



**PRESIDENTIAL REGULATION
OF THE REPUBLIC OF INDONESIA
NUMBER 8 OF 2008
CONCERNING
NATIONAL AGENCY DISASTER
MANAGEMENT**

**NATIONAL AGENCY DISASTER MANAGEMENT
(BNPB)**



PRESIDEN
REPUBLIK INDONESIA

**THE PRESIDENT OF THE REPUBLIC OF INDONESIA
PRESIDENTIAL REGULATION OF THE REPUBLIC OF
INDONESIA**

NUMBER 8 OF 2008

CONCERNING

NATIONAL AGENCY DISASTER MANAGEMENT

BY THE GRACE OF THE ONE ALMIGHTY GOD

THE PRESIDENT OF THE REPUBLIC OF INDONESIA,

Having Considered: that to carry out provisions in Article 17 of Law Number 24 of 2007 concerning Disaster Management, it is considered necessary to issue a Presidential Regulation on National Disaster Management Agency ;

Having observed: 1. Article 4 Paragraph (1) of 1945 Constitution of the Republic of Indonesia;
2. (State Gazette of the Republic of Indonesia Number 66 of 2007 Supplement to State Gazette of the Republic of Indonesia Number 4723);

HAS DECIDED:

**To issue: PRESIDENTIAL REGULATION ON
NATIONAL DISASTER MANAGEMENT
AGENCY**

**CHAPTER I
POSITION, TASKS, AND FUNCTIONS**

Article 1

(1) National Disaster Management Agency , hereinafter referred to as BNPB, means a Nondepartmental Government Institution as referred to in Law Number 24 of 2007 concerning Disaster Management.

- (2) BNPB shall be under and responsible directly to the President.
- (3) BNPB shall be led by a Head.

Article 2

BNPB shall have the tasks of:

- a. providing guidelines and directions on disaster management which include disaster prevention, emergency response, rehabilitation, and reconstruction in a fair and equitable manner;
- b. setting disaster management standardization and requirements by virtue of Legislation;
- c. communicating information on disaster management activities to the community;
- d. reporting on disaster management to the President on a monthly basis in a normal condition and at any time in disaster emergency condition;
- e. using and accounting for national and international contributions aids;
- f. accounting for the spending of budget received from the State Budget;
- g. carrying out other obligations in accordance with legislation; and
- h. preparing guidelines on the establishment of Regional Disaster Management Agency.

Article 3

In carrying out the tasks as referred to in Article 2, BNPB shall organize the functions of:

- a. formulating and stipulating policies on disaster management and on handling of refugees through quick, appropriate, effective and efficient actions; and
- b. coordinating the implementation of disaster management activities in a well-planned, integrated, and comprehensive manner.

Article 4

In performing its tasks and functions, BNPB shall be coordinated by the Coordinating Minister for People's Welfare.

CHAPTER II ORGANIZATION

Part One

Organizational Structure of BNPB

Article 5

BNPB shall comprise:

- a. Head;
- b. Disaster Management Steering Committee; and
- c. Disaster Management Executive Committee.

Part Two

Head

Article 6

The Head shall have the task of leading BNPB in performing its tasks and functions.

Part Three

Disaster Management Steering Committee

Paragraph 1

Position, Tasks and Functions

Article 7

Disaster Management Steering Committee shall be under and accountable to BNPB Head.

Article 8

Disaster Management Steering Committee shall have the task of providing inputs and suggestions to BNPB Head in disaster management.

Article 9

Disaster Management Steering Committee shall organize the functions of:

- a. formulating the concept of policy on national disaster management;
- b. monitoring; and
- c. evaluating the implementation of disaster management.

Paragraph 2

Membership

Article 10

Disaster Management Steering Committee shall comprise a Chairperson, whose position is to be held by BNPB Head, and 19 (nineteen) members.

Article 11

(1) Member of Disaster Management Steering Committee's Members shall comprise:

- a. 10 (ten) Echelon I of Government Officials or equivalent, nominated by Head of Governmental Institutions; and
- b. 9 (nine) professional community Members.

(2) Government Officials as referred to in Paragraph (1) letter a, shall represent:

- a. Coordinating Ministry for People's Welfare;
- b. Department of Home Affairs;
- c. Department of Social Affairs;
- d. Department of Public Works;
- e. Department of Health;
- f. Department of Finance;
- g. Department of Transportation;

- h. Department of Energy and Mineral Resources;
- i. National Police of the Republic of Indonesia; and
- j. National Army of the Republic of Indonesia.

(3) Disaster Management Steering Committee originating from professional community as referred to in Paragraph (1) letter b, shall come from experts/professionals and/or community figures.

Part Four

Disaster Management Executive Committee

Paragraph 1

Position, Tasks, and Functions

Article 12

Disaster Management Executive Committee shall be under and accountable to BNPB Head.

Article 13

Disaster Management Executive Committee shall have the task of carrying out integrated Disaster Management that shall encompass pre-disaster, emergency response, and post-disaster periods.

Article 14

Disaster Management Executive Committee shall organize the functions of:

- a. coordinating disaster management;
- b. commanding disaster management; and
- c. implementing disaster management.

Paragraph 2

Organizational Structure

Article 15

Organizational Structure of Disaster Management Executive Committee shall comprise:

- a. Chief Secretariat;
- b. Deputy for Prevention and Alertness ;
- c. Deputy for Emergency Management ;
- d. Deputy for Rehabilitation and Reconstruction ;
- e. Deputy for Logistics and Equipment ;
- f. Chief Inspectorate;
- g. Center; and
- h. Technical Executing Unit.

Paragraph 3

Chief Secretariat

Article 16

- (1) Chief Secretariat shall be under and accountable to BNPB Head.
- (2) Chief Secretariat shall be led by Chief Secretary.

Article 17

Chief Secretariat shall have the task of coordinating the planning, fostering and controlling of program, administration and resources as well as cooperation.

Article 18

In carrying out the tasks as referred to in Article 17, Chief Secretariat shall organize the functions of:

- a. coordination, synchronization, and integration within BNPB;

- b. coordination, planning, and formulation of BNPB technical policy
- c. fostering and providing services of administration, law and legislation matters, organization, management, personnel, finance, coding, equipment, and BNPB household;
- d. public relations and protocol fostering and implementation within BNPB;
- e. facilitating the performance of tasks and functions of Disaster Management Steering Committee;
- f. coordination in preparation of BNPB report.

Paragraph 4

Deputy for Prevention and Alertness

Article 19

- (1) Deputy for Prevention and Alertness shall be under and accountable to BNPB Head.
- (2) Deputy for Prevention and Alertness shall be led by a Deputy.

Article 20

Deputy for Prevention and Alertness shall have the task of coordinating and implementing general policy on disaster management during the pre-disaster period and on community empowerment.

Article 21

In carrying out the tasks as referred to in Article 20, Deputy for Prevention and Alertness shall organize the functions of:

- a. formulating general policy on disaster management during the pre-disaster period and on community empowerment;
- b. coordinating and implementing general policy on disaster management during the pre-disaster period and on community empowerment;

- c. maintaining employment relations of disaster management during the pre-disaster period and community empowerment;
- d. monitoring, evaluating, and analyzing the reporting on the implementation of general policy on disaster management during the pre-disaster period and on community empowerment.

Paragraph 5

Deputy for Emergency Management

Article 22

- (1) Deputy for Emergency Management shall be under and accountable to BNPB Head.
- (2) Deputy for Emergency Management shall be led by a Deputy.

Article 23

Deputy for Emergency Management shall have the task of coordinating and implementing general policy on disaster management during the emergency response.

Article 24

In carrying out the tasks as referred to in Article 23, Deputy for Emergency Management shall organize the functions of:

- a. formulating general policy on disaster management during the emergency response and on refugee management;
- b. coordinating and implementing general policy on disaster management during the emergency response and on refugee management;
- c. commanding the implementation of disaster management during the emergency response;
- d. maintaining employment relations of disaster management during the emergency response and refugee management;

- e. monitoring, evaluating, and analyzing the reporting on the implementation of general policy on disaster management during the emergency response and refugee management.

Paragraph 6

Deputy for Rehabilitation and Reconstruction

Article 25

- (1) Deputy for Rehabilitation and Reconstruction shall be under and accountable to BNPB Head.
- (2) Deputy for Rehabilitation and Reconstruction shall be led by a Deputy.

Article 26

Deputy for Rehabilitation and Reconstruction shall have the task of coordinating and implementing general policy on disaster management during the post-disaster period.

Article 27

In carrying out the tasks as referred to in Article 26, Deputy for Rehabilitation and Reconstruction shall organize the functions of:

- a. formulating general policy on disaster management during the post-disaster period;
- b. coordinating and implementing general policy on disaster management during the post-disaster period;
- c. maintaining employment relations of disaster management during the post-disaster period;
- d. monitoring, evaluating, and reporting analysis on implementation of general policy on disaster management during the post-disaster period.

Paragraph 7

Deputy for Logistics and Equipment

Article 28

- (1) Deputy for Logistics and Equipment shall be under and accountable to BNPB Head.
- (2) Deputy for Logistics and Equipment shall be led by a Deputy.

Article 29

Deputy for Logistics and Equipment shall have the task of carrying out logistics and equipment coordination and support in disaster management.

Article 30

In carrying out the tasks as referred to in Article 29, Deputy for Logistics and Equipment Deputy Office shall organize the functions of:

- a. formulating policy on logistics and equipment in disaster management;
- b. implementing the planning for logistics and equipment in disaster management;
- c. monitoring, evaluating, analyzing the reporting on the implementation of policy on logistics and equipment in disaster management.

Paragraph 8

Chief Inspectorate

Article 31

- (1) Chief Inspectorate shall be under and accountable to BNPB Head.
- (2) Chief Inspectorate shall be led by Chief Inspector.

Article 32

Chief Inspectorate shall have the task of carrying out functional supervision over performance of tasks and functions within BNPB.

Article 33

In carrying out the tasks as referred to in Article 32, Chief Inspectorate shall organize the functions of:

- a. preparing formulation of policy on functional supervision within BNPB;
- b. implementing supervision of performance, finance, and supervision for certain purposes under the direction of BNPB Head;
- c. conducting Chief Inspectorate administration affairs;
- d. preparing reports on supervision results.

Paragraph 9

Center

Article 34

- (1) Within Disaster Management Executive Committee, 2 (two) Centers may be established as supporting committees for Disaster Management Executive Committee's tasks and functions.
- (2) A Center shall be led by Center Head under and accountable to BNPB Head.

Article 35

The Establishment of Center as referred to in Article 34 shall be stipulated by BNPB Head after having a written approval from the Minister in charge of state apparatus reform.

Paragraph 10

Technical Executing Unit

Article 36

- (1) To carry out operating technical tasks and/or certain supporting technical tasks, a Technical Executing Unit may be established.
- (2) Technical Executing Unit shall be led by Technical Executing Unit Head.

Article 37

The Establishment of Technical Executing Unit as referred to in Article 36 shall be stipulated by BNPB Head after having a written approval from the Minister in charge of state apparatus reform.

Paragraph 11

Other

Article 38

- (1) Chief Secretariat shall comprise at the most 4 (four) Bureaus, each Bureau shall comprise at the most 4 (four) Divisions, and each Division shall comprise 2 (two) Subdivisions.
- (2) Each Deputy shall comprise at the most 4 (four) Directorates, each Directorate comprising at the most 3 (three) Subdirectorates, and each Subdirectorate comprising 2 (two) Articles.
- (3) Chief Inspectorate shall comprise at the most 3 (three) Inspectorates, each Inspectorate comprising 1 (one) Administration Subdivision, and a Group of Auditor Functional Jobs.
- (4) A Center shall comprise at the most 3 (three) Divisions and 1 (one) Administration Subdivision, each Divisions comprising 2 (two) Subdivisions.

Article 39

Within BNPB, certain functional jobs may be set up according to need, whose implementation shall be in accordance with the provisions of legislation.

CHAPTER III WORKPROCEDURES

Article 40

BNPB Head shall control the performance of Disaster Management Steering Committee and Disaster Management Executive Committee tasks and functions.

Article 41

- (1) Disaster Management Steering Committee shall hold member sessions periodically and/or at any time according to the need determined by BNPB Head as Disaster Management Steering Committee Chairperson.
- (2) Disaster Management Steering Committee may invite Central or regional government institutions, business institutions, international institutions and/or other parties considered necessary to members' sessions of Disaster Management Steering Committee.

Article 42

In carrying out their tasks, all committees within BNPB shall apply the principles of coordination, integration, and synchronization, within BNPB itself and in the relationship between governmental institutions at Central and regional levels.

Article 43

Each head of Disaster Management Executive Committee's organizational units shall implement an internal control system in their respective environment to enable a cross-check mechanism.

Article 44

Each head of Disaster Management Executive Committee's organizational units shall be responsible for leading and coordinating their respective subordinates and providing guidelines and directives on implementation of subordinates' tasks.

Article 45

Each head of Disaster Management Executive Committee's organizational units shall follow and observe the guidelines and be responsible to their respective superior and submit a timely report on a periodical basis.

Article 46

In carrying out the tasks, each head of Disaster Management Executive Committee's organizational units shall take care of the fostering and supervision of sub-organizational unit.

Article 47

Disaster Management Executive Committee's coordination function shall be exercised in coordination with government institutions at Central and regional levels, business institutions, international institutions and/or other parties considered necessary at pre-disaster and post-disaster stages.

Article 48

- (1) Disaster Management Executive Committee's command function shall be exercised through mobilization of human resources, equipment and logistics from related agencies, Indonesian Armed Forces and National Police of the Republic of Indonesia and other measures required for disaster emergency management.
- (2) The provision as referred to in Paragraph (1) shall be implemented in accordance with the provisions of legislation.

Article 49

Disaster Management Executive Committee's implementation function shall be exercised in a coordinated and integrated manner with government institutions at Central and regional levels, Indonesian Armed Forces and National

Police of the Republic of Indonesia, considering the policy on disaster management and the provisions of legislation.

Article 50

BNPB Head shall regulate further provisions concerning work procedures BNPB

CHAPTER IV

APPOINTMENT AND DISMISSAL

Part One

Appointment and Dismissal of Head

Article 51

The President shall appoint and dismiss BNPB Head.

Article 52

BNPB Head shall be granted financial and administrative rights at an equal level to that of a Minister.

Part Two

Appointment and Dismissal of Members of Disaster Management Steering Committee

Article 53

The President shall appoint and dismiss members of Disaster Management Steering Committee.

Article 54

- (1) Head of government institution shall nominate members of Disaster Management Steering Committee coming from Government committees to BNPB Head as referred to in Article 11 paragraph (2).
- (2) BNPB Head shall nominate Member candidates as referred to in paragraph (1) to the

President for appointment as members of Disaster Management Steering Committee.

Article 55

- (1) BNPB Head shall nominate members of Disaster Management Steering Committee coming from professional community to the President, namely 18 (eighteen) member candidates for Disaster Management Steering Committee.
- (2) Member candidates as referred to in paragraph (1) shall be presented to the House of Representatives of the Republic of Indonesia to undergo a fit and proper test in accordance with the provisions of legislation.

Article 56

9 (nine) member candidates approved by the House of Representatives of the Republic of Indonesia based on the result of the fit and proper test shall be appointed and stipulated by the President to serve as members of Disaster Management Steering Committee.

Article 57

Members of Disaster Management Steering Committee as referred to in Article 56 shall be appointed for a 5 (five) years term of service.

Article 58

Selection mechanism and criteria for Members Disaster Management Steering Committee coming from professional community shall be regulated further by a Regulation of BNPB Head.

Part Three
Echelon, Appointment, and Dismissal
of Disaster Management Executive Committee

Article 59

- (1) Chief Secretary, Deputy, and Chief Inspector are structural positions of echelon I.a.
- (2) Bureau Head, Director, Inspector, and Center Head are structural positions of echelon II.a.
- (3) Technical Executing Unit Head within BNPB is a structural position of echelon II.b at the highest.
- (4) Subdirector Head, Division Head, and Sector Head are structural positions of echelon III.a.
- (5) Section Head, Subdivision Head, and Subsector Head are structural positions of echelon IV.a.

Article 60

- (1) The President shall appoint and dismiss Chief Secretary, Deputy, and Chief Inspector on the recommendation of BNPB Head.
- (2) BNPB Head shall appoint and dismiss Officials of Echelon II and below.

Article 61

Positions in Disaster Management Executive Committee shall be civil positions filled by professional and expert civil servants in accordance with the provisions of legislation.

CHAPTER V
FINANCING

Article 62

Financing in support of BNPB activities shall be charged to State Budget and/or other legal and non-binding budget sources.

CHAPTER VI
OTHER PROVISIONS

Article 63

- (1) To carry out the tasks of disaster management in Province as well as Regency/City, it is necessary to establish Disaster Management Regional Agency hereinafter referred to as BPBD, stipulated with a Regional Regulation.
- (2) Establishment of BPBD as referred to in paragraph (1) shall be in coordination with BNPB.
- (3) BNPB shall hold coordination meetings with BPBD, at least 2 (twice) in 1 (one) year.

Article 64

BNPB Head shall stipulate further details on the tasks, functions, organizational structure, and work procedures of BNPB after having a written approval from the Minister in charge of state apparatus reform.

CHAPTER VII
TRANSITIONAL PROVISIONS

Article 65

Upon this presidential regulation coming into effect:

- a. National Agency for Coordinating Disaster Management shall carry out the tasks of

disaster management until completion of BNPB's structuring organization by virtue of this Presidential Regulation;

- b. No later than 6 (six) months from stipulation of this Presidential Regulation, National Agency for Coordinating Disaster Management shall hand over all files and documents relating to performance of disaster management tasks to BNPB;
- c. Civil Servants within National Agency for Coordinating Disaster Management Daily Executive Board shall become Civil Servants in BNPB on condition that no later than 6 (six) months they may choose a permanent status as BNPB Civil Servants or going back to their main agency;
- d. BNPB Head and State Agency for Civil Service Head shall regulate the administrative process for the transfer of Civil Servants from National Agency for Coordinating Disaster Management Daily Executive Board to BNPB as referred to in letter c;
- e. The entire state's assets managed and used by National Agency for Coordinating Disaster Management's Daily Executive Board for performance of disaster management tasks no later than 6 (six) months, shall transfer to BNPB after having approval from the Minister in charge of finance.

Article 66

Upon this Presidential Regulation coming into effect, the cost for performance of BNPB tasks and functions shall be charged to the budget of National Agency for Coordinating Disaster Management Daily Executive Board until BNPB has had its own budget in accordance with the provisions of legislation.

Article 67

- (1) The implementing regulation for Presidential Regulation Number 83 of 2005 concerning National Agency for Coordinating Disaster Management as amended by Presidential Regulation Number 3 of 2007 shall remain effective as long as it has not been amended and/or replaced with a new regulation by virtue of this Presidential Regulation.
- (2) Upon this Presidential Regulation coming into effect, all the existing positions along with officials within National Agency for Coordinating Disaster Management's Daily Executive Board shall keep on performing their tasks and functions until they have been re-regulated by virtue of this Presidential Regulation.

CHAPTER VIII

CLOSING PROVISIONS

Article 68

With this Presidential Regulation having taken effect, Presidential Regulation Number 83 of 2005 concerning National Agency for Coordinating Disaster Management as amended by Presidential Regulation Number 3 of 2007 shall be revoked and declared null and void.

Article 69

Upon this Presidential Regulation taking effect, any regulations relating to Disaster Management shall remain effective as long as they are not contradictory and a new implementing regulation has not been issued by virtue of this Presidential Regulation.

Article 70

This Presidential Regulation shall begin to take effect on date of stipulation.

Enacted in : Jakarta
On : January 26, 2008

THE PRESIDENT OF THE REPUBLIC OF
INDONESIA,

signed
DR.H. SUSILO BAMBANG YUDHOYONO

This copy is in conformity with the
original
Deputy to the Cabinet
Secretary for Law Divison,
Signed and sealed
Dr. M. Iman Santoso

TRANSLATOR'S STATEMENT

The translation is rendered accurately and consistently from Indonesian into English.

Jakarta, March 25, 2009

Pahala Tamba -
Sworn Translator

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