

BANK INDONESIA REGULATION
NUMBER 14/14/PBI/2012
CONCERNING
BANK REPORT TRANSPARENCY AND PUBLICATION

WITH THE BLESSINGS OF GOD ALMIGHTY

THE GOVERNOR OF BANK INDONESIA,

Considering:

- a. whereas in the framework of creating market discipline and in line with development of international standards, it is deemed necessary to make efforts to enhance the transparency of bank financial condition and performance through the publication of bank reports to provide ease for assessment by the public and market players;
- b. where to enhance transparency, bank needs to provide quantitative and qualitative information that is on time, accurate, relevant, and adequate to provide ease to information users for assessing bank financial condition, performance, risk profile, and risk management implementation, as well as its business activities including the determination of interest rate;
- c. whereas disclosures of information to the public in the framework of transparency of bank financial condition and performance needs to put attention to interbank competitiveness factor;
- d. whereas in the framework of obtaining information that is comprehensive as well as inline with the implementation of consolidated bank supervision, reports are required concerning financial condition of the parent company, subsidiary companies, affiliated companies and related parties of bank;
- e. whereas based on considerations as referred to in letter a, letter b, letter c, and letter d, it is deemed necessary to rearrange Bank Indonesia Regulation concerning transparency of bank financial

condition;

- Inviewof:
1. Act Number 7 of 1992 concerning Banking (State Gazette of the Republic of Indonesia Number 31 of 1992, Supplement to the State Gazette of the Republic of Indonesia Number 3472) as amended by Act Number 10 of 1998 (State Gazette of the Republic of Indonesia Number 182 of 1998, Supplement to the State Gazette of the Republic of Indonesia Number 3790);
 2. Act Number 23 of 1999 concerning Bank Indonesia (State Gazette of the Republic of Indonesia Number 66 of 1999, Supplement to the State Gazette of the Republic of Indonesia Number 3843) as amended a few times, the latest by Act Number 6 of 2009 concerning Stipulation of Government Regulation In Lieu of Law Number 2 of 2008 concerning Second Amendment of Act Number 23 of 1999 concerning Bank Indonesia to become Law (State Gazette of the Republic of Indonesia Number 7 of 2009, Supplement to the State Gazette of the Republic of Indonesia Number 4962);
 3. Act Number 21 of 2008 concerning Sharia Banking (State Gazette of the Republic of Indonesia Number 94 of 2008, Supplement to the State Gazette of the Republic of Indonesia Number 4867);

HAS DECREED:

To enact: BANK INDONESIA REGULATION CONCERNING BANK
REPORT TRANSPARENCY AND PUBLICATION

CHAPTER I

GENERAL PROVISIONS

Article 1

The terminologies used in this Bank Indonesia Regulation have these following meanings:

1. Bank is a Commercial Bank as referred to in Act Number 7 of 1992 concerning Banking as amended by Act Number 10 of 1998, including foreign bank branch office and Islamic Commercial Bank as referred to in Act Number 21 of 2008 concerning Islamic Banking.
2. Control is by individual or company/entity, both directly as well as indirectly, which:

- a. owns more than 50% (fifty percent) of shares, which have voting rights, in another company/entity;
- b. owns 50% (fifty percent) or less of shares, which have voting rights, in another company/entity but:
 - 1) there is an agreement with other shareholders so that it owns voting rights of more than 50% (fifty percent);
 - 2) has the authority to regulate the financial policy and operation of another company/entity based on the article of association or an agreement;
 - 3) has the authority to appoint or replace most members of board of directors and board of commissioners or other units of equal level and control over another company/entity through the board of directors and board of commissioners or those other units; and/or
 - 4) is able to obtain majority of votes in the meetings of the board of directors and board of commissioners or other units of equal level and control over another company/entity through the board of directors and board of commissioners or those other units.
3. Parent company/holding company is a legal entity/company that consolidates one or more subsidiary companies within a business group and exercises Control over Bank.
4. Financial parent company/financial holding company is a legal entity/company that consolidates all activities of one or more subsidiary companies within a business group, which does business in the finance field, and exercises Control over Bank.
5. Subsidiary Company is a legal entity that is owned or controlled by Bank, both directly as well as indirectly, which comprises:
 - a. Subsidiary Company, which is a Subsidiary Company in which Bank has more than 50% (fifty percent) ownership; and/or
 - b. Participation Company, which is a Subsidiary Company in which Bank has 50% (fifty percent) or less ownership, however, Bank has Control over the company.
6. Affiliated Company is a Subsidiary Company of a Parent Company or Financial Parent Company, which is included in the same business group as the Bank because it is controlled by the same Parent Company.
7. Related Party is a party related to the Bank as referred to in Bank Indonesia regulation concerning Legal Lending Limit.
8. Related Parties are related parties as referred to in the Statement of Financial Accounting Standard concerning Disclosure of Related Parties.

9. Public Accountant is the public accountant as referred to in the Act concerning Public Accountant.
10. Annual Report is a Bank's complete performance report for the period of 1 (one) year.
11. Annual Financial Report is Bank's year-end financial report prepared in accordance with financial accounting standards
12. Quarterly Published Financial Report is a financial report prepared based on financial accounting standards and published each quarter in accordance with Bank Indonesia regulation.
13. Monthly Published Financial Report is a financial report prepared based on Commercial Bank Monthly Report and Published each month in accordance with Bank Indonesia regulation.
14. Accounting Year is calendar year or a year that begins with the month of January uptothe month of December.

Article2

In the framework of financial condition transparency, Bank is obliged to prepare and present financial reports, which comprise:

- a. Annual Report;
- b. Quarterly Published Financial Report
- c. Monthly Published Financial Report;
- d. Consolidated Financial Report; and
- e. Other Published Reports

CHAPTER II

ANNUAL REPORT

Article 3

- (1) Bank is obliged to prepare an Annual Report, which at minimum shall cover:
 - a. general information, which covers:
 1. management;
 2. ownership;
 3. business development of Bank and Bank's business group, including business development of Islamic Business Unit (UUS);
 4. management strategy and policies, including UUS's management strategy and policies; and

5. management report, including UUS's management report;
 - b. Annual Financial Report, which covers:
 1. Financial Position Report (Balance Sheet)
 2. Comprehensive Profit and Loss Report;
 3. Changes in Equity Report;
 4. Cash Flow Report;
 5. notes to financial report, including information on commitments and contingencies;
 - c. Public Accountant Opinion;
 - d. types of risk and risk exposures that the Bank faces as well as risk management practices adopted by Bank;
 - e. all aspects of transparency and information that are required for the Quarterly Published Financial Report;
 - f. other disclosure aspects as required by the prevailing Financial Accounting Standards, in the event these have not been included in letter a upto letter e above; and
 - g. other information.
- (2) In addition to the disclosures as referred to in paragraph (1), Conventional Commercial Bank is obliged to provide disclosures concerning:
- a. bank capital; and
 - b. types of risk, risk exposures, and risk management implementation, at least for credit risk, market risk, operational risk, liquidity risk, strategic risk, reputation risk, compliance risk, and legal risk.
- (3) In addition to the reports referred in paragraph (1) letter b, Islamic Commercial Bank (BUS) and Conventional Commercial Bank that own UUSs are obliged to submit:
- a. Statement of Sources and Uses of Zakat, Infaq, dan Shadaqah (ZIS) Funds;
 - b. report on Sources and Uses of Qardh Fund; and
 - c. Statement of Changes of Restricted Investment Fund.
- (4) Annual Financial Report should be audited by a Public Accountant.
- (5) Annual Reports as referred to in paragraph (1), paragraph (2), and paragraph (3) should be prepared for 1 (one) Accounting Year and presented in comparison with at least 1 (one) previous Accounting Year.
- (6) In the event of changes to the scope of the Annual Reports as referred to in Article 3, these shall be further provided in a Bank Indonesia Circular Letter.

Article 4

- (1) In addition to submission to the shareholders, the Annual Reports as referred to in Article 3 should also be submitted at minimum to:
 - a. Bank Indonesia;
 - b. Indonesian Consumers Organization;
 - c. Rating Institutions in Indonesia;
 - d. Banking Associations in Indonesia;
 - e. Indonesian Banking Development Institute;
 - f. 2 (two) Research Institutions in the fields of economy and finance;
 - g. 2 (two) economic and financial magazines,no later than 5 (five) months after the end of the Accounting Year.
- (2) Report submission to Bank Indonesia as referred to in paragraph (1) letter a shall be accompanied with an Annual Report covering letter, which shall contain information concerning submission of the Annual Report to parties as referred to in paragraph (1) letter b up to letter g.

Article 5

- (1) Bank shall be deemed to have been late in submitting the Annual Report when Bank submits the Annual Report to Bank Indonesia after the deadline for report submission as referred to in Article 4 up to no later than 1 (one) month after the deadline for report submission.
- (2) Bank shall be deemed to have not submitted the Annual Report when:
 - a. Bank has not submitted the Annual Report; and/or
 - b. Bank has not submitted the Annual Financial Report as referred to in Article 3 paragraph (1) letter b that has been audited by a Public Accountant that is registered at Bank Indonesia until the end of the deadline for late submission as referred to in paragraph (1).
- (3) Bank that has been declared not to have submitted the Annual Report as referred to in paragraph (2) is yet obliged to submit the Annual Report.

Article 6

- (1) Bank is obliged to announce the Annual Report in Bank's website.

- (2) Announcement of the Annual Report as referred to in paragraph (1) shall be made no later than 1 (one) working day after the deadline for Annual Report submission as referred to in Article 4.
- (3) The announcement as referred to in paragraph (2) should be kept in Bank's website no less than 2 (two) consecutive reporting periods.

CHAPTER III
QUARTERLY PUBLISHED FINANCIAL REPORT

Article 7

- (1) Bank is obliged to prepare Quarterly Published Financial Report in rupiah, which shall at minimum cover:
 - a. Financial Report, which comprises:
 1. Financial Position Report (Balance Sheet); and
 2. Comprehensive Profit and Loss Report;
 - b. commitments and contingencies;
 - c. spot transactions and derivative transactions;
 - d. the amount and quality of earning assets and other information, which among others for:
 1. fund provision for related parties;
 2. fund provision for Micro, Small and Medium Enterprises(UMKM) debtors;
 3. credits that require special attention (among others restructured credits and property credits); and
 4. amount of reserve for loss provision;
 - e. Bank's financial ratios, which among others are:
 1. percentage of violations and excesses of Legal Lending Limit; and
 2. ratio of Net Open Position.
 - f. calculation of Minimum Capital Adequacy Requirement; and
 - g. information concerning compositions of shareholders and management.
- (2) In Quarterly Published Financial Report as referred to in paragraph (1) letter a, Islamic Commercial Bank and Conventional Commercial Bank that own UUSs are obliged to also include:
 - a. Statement of Sources and Uses of Zakat, Infaq, dan Shadaqah (ZIS) Funds;
 - b. report on Sources and Uses of Qardh Fund; and
 - c. Statement of Changes of Restricted Investment Fund.

forpublished reports for the positions of June and December.

- (3) Quarterly Published Financial Report as referred to in paragraph (1) and paragraph (2) should be presented at minimum in comparison with the previous year's Quarterly Published Financial Report.
- (4) Provisions concerning determination of comparative periods for the Quarterly Published Report shall be provided in a Bank Indonesia Circular Letter.

Article 8

- (1) Bank is obliged to announce the Quarterly Published Financial Report as referred to in Article 7 at least 4 (four) times in 1 (one) year, namely reports for the positions of end of March, June, September, and December.
- (2) When considered necessary, in addition to announcing the report as referred to in paragraph (1), Bank Indonesia can request Bank to announce:
 - a. Published financial report for periods other than referred to in paragraph (1); and/or
 - b. other information as determined by Bank Indonesia.

Article 9

- (1) Announcement of the Quarterly Published Financial Report as referred to in Article 8 should be signed by at least 2 (two) members of Bank's Board of Directors.
- (2) Announcement of the Quarterly Published Financial Report for the position of end of December as referred to in Article 8 paragraph (1) should state the name of the Public Accounting Firm that has conducted the audit of the Annual Financial Report together with the name of the Public Accountant that is responsible in the audit (partner in charge) as well as the opinion expressed.

Article 10

- (1) Announcement of the Quarterly Published Financial Report as referred to in Article 7 paragraph (1) should be made in at least 1 (one) Indonesian daily newspaper, which has wide circulation at the domicile of Bank's head office or the domicile of the Foreign Bank Branch Office.
- (2) Announcement of the Quarterly Published Financial Report as referred to in paragraph (1) should be made no later than:

- a. the 15th of the second month after the end of the reporting month for report positions of end of March, June, and September;
- b. the 15th of April of the following year for report position of end of December.

Article 11

- (1) Bank is obliged to submit to Bank Indonesia:
 - a. proof of announcement in the forms of photocopy or cutting of the newspaper that publishes announcement of the Quarterly Published Financial Report as referred to in Article 10 paragraph (1) no later than 5 (five) working days after the announcement in the newspaper; and
 - b. the Quarterly Published Financial Report by on-line method through the Bank Indonesia Head Office Reporting in accordance to the procedure, format, and time period determined by Bank Indonesia in the regulation concerning commercial bank head office reporting.
- (2) In the event on-line reporting as referred to in paragraph (1) letter b cannot be executed, Bank must submit the softcopy of the report off-line to Bank Indonesia in compact disc.
- (3) Submission of softcopy of the report in compact disc to Bank Indonesia as referred to in paragraph (2) should be made no later than 5 (five) working days after the date of the announcement in the newspaper.

Article 12

- (1) Bank shall be deemed late in making announcement of the Quarterly Published Financial Report when the Bank announces the Quarterly Published Financial Report after the deadline for the announcement as referred to in Article 10 paragraph (2) upto no later than 1 (one) month after the deadline for report announcement.
- (2) Bank shall be deemed late in submitting proof of announcement as referred to in Article 11 paragraph (1) letter a when the proof of announcement is submitted after the deadline for submission upto no later than 1 (one) month after the deadline for submission of the proof of announcement.
- (3) In the event on-line reporting is not possible, Bank shall be deemed late in submission of the softcopy of the Quarterly Published Financial Report in compact disc as referred to in Article 11 paragraph (2) when it is submitted after the deadline for submission as referred to in Article 11 paragraph (3) upto no later than 1 (one) month after the deadline for report submission.

- (4) Bank shall be deemed not to have made the announcement or not to have submitted the Quarterly Published Financial Report when the Quarterly Published Financial Report has not been announced or has not been submitted upto the end of the deadlines for late announcements or submission as referred to in paragraph (1), paragraph (2), and paragraph (3).

Article 13

Bank Indonesia shall announce the Quarterly Published Financial Report submitted by the Bank as referred to in Article 11 paragraph (1) letter b or paragraph (2) in Bank Indonesia's website.

Article 14

- (1) Bank is obliged to announce the Quarterly Published Financial Report in Bank's website.
- (2) The announcement of the Quarterly Published Financial Report as referred to in paragraph (1) shall be made no later than 1 (one) working day after the deadline for announcement of the Quarterly Published Financial Report in the newspaper.
- (3) The announcement as referred to in paragraph (2) should be kept in the Bank's website for no less than 2 (two) consecutive reporting periods.

CHAPTER IV

MONTHLY PUBLISHED FINANCIAL REPORT

Article 15

- (1) Bank is obliged to announce the Monthly Published Financial Report through Bank Indonesia's website.
- (2) The Monthly Published Financial Report as referred to in paragraph (1) shall contain at minimum:
 - a. financial report comprising:
 1. Financial Position Report (Balance Sheet); and
 2. Profit and Loss Report;
 - b. commitments and contingencies;
 - c. Calculation of Minimum Capital Adequacy Requirement; and
 - d. Quality of earning assets and other information, among others:
 1. amount of fund provision;

2. credits to UMKM debtors;
3. credits that require special attention (among others restructured credits and property credits); and
4. amount of reserve for loss provision;

Article 16

- (1) The Monthly Published Financial Report as referred to in Article 15 paragraph (1) shall be prepared based on data of the Commercial Bank Monthly Report (LBU) that has been reclassified by Bank Indonesia by using as guidelines the Financial Accounting Standards and Bank Indonesia regulations.
- (2) Before the announcement is made, the LBU that has been reclassified by Bank Indonesia as referred to in paragraph (1) shall be submitted on-line to Bank through the Commercial Banks Head Office Report (LKPBU) to enable review and adjustments concerning report accuracy as well as information addition required for the preparation of the Monthly Published Financial Report.
- (3) Bank is obliged to make on-line submission of the Monthly Published Financial Report as referred to in paragraph (2) to Bank Indonesia through the Commercial Banks Head Office Report.
- (4) Bank Indonesia shall announce the Monthly Published Financial Report submitted by Bank as referred to in paragraph (3) through Bank Indonesia's website.
- (5) The procedure, format, and time period for submission of the Monthly Published Financial Report as referred to in paragraph (2) and paragraph (3) through the Commercial Banks Head Office Report shall use as guideline Bank Indonesia regulation concerning commercial banks head office report.

Article 17

- (1) In the event on-line submission of the reclassified LBU to Bank as referred to in Article 16 paragraph (2) cannot be executed, Bank Indonesia shall submit the said report to Bank in off-line method.
- (2) In the event on-line submission of the Monthly Published Financial Report as referred to in Article 16 paragraph (3) cannot be executed, Bank should submit the said report in off-line method within the period of no later than 10 (ten) working days after Bank has received the reclassified LBU.

- (3) Bank Indonesia shall announce the Monthly Published Financial Report based on the Monthly Published Financial Report submitted by Bank as referred to in paragraph (2) within the period of no later than 60 (sixty) days after the reporting month.

CHAPTER V CONSOLIDATED FINANCIAL REPORT

Article 18

- (1) Bank, which is part of a business group and/or owns a Subsidiary Company, is obliged to submit a consolidated financial report prepared based on financial accounting standards.
- (2) The consolidated financial report as referred to in paragraph (1) shall be presented in the Annual Financial Report and Quarterly Published Financial Report.
- (3) Bank Indonesia has the authority to determine the coverage of companies which financial reports should be consolidated with Bank's financial report in addition to what has been determined in the financial accounting standards.
- (4) Bank's equity participation that results in temporary Control shall be exempted from being included in the preparation of the consolidated financial report as referred to in paragraph (1).

Part One

Consolidated Financial Report Presented in Annual Report

Article 19

- (1) As regard preparation of the Annual Report as referred to in Article 3, in addition to being obliged to present the Annual Financial Report individually, Bank, which is part of a business group and/or owns a Subsidiary Company, is obliged to present a consolidated Annual Financial Report.
- (2) The consolidated Annual Financial Report as referred to in paragraph (1) that has been audited by a Public Accountant, shall comprise:
 - a. Bank Consolidated Financial Report;
 - b. Financial Parent Company Consolidated Financial Report; and
 - c. Parent Company Consolidated Financial Report.
- (3) In the event the business group does not have a Financial Parent Company, only Parent Company Consolidated Financial Report needs to be presented as referred to in paragraph (2) letter c.

- (4) In the event the audits of the Annual Financial Reports of other companies outside Bank have been conducted by Public Accountants different than the one that has audited the Bank's Annual Financial Report, in presenting the consolidated Annual Financial Report as referred to in paragraph (2), the Bank is obliged to state the name of the Public Accounting Firm that has conducted the Annual Financial Report audit together with the name of the Public Accountant (partner) in charge of the audit as well as the opinion expressed.
- (5) The Consolidated Financial Report as referred to in paragraph (2) shall at minimum cover:
 - a. Financial Position Report (Balance Sheet);
 - b. Comprehensive Profit and Loss Report;
 - c. Changes in Equity Report; and
 - d. commitments and contingencies.

Article 20

In addition to being obliged to present the consolidated Annual Financial Report, Bank, which is part of a business group and/or owns a Subsidiary Company as referred to in Article 19 paragraph (1), is also obliged to present the following information:

- a. Bank's business group structure;
- b. transactions between Bank and Related Parties;
- c. transactions with Related Parties undertaken by each company within Bank's business group that deals in the finance field;
- d. fund provision, commitments as well as other similar facilities provided by each company within the same business group as Bank to debtors that have received fund provisions from Bank; and
- e. disclosures on capital, types of risk, risk exposures, and risk management as referred to in Article 3 paragraph (2) in consolidated manner for Conventional Commercial Bank.

Part Two

Consolidated Financial Report Presented in Quarterly Published Financial Report

Article 21

- (1) As regard preparation of the Quarterly Published Financial Report as referred to in Article 7, in addition to presenting the Quarterly Published Financial Report individually, Bank, which is part of a business group and/or owns a Subsidiary

Company, is also obliged to present a consolidated Quarterly Published Financial Report.

- (2) In preparing the Quarterly Published Financial Report as referred to in Article 7, Bank, which owns a Subsidiary Company, is obliged to present:
 - a. Individual Bank financial report ; and
 - b. Bank consolidated financial report.
- (3) In preparing the Quarterly Published Financial Report as referred to in Article 7 for the positions of end of June and December, Bank, which is part of a business group, is obliged to present:
 - a. Individual Bank financial report ; and
 - b. Financial Parent Company financial report; or
 - c. Parent Company financial report if there is no Financial Parent Company financial report.
- (4) In the event Bank as referred to in paragraph (3) also owns a subsidiary company, in preparing the Quarterly Report, Bank is also obliged to present Bank's consolidated quarterly financial report as referred to in paragraph (2) letter b.
- (5) The Consolidated Financial Report as referred to in paragraph (2) letter b, shall at minimum cover:
 - a. Financial Position Report (Balance Sheet);
 - b. Comprehensive Profit and Loss Report
 - c. Changes in Equity Report; and
 - d. commitments and contingencies.
- (6) The quarterly financial report as referred to in paragraph (2) and paragraph (3) for the end of December position should be audited by a Public Accountant.

Part Three

Certain Reports to Bank Indonesia

Article 22

- (1) In addition to submitting the Annual Report to Bank Indonesia as referred to in Article 4, Bank, which is part of a business group and/or owns a Subsidiary Company, is obliged to submit certain annual reports.
- (2) Certain annual reports as referred to in paragraph (1) shall at minimum cover:
 - a. Parent Company annual report and Financial Parent Company annual report;

- b. Annual report of shareholder, that directly owns majority of the shares, or annual report of the company that exercises direct Control on the Bank; and
 - c. Annual reports of Subsidiary Companies.
- (3) In the event the business group does not have a Financial Parent Company, the certain annual report as referred to in paragraph (2) letter a which the Bank is obliged to submit shall be the annual report of the Parent Company.
 - (4) In the event the business group does not have the annual report of the Parent Company nor the annual report of the Financial Parent Company, the certain annual reports as referred to in paragraph (2) letter a that the Bank is obliged to submit shall be the theannualfinancial report of the Parent Company and the annual financial report of the Financial Parent Company.
 - (5) In the event the business group does not have a financial parent company and does not have the annual report of the Parent Company, the certain annual report as referred to in paragraph (2) letter a that the Bank is obliged to submit shall be the annual financial report of the Parent Company.
 - (6) Deadline for submission of the annual reports or annual financial reports of the Parent Company and Financial Parent Company to Bank Indonesia shall refer to Article 4.

Article 23

- (1) Bank is obliged to submit quarterly to Bank Indonesia a report on transactions between Bank and Related Parties.
- (2) In addition to being obliged to submit the reports as referred to in paragraph (1), Bank that is part of a business group is also obliged to submit a report concerning fund provision, commitments as well as other similar facilities provided by each company within the same business group as the Bank to debtors that have received fund provisions from the Bank.
- (3) Deadline for submission of the reports referred to in paragraph (1) and paragraph (2) shall refer to the provisions in Article 10 paragraph (2) and Article 12.

Article 24

In the event of changes to the scope of the Consolidated Reports as referred to in Article 18, Article 19, Article 20, Article 21, Article 22, and Article 23, these shall be further provided in a Bank Indonesia Circular Letter.

CHAPTER VI
OTHER PUBLISHED REPORTS

Article 25

- (1) Other Published Reports as referred to in Article 2 letter e cover:
 - a. Prime Lending Rate Report; and
 - b. Other Published Reports.
- (2) Bank is obliged to periodically announce Other Published Reports as referred to in paragraph (1).
- (3) Bank Indonesia has the authority to request Bank to submit Other Published Reports based on needs and development of the banking industry outside the submission periods as referred to in paragraph (2).

Article 26

- (1) Prime Lending Rate Report as referred to in Article 25 paragraph (1) letter a should be announced in a newspaper that has wide circulation no later than 7 (seven) working days after the end of March, June, September, and December.
- (2) Bank shall be deemed late in announcing the Prime Lending Rate Report when Bank announces the Prime Lending Rate Report after the deadline for the announcement as referred to in paragraph (1) upto no later than 1 (one) month after the deadline for report announcement.
- (3) Bank shall be deemed not to have announced the Prime Lending Rate Report when the Prime Lending Rate Report has not been announced upto the end of the deadline for late announcement as referred to in paragraph (2).
- (4) The format, coverage, and procedure for submission as well as the conditions for Bank that is oblige to announce the Prime Lending Rate report shall use as guideline Bank Indonesia Circular Letter concerning transparency of the prime lending rate information.

CHAPTER VII
MISCELLANEOUS PROVISIONS

Article 27

- (1) As regards fulfillment of the obligations referred to in Article 6 and Article 14, Bank, which does not own a website, is obliged to meet those obligations no later than the end of December 2012.

- (2) Bank is obliged to state Bank's website address on the printed Annual Report and Quarterly Published Financial Report.

Article 28

The Annual Report, Annual Financial Report, Quarterly Published Financial Report, Monthly Published Financial Report, Consolidated Financial Report, and Other Published Reports that are the Bank's obligation as determined in this Bank Indonesia Regulation shall be the full responsibility of Bank management.

Article 29

Foreign Bank Branch Office is obliged to prepare the financial reports as determined in this Bank Indonesia Regulation by consolidating the financial reports of the Foreign Bank Branch Office with all financial reports of each office in Indonesia.

CHAPTER VIII

SANCTIONS

Part One

Sanctions on Annual Reports

Article 30

- (1) Bank that is late in submitting the Annual Report to Bank Indonesia as referred to in Article 5 paragraph (1) shall be imposed with the sanction of obligation to make payment in the amount of Rp1,000,000.00 (one million rupiah) for each day of delay.
- (2) Bank that has not submitted the Annual Report as referred to in Article 5 paragraph (2) to parties as referred to in Article 4 paragraph (1) shall be imposed with the sanctions of:
- a. obligation to make payment in the amount of Rp100,000,000.00 (one hundred million rupiah); and
 - b. the announcement of the name on whom the sanction is imposed and the reasons for imposition of sanction in Bank Indonesia's website.

Article 31

Bank that does not announce its Annual Report in Bank's website as referred to in Article 6 shall be imposed with administrative sanctions in the forms of:

- a. written warning; and

- b. obligation to make payment in the amount of Rp10,000,000.00 (ten million rupiah) per day, at the highest Rp50,000,000.00 (fifty million rupiah)

Article 32

- (1) In the event according to Bank Indonesia, the Annual Report that is submitted to Bank Indonesia and/or announced in Bank's website is materially not inline with actual facts and/or is not presented in line with the provisions of this Bank Indonesia Regulation and/or prevailing Financial Accounting Standards, the Bank shall be imposed with:
 - a. written warning, at the most 2 (two) times with a time lag of 2 (two) weeks in between the warnings; and
 - b. obligation to make payment in the amount of at the lowest Rp100,000,000.00 (one hundred million rupiah) and at the highest Rp500,000,000.00 (five hundred million rupiah) when after being given 2 (two) written warnings, the Bank does not make corrections to and/or reannounce the said report in Bank's website; and
 - c. other administrative sanctions as referred to in Article 52 of Act Number 7 of 1992 concerning Bankings amended by Act Number 10 of 1998 and Article 58 of Act Number 21 of 2008 concerning Islamic Banking, in the forms of:
 - 1. lowering of bank soundness rating;
 - 2. stating of members of management, Bank employees, shareholders in the list of persons prohibited from becoming Bank owners and management; and/or
 - 3. freezing of certain business activities.
- (1) Name of Bank that has been imposed with sanctions and the reasons for imposition of sanctions as referred to in paragraph (1) shall be announced by Bank Indonesia through Bank Indonesia's website based on data available at Bank Indonesia.

Part Two

Sanctions on Quarterly Published Financial Report

Article 33

- (1) Bank that is late in announcing and/or submitting the Quarterly Published Financial Reportas referred to in Article 12 paragraph (1) shall be imposed with the sanction of obligation to make payment in the amount of Rp1,000,000.00 (one million rupiah) for each day of delay for each report.
- (2) Bank that has notannounced the Quarterly Published Financial Reportas referred to in Article 12 paragraph (2) shall be imposed with the sanctions of:

- a. obligation to make payment in the amount of Rp100,000,000.00 (one hundred million rupiah); and
 - b. the announcement of the name Bank on whom the sanction is imposed on and the Quarterly Published Financial Report based on data available at Bank Indonesia in Bank Indonesia's website.
- (3) Bank that has announced the Quarterly Published Financial Report but has not submitted photocopies or cutting from the newspaper that published the Quarterly Published Financial Report to Bank Indonesia as referred to in Article 11 paragraph (1) letter a, shall be imposed with the sanction of obligation to make payment in the amount of Rp30,000,000.00 (thirty million rupiah).
- (4) In the event according to Bank Indonesia, the Quarterly Published Financial Report is materially not inline with actual facts and/or is not presented inline with the provisions of this Bank Indonesia Regulation and/or prevailing Statements of Financial Accounting Standards or if the Management Letter issued by the Public Accountant states that there are basic weaknesses in the Bank's data reporting system to Bank Indonesia, the Bank shall be imposed with:
- a. written warnings, at the most 2 (two) times with a time lag of 2 (two) weeks in between the warnings; and
 - b. obligation to make payment in the amount of at the lowest Rp100,000,000.00 (one hundred million rupiah) and at the highest Rp500,000,000.00 (five hundred million rupiah) when after being given 2 (two) written warnings, the Bank does not make corrections to and/or reannounce the said report; and
 - c. other administrative sanctions as referred to in Article 52 of Act Number 7 of 1992 concerning Banking as amended by Act Number 10 of 1998 and Article 58 of Act Number 21 of 2008 concerning Islamic Banking, in the forms of:
 - 1. lowering of bank soundness rating;
 - 2. stating of members of management, Bank employees, shareholders in the list of persons prohibited from becoming Bank owners and management; and/or
 - 3. freezing of certain business activities.
- (5) Name of Bank that has been imposed with sanctions and the reasons for imposition of sanctions as referred to in paragraph (4) shall be announced by Bank Indonesia through Bank Indonesia's website based on data available at Bank Indonesia.

Part Three

Sanctions on Monthly Published Financial Report

Article 34

Sanctions on late submission or correction of the Monthly Published Financial Report shall use as guideline the regulation concerning Commercial Banks Head Office Report.

Part Four

Sanctions on Consolidated Financial Report

Article 35

- (1) Bank that is late in submitting the Consolidated Financial Report to Bank Indonesia as referred to in Article 19 paragraph (2) and Article 21 paragraph (2) shall be imposed with the sanction of obligation to make payment in the amount of Rp1,000,000.00 (one million rupiah) for each day of delay.
- (2) Bank that has not submitted the Consolidated Financial Report as referred to in Article 19 paragraph (2) and Article 21 paragraph (2) shall be imposed with the sanctions of:
 - a. obligation to make payment in the amount of Rp100,000,000.00 (one hundred million rupiah); and
 - b. the announcement of Bank and/or company name that has not submitted the Consolidated Financial Report.

Part Five

Sanctions on Other Published Reports

Article 36

- (1) Bank that is late in announcing the Prime Lending Rate Report as referred to in Article 26 paragraph (2) shall be imposed with the sanction of obligation to make payment in the amount of Rp1,000,000.00 (one million rupiah) for each day of delay.
- (2) Bank that has not announced the Prime Lending Rate Report as referred to in Article 26 paragraph (3) shall be imposed with the sanction of obligation to make payment in the amount of Rp50,000,000.00 (fifty million rupiah).

CHAPTER IX

CONCLUDING PROVISIONS

Article 37

Further provisions of this Bank Indonesia Regulation shall be provided in Bank Indonesia Circular Letter.

Article 38

- (1) At the time this Bank Indonesia Regulation comes into force, Articles 1 upto Article 15 and Article 24 upto Article 38 as well as Article 40 upto Article 41 of Bank Indonesia Regulation Number 3/22/PBI/2001 concerning Transparency of Bank Financial Condition (State Gazette of the Republic of Indonesia Number 150 of 2001, Supplement to the State Gazette of the Republic of Indonesia Number 4159) are hereby revoked and declared to be no longer valid.
- (2) Implementing provisions of Bank Indonesia Regulation Number 3/22/PBI/2001 concerning Transparency of Bank Financial Condition shall still be in force as long as they are not in contradiction with this Bank Indonesia Regulation.

Article 39

This Bank Indonesia Regulation shall come into effect as of the date of enactment.

For public information, orders this Bank Indonesia Regulation be published in the State Gazette of the Republic of Indonesia.

Ratified in Jakarta

On 18 October 2012

GOVERNOR OF BANK INDONESIA

DARMIN NASUTION

Enacted in: Jakarta

On 18 October 2012

MINISTER OF LAW AND HUMAN RIGHT

REPUBLIC OF INDONESIA

AMIRSYAMSUDIN

STATE GAZETTE OF THE REPUBLIC OF INDONESIA NUMBER 199 OF 2012

DPNP

