**DECISION OF THE MINISTER OF COMMUNICATION AND INFORMATION TECHNOLOGY**

**NUMBER : 03/KEP/M.KOMINFO/1/2008**

**ON**

**THIRD AMENDMENT TO THE DECISION OF THE MINISTER OF COMMUNICATION AND INFORMATION TECHNOLOGY NUMBER: 76/ KEP/M.KOMINFO/3/2007 ON BUSINESS OPPORTUNITY FOR THE PROVISION OF LOCAL FIXED NETWORK, LONG DISTANCE DIRECT DIALING FIXED NETWORK, INTERNATIONAL CONNECTION FIXED NETWORK, AND CABLE-BASED CLOSED FIXED NETWORK**

**BY THE GRACE OF GOD THE ALMIGHTY**

**MINISTER OF COMMUNICATION AND INFORMATION TECHNOLOGY**

Considering: a. that within the framework of preparing selection of telecommunication network provision referred to in the Decision of the Minister of Communication and Information Technology Number 76/KEP/M.KOMINFO/3/2007 on Business Opportunity for the Provision of Local Fixed Network, Long Distance Direct Dialing Fixed Network, International Connection Fixed Network, and Cable-Based Closed Fixed Network, as amended several times, the latest by the Decision of the Minister of Communication and Information Technology Number 402/KEP/M.KOMINFO/8/2007, sufficient time is needed for the preparation of defining criteria, conditions, and selection evaluation to be incorporated in the selection document, particularly for selecting the provision of cable-based long distance direct dialing fixed network, the provision of local fixed network, and cable-based long distance direct dialing fixed network;

b. that the time limit for the selection process of telecommunication

 network provision referred to in the afore-mentioned Decision of the Minister of Communication and Information Technology is considered insufficient for defining a comprehensive, transparent, impartial and accountable selection document, so that the above time limit need to be prolonged;

c. that in view of what is stated in points a and b above, it is deemed necessary to make third amendment to the Decision of the Minister of Communication and Information Technology Number 76/KEP/M.KOMINFO/3/2007 on Business Opportunity for the Provision of Local Fixed Network**,** Long Distance Direct Dialing Fixed Network, International Connection Fixed Network, and Cable-Based Closed Fixed Network.

Bearing in mind: 1. Law of the Republic of Indonesia Number 36 Year 1999 on

 Telecommunication (State Gazette of the Republic of Indonesia Number

 154 Year 1999, Additional State Gazette of the Republic of Indonesia

 Number 3881);

2. Government Regulation of the Republic of Indonesia Number 52 Year 2000 on Provision of Telecommunication (State Gazette of the Republic of Indonesia Number 107 Year 2000, Additional State Gazette of the Republic of Indonesia Number 3980);

1. Government Regulation of the Republic of Indonesia Number 53 Year 2000 on Use of Radio Frequency Spectrum and Satellite Orbit (State Gazette of the Republic of Indonesia Number 108 Year 2000, Additional State Gazette of the Republic of Indonesia Number 3981);
2. Decree of the President of the Republic of Indonesia Number 9 Year 2005 on Positions, Duties, Functions, Organizational Structure and Work Method of State Ministries of the Republic of Indonesia as aamended several times the latest by the Decree of the President of the Republic of Indonesia Number 94 Year 2006;
3. Decree of the President of the Republic of Indonesia Number 10 Year 2005 on Organizational Units and Duties of Echelon I of State Ministries of the Republic of Indonesia as amended several time, the latest by the Decree of the President of the Republic of Indonesia Number 7 Year 2007;
4. Decision of the Minister of Communication Number: KM. 20 Year 2001 on Provision of Telecommunication Network as amended several times, the latest by the Decree of the Minister of Communication and Information Technology Number: 40/P/M.KOMINFO/12/2006;
5. Decision of the Minister of Communication Number: KM. 21 Year 2001 on Provision of Telecommunication Service as amended by the Decision of the Minister of Communication Number KM 30 Year 2004;
6. Decree of the Minister of Communication and Information Technology Number 01/P/M.Kominfo/4/2005 on Organization and Work Method of the Department of Communication and Information Technology;

1. Decree of the Minister of Communication and Information Technology Number 03/P/M.Kominfo/5/2005 on Adjustment of Nomenclatures of a Number of Decisions/Decrees of the Minister of Communication which regulate Special Material Contents in the Field of Post and Telecommunication.
2. Decree of the Minister of Communication and Information Technology Number 16/PER/M.KOMINFO/10/2005 on Provision of International Telecommunication Transmission Means through Submarine Cable Communication System;
3. Decision of the Minister of Communication and Information Technology Number: 76/KEP/M.KOMINFO/3/2007 on Business Opportunity for the Provision of Local Fixed Network, Long Distance Direct Dialing Fixed Network, International Connection Fixed Network, and Cable-Based Closed Fixed Network as amended several times, the latest by the Decision of the Minister of Communication and Information Technology Number 402/KEP/M.KOMINFO/8/2007.

**DECIDES**

**To issue : DECISION OF THE MINISTER OF COMMUNICATION AND INFORMATION**

 **TECHNOLOGY ON BUSINESS OPPORTUNITY FOR THE PROVISION OF**

 **LOCAL FIXED NETWORK, LONG DISTANCE DIRECT DIALING**

 **FIXED NETWORK, INTERNATIONAL CONNECTION FIXED**

 **NETWORK, AND CABLE-BASED CLOSED FIXED NETWORK**

First : The provision in the Decision of the Minister of Communication and Information Technology Number : 76/KEP/M.KOMINFO/3/2007 on Business Opportunity for the Provision of Local Fixed Network, Long Distance Direct Dialing Fixed Network, International Connection Fixed Network, and Cable-Based Closed Fixed Network as amended several times, the latest by the Decision of the Minister of Communication and Information Technology Number : 402/KEP/M.KOMINFO/8/2007 is amended as follows:

The provision of TENTH Dictum is amended to read as follows :

The selection process of telecommunication provision of cable-based long distance direct dialing fixed network, the telecommunication provision of local fixed network and cable-based long distance direct dialing fixed network is implemented at the latest on 30 June 2008.

Second : This Decision shall come into force on January 2, 2008.

 Done at: JAKARTA

 On : January 2, 2008

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**MINISTER OF COMMUNICATION AND INFORMATION TECHNOLOGY,**

Signed

**MOHAMMAD NUH**

COPIES **of this Decision are sent to :**

1. Chairman of Capital Investment Coordination Body;

2. Secretary General, Inspector General, Directors General, and Heads of Bodies within the Department of Communication and Information Technology;

3. Heads of Bureaus and Heads of Centres within the Secretariat General of the Department of Communication and Information Technology;

4. Members of Telecommunication Regulatory Committee of the Indonesian Telecommunication Regulatory Body.