**DECREE OF THE DIRECTOR GENERAL OF POST AND TELECOMMUNICATION**

**NUMBER ; 242/DIRJEN/2006**

**ON**

**TECHNICAL GUIDE FOR RECOGNITION OF A TEST OFFICE OF TELECOMMUNICATION EQUIPMENT OF A FOREIGN COUNTRY WITHIN THE SCOPE OF ASEAN**

**DECREE OF THE DIRECTOR GENERAL OF POST AND TELECOMMUNICATION**

**NUMBER : 242/DIRJEN/2006**

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**TECHNICAL GUIDE FOR RECOGNITION OF A TEST OFFICE OF TELECOMMUNICATION EQUIPMENT OF A FOREIGN COUNTRY WITHIN THE SCOPE OF ASEAN**

**BY THE GRACE OF GOD THE ALMIGHTY**

**DIRECTOR GENERAL OF POST AND TELECOMMUNICATION,**

Considering: a that the Decision of the Minister of Communication Number KP

 349 Year 2003 on Approval of *Designating Authority*/DA

 within the framework of *Mutual Recognition Arrangement*

(MRA) for Telecommunication Tools and Equipment has

 approved the designation of the Directorate General

 of Post and Telecommunication as Designating Authority/DA

 which, among other things, has the authority to recognize

 the Conformity Assessment Body within the scope of ASEAN

 States;

b that in order to execute the authority referred to in point a, it is deemed necessary to define a Technical Guide for Recognition of a Test Office of Telecommunication Equipment of a Foreign Country within the scope of ASEAN by a Decree of the Director General of Post and Telecommunication..

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);

3. Decision of the Minister of Communication Number KP.349 Year 2003 on Approval of Designating Authority/DA within the Framework of *Mutual Recognition Arrangement (*MRA) for Telecommunication Tools and Equipment;

4. Decision of the Minister of Communication Number KM. 66 Year 2003 on Procedure of Mutual Recognition of Results of Testing of Telecommunication Tools and Equipment;

5. Decree of the Minister of Communication Number KM. 10 Year 2005 on Certification of Telecommunication Tools and Equipment;

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;

7. Decree of the Minister of Communication and Information Technology Number 3/P/M.Kominfo/5/2005 on Adjustment of Nomenclatures of a Number of Decisions / Decrees of the Minister of Communication which regulate Special Material Content in the Field of Post and Telecommunication.

Noting :

**DECIDES**

**To ratify : DECREE OF THE DIRECTOR GENERAL OF POST AND TELECOMMUNICATION ON TECHNICAL GUIDE FOR RECOGNITION OF A TEST OFFICE OF TELECOMMUNICATION EQUIPMENT OF A FOREIGN COUNTRY WITHIN THE SCOPE OF ASEAN**

**CHAPTER I**

**GENERAL PROVISIONS**

Article 1

In this Decree, what is meant by

1. *Designating Authority/DA* is the Directorate General of Post and Telecommunication;

2. DA partner of MRA is DA having a domicile in the territory of a country within the scope ASEAN States;

3. Conformity Assessment is the comparison between testing result and technical regulation;

4. *Conformity Assessment Body/CAB* is a certification body and or a Test Office designated by DA;

5. Test Office is a Test Body and Test Laboratory that carries out testing of telecommunication tools and equipment;

6. *Mutual Recognition Arrangement* hereinafter referred to as *MRA* is arrangement between two or more countries within the scope of ASEAN to mutually recognize or mutually receive some or all the results of conformity assessment;

7. The National Accreditation Committee hereinafter referred to as KAN is an accreditation body within the territory of Indonesian State.

**CHAPTER II**

**COMPETENCE OF DESIGNATING AUTHORITY**

Article 2

(1) DA has the competence to recognize test office designated by DA Partner of MRA.

(2) The recognition referred to in paragraph (1) is recognition towards the results of conformity assessment carried out by a test office designated by DA Partner of MRA based on technical regulation defined by DA.

(3) The technical regulation mentioned in paragraph (2) refers to the list of technical regulations in the Website of DA .

**CHAPTER III**

**PROCEDURE OF RECOGNITION**

Article 3

Application for obtaining recognition of a test office is submitted by DA Partner of MRA to DA by attaching:

a. Application Letter;

b. *Certificate of Designation* the sample of which is shown in Attachment I and Attachment 2 of this Decree; and

c. Certificate of Accreditation which shows the scope of accreditation and information that the test office has been accredited based on ISO/IEC 17025 or its latest revision and technical regulations, standards or specifications mentioned within the scope of designation by DA Partner of MRA.

Article 4

(1) DA conducts evaluation on the completeness of the application referred to in Article 3.

(2) Evaluation referred to in paragraph (1) is carried out by a Team formed by the Director General.

(3) For evaluation purpose referred to in paragraph (1), DA may request for clarification from DA Partner of MRA, Accreditation Body and test office of a foreign country within the scope of ASEAN States.

Article 5

(1) Based on evaluation result, DA may agree or refuse the application for recognition of a test office as *Conformity Assessment Body/CAB*.

(2) Agreement or refusal referred to in paragraph (1) is delivered to the applicant at the latest ninety (90) days after the receipt of complete application.

(3) In the event that the application is agreed, DA issues *Certificate of Recognition* addressed to DA Partner of MRA, with the sample of format referred to in Attachment 3 and Attachment 4 of this Decree.

Article 6

A list of test offices that have obtained recognition from DA is announced through Website of DA.

**CHAPTER IV**

**OBLIGATION OF TEST OFFICES THAT HAVE OBTAINED RECOGNITION**

Article 7

Test offices that have obtained recognition shall:

a. carry out accreditation status granted by Accreditation Body designated by DA Partner of MRA;

b. guarantee that he testing of telecommunication tools and equipment is done in accordance with the procedure, regulation, and policy of DA.

c. provide information to DA through DA Partner of MRA concerning:

1. the change of legal status, business, organization or accreditation;

2. the change of domicile;

3. other changes that may influence the sustainability of conformity with each criteria or requirement defined by DA; and

d. comply with requirement of other designations defined by DA.

**CHAPTER V**

**ANNOUNCEMENT AND REVOCATION OF RECOGNITION**

Article 8

A test office that has obtained recognition may announce this recognition status.

Article 9

DA may postpone or revoke recognition to a test office in the following cases:

a. accreditation of a test office has been revoked by Accreditation Body designated by DA Partner of MRA;

b. it is identified that the concerned test office does not comply with criteria or requirement stipulated in this technical guide; and or

c. the test office cannot function as it should have been.

Article 10

A test office that has been postponed or revoked of its recognition, is deleted from the list of test offices recognized by DA.

Article 11

In the event that there is a change in the test office which necessitates reevaluation process by DA, recognition toward the test office may be postponed up to the settlement of the reevaluation process.

Article 12

In the event that the recognition toward the test office is postponed or revoked, the test office shall cease the announcement referred to in Article **8**.

**CHAPTER VI**

**FINAL PROVISION**

Article `13

This Decree shall come into force on the date of its ratification.

 Done at: JAKARTA

 On : 2006

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**DIRECTOR GENERAL OF POST AND TELECOMMUNICATION**

**BASUKI YUSUF ISKANDAR**

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

1. Minister of Communication and Information Technology;

2 Secretary General of the Department of Communication and Information Technology;

3. Inspector General of the Department of Communication and Information Technology;

4. Secretary of the Directorate General of Post and Telecommunication;

5. Directors within the Directorate General of Post and Telecommunication;

6. Heads of Technical Implementation Units of the Directorate General of Post and Telecommunication.

 **Attachment 1**

**CERTIFICATE OF DESIGNATION**

Certificate Number :

|  |  |
| --- | --- |
| Date of Issue  |  |
| Date of Expiry |  |

Designating Authority Partner of MRA herewith designates …………………….., as explained in the Attachment, in line with ASEAN *Sectoral Mutual Recognition* ***Arrangement*** *for Telecommunication Equipment,* to conduct conformity assessment of telecommunication equipment within the scope of designation as attached herewith .

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Chairman of Designating Authority Partner of MRA

 **Attachment 2**

**Attachment of Certificate of Designation**

|  |
| --- |
| **Designation by …….(Name of the Country Partner of MRA)** |
| **Information on Designating Authority** |
| Name of Designating Authority:Address:Mail Address:Address of *Website*:Name and Profession of *Contact Person*:Telephone:Facsimile:*Email* address:  |
| Reference: ASEAN *Sectoral Mutual Recognition Arrangement for Telecommunication Equipment* |
| Date of Notification: |
| **Information on Test Office** |
| Name of Test Office6-Character Identifier:Address:Mail Address:Address of *Website*:Name and Profession of *Contact Person*:Telephon*e:*Facsimile:*Email* address: |
| **Technical Regulation of Indonesia within the Scope of Designation obtained by a Test Office**  |
| Technical Regulation | Designated since | Accredited since |
|  |  |  |
|  |  |  |
|  |  |  |
|  |  |  |
|  |  |  |
| **Procedure of Designation** |
| Technical Qualification [This Test Office complies with the requirement defined in MRA, based on accreditation on application of ISO/IEC 17025 or its latest revision.]  |
| Title of Procedure of Designation: …(Technical Guide of Designation of Conformity Assessment Body issued by Partner MRA)… Version: |
| **Procedure of Accreditation**  |
| Name of Accreditation Body: |
| Number of Certificate of Accreditation: |
| Date of Issue: |
| Date of Expiry: |
| Scope of Accreditation |

 **Attachment 3**

**CERTIFICATE OF RECOGNITION**

Certificate Number :

|  |  |
| --- | --- |
| Date of Issue  |  |
| Date of Expiry |  |

The Directorate General of Post and Telecommunication of Indonesia herewith recognizes…. . …………………….., as explained in the Attachment of the Certificate, in line with ASEAN *Sectoral Mutual Recognition* ***Arrangement*** *for Telecommunication Equipment,* to conduct conformity assessment of telecommunication equipment within the scope as described in the Attachment. .

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Basuki Yusuf Iskandar

Director General

Directorate General of Post and Telecommunication

 **Attachment 4**

**Attachment of Certificate of Recognition**

|  |
| --- |
| **Recognition by the Republic of Indonesia** |
| **Information on Designating Authority** |
| Name of Designating Authority:Address:Mail Address:Address of *Website*:Name and Profession of *Contact Person*:Telephone:Facsimile:*Email* address:  |
| Reference: ASEAN *Sectoral Mutual Recognition* ***Arrangement*** *for Telecommunication Equipment* |
| Date of Recognition: |
| **Information on Test Office** |
| Name of Test Office6-Character Identifier:Address:Mail Address:Address of *Website*:Name and Address of *Contact Person*:Telephon*e:*Facsimile:*Email* address: |
| **Scope of Technical Regulation of Indonesia recognized for becoming a reference in conformity assessment by a Test Office**  |
| Technical Regulation | Recognized since | Accredited since |
|  |  |  |
|  |  |  |
|  |  |  |
|  |  |  |
|  |  |  |
| **Procedure of Recognition** |
| Technical Qualification [The Test Office complies with the requirement defined in MRA based on accreditation on compliance with ISO/IEC 17025 or its latest revision.]  |
| Title of Procedure of Recognition: **Technical Guide of Recognition of Test Office of Foreign** **Country within the Scope of ASEAN**  |
| **Procedure of Accreditation**  |
| Name of Accreditation Body: |
| Number of Certificate of Accreditation: |
| Date of Issue: |
| Date of Expiry: |
| Scope of Accreditation |