

ELUCIDATION OF
REGULATION OF THE PROVINCE OF WEST KALIMANTAN
NUMBER 8 OF 2019
ON
FORESTRY MANAGEMENT

I. GENERAL

The Indonesian nation is endowed with the trust of the Almighty God in the form of natural wealth of forests that are priceless, therefore, forests must be taken care of and utilized in the most appropriate by virtue, as worship and an embodiment of gratitude to Almighty God.

Forests and forest areas have the role of a global environment to be pollination and balancing, so the international relation to the world has become very important with the national interest. For that forest must be managed continuously for the people's welfare.

In the area of protection forest and production forest can be issued permit utilization of wood/permit utilization of non-wood forest products using the provisions of the permit of the utilization of wood or non-wood forest products in natural forests as regulated in this Regional Regulation.

In forest management to obtain the optimal benefit of forest and forest areas for the community welfare, in principle all forests and forest areas must be managed while observing the nature, characteristics and are not allowed to change their functions of which are the protection and production function under the authorization of the Provincial Government. Therefore, the forest management needs to be kept in balance.

Forest condition lately is very unfortunate, characterized by increasing the rate of forest degradation, less growth in the field of forestry investment, low progress of the development of plantation forests, less-than-managed illegal logging and illegal trade, Theravada the community's economy in and around the forest, increased the area of well-managed

forest areas so that it needs strategic efforts in the form of deregulation and de-bureaucratization.

With the enactment of Law Number 23 of 2014 on Local Government, the management of protection forests and production forests is the authority of the Provincial Government, so that the Provincial Government of West Kalimantan is authorized to govern Forest Management.

Under the provisions of Law Number 23 of 2014 and with respect to forest conditions, the Provincial Government of West Kalimantan takes a policy step to formulate regional regulations on Forest Management for the purpose of Preservation of forest areas, welfare and community prosperity in West Kalimantan.

II. ARTICLE BY ARTICLE

Article 1

Sufficiently clear.

Article 2

The term “principle of benefit” means that all management efforts and/or activities carried out adapted to the potential natural resources and environment for the improvement of community’s welfare and human dignity in accordance with the environment.

The term “principle of preservation” means the management must consider to the interests of future generations.

The term “principle of democracy” means management that prioritizes the interests of people.

The term “principle of justice” means that management must reflect fairness proportionally to every citizen, whether cross-country, cross-generation, and cross-gender.

The term “principle of cooperation” means the management activities undertaken jointly for the common benefit.

The term “principle of openness” means an activity that the management process can be known by the community.

The term “principle of integrity” means that the management is done by combining various elements or synergize the various related components.

Article 3

Sufficiently clear.

Article 4

Sufficiently clear.

Article 5

Sufficiently clear.

Article 6

Sufficiently clear.

Article 7

Sufficiently clear.

Article 8

Sufficiently clear.

Section (1)

Sufficiently clear.

Section (2)

Sufficiently clear.

Section (3)

Sufficiently clear.

Article 9

Sufficiently clear.

Section (1)

Sufficiently clear.

Section (2)

Sufficiently clear.

Section (3)

Sufficiently clear.

Article 10

Sufficiently clear.

Section (1)

Sufficiently clear.

Section (2)

Sufficiently clear.

Article 11

Sufficiently clear.

Section (1)

Sufficiently clear.

Section (2)

Sufficiently clear.

Article 12

Sufficiently clear.

Section (1)

Sufficiently clear.

Section (2)

Sufficiently clear.

Article 13

Sufficiently clear.

Article 14

Sufficiently clear.

Section (1)

Sufficiently clear.

Section (2)

Sufficiently clear.

Article 15

Sufficiently clear.

Section (1)

Sufficiently clear.

Section (2)

Sufficiently clear.

Article 16

Sufficiently clear.

Section (1)

Sufficiently clear.

Section (2)

Sufficiently clear.

Article 17

Section (1)

Sufficiently clear.

Section (2)

Sufficiently clear.

Section (3)

Sufficiently clear.

Section (4)

Point a

The term "preserved productivity capability" means the increase in size (volume, weight, amount) per year of the population of related non-wood forest products.

Point b

Sufficiently clear.

Article 18

Sufficiently clear.

Section (1)

Sufficiently clear.

Section (2)

Sufficiently clear.

Article 19

Sufficiently clear.

Article 20

Section (1)

Sufficiently clear.

Section (2)

Sufficiently clear.

Section (3)

The term "involving community" means community involvement since the planning, implementation, supervision and evaluation of forest utilization activities.

Article 21

Sufficiently clear.

Section (1)

Sufficiently clear.

Section (2)

Sufficiently clear.

Article 22

Sufficiently clear.

Section (1)

Sufficiently clear.

Section (2)

Sufficiently clear.

Article 23

Sufficiently clear.

Section (1)

Sufficiently clear.

Section (2)

Sufficiently clear.

Section (3)

Sufficiently clear.

Section (4)

Sufficiently clear.

Article 24

Sufficiently clear.

Section (1)

Sufficiently clear.

Section (2)

Sufficiently clear.

Article 25

Sufficiently clear.

Section (1)

Sufficiently clear.

Section (2)

Sufficiently clear.

Section (3)

Sufficiently clear.

Section (4)

Sufficiently clear.

Article 26

Sufficiently clear.

Section (1)

Sufficiently clear.

Section (2)

Sufficiently clear.

Section (3)

Sufficiently clear.

Section (4)

Sufficiently clear.

Article 27

Sufficiently clear.

Section (1)

Sufficiently clear.

Section (2)

Sufficiently clear.

Article 28

Sufficiently clear.

Section (1)

Sufficiently clear.

Section (2)

Sufficiently clear.

Article 29

Sufficiently clear.

Section (1)

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Section (2)

Sufficiently clear.

Section (3)

Sufficiently clear.

Article 30

Sufficiently clear.

Section (1)

Sufficiently clear.

Section (2)

Sufficiently clear.

Article 31

Sufficiently clear.

Article 32

Point a

Sufficiently clear.

Point b

Sufficiently clear.

Point c

Sufficiently clear.

Point d

Land closure is a condition of biophysical surface of the earth.
Land closure is spreading the vegetation and artificial construction that covers the surface of the land.

Article 33

Sufficiently clear.

Article 34

Sufficiently clear.

Article 35

Sufficiently clear.

Section (1)

Sufficiently clear.

Section (2)

Sufficiently clear.

Section (3)

Sufficiently clear.

Section (4)

Sufficiently clear.

Article 36

Sufficiently clear.

Section (1)

Sufficiently clear.

Section (2)

Sufficiently clear.

Section (3)

Sufficiently clear.

Section (4)

Sufficiently clear.

Article 37

Sufficiently clear.

Section (1)

Sufficiently clear.

Section (2)

Sufficiently clear.

Section (3)

Sufficiently clear.

Section (4)

Sufficiently clear.

Article 38

Sufficiently clear.

Section (1)

Sufficiently clear.

Section (2)

Sufficiently clear.

Section (3)

Sufficiently clear.

The term “Head of UPTD” means the leader, authorities and person in charge for the forest management in its managed territory.

Article 39

Sufficiently clear.

Article 40

Sufficiently clear.

Article 41

Sufficiently clear.

Section (1)

Sufficiently clear.

Section (2)

Sufficiently clear.

Section (3)

Sufficiently clear.

Article 42

Sufficiently clear.

Article 43

Sufficiently clear.

Section (1)

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Section (2)

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Article 44

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Section (1)

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Section (2)

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Article 45

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Section (1)

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Section (2)

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Section (3)

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Article 46

Sufficiently clear.

Section (1)

Sufficiently clear.

Section (2)

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Article 47

Sufficiently clear.

Section (1)

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Section (2)

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Article 48

Sufficiently clear.

Article 49

Sufficiently clear.

Section (1)

Sufficiently clear.

Section (2)

Sufficiently clear.

Article 50

Sufficiently clear.

Article 51

Sufficiently clear.

Article 52

Point a

The term "forest utilization permit" means a permit to utilize forest which is the form of Environmental Service Utilization Permit, Clearance of Forest Non-Wood Permit, and Wood Utilization Permit.

Point b

The term "logging tree in forest area without holding permit" means the logging of trees carried out based on illegal use of forest permits, i.e. permit obtained from unauthorized officers issuing forest utilization permits.

Point c

Sufficiently clear.

Point d

The term "loading" means to pack into the carrying means.

Point e

Sufficiently clear.

Point f

The term "normal tools for logging, cutting, or splitting trees", not included in these provisions means tools such as *parang*, *mandau*, machetes or other similar tools brought by local communities in accordance with cultural traditions as well as local characteristics.

Point g

Sufficiently clear.

Point h

Sufficiently clear.

Point i

Sufficiently clear.

Point j

Sufficiently clear.

Point k

Sufficiently clear.

Point l

Sufficiently clear.

Point m

Sufficiently clear.

Point n

Sufficiently clear.

Article 53

Sufficiently clear.

Article 54

Sufficiently clear.

Section (1)

Sufficiently clear.

Section (2)

Sufficiently clear.

Section (3)

Sufficiently clear.

Section (4)

Sufficiently clear.

Article 55

Sufficiently clear.

Section (1)

Sufficiently clear.

Section (2)

Sufficiently clear.

Article 56

Sufficiently clear.

Section (1)

Sufficiently clear.

Section (2)

Sufficiently clear.

Article 57

Sufficiently clear.

Section (1)

Sufficiently clear.

Section (2)

Sufficiently clear.

Section (3)

Sufficiently clear.

Section (4)

Sufficiently clear.

Article 58

Sufficiently clear.

Article 59

Sufficiently clear.

Section (1)

Sufficiently clear.

Section (2)

Sufficiently clear.

Article 60

Sufficiently clear.

Article 61

Sufficiently clear.

SUPPLEMENT TO THE PROVINCIAL GAZETTE OF WEST KALIMANTAN
NUMBER 6