

REGULATION OF THE MAYOR OF SERANG
NUMBER 6 OF 2023
ON
PROCEDURES FOR COMPENSATION FUND PAYMENTS OF
FOREIGN WORKERS UTILIZATION BASED ON THE LEGALIZATION
OF FOREIGN WORKERS UTILIZATION PLAN EXTENSION

MAYOR OF SERANG,

- Considering :
- a. that in extending the permit to employ foreign workers, employers are obligated to pay compensation funds for the foreign workers utilization as non-tax state revenue or local revenue in the form of local levy;
 - b. that in the implementation of the of compensation fund payments of the foreign workers utilization, it is necessary to regulate the procedures for the implementation of the of compensation fund payments of the foreign workers utilization for the legalization of the the foreign workers utilization plan extension;
 - c. that based on the considerations as referred to in point a and point b, it is necessary to issue a Mayor Regulation on Procedures for Compensation Fund Payments of Foreign Workers Based on the Legalization of Foreign Workers Utilization Plan Extension;
- Observing :
1. Law Number 32 of 2007 on Establishment of Serang Municipality in the Province of Banten (State Gazette of the Republic of Indonesia of 2007 Number 98, Supplement to the State Gazette of the Republic of Indonesia Number 4748);
 2. Law Number 23 of 2014 on Local Governments (State Gazette of the Republic of Indonesia of 2014 Number 244, Supplement to the State Gazette of the Republic of Indonesia Number 5587) as amended several times last by Government Regulation in Lieu of Law Number 2 of 2022 on Job Creation (State Gazette of the Republic of Indonesia of 2022 Number 238, Supplement to the State Gazette of the Republic of Indonesia Number 6841);
 3. Law Number 1 of 2022 on Financial Relations between Central Government and Local Governments (State Gazette of the Republic of

- Indonesia of 2022 Number 4, Supplement to the State Gazette of the Republic of Indonesia Number 6757);
4. Government Regulation Number 12 of 2019 on Regional Financial Management (State Gazette of the Republic of Indonesia of 2019 Number 42, Supplement to the State Gazette Number 6322);
 5. Government Regulation Number 34 of 2021 on Foreign Workers Utilization (State Gazette of the Republic of Indonesia of 2021 Number 44, Supplement to the State Gazette of the Republic of Indonesia Number 6646);
 6. Regulation of the Minister of Manpower Number 8 of 2021 on Implementation of Government Regulation Number 34 of 2021 on Foreign Workers Utilization (State Gazette of the Republic of Indonesia of 2021 Number 301);
 7. Regulation of the Municipality of Serang Number 13 of 2011 on Local Levies (Regional Gazette of the Municipality of of Serang of 2011 Number 13, Supplement to the Regional Gazette of the Municipality of Serang Number 125), as amended several times last by Regulation of the Municipality of Serang Number 5 of 2022 on the Second Amendment to Regulation of the Municipality of Serang Number 13 of 2011 on Local Levies (Regional Gazette of the Municipality of Serang of 2022 Number 5, Supplement to the Regional Gazette of the Municipality of Serang Number 125);

HAS DECIDED:

To issue : MAYOR REGULATION ON PROCEDURES FOR COMPENSATION FUNDS PAYMENT OF FOREIGN WORKERS UTILIZATION BASED ON THE LEGALIZATION OF FOREIGN WORKERS UTILIZATION PLAN EXTENSION.

CHAPTER I GENERAL PROVISIONS

Article 1

In this Mayor Regulation:

1. Region means the Municipality of Serang.
2. Mayor means the Mayor of Serang.
3. Manpower and Transmigration Office, hereinafter referred to as Office, means the regional authority responsible for administering government affairs in the field of manpower and transmigration.
4. Foreign Workers (*Tenaga Kerja Asing*), hereinafter abbreviated as TKA, means a foreign citizen holding visa with the intention of working in the territory of Indonesia.
5. Employer of TKA means a legal entity or other that employs foreign workers by paying wages or other forms of compensation.
6. Associate for TKA (*Tenaga Kerja Pendamping TKA*)

means an Indonesian worker appointed by Employer of TKA and prepared as an assistant in the framework of technology transfer and transfer of expertise.

7. Foreign Workers Utilization Plan (*Rencana Penggunaan Tenaga Kerja Asing*), hereinafter abbreviated as RPTKA means a TKA Utilization Plan in certain positions for a certain period.
8. Legalization of the TKA Utilization Plan Extension means the approval for TKA Utilization Extension which is legalized by the Minister administering government affairs in the field of manpower or appointed official.
9. Compensation Fund for TKA Utilization, hereinafter abbreviated as DKPTKA, means compensation that must be paid by the Employer of TKA for each TKA employed as non-tax state revenue or local revenue.
10. Extension RPTKA Approval Levy, hereinafter referred to as Levy, means a charge imposed on the Employer of TKA for the DTKA payment based on the Legalization of RPTKA Extension.
11. Online System for TKA Utilization Services, hereinafter referred to as TKA Online, means a web-based information technology application designed to provide services to Employers of TKA through the manpower information system.
12. Levy Payer means an individual or entity that, pursuant to the provisions of legislation on Levies, is obligated to make Levy payments, including any party responsible for collecting or withholding certain types of Levies.
13. Local Levy Assessment Notice (*Surat Ketetapan Retribusi Daerah*), hereinafter abbreviated as SKRD, means a Levy assessment notice that determines the amount of principal Levy payable.

Article 2

This Mayor Regulation is intended to serve as a guideline for providing services to Employers of TKA in making the payment of the DKPTKA as a Local Levy.

CHAPTER II PRINCIPLES AND TARGETS OF LEVY OR COMPENSATION FUND FOR TKA UTILIZATION OF

Article 3

- (1) The principles and targets of the levy rate or the DKPTKA for the RPTKA Extension are based on the objective of covering the full cost of administering the provision of relevant services.
- (2) The cost of administering the provision of services as referred to in section (1) includes:
 - a. issuance of DKPTKA payment validation documents;
 - b. supervision and control of TKA on site;
 - c. law enforcement;

- d. administration;
- e. costs arising from the adverse impacts of the Legalization of the RPTKA Extension; and
- f. activities for the development of skills and competencies of local workers.

Article 4

- (1) The Levy or the DKPTKA as referred to in Article 3 section (1) is used as a recommendation for obtaining an extension of stay permit for TKA to work.
- (2) The Levy or the DKPTKA as referred to in section (1) is imposed in accordance with the approved duration of the RPTKA Extension and is paid in advance.

Article 5

- (1) Each TKA proposed for the Legalization of the RPTKA Extension must be accompanied by an Associate for TKA.
- (2) Associate for TKA carries out technology and skills transfer.
- (3) Associate for TKA as referred to in section (1) must participate in education and job training facilitated by the Employer of TKA in accordance with the qualifications of the TKA's position.
- (4) Associate for TKA who participates in education and job training as referred to in section (3) is awarded a certificate of education and job training and/or a competency certificate in accordance with the provisions of the legislation.

CHAPTER III

PROCEDURES FOR COMPENSATION FUND PAYMENT FOR FOREIGN WORKERS UTILIZATION FOR THE LEGALIZATION OF FOREIGN WORKER UTILIZATION PLAN EXTENSION

Article 6

- (1) The Levy Revenue is based on the payment notification letter for the DKPTKA, as Local revenue, issued by the Director of TKA Utilization Control through the TKA Online system.
- (2) The notification letter as referred to in section (1) is treated as equivalent to the SKRD.
- (3) The Levy Rate as referred to in section (1) is paid by the Levy Payer in Indonesian rupiah currency, based on the applicable exchange rate at the time of Levy payment.

Article 7

- (1) The Levy Payment is made by bank transfer.
- (2) The Levy payment as referred to in section (1) is made by the Levy Payer to the regional general treasury account or to the receipt account of the Office designated to receive the Levy.

- (3) Each Levy payment as referred to in section (2) is issued with a proof of Levy payment.

Article 8

- (1) The Levy Payer uploads the proof of payment issued by the bank to the TKA Online system and submit an application for validation of the DKPTKA for the legalization of the RPTKA extension to the Office.
- (2) The application for validation as referred to in section (1) is accompanied by both hardcopy and softcopy of the following documents:
 - a. notification letter of DKPTKA payment as Levy; and
 - b. proof of DKPTKA deposit payment from the bank.

Article 9

- (1) The Office verifies the authenticity of the proof of Levy deposit payment uploaded into the TKA Online system.
- (2) The Office conducts validation of the proof of Levy payment.
- (3) The validation as referred to in section (2) is carried out by the DKPTKA validation officer through the TKA Online system.
- (4) The DKPTKA validation officer provides the information on validation result to the Levy Payer.

CHAPTER IV
CLOSING PROVISION

Article 10

This Mayor Regulation comes into force on the date of its promulgation.

In order that every person may know hereof, it is ordered to promulgate this Mayor Regulation by its placement in the Regional Bulletin of the Municipality of Serang.

Issued in Serang
on 6 February 2023

MAYOR OF SERANG,

signed

SYAFRUDIN

Promulgated in Serang
on 6 February 2023

REGIONAL SECRETARY OF THE MUNICIPALITY OF SERANG,

signed

NANANG SAEFUDIN

REGIONAL BULLETIN OF THE MUNICIPALITY OF SERANG OF 2023
NUMBER 284

Jakarta, 27 February 2026

Has been translated as an Official Translation
on behalf of the Minister of Law
of the Republic of Indonesia

DIRECTOR GENERAL OF LEGISLATION,



DHAHANA PUTRA