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REGULATION OF THE MINISTER OF COMMUNICATION AND INFORMATICS OF THE REPUBLIC OF INDONESIA NUMBER 5 OF 2024 CONCERNING DETERMINATION OF TELECOMMUNICATION EQUIPMENT AND/OR TELECOMMUNICATION DEVICE TESTING CENTER

BY THE GRACE OF GOD ALMIGHTY

**MINISTER OF COMMUNICATION AND INFORMATICS OF THE
REPUBLIC OF INDONESIA**

Considering:

- a. that in order to ensure the fulfillment of technical standards for every telecommunications device and/or telecommunications equipment that is manufactured, assembled, imported, traded, and/or used in the territory of the Unitary State of the Republic of Indonesia, it is necessary to conduct testing of telecommunications devices and/or telecommunications devices by a testing laboratory;
- b. that based on the provisions of Article 38 paragraph (2) of Government Regulation Number 46 of 2021 concerning Post, Telecommunications, and Broadcasting, the testing laboratory as referred to in letter a is determined by the Minister of Communication and Informatics as a testing center for telecommunications devices and/or telecommunications devices;
- c. that the provisions regarding the determination of testing centers for telecommunications devices and/or telecommunications devices as regulated in the Regulation of the Minister of Communication and Informatics Number 15 of 2012 concerning Implementation Guidelines for the Determination of Domestic Testing Centers and the Regulation of the Minister of Communication and Informatics Number 16 of 2012 concerning Implementation Guidelines for the Recognition of Foreign State Testing Centers are no longer in accordance with developments in legal needs, so they need to be replaced;
- d. that based on the considerations as referred to in letter a, letter b, and letter c, it is necessary to stipulate a Regulation of the Minister of Communication and Information concerning the Establishment of Telecommunication Equipment and/or Telecommunication Device Testing Centers;

Considering:

1. Article 17 paragraph (3) of the 1945 Constitution of the Republic of Indonesia;
2. Law Number 36 of 1999 concerning Telecommunications (State Gazette of the Republic of Indonesia of 1999 Number 154,

Supplement to the State Gazette of the Republic of Indonesia Number 3881) as amended by Law Number 6 of 2023 concerning the Stipulation of Government Regulation in Lieu of Law Number 2 of 2022 concerning Job Creation into Law (State Gazette of the Republic of Indonesia of 2023 Number 41, Supplement to the State Gazette of the Republic of Indonesia Number 6856);

3. Law Number 39 of 2008 concerning State Ministries (State Gazette of the Republic of Indonesia of 2008 Number 216, Supplement to the State Gazette of the Republic of Indonesia Number 5584);
4. Law Number 20 of 2014 concerning Standardization and Conformity Assessment (State Gazette of the Republic of Indonesia of 2014 Number 216, Supplement to the State Gazette of the Republic of Indonesia Number 5584);
5. Government Regulation Number 46 of 2021 concerning Post, Telecommunications, and Broadcasting (State Gazette of the Republic of Indonesia of 2021 Number 56, Supplement to the State Gazette of the Republic of Indonesia Number 6658);
6. Presidential Regulation Number 22 of 2023 concerning the Ministry of Communication and Informatics (State Gazette of the Republic of Indonesia of 2023 Number 51);
7. Regulation of the Minister of Communication and Informatics Number 12 of 2021 concerning the Organization and Work Procedures of the Ministry of Communication and Informatics (State Gazette of the Republic of Indonesia of 2021 Number 1120);

DECIDES:

To stipulate : **REGULATION OF THE MINISTER OF COMMUNICATION AND INFORMATICS CONCERNING THE DETERMINATION OF TELECOMMUNICATION EQUIPMENT AND/OR TELECOMMUNICATION DEVICE TESTING CENTER.**

**CHAPTER I
GENERAL PROVISION**

Article 1

In this Ministerial Regulation, the following terms are defined:

1. Telecommunication Equipment is any equipment used in telecommunications.
2. Telecommunication Equipment is a group of Telecommunication Equipment that enables telecommunications.
3. Telecommunication Equipment and/or Telecommunication Device Testing Center, hereinafter referred to as Test Center, is a testing laboratory designated by the Minister to carry out the function of testing Telecommunication Equipment and/or Telecommunication Device in the context of certification of Telecommunication Equipment and/or



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- Telecommunication Device. Domestic Test Center is a Test Center domiciled in the territory of the Unitary State of the Republic of Indonesia.
4. Overseas Test Center is a Test Center domiciled outside the territory of the Unitary State of the Republic of Indonesia.
 5. Mutual Recognition Agreement, hereinafter referred to as MRA, is an arrangement or agreement containing an agreement between the Republic of Indonesia and other countries to mutually recognize testing laboratories and mutual acceptance of Test Result Reports between MRA countries based on technical standards applicable in the destination country.
 6. Certification of Telecommunication Equipment and/or Telecommunication Device, hereinafter referred to as Certification, is a series of activities for issuing certificates for Telecommunication Equipment and/or Telecommunication Device.
 7. Technical Standards are technical requirements for Telecommunication Equipment and/or Telecommunication Devices that cover electrical, electronic, safety, health, security, and/or environmental aspects.
 8. Test Result Report is a report on the test results of Telecommunication Equipment and/or Telecommunication Devices issued by the Test Center.
 9. MRA Partners are other countries that conduct MRA with the Republic of Indonesia.
 10. MRA Partner Determination Agency is an agency that has the authority to determine test laboratories within its jurisdiction.
 11. Accreditation Institution is an institution that accredits test laboratories within its jurisdiction.
 12. National Accreditation Committee, hereinafter abbreviated as KAN, is a non-structural institution tasked and responsible for the accreditation of conformity assessment institutions.
 13. Minister is the minister who organizes government affairs in the field of communication and informatics.
 14. Director General is the Director General of Resources and Equipment of Post and Informatics.
 15. Ministry is the ministry that organizes government affairs in the field of communication and informatics.
 16. Directorate General is the Directorate General of Resources and Equipment of Post and Informatics.
 17. Day is a working day as determined by the Central Government.

Article 2

- (1) Every Telecommunication Device and/or Telecommunication Device that is made, assembled, or imported, to be traded and/or used in the territory of the Unitary State of the Republic of Indonesia must undergo testing to ensure that Technical Standards are met in accordance with the provisions of laws and regulations.
- (2) The testing as referred to in paragraph (1) is carried out by a testing laboratory designated as a Testing Center.

Article 3

The Testing Centers as referred to in Article 2 paragraph (2) consist of:

- a. Domestic Testing Centers; and



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b. Foreign Testing Centers.

CHAPTER II DOMESTIC TESTING CENTER

Article 4

- (1) Testing laboratories that conduct testing of Telecommunication Equipment and/or Telecommunication Devices to become Domestic Testing Centers as referred to in Article 3 letter a must obtain:
 - a. accreditation; and
 - b. determination as a Domestic Testing Center.
- (2) Accreditation as referred to in paragraph (1) letter a is carried out by KAN in accordance with the provisions of laws and regulations.
- (3) Accreditation as referred to in paragraph (2) is proven by an SNI ISO/IEC 17025 accreditation certificate.
- (4) Determination as a Domestic Testing Center as referred to in paragraph (1) letter b is carried out by the Ministry in coordination with KAN.
- (5) Coordination as referred to in paragraph (4) is carried out to check:
 - a. the scope of the testing laboratory in accordance with the Technical Standards applicable in Indonesia; and
 - b. the readiness of the testing laboratory in conducting testing of Telecommunication Equipment and/or Telecommunication Devices, at least including:
 1. the competence of the tester in relation to the Technical Standards;
 2. implementation of testing based on test methods in accordance with Technical Standards; and
 3. testing facilities and infrastructure owned and their suitability with the scope of testing based on the needs of test parameters in accordance with Technical Standards.
- (6) Testing laboratories that have obtained an SNI ISO/IEC 17025 accreditation certificate from KAN as referred to in paragraph (3) may submit an application for determination as a Domestic Testing Center to the Minister by attaching the following required documents:
 - a. application letter for determination as a Domestic Testing Center;
 - b. company deed of establishment and latest deed of amendment, if there is a change that includes the field of laboratory testing services business or regulations/stipulations regarding the establishment of a testing laboratory from the ministry/institution in accordance with the provisions of laws and regulations;
 - c. copy of the latest SNI ISO/IEC 17025 accreditation certificate and scope issued by KAN in accordance with the Technical Standards applicable in Indonesia;
 - d. organizational structure and curriculum vitae of testing laboratory personnel in accordance with the provisions of the latest SNI ISO/IEC 17025;
 - e. proof of competence from the examiner to conduct testing of Telecommunication Equipment and/or Telecommunication Devices in the form of:
 1. copy of educational certificate in the relevant field;

2. proof of having attended technical training; and/or
 3. proof of experience in conducting testing of Telecommunication Equipment and/or Telecommunication Devices;
 - f. list of testing equipment containing information on the function of the equipment, model, manufacturer/producer, quantity, and validity period of the last calibration, as well as the method of testing Telecommunication Equipment and/or Telecommunication Devices based on Technical Standards;
 - g. letter of statement independently (self declaration) stating that there is no potential for a conflict of interest in the implementation of laboratory operations with the Directorate General;
 - h. sample copy of the latest Test Result Report issued by the applicant testing laboratory using the Technical Standard test reference for the scope of testing requested;
 - i. quality document;
 - j. work instructions used to test Telecommunication Equipment and/or Telecommunication Devices against Technical Standards;
 - k. proficiency testing document for the scope of testing requested; and
 - l. internal and external audit reports conducted periodically (periodic audit report).
- (7) In the event that the testing laboratory does not have a Proficiency Test Results Report as referred to in paragraph (6) letter k because the proficiency test program for the requested testing scope is not available, the applicant may submit an inter-laboratory comparison test document for the requested testing scope.

Article 5

- (1) The Director General shall verify the application for the determination of a Domestic Testing Center as referred to in Article 4 after the application requirement documents are declared complete.
- (2) Verification as referred to in paragraph (1) shall be carried out on:
 - a. the readiness of the testing laboratory based on the results of coordination as referred to in Article 4 paragraph (5); and
 - b. the validity of the application requirement documents as referred to in Article 4 paragraph (6).

Article 6

- (1) Based on the results of the verification as referred to in Article 5, the Minister shall approve or reject the application for the determination of a Domestic Testing Center.
- (2) If the application is approved, the Minister shall issue a determination of a Domestic Testing Center.
- (3) If the application is rejected, the Director General shall send a letter of rejection to the applicant.
- (4) Approval or rejection of the application for the determination of a Domestic Testing Center as referred to in paragraph (1) shall be determined no later



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than 40 (forty) days after the application requirement documents as referred to in Article 4 paragraph (6) are received in full.

Article 7

The determination of a Domestic Testing Center as referred to in Article 6 paragraph (2) shall be granted for a period of 5 (five) years and may be extended.

Article 8

- (1) Domestic Testing Centers may submit an application for an extension of the determination of a Domestic Testing Center to the Minister.
- (2) An application for an extension of the determination of a Domestic Testing Center as referred to in paragraph (1) shall be submitted by attaching the following required documents:
 - a. letter of application for extension of determination as a Domestic Testing Center;
 - b. deed of establishment of the company and the latest deed of amendment if there is a change, which states the field of laboratory testing services business or regulations/stipulations regarding the establishment of a testing laboratory from the ministry/institution in accordance with the provisions of laws and regulations;
 - c. a copy of the certificate and scope of the latest SNI ISO/IEC 17025 accreditation issued by KAN in accordance with the Technical Standards applicable in Indonesia;
 - d. organizational structure and resume of testing laboratory personnel in accordance with the provisions of the latest SNI ISO/IEC 17025;
 - e. proof of competence of the examiner to conduct testing of Telecommunications Equipment and/or Telecommunications Devices in the form of:
 1. copy of educational certificate in the relevant field;
 2. proof of having attended technical training; and/or
 3. proof of experience in conducting testing of Telecommunication Equipment and/or Telecommunication Devices;
 - f. list of testing equipment containing information on the function of the equipment, model, manufacturer/producer, quantity, and validity period of the last calibration, as well as the method of testing Telecommunication Equipment and/or Telecommunication Devices based on Technical Standards;
 - g. letter of independent statement (self declaration) stating that there is no potential for a conflict of interest in the implementation of laboratory operations with the Directorate General;
 - h. sample copy of the latest Test Result Report issued by the applicant testing laboratory using the Technical Standard test reference for the scope of testing requested;

- i. quality document;
 - j. work instructions used to test Telecommunication Equipment and/or Telecommunication Devices against Technical Standards;
 - k. proficiency testing document for the scope of testing requested; and
 - l. periodic internal and external audit reports.
- (3) In the event that the Domestic Testing Center does not have a Proficiency Test Result Report as referred to in paragraph (2) letter k because the proficiency test program for the scope of the requested test is not available, the applicant may submit an inter-laboratory comparison test document for the scope of the requested test.
- (4) The application for extension of the determination of the Domestic Testing Center as referred to in paragraph (1) shall be submitted no later than 40 (forty) days before the validity period of the determination of the Domestic Testing Center as referred to in Article 7 ends.

Article 9

- (1) The Director General shall verify the application for extension of the determination of the Domestic Testing Center as referred to in Article 8 paragraph (1) after the documents required for the extension application are declared complete.
- (2) The verification as referred to in paragraph (1) shall be carried out by involving the relevant agencies.
- (3) The provisions regarding verification of the determination of the Domestic Testing Center as referred to in Article 5 shall apply mutatis mutandis to the verification of the application for extension of the determination of the Domestic Testing Center as referred to in paragraph (1).

Article 10

- (1) Based on the verification results as referred to in Article 9, the Minister shall approve or reject the application for extension of the determination of the Domestic Testing Center.
- (2) If the application is approved, the Minister shall issue an extension of the determination of the Domestic Testing Center.
- (3) If the application is rejected, the Director General shall submit a letter of rejection to the Domestic Testing Center for the application for extension of the determination of the Domestic Testing Center which:
 - a. is submitted not within the time limit as referred to in Article 8 paragraph (4); or
 - b. is declared rejected based on the verification results.
- (4) Approval or rejection of the application for extension of the determination of the Domestic Testing Center as referred to in paragraph (1) shall be determined no later than 40 (forty) days since the complete application requirement documents as referred to in Article 8 paragraph (2) are received.

Article 11

- (1) The Domestic Testing Center may submit an application for additional testing

- scope to the Minister.
- (2) The application for additional testing scope as referred to in paragraph (1) shall be submitted by attaching the following required documents:
- a. letter of application for additional testing scope of the Domestic Testing Center;
 - b. copy of the determination of the Domestic Testing Center that is still valid;
 - c. copy of the latest SNI ISO/IEC 17025 accreditation certificate with attachment of the scope of testing to be added in accordance with the Technical Standards for Telecommunication Equipment and/or Telecommunication Devices;
 - d. organizational structure and resume of the Domestic Testing Center examiner in accordance with the provisions of the latest SNI ISO/IEC 17025;
 - e. proof of competence of the examiner to conduct testing of Telecommunication Equipment and/or Telecommunication Devices in the form of:
 1. copy of educational certificate in the relevant field;
 2. proof of having attended technical training; and/or
 3. proof of experience in conducting testing of Telecommunication Equipment and/or Telecommunication Devices;
 - f. statement letter regarding the facilities and methods of testing Telecommunication Equipment and/or Telecommunication Devices in accordance with the Technical Standards for Telecommunication Equipment and/or Telecommunication Devices;
 - g. list of testing equipment containing information regarding the function of the equipment, model, manufacturer/producer, quantity, and validity period of the last calibration;
 - h. sample copy of the latest Test Result Report issued by the applicant Domestic Testing Center in accordance with the Technical Standards;
 - i. latest quality document;
 - j. Proficiency Testing Report (proficiency testing document) for the scope of testing requested; and
 - k. work instructions used to test Telecommunication Equipment and/or Telecommunication Devices against Technical Standards for the scope of testing to be added.
- (3) In the event that the Domestic Testing Center does not have a Proficiency Testing Report as referred to in paragraph (2) letter j because the proficiency test program for the scope of testing to be added is not available, the applicant may submit an inter-laboratory comparison test document for the scope of testing to be added.
- (4) The requirements as referred to in paragraph (2) letter c may be exempted for Domestic Testing Centers that have not obtained the latest SNI ISO/IEC 17025 accreditation certificate from KAN for the scope of testing to be added.
- (5) Applications for additional scope of testing as referred to in paragraph (1) shall be submitted with the following time limits:
- a. no later than 1 (one) year before the validity period of the Domestic Testing Center's determination ends; or
 - b. together with the application for extension of the determination of the



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Domestic Testing Center as referred to in Article 8 paragraph (1).

Article 12

- (1) The Director General shall verify the application for additional testing scope as referred to in Article 11 paragraph (1) after the documents required for the application for additional testing scope are declared complete.
- (2) The verification as referred to in paragraph (1) shall be carried out by involving the relevant agencies.
- (3) The provisions regarding verification of the determination of the Domestic Testing Center as referred to in Article 5 shall apply mutatis mutandis to the verification of the application for additional testing scope as referred to in paragraph (1).

Article 13

- (1) Based on the verification results as referred to in Article 12, the Minister shall approve or reject the application for additional scope of testing by the Domestic Testing Center.
- (2) If the application is approved, the Minister shall issue a determination for additional scope of testing by the Domestic Testing Center.
- (3) If the application is rejected, the Director General shall submit a letter of rejection to the Domestic Testing Center for applications for additional scope of testing that:
 - a. are submitted outside the time limit as referred to in Article 11 paragraph (5); or
 - b. are declared rejected based on the verification results.
- (4) Approval or rejection of the application for additional scope of testing by the Domestic Testing Center as referred to in paragraph (1) shall be determined no later than 40 (forty) days since the complete documents required for the application for additional scope of testing as referred to in Article 11 paragraph (2) are received.
- (5) The determination for additional scope of testing by the Domestic Testing Center as referred to in paragraph (1) shall not change the validity period of the determination by the Domestic Testing Center.

Article 14

- (1) The Domestic Testing Center as referred to in Article 11 paragraph (4) must submit a copy of the latest SNI ISO/IEC 17025 accreditation certificate containing information on the scope of testing as stipulated no later than 2 (two) years from the determination of the additional scope of testing as referred to in Article 13 paragraph (2).
- (2) A copy of the latest SNI ISO/IEC 17025 accreditation certificate as referred to in paragraph (1) is submitted to the Director General.
- (3) In the event that by the time limit as referred to in paragraph (1), the Domestic Testing Center has not submitted a copy of the latest SNI ISO/IEC 17025 accreditation certificate containing information on the scope of testing as stipulated, the determination of the additional scope of testing of the Domestic Testing Center as referred to in Article 13 paragraph (2) is declared null and void.
- (4) The Director General issues a letter of notification of the cancellation and

nullity of the determination of the additional scope of testing as referred to in paragraph (3) to the Domestic Testing Center.

- (5) Test Result Reports for the scope of testing issued after the date of the notification letter of cancellation of the determination of the additional scope of testing by the Domestic Testing Center as referred to in paragraph (4) shall be invalid and cannot be used for Certification applications.

Article 15

The Domestic Testing Center as referred to in Article 14 paragraph (3) may only re-submit an application for the addition of the same scope of testing if it has obtained the latest SNI ISO/IEC 17025 accreditation certificate.

Article 16

The Domestic Testing Center must:

- a. carry out testing of Telecommunication Equipment and/or Telecommunication Devices in accordance with the Technical Standards for Telecommunication Equipment and/or Telecommunication Devices and the scope of testing determined;
- b. use a digital signature on the Test Result Report;
- c. submit a recapitulation of the data for testing Telecommunication Equipment and/or Telecommunication Devices to the Minister c.q. the Director General every 3 (three) months;
- d. provide clarification of the validity of the Test Result Report if required by the Director General; and
- e. report to the Director General in the event of changes:
 1. business licensing;
 2. organizational structure;
 3. accreditation;
 4. address of the Domestic Testing Center; or
 5. which may affect the continuity of testing.

CHAPTER III

OVERSEAS TESTING CENTER

Article 17

- (1) The Minister may mutually recognize Test Result Reports with other countries.
- (2) The Test Result Report as referred to in paragraph (1) is a Test Result Report issued by a Foreign Testing Center.
- (3) The Foreign Testing Center as referred to in paragraph (2) is determined through the MRA mechanism.

Article 18

- (1) The MRA as referred to in Article 17 paragraph (3) is made based on:
 - a. the principle of benefit; and

- b. the principle of reciprocity that is mutually beneficial.
- (2) The MRA as referred to in paragraph (1) at least contains:
 - a. the scope of the MRA;
 - b. the stipulating body;
 - c. procedures and requirements for determining the testing laboratory;
 - d. a list of standards or technical regulations that are used as references in each country according to the scope of the MRA; and
 - e. provisions regarding the implementation and termination of the MRA.
- (3) The MRA as referred to in paragraph (1) is implemented in accordance with the provisions of laws and regulations related to international agreements.
- (4) The Director General announces the implementation of the MRA through the Directorate General's website.

Article 19

- (1) Domestic Testing Centers may submit an application for the determination of a testing laboratory to MRA Partners.
- (2) The application as referred to in paragraph (1) is submitted through the Director General.
- (3) The application for determination as referred to in paragraph (1) includes the scope of testing requested to be determined by the MRA Partner by attaching the documents required in the MRA.
- (4) The Director General verifies the application for the determination of a testing laboratory as referred to in paragraph (1) in accordance with the procedures and requirements for the determination of a testing laboratory stipulated in the MRA as referred to in Article 18 paragraph (3) letter c.
- (5) Based on the results of the verification as referred to in paragraph (4), the Director General submits an application for the determination of a Domestic Testing Center to the MRA Partner.

Article 20

- (1) MRA Partners may submit an application for the determination of an MRA Partner's testing laboratory to the Minister.
- (2) The application for determination as referred to in paragraph (1) shall state the scope of testing requested to be determined and shall attach the documents required in the MRA.
- (3) The documents required for the application for determination of a Foreign Testing Center as referred to in paragraph (2) must use:
 - a. Indonesian;
 - b. English; or
 - c. another foreign language, accompanied by an official translation using Indonesian and/or English.

Article 21

- (1) The Director General shall verify the application for determination of an MRA Partner testing laboratory as referred to in Article 20 paragraph (1).
- (2) The verification as referred to in paragraph (1) shall be carried out in accordance with the procedures and requirements for determination of a testing laboratory as regulated in the MRA as referred to in Article 18 paragraph (2) letter c.

Article 22

- (1) Based on the verification results as referred to in Article 21, the Minister shall approve or reject the application for the determination of the Foreign Testing Center.
- (2) If the application is approved, the Minister shall issue a determination of the Foreign Testing Center.
- (3) If the application is rejected, the Director General shall submit a letter of rejection to the MRA Partner.
- (4) Approval or rejection of the application for the determination of the Foreign Testing Center as referred to in paragraph (1) shall be determined no later than 40 (forty) Days since the application is received in full.

Article 23

- (1) The Foreign Testing Center may submit an application for an extension of the determination of the Foreign Testing Center or an addition to the scope of testing to the Minister through the MRA partner.
- (2) The application as referred to in paragraph (1) shall be submitted no later than 40 (forty) Days before the validity period of the determination of the Foreign Testing Center ends.
- (3) The application as referred to in paragraph (1) shall be submitted by attaching the required documents as stipulated in the MRA.
- (4) The Director General shall verify the application as referred to in paragraph (1) in accordance with the procedures and requirements stipulated in the MRA.
- (5) Based on the verification results as referred to in paragraph (4), the Minister shall approve or reject the application for extension of the determination of the Foreign Testing Center or addition of the scope of testing.

Article 24

- (1) The Minister may terminate the MRA as referred to in Article 18 paragraph (2).
- (2) In the event of termination of the MRA, the determination of the Foreign Testing Center shall remain valid until the end of the validity period of the determination of the Foreign Testing Center as stipulated in the MRA.
- (3) Termination of the MRA as referred to in paragraph (1) shall be carried out based on the results of the evaluation conducted by the Director General regarding the implementation of the MRA.

Article 25

- (1) A foreign testing laboratory may be designated as a Foreign Testing Center

- through a non-MRA mechanism, if:
- a. the testing laboratory originates from a country that does not yet have an MRA with the Republic of Indonesia; and
 - b. has been recognized before this Ministerial Regulation comes into effect.
- (2) In order to be designated as a Foreign Testing Center through a non-MRA mechanism as referred to in paragraph (1), a foreign testing laboratory must submit an application to the Minister no later than November 1, 2024.
- (3) The application as referred to in paragraph (2) is submitted by the head of the foreign testing laboratory or an official appointed as the person in charge of the foreign testing laboratory.
- (4) The application as referred to in paragraph (1) is submitted electronically by attaching the following required documents:
- a. application letter for designation as a Foreign Testing Center;
 - b. proof of legal entity in the country where the foreign testing laboratory is domiciled or other equivalent documents;
 - c. list of testing equipment used and testing methods for Telecommunication Equipment and/or Telecommunication Devices in accordance with the testing methods based on the Technical Standards applicable in Indonesia;
 - d. a self-declaration stating that there is no potential for a conflict of interest in the operational implementation of the testing laboratory with the Directorate General;
 - e. a copy of the latest Test Result Report issued by the applicant testing laboratory using the relevant Technical Standard test reference for each scope of testing requested;
 - f. quality document;
 - g. work instructions used to test Telecommunication Equipment and/or Telecommunication Devices against Technical Standards;
 - h. Proficiency Testing Result Report for the requested testing scope;
 - i. periodic internal and external audit reports;
 - j. statement of willingness to use digital signature issued by an electronic system organizer registered in its country and accompanied by a guide to checking the authenticity or validity of the digital signature; and
 - k. copy of the latest ISO/IEC 17025 accreditation certificate and scope issued by an Accreditation Institution that is a signatory to the Asia Pacific Accreditation Cooperation-Mutual Recognition Arrangement (APAC-MRA) or the International Laboratory Accreditation Cooperation-Mutual Recognition Arrangement (ILAC-MRA) in the country according to the country of origin of the testing laboratory;
 - l. at least 2 (two) documentary evidence in the form of:
 1. accreditation from an Accreditation Institution of another country;
 2. recognition from an international institution that carries out the function of assessing the conformity of Telecommunication Equipment and/or Telecommunication Devices; or
 3. recognition of another country's telecommunications administration.
- (5) In the event that the testing laboratory does not have a Proficiency Test Result Report as referred to in paragraph (4) letter h because the proficiency test program for the requested testing scope is not available, the applicant may submit an inter-laboratory comparison test document for the requested testing scope.

- (6) The application requirement documents for the determination of a Foreign Testing Center as referred to in paragraph (4) must use:
 - a. Indonesian;
 - b. English; or
 - c. another foreign language, accompanied by an official translation using Indonesian and/or English.

Article 26

- (1) The Director General shall verify the application for determination as a Foreign Testing Center as referred to in Article 25 paragraph (2) after the application requirement documents are declared complete.
- (2) Verification as referred to in paragraph (1) shall be carried out on:
 - a. the validity of the application requirement documents as referred to in Article 25 paragraph (4);
 - b. the readiness of the testing laboratory, which includes:
 1. the competence of the tester against the Technical Standards applicable in Indonesia;
 2. implementation of testing based on test methods in accordance with Technical Standards;
 3. the testing facilities and infrastructure owned and their suitability with the scope of testing based on the test parameter requirements according to the Technical Standards.

Article 27

- (1) Based on the verification results as referred to in Article 25, the Minister approves or rejects the application for the determination of a Foreign Testing Center through a non-MRA mechanism.
- (2) If the application is approved, the Minister issues a determination of the Foreign Testing Center.
- (3) If the application is rejected, the Director General shall submit a letter of rejection to the applicant no later than 40 (forty) days from the date the application is received in full.
- (4) The determination of the Foreign Testing Center through a non-MRA mechanism as referred to in paragraph (2) shall be valid until December 31, 2026.
- (5) The determination of the Foreign Testing Center or the letter of rejection of the application for determination as referred to in paragraph (2) and paragraph (3) shall be submitted to the applicant electronically.

Article 28

- (1) The Foreign Testing Center as referred to in Article 22 paragraph (2) and Article 27 paragraph (2) shall:
 - a. carry out testing of Telecommunication Equipment and/or Telecommunication Devices in accordance with the Technical Standards applicable in Indonesia and the scope of testing that has been determined;
 - b. attach a summary of the Test Result Report page references related to the Indonesian technical requirements that are the reference for testing;
 - c. use a digital signature on the Test Result Report;

- d. provide clarification of the validity of the Test Result Report if required by the Minister; and
 - e. report to the Director General in the event of changes:
 1. legal entity status;
 2. business field;
 3. organizational structure;
 4. accreditation;
 5. address of the Overseas Testing Center;
 6. person in charge of the Overseas Testing Center; and/or
 7. which may affect the continuity of testing.
- (2) The report as referred to in paragraph (1) letter e from the Overseas Testing Center determined through the MRA mechanism is submitted through the MRA Partner.

CHAPTER IV SUPERVISION AND CONTROL

Article 29

- (1) The Director General shall supervise and control Domestic Testing Centers and Foreign Testing Centers.
- (2) Supervision as referred to in paragraph (1) shall be carried out:
 - a. routinely; and
 - b. incidentally.

Article 30

- (1) Supervision of Domestic Testing Centers routinely as referred to in Article 29 paragraph (2) letter a shall be carried out at least 1 (one) time during the validity period of the Domestic Testing Center determination.
- (2) Supervision as referred to in paragraph (1) shall be carried out through verification of:
 - a. the latest accreditation status of the Domestic Testing Center issued by KAN;
 - b. fulfillment of obligations by the Domestic Testing Center as referred to in Article 16; and the function of the Domestic Testing Center in carrying out testing of Telecommunications Equipment and/or Telecommunications Devices.
- (3) Supervision of Domestic Testing Centers incidentally as referred to in Article 29 paragraph (2) letter b shall be carried out in the event of:
 - a. changes in business licensing;
 - b. changes in organizational structure;
 - c. changes in accreditation;
 - d. changes in the address of the Domestic Testing Center;
 - e. decline in the quality of testing and/or testing facilities; and/or
 - f. other changes that may affect the continuity of testing.

Article 31

- (1) Based on the results of supervision as referred to in Article 30, the Director General shall exercise control over the Domestic Testing Center in the event that it is identified that:

- a. the Domestic Testing Center cannot fulfill the obligations as referred to in Article 16;
 - b. the accreditation of the Domestic Testing Center has been revoked or frozen by KAN; or
 - c. the validity period of the accreditation of the Domestic Testing Center issued by KAN has expired.
- (2) The control as referred to in paragraph (1) is carried out through the freezing or revocation of the determination of the Domestic Testing Center or part of the scope of testing determined.
 - (3) The freezing or revocation of the Domestic Testing Center or part of the scope of testing determined as referred to in paragraph (2) is carried out by the Minister or Director General in accordance with their authority.
 - (4) A Domestic Testing Center whose determination has been frozen as referred to in paragraph (1) may submit an application for reactivation of its determination by showing evidence that the matters causing its freezing have been fulfilled.
 - (5) The application for reactivation as referred to in paragraph (3) shall be submitted to the Minister.
 - (6) The Director General shall evaluate the application for reactivation as referred to in paragraph (4).
 - (7) Based on the results of the evaluation as referred to in paragraph (5), the Minister may approve or reject the application for reactivation of the determination of the Domestic Testing Center.

Article 32

- (1) Routine supervision of Foreign Testing Centers as referred to in Article 29 paragraph (2) letter a shall be carried out at least 1 (one) time during the validity period of the determination of the Foreign Testing Center, whether determined through the MRA mechanism or non-MRA.
- (2) Routine supervision of Foreign Testing Centers determined through the MRA mechanism as referred to in Article 22 paragraph (2) shall be carried out through an evaluation of:
 - a. MRA status;
 - b. validity period of the determination of the Foreign Testing Center from the MRA Partner;
 - c. accreditation status of Foreign Testing Centers issued by the MRA Partner Accreditation Institution;
 - d. fulfillment of obligations by Foreign Testing Centers as referred to in Article 28 paragraph (1); and
 - e. function and capability or technical competence in conducting testing of Telecommunication Equipment and/or Telecommunication Devices in accordance with the Technical Standards applicable in Indonesia.
- (3) Routine supervision of Foreign Testing Centers established through non-MRA mechanisms as referred to in Article 27 paragraph (2) is carried out through evaluation of:
 - a. accreditation status of Foreign Testing Centers issued by the Accreditation Institution of the country where the Foreign Testing Center is domiciled;
 - b. fulfillment of obligations by Foreign Testing Centers as referred to in

- Article 28 paragraph (1); and
- c. function and capability or technical competence in conducting testing of Telecommunication Equipment and/or Telecommunication Devices in accordance with the Technical Standards applicable in Indonesia.
- (4) Incidental supervision of Foreign Testing Centers as referred to in Article 29 paragraph (2) letter b is carried out in the event of:
- a. change in legal entity status;
 - b. change in business field;
 - c. change in organizational structure;
 - d. change in accreditation; e. changes in the address of the Overseas Testing Center;
 - e. decline in the quality and facilities of testing; and/or
 - f. other changes that affect the continuity of testing in accordance with the Technical Standards.

Article 33

- (1) Based on the results of the supervision as intended in Article 32, the Director General shall exercise control over the Overseas Testing Center determined through the MRA mechanism in the event that:
 - a. MRA with MRA Partners has ended;
 - b. the validity period for the determination of the MRA Partner Determining Body ends and is not extended;
 - c. the accreditation of the Overseas Test Center has been revoked or frozen by the MRA Partner Accreditation Agency;
 - d. The Overseas Testing Center cannot fulfill the obligations as intended in Article 28 paragraph (1); or
 - e. d. Overseas Testing Centers no longer have the technical capability or competence to carry out testing of Telecommunications Equipment and/or Telecommunications Equipment in accordance with the Technical Standards applicable in Indonesia.
- (2) Based on the results of the supervision as intended in Article 32, the Director General shall exercise control over the Overseas Testing Center determined through a non-MRA mechanism in the event that:
 - a. the accreditation of the Overseas Testing Center has been revoked or frozen by the Accreditation Agency of the country where the Overseas Testing Center is located;
 - b. The Overseas Testing Center cannot fulfill the obligations as intended in Article 28 paragraph (1);
 - c. The Foreign Testing Center no longer has the ability or technical competence to conduct testing of Telecommunication Equipment and/or Telecommunication Devices in accordance with the Technical Standards applicable in Indonesia; or
 - d. there is an MRA as referred to in Article 18 that applies in the country where the Foreign Testing Center is located. Foreign Testing is based.
- (3) Control as referred to in paragraph (1) and paragraph (2) is implemented through freezing or revoking the determination of the Foreign Testing Center or part of the scope of the testing that has been determined.
- (4) Freezing or revocation of the Foreign Testing Center or part of the scope of testing as stipulated in paragraph (3) is carried out by the Minister or Director

- General in accordance with his/her authority.
- (5) Foreign Testing Centers whose determination has been frozen as referred to in paragraph (4) may submit an application to reactivate their determination by showing evidence that the matter causing the freezing has been fulfilled.
 - (6) The request for activation as referred to in paragraph (4) shall be submitted to the Minister, with the following provisions:
 - a. submitted through the MRA Partner Determination Agency for Overseas Testing Centers determined through the MRA mechanism; or
 - b. submitted directly by the relevant Foreign Testing Center for Foreign Testing Centers determined through a non-MRA mechanism.
 - (7) The Director General shall evaluate the activation application as referred to in paragraph (6).
 - (8) Based on the results of the evaluation as referred to in (7), the Minister may approve or reject an application for activation of a Foreign Testing Center.

Article 34

- (1) Revocation of the determination of a Domestic Testing Center, determination of a Foreign Testing Center, or part of the scope of testing that has been determined may also be carried out based on an application from the Testing Center. Domestic or Foreign Testing Center.
- (2) The application as referred to in paragraph (1) shall be submitted to the Minister.
- (3) Based on the application as referred to in paragraph (2), the Minister shall determine the revocation of the determination:
 - a. Domestic Testing Center;
 - b. Overseas Testing Center; or
 - c. part of the scope of testing.

Article 35

- (1) Domestic Testing Centers or Foreign Testing Centers whose determination has been revoked based on:
 - a. the results of supervision and control as referred to in Article 31 paragraph (2) and Article 33 paragraph (3); or
 - b. the application as referred to in Article 34 paragraph (1),
- (2) may only resubmit an application for determination as a Domestic Testing Center, as a Foreign Testing Center, or part of the scope of testing whose determination has been revoked after 1 (one) year from the date of revocation as referred to in Article 34 paragraph (3).
- (3) The provisions as referred to in Article 27 paragraph (4) shall remain in effect in the event that the resubmission of an application for determination as a Foreign Testing Center as referred to in paragraph (1) is submitted by a Foreign Testing Center that has been determined through a non-MRA mechanism.

Article 36

The procedures for implementing supervision and control as referred to in Articles 29 to 35 shall be determined by the Director General.

CHAPTER V

OTHER PROVISIONS

Article 37

- (1) Domestic Testing Centers that have received:
 - a. Determination of the Domestic Testing Center as referred to in Article 6 paragraph (2);
 - b. extension of the determination of the Domestic Testing Center as referred to in Article 10 paragraph (2); and
 - c. determination of additional scope of testing as referred to in Article 13 paragraph (2),is listed and/or information is updated on the Directorate General's website.
- (2) The Domestic Testing Center as referred to in paragraph (1) may announce the status of the determination of the Domestic Testing Center and the scope of testing on the Domestic Testing Center's website.
- (3) The Domestic Testing Center whose validity period has expired as referred to in Article 7 is removed from the list of Domestic Testing Centers on the Directorate General's website.
- (4) The scope of testing of the Domestic Testing Center which is declared null and void as referred to in Article 14 paragraph (3) is removed from the Directorate General's website by the Director General.
- (5) Information on the status of the determination and/or scope of testing of the Domestic Testing Center as referred to in paragraph (3) and paragraph (4) is updated on the Domestic Testing Center's website.

Article 38

- (1) The List of Domestic Testing Centers may be updated in the event of a change in the status of the determination as follows:
 - a. freezing and/or revocation of the determination of the Domestic Testing Center; or
 - b. freezing and/or revocation of part of the scope of testing of the Domestic Testing Center.
- (2) The Director General announces changes in the status of the determination or scope of testing of the Domestic Testing Center as referred to in paragraph (1) on the Directorate General's website.
- (3) The Domestic Testing Center announces changes in the status of the determination or scope of testing of the Domestic Testing Center as referred to in paragraph (1) on the Domestic Testing Center's website.

Article 39

- (1) Foreign Testing Centers that have received:
 - a. determination of the Foreign Testing Center as referred to in Article 22 paragraph (2) and Article 27 paragraph (2);
 - b. extension of the determination of the Foreign Testing Center as referred to in Article 23 paragraph (5); and
 - c. determination of additional scope of testing as referred to in Article 23 paragraph (5),are listed and/or information is updated on the Directorate General's website.
- (2) The Foreign Testing Center as referred to in paragraph (1) may announce the status of the determination as a Foreign Testing Center and the scope of the

testing on the Foreign Testing Center's website.

- (3) The Directorate General shall remove the Foreign Testing Center from the Directorate General's website after the expiration of the validity period of the determination.

Article 40

- (1) The List of Foreign Testing Centers may be updated in the event of a freeze and/or revocation of the determination of a Foreign Testing Center or part of the scope of testing determined as referred to in Article 33 paragraph (3).
- (2) The Director General announces the freeze and/or revocation of the determination of a Foreign Testing Center or part of the scope of testing determined as referred to in paragraph (1) on the Directorate General's website.
- (3) The Foreign Testing Center also announces the freeze and/or revocation of the determination of a Foreign Testing Center or part of the scope of testing determined as referred to in paragraph (1) on the website of the Foreign Testing Center.

Article 41

Test Result Reports that have been issued by Domestic Testing Centers or Foreign Testing Centers that have:

- a. had their determination status revoked;
- b. had their determination status revoked for additional scope of testing; or
- c. expired, may still be used for Certification purposes for a maximum of 6 (six) months from the date of issuance of the revocation of the determination status, cancellation of the determination status, or expiration of the determination status as referred to in letter a, letter b, or letter c.

CHAPTER VI TRANSITIONAL PROVISIONS

Article 42

Foreign Testing Centers that have been recognized before this Ministerial Regulation comes into effect and meet the following provisions:

- a. do not submit an application for determination as a Foreign Testing Center through a non-MRA mechanism until the deadline as referred to in Article 25 paragraph (1); or
- b. submit an application for determination as a Foreign Testing Center through a non-MRA mechanism but the application is rejected as referred to in Article 27 paragraph (3), shall remain recognized as a Foreign Testing Center until December 31, 2024.

CHAPTER VII CLOSING PROVISIONS

Article 43

When this Ministerial Regulation comes into force:

- a. Regulation of the Minister of Communication and Information



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Technology Number 15 of 2012 concerning Implementation Guidelines for the Determination of Domestic Testing Centers (State Gazette of the Republic of Indonesia 2012 Number 577); and

- b. Regulation of the Minister of Communication and Information Technology Number 16 of 2012 concerning Implementation Guidelines for the Recognition of Foreign State Testing Centers (State Gazette of the Republic of Indonesia 2012 Number 578),
is revoked and declared null and void.

Article 44

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

In order for everyone to be aware of it, the promulgation of this Ministerial Regulation is ordered by placing it in the State Gazette of the Republic of Indonesia.

Stipulated in Jakarta
on September 12, 2024

**MINISTER OF COMMUNICATION AND INFORMATICS OF THE
REPUBLIC OF INDONESIA,**

BUDI ARIE SETIADI

Promulgated in Jakarta on September 18, 2024

**ACTING DIRECTOR GENERAL OF LEGISLATION
MINISTRY OF LAW AND HUMAN RIGHTS OF THE REPUBLIC OF
INDONESIA,**

ASEP N. MULYANA

**STATE GAZETTE OF THE REPUBLIC OF INDONESIA YEAR 2024
NUMBER 557**