation Number PM 171 of 2015 concerning Procedures for Foreign *Yacht* Services in Indonesian Waters (State Gazette of the Republic of Indonesia 2016 Number 1526); and
- b. Regulation of the Minister of Transportation Number PM 121 of 2015 concerning Providing Convenience for Tourists Using Cruise *Ships* Foreign Flag (State Gazette of the Republic of Indonesia of 2015 Number 1242),
revoked and declared invalid.

CHAPTER V

CLOSING

Article 13

This Ministerial Regulation comes into force on the invited.

For everyone to know, command promulgation of this Ministerial Regulation with its placement in the State Gazette of the Republic of Indonesia.

Set in Jakarta
on March 8, 2022

MINISTER OF TRANSPORTATION
REPUBLIC OF INDONESIA,

signed.

BUDI KARYA SUMADI

Promulgated in Jakarta
on March 10, 2022

DIRECTOR GENERAL
LEGISLATION
MINISTRY OF LAW AND HUMAN RIGHTS
REPUBLIC OF INDONESIA,

signed.

BENNY RIYANTO

STATE GAZETTE OF THE REPUBLIC OF INDONESIA YEAR 2022 NUMBER 247

APPENDIX I

REGULATION OF THE MINISTER OF TRANSPORTATION

REPUBLIC OF INDONESIA

PM NUMBER 4 YEAR 2022

ABOUT TOURISM SHIP SERVICE (*YACHT*)

FOREIGN AND *CRUISESHIP* (*CRUISESHIP*)

FOREIGNERS IN INDONESIAN WATERS.

PORT/TERMINAL IN OR PORT/TERMINAL OUT

FOREIGN TOURISM SHIP (*YACHT*)

1. Port of Sabang, Sabang, Aceh;
2. Belawan Port, Medan, North Sumatra;
3. Teluk Bayur Port, Padang, West Sumatra;
4. Nongsa Terminal, Batam, Riau Islands;
5. Terminal Bandar Bintan Telani, Bintan, Riau Islands;
6. Tarempa Port, Anambas, Riau Islands;
7. Tanjung Pandan Port, Belitung, Bangka Belitung;
8. Sunda Kelapa Harbor and Ancol Marina Terminal, DKI Jakarta;
9. Benoa Harbor, Badung, Bali;
10. Tenau Harbor, Kupang, East Nusa Tenggara;
11. Kumai Port, West Kotawaringin, Central Kalimantan;
12. Tarakan Port, Tarakan, North Kalimantan;
13. Nunukan Port, Bulungan, East Kalimantan;
14. Bitung Port, Bitung, North Sulawesi;
15. Port of Ambon, Ambon, Maluku;
16. Saumlaki Port, West Southeast Maluku, Maluku;
17. Tual Port, Southeast Maluku, Maluku;
18. Sorong Port, Sorong, West Papua;
19. Port of Biak, Biak, Papua;
20. Tanjung Emas Port, Semarang, Central Java;
21. Likupang Port, North Minahasa, North Sulawesi;
22. Sheet Harbor, West Lombok, West Nusa Tenggara;
23. Special Terminal for Marina Del Rey Tourism, West Lombok, Nusa Tenggara
West;
24. Special Terminal for Medana Bay Marina Tourism, North Lombok, Nusa
Southeast West;

25. Labuan Bajo Harbor, West Manggarai, East Nusa Tenggara;
26. Raja Ampat Harbor, Raja Ampat, West Papua; and
27. Boom Marina Harbor, Banyuwangi, East Java.
28. Tanjung Lesung Port, Pandeglang, Banten.

MINISTER OF TRANSPORTATION
REPUBLIC OF INDONESIA,

signed.

BUDI KARYA SUMADI

APPENDIX II

REGULATION OF THE MINISTER OF TRANSPORTATION

REPUBLIC OF INDONESIA

PM NUMBER 4 YEAR 2022

ABOUT TOURISM SHIP SERVICE

(*YACHT*) FOREIGN AND CRUISE SHIP

(*CRUISESHIP*) FOREIGN IN THE WATER

INDONESIA.

PORT OF STAY FOR EMBARKATION AND/OR DEBARCATION OF TOURISTS
FOREIGN CRUISESHIP _

1. Tanjung Priok Port;
2. Tanjung Perak Port;
3. Belawan Port;
4. Makassar Port;
5. Benoa Harbor (Bali Island);
6. Tanjung Emas Port;
7. Sorong Port (Raja Ampat Islands);
8. Likupang Port;
9. Sheet Harbor (Lombok Island); and
10. Labuan Bajo Harbor (Komodo Island)

MINISTER OF TRANSPORTATION

REPUBLIC OF INDONESIA,

signed.

BUDI KARYA SUMADI