

DUPLICATE OF
DECISION OF THE CHAIRMAN OF THE CAPITAL MARKET AND
FINANCIAL INSTITUTION SUPERVISORY AGENCY
NUMBER: KEP - 460/BL/2008

CONCERNING
OBLIGATION TO SUBMIT PERIODICAL REPORTS BY SECURITIES
COMPANIES

CHAIRMAN OF THE CAPITAL MARKET AND FINANCIAL INSTITUTION
SUPERVISORY AGENCY,

Considering : that in order to increase information disclosure and accountability of managements and supervisors in conducting business activities of Securities Companies, it is necessary to improve provisions regarding obligation periodical reports by Securities Company, Rule Number X.E.1, by enacting new Decision of Chairman of the Capital Market and Financial Institution Supervisory Agency;

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 of 1995 Concerning Capital Market Organization (Statute Book year 1995 Number 86, Supplement to Statute Book Number 3617), as amended with 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. Presidential Decree of the Republic of Indonesia Number 45/M year 2006;

HAS DECIDED:

To enact : **DECISION OF THE CHAIRMAN OF THE CAPITAL MARKET AND FINANCIAL INSTITUTION SUPERVISORY AGENCY CONCERNING THE OBLIGATION TO SUBMIT PERIODICAL REPORTS BY SECURITIES COMPANIES.**

Article 1

Provisions concerning the Obligation to Submit Periodical Reports By Securities Companies are regulated in Rule Number X.E.1 as stipulated in the Attachment of this Decision.

Article 2

Upon effectiveness of this Decision, the Decision of the Chairman of the Capital Market and Financial Institution Supervisory Agency Number: Kep-06/BL/2006 regarding Obligation to Submit Periodical Reports By Securities Companies dated July 31, 2006 is revoked and declared not applicable.

Article 3

This Decision should become effective since the date of its promulgation.

In order for the public to be aware of this Decision, it is instructed that this Decision to be posted in the State Gazette of the Republic of Indonesia.

Enacted in : Jakarta
Date : November 10, 2008

The Chairman of the Capital Market and Financial
Institution Supervisory Agency

Signed

A. Fuad Rahmany
NIP. 060063058

Based on the original documents
Head of General Affairs Division

Signed

Prasetyo Wahyu Adi Suryo
NIP 060076008

ATTACHMENT :

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

Number : Kep-460/BL/2008

Date : November 10, 2008

**RULE NUMBER X.E.1 : OBLIGATION TO SUBMIT PERIODICAL
REPORTS BY SECURITIES COMPANIES**

1. Definition:
 - a. Periodical Financial Reports as meant in this rule are Annual Financial Report and Semi Annual Financial Report.
 - b. Activity Reports as meant in this rule are:
 - 1) Semi annual activity report on underwriting, for Securities Company that conducting business as Underwriter;
 - 2) Monthly activity report, for Securities Company that conducting business as Broker Dealer;
 - 3) Monthly activity report, for Securities Company that conducting business as Investment Manager.
 - c. Auditor Report on Annual Net Adjusted Working Capital as meant in this rule is audit report on Net Adjusted Working Capital of at least 25 (twenty five) working days during an audited financial year which are picked randomly as samples and give opinion whether such Net Adjusted Working Capital is based on right information and is calculated and is reported in a proper manner.
2. Every Securities Company should submit to Bapepam and LK the following periodical reports:
 - a. Periodical Financial Reports;
 - b. Activity Reports; and
 - c. Auditor Report on Net Adjusted Working.
3. The Periodical Financial Reports as meant by item 2 letter a should be submitted in compliance with following provisions:
 - a. The Periodical Financial Reports are submitted to Bapepam and LK in 2 (two) copies, at least a copy is in original format that signed by all directors and commissioners.
 - b. In case that the Securities Company is a company that has conducted Public Offering or a Public Company, the obligation to submit Periodical Financial Report of Securities Company refers to Bapepam Rule Number X.K.2 concerning the Obligation to Submit Periodical Financial Report.
 - c. The Periodical Financial Report is prepared based on generally practicing accounting principles which basically is the Financial Accounting

- Standards established by Indonesian Accountants Association (IAI), and accounting provisions in Capital Market enacted by Bapepam and LK.
- d. The Periodical Financial Report should be enclosed with Auditor report with unqualified opinion and is submitted to Bapepam and LK not later than the end of third month after the date Annual Financial Report.
 - e. Semi Annual Financial Report is submitted to Bapepam and LK within the following period of time:
 - 1) Not later than the end of the first month after the date of Semi Annual Financial Report, if not enclosed with Auditor report;
 - 2) Not later than the end of the second month after the date of Semi Annual Financial Report, if enclosed with Auditor report in limited audit; and
 - 3) Not later than the end of the third month after the date of Semi Annual Financial Report, if enclosed with Auditor report that give opinion on the fairness of entire financial report.
 - f. Semi Annual Financial Report is prepared based on the same principles as Annual Financial Report and covers at least common adjustment that is done at the end of accounting period of the company to achieve the accrual basis.
 - g. If there any difference between Semi Annual Financial Report and the data in the same period in preparing Annual Financial Report, such Semi Annual Financial Report that provided as comparatively with Semi Annual Financial Report of the next period shall be provided again in accordance with the data that has been covered by Annual Financial Report.
 - h. On the Periodical Financial Reports submitted to shold be attached statement letter regarding the responsibility for the the financial report signed by all members of the Board of Directors and one Commissioner representing the Board of Commissioners using Form Number: X.E.1-1, attachment 1 of this rule.
 - i. All members of the Board of Directors and the Board of Commissioners should be responsible collectively for the statement they made as meant in letter h above.
4. The Activity Reports as meant in item 2 letter b submitted complying with following provisions:
- a. Securities Companies that conducting business as Underwriter should submit Activity Report made every 6 (six) months in periodical basis (June and December), to Bapepam and LK using Form Number: X.E.1-2, attachment 2 of this rule, not later than the twelfth working day of the following month.
 - b. Securities Companies that conducting business as Broker Dealer should submit Activity Report using Form Number: X.E.1-3, attachment 3 of this rule, not later than the twelfth working day of the following month.
 - c. Securities Companies that conducting business as Broker Dealer that not administers securities account of its customers should submit Activity

- Report to Bapepam dan LK using Form Number: X.E.1-4, attachment 4 of this rule, not later than the twelfth working day of the following month.
- d. The submission of the Activity Reports as meant in letter a, b, and c should be accompanied with digital format of such Activity Reports submitted to Bapepam dan LK.
 - e. Securities Companies that only conducting business as Underwriter and not conducting business as Broker Dealer, that supported with statement letter, only required to submit Activity Report made every 6 (six) months in periodical basis (June and December), to Bapepam and LK using Form Number: X.E.1-2, attachment 2 of this rule, not later than the twelfth working day of the following month.
 - f. In case that the Securities Company is a company that conducting business as Investment Manager, the obligation to submit Securities Company Activity Report refers to Bapepam Rule Number X.N.1 concerning Monthly Activity Report of Investment Manager.
5. The Auditor Report on Annual Net Adjusted Working Capital as meant in item 2 letter c should be submitted in accordance with the following provisions:
- a. Securities Companies should submit Auditor Report on Annual Net Adjusted Working Capital to Bapepam and LK along with the submission of Annual Financial Report.
 - b. Audit on calculation of such Annual Net Adjusted Working Capital should be conducted by the Auditor who audits financial report of the Securities Company.
6. In case of the due date of submission of the Periodical Financial Report, the Activity Report, and the Auditor Report on Annual Net Adjusted Working Capital is a holiday, such reports should be submitted on the previous working day. The submission of such Periodical Financial Report, the Activity Report, and the Auditor Report on Annual Net Adjusted Working Capital does not cause shifting of the due date of report submission. Calculation of delayed days started from the first day after the deadline of submission of the Periodical Financial Report, the Activity Report, and the Auditor Report on Annual Net Adjusted Working Capital.

7. By no means undermining criminal provisions in capital market, Bapepam and LK may impose sanctions against any violation of this rule, as well as against any Person who causes such violation to occur.

Enacted in : Jakarta
Date : November 10, 2008
The Chairman of the Capital Market and Financial
Institution Supervisory Agency

Signed

A. Fuad Rahmany
NIP. 060063058

Based on the original documents
Head of General Affairs Division

Prasetyo Wahyu Adi Suryo
NIP 060076008

FORM NO : X.E.1-1

STATEMENT LETTER FROM BOARD OF DIRECTORS AND BOARD OF
COMMISSIONERS
REGARDING
RESPONSIBILITY FOR FINANCIAL REPORT (period)...
PT.....

We herewith undersigned:

1. Name :
Office Address :
Residential Address / as in citizen :
ID or other ID cards :
Phone No. :
Title : Director
2. Name :
Office Address :
Residential Address / as in citizen :
ID or other ID cards :
Phone No. :
Title : Director
3. Name :
Office Address :
Residential Address / as in citizen :
ID or other ID cards :
Phone No. :
Title : Commissioner, representing Board of
Commissioners

states:

1. Responsible for preparing and stating company's financial statements;
2. The company's financial report is prepared and stated in accordance with generally accepted accounting principles;
3. a. All information in the company's financial statement have been completely and correctly stated;
b. The company's financial statement is not containing false information or material facts, and is not omitting information or material facts;
4. Responsible for company's internal control system.

The statement above is truthfully made.

....., DD/ MM/YY

Director	Director*)
(signature)	(signature)
(full name)	(full name)
Commissioner	
(signature)	
(full name)	

*) depend on number of Board of Directors

