

**MINISTRY OF FINANCE OF THE REPUBLIC OF INDONESIA
THE CAPITAL MARKET AND FINANCIAL SERVICES SUPERVISORY
AGENCY**

DUPLICATE OF

**DECISION OF THE CHAIRMAN OF THE CAPITAL MARKET AND
FINANCIAL INSTITUTIONS SUPERVISORY AGENCY**

NUMBER: KEP - 07/BL/2006

CONCERNING

BOND TRANSACTION REPORTING

**CHAIRMAN OF CAPITAL MARKET AND FINANCIAL INSTITUTIONS
SUPERVISORY AGENCY,**

Considering : that in order to develop debt securities market through the obligation and integration bond transaction reporting, it is necessary to enact Decision of Chairman of the Capital Market and Financial Institution Supervisory Agency concerning Bond Transaction Reporting;

In view of : 1. Law Number 8 year 1995 concerning the Capital Market (Statute Book year 1995 number 64, Supplement to the Statute Book Number 3608);

2. Government Regulation Number 45 year 1995 concerning Capital Market Organization (Statute Book Year 1995 Number 86, Supplement to Statute Book Number 3617) as revised by Government Regulation Number 12 year 2004 (Statute Book Year 2004 Number 27, Supplement to Statute Book Number 4372);

3. Government Regulation Number 46 year 1995 concerning Capital Market Formal Investigative Procedures (Statute Book year 1995 Number 87, Supplement to Statute Book Number 3618);

4. Government Regulation Number 76 Year 2005 concerning Management, Responsibility, and Information Publication of Government Debt Securities Management (Statute Book year 2005 Number 162, Supplement to Statute Book Number 4590);

5. Decree of the President of the Republic of Indonesia Number 45/M year 2006;

HAS DECIDED:

**MINISTRY OF FINANCE OF THE REPUBLIC OF INDONESIA
THE CAPITAL MARKET AND FINANCIAL SERVICES SUPERVISORY
AGENCY**

To enact : **DECISION OF THE CHAIRMAN OF THE CAPITAL
MARKET AND FINANCIAL INSTITUTIONS
SUPERVISORY AGENCY CONCERNING BOND
TRANSACTION REPORTING.**

Article 1

Provisions concerning Bond Transaction Reporting are regulated in Rule Number X.M.3 as stipulated in the Attachment of this Decision.

Article 2

The obligation to submit report on Bond Transaction as determined in the Rule Number X.M.3 as mentioned in the Attachment of this Decision becomes effective since September 1. 2006.

Article 3

The obligation of Participant to include the provision on the obligation of the clients to submit report on Bond Transaction conducted in Over The Counter as regulated in article 11 of Rule Number X.M.3 as mentioned in the Attachment of this Decree shall become effective not later than October 2nd 2006.

Article 4

This decision shall become effective since the date of its promulgation.

In order that all will be informed, this Regulation will be promulgated by publication in the State Gazette of the Republic of Indonesia.

**MINISTRY OF FINANCE OF THE REPUBLIC OF INDONESIA
THE CAPITAL MARKET AND FINANCIAL SERVICES SUPERVISORY
AGENCY**

Enacted in : Jakarta

Date : July 3, 2006

Chairman of Capital Market and Financial
Institutions Supervisory Agency

Signed

A. Fuad Rahmany
NIP 060063058

Based on the original documents
Executive Secretary

Signed

Abraham Bastari
NIP060076245

ATTACHMENT :

Decision of the Chairman of Capital
Market and Financial Institutions
Supervisory Agency (CMFISA)

Number : Kep-07/BL/2006

Date : July 31, 2006

RULE NUMBER X.M.3 : BOND TRANSACTION REPORTING

1. Definition:

- a. Bond under this definition is bond which is sold through Public Offering included bond which is issued and guaranteed by Government of Indonesia.
- b. Participant is a Broker Dealer, Bank, or other Party approved by Capital Market and Financial Institutions Supervisory Agency (CMFISA), who utilizes system and or infrastructure of Bond Transaction reporting and registered at Beneficiary of Bond Transaction Report.
- c. Beneficiary of Bond Transaction Report is a Party appointed by CMFISA to provide system and or infrastructure and receive Bond Transaction report.
- d. Bond Transaction is activity or contract to acquire, divest or utilize Bond, which causes a transfer or does not cause a transfer of Bond ownership.

2. Bond transaction to be reported, among others things, includes:

- a. Sell-buy;
- b. grant;
- c. heritage;
- d. exchange;
- e. ownership transfer due to court decision;
- f. lending -borrowing;
- g. repurchase agreement; and
- h. Book entry conducted by Party with the same identity.

3. Any Party may engage in Bond Transaction in secondary market both in Stock Exchange as well as in Over The Counter market.

4. Any Party who performs Bond Transaction must submit report on its Bond Transaction to CMFISA through Beneficiary of Bond Transaction Report, with the following provision:

- a. If Bond Transaction is performed in Stock Exchange, the reporting on Bond Transaction automatically has been done through Stock Exchange.

- b. If Bond Transaction is performed Over The Counter, the reporting on Bond Transaction must be done through Participant.
5. In the case where Bond Transaction is performed through Stock Exchange as referred to in article 4 letter a, The Stock Exchange must report such transaction real time.
6. In case where Bond Transaction is performed through Participant as referred to in article 4 letter b, the Participant must report the transaction by fulfilling the following provisions:
 - a. The report must be submitted electronically using system and or infrastructure provided by Beneficiary of Bond Transaction Report;
 - b. The report must be submitted immediately, no later than 1 (one) hour after Bond Transaction is completed if the Bond Transaction performed through Participant, or 1 (one) hour after the report on Bond Transaction received by the Participant if the Bond Transaction is not performed through Participant; and
 - c. Matters that must be reported are, among other things:
 - 1) name and serial number of the Bond;
 - 2) name of the Seller/Initial owner/the owner of delivery account;
 - 3) name of buyer/last owner/ the owner of beneficiary account
 - 4) type of account (Participant account or client's account)
 - 5) transaction price;
 - 6) yield
 - 7) transaction volume;
 - 8) transaction value
 - 9) transaction time
 - 10) transaction type;
 - 11) date of transaction settlement
 - 12) ownership (local or foreigner);
 - 13) name of Custody;
 - 14) participant identity; and
 - 15) Price and period of transaction (only for repurchase agreement or lending borrowing transaction).
7. Participant must provide letter of acceptance on Bond Transaction reporting to Party who submits the report immediately, once the report received by the Participant.
8. Party who has submitted report on Bond Transaction through Participant may obtain submission receipt of Bond Transaction report submitted by the Participant to Beneficiary of Bond Transaction Report from the Participant.

9. Beneficiary of Bond Transaction Report must provide submission receipt of Bond Transaction to Participant immediately, once the report received by Beneficiary of Bond Transaction Report
10. Beneficiary of Bond Transaction Report must provide data on transaction which can be accessed by public real time after the transaction is reported without incurring any cost. Data on transaction which must be provided to public contain the following information:
 - a. name and Bond serial number;
 - b. transaction price;
 - c. yield
 - d. transaction volume
 - e. transaction value;
 - f. transaction type;
 - g. date of transaction settlement; and
 - h. Price and period of transaction (limited for repurchase agreement or lending borrowing transaction).
11. Contract between Participant and its client must cover provision on the obligation of the client to submit report on Bond Transaction performed in Over The Counter immediately after the transaction completed.
12. Submission of Bond Transaction report is free of charge.
13. In case where Beneficiary of Bond Transaction Report provides additional service, the additional service along with its cost must be approved by CMFISA.
14. Beneficiary of Bond Transaction Report must determine registration, reporting procedures, and provide electronic reporting system accessible by Participant, which is subject to approval from CMFISA.
15. Beneficiary of Bond Transaction Report must provide information technology system to CMFISA which enables CMFISA to monitor Bond Transaction reporting at any time.
16. For the purpose of monitoring on Bond Transaction by CMFISA, Custodian Securities Depository submits data on Bond Transaction to CMFISA through Beneficiary of Bond Transaction Report using electronic reporting system.

For the purpose of monitoring reports on Government Debt Securities, CMFISA may require Bank Indonesia as Central Registry to submit data on the settlement of Government Debt Securities transaction to CMFISA through Beneficiary of Bond Transaction Report using electronic reporting system.
17. Beneficiary of Bond Transaction Report must guarantee the secrecy of reported Bond Transaction data other than data that must be provided to public as referred to in article 10 of this rule.

18. By no means undermining criminal stipulation in capital market, CMFISA may impose sanctions on any violations of this rule, as well as on any person that causes the violation to occur.

Enacted in : Jakarta

Date : July 31, 2006

Chairman of Indonesian Capital
Market and Financial Institutions
Supervisory Agency

Signed

A. Fuad Rahmany
NIP. 060063058

Copied as appears on the original version
Executive Secretary

Signed

Abraham Bastari
NIP 060076245