

**ASEAN AGREEMENT ON
THE MOVEMENT OF NATURAL PERSONS**

ANNEX 1

**SCHEDULE OF COMMITMENTS FOR THE TEMPORARY ENTRY OR
TEMPORARY STAY OF NATURAL PERSONS**

INDONESIA

1. This Schedule sets out the commitments of Indonesia and the general conditions and limitations governing those commitments in accordance with Article 6 (Schedules of Commitments for the Temporary Entry and Temporary Stay of Natural Persons) of the MNP Agreement in relation to the temporary entry and temporary stay of a natural person of another Member State, which apply only in relation to the categories of natural persons set out in this Schedule.
2. A natural person of a Member State shall be granted temporary entry or temporary stay in Indonesia in accordance with paragraph 1 of Article 4 (Grant of Temporary Entry or Temporary Stay) of the MNP Agreement.
3. For greater certainty, in accordance with paragraph 3 of Article 4 (Grant of Temporary Entry or Temporary Stay) of the MNP Agreement, Indonesia may deny temporary entry or temporary stay to natural persons of another Member State who do not comply with paragraphs 1(a) and 1(b) of Article 4 (Grant of Temporary Entry or Temporary Stay) of the MNP Agreement.
4. References to Central Product Classification (CPC) in this Schedule refer to the CPC codes as used in the Provisional Central Product Classification (Statistical Papers Series M No.77, Department of International Economic and Social Affairs, Statistical Office of the United Nations, New York, 1991).
5. The use of (**) against individual CPC codes indicates that the specific commitments for that code shall not extend to total range of services covered under that code.
6. Section I refers to horizontal commitments and Section II refers to sector specific commitments. An empty (blank) conditions and limitations in Section II means that the general conditions and limitations of the horizontal section, including the length of stay, shall apply and could be read as “unbound, except as indicated in Section I”.
7. The Schedules of other Member States shall not be used to interpret Indonesia’s commitments or obligations under the MNP Agreement.

Additional Notes for Indonesia

8. Indonesia remains unbound in respect of commitments for the temporary entry and temporary stay of Natural Persons, except for the categories of persons set out in Section I and sectors and subsectors set out in Section II.
9. Indonesia specifies below any terms, conditions, limitations, or qualifications in relation to the supply of a service by a service supplier of

a Member State through the presence of natural persons of a Member State in the territory of Indonesia, subject to Indonesian labour and immigration laws and regulations.

SECTION I: HORIZONTAL COMMITMENTS

Categories of Natural Persons	General Conditions and Limitations, including the length of stay
A. Business Visitor	
<p>A business visitor refers to a natural person who seeking to enter or stay in Indonesia temporarily, whose remuneration and financial support for the duration of the visit is derived from outside of that other Member State:</p> <ul style="list-style-type: none"> • as a representative of a goods seller/service supplier, for the purpose of negotiating the sale of goods or supply of services or entering into agreements to sell goods or supply services for that goods seller/service supplier, where such negotiations do not involve direct sale of goods or supply of services to the general public; • as an employee of a juridical person as defined in subparagraphs e(i), e(ii) and e(iii) of this Article only for the purpose of establishing an investment or setting up a commercial presence, for the juridical person in the territory of another Member State; • for the purpose of participating in business negotiations or meetings; • for the purpose of establishing an investment or setting up a commercial presence in the territory of another Member State. 	<p>Entry and temporary stay is permitted for a period of 60 days, extendable to a maximum of 120 days.</p>

Categories of Natural Persons	General Conditions and Limitations, including the length of stay
B. Intra-Corporate Transferee	
<p>An Intra-Corporate Transferee refers to a natural person who is an employee of a juridical person established in the territory of a Member State, who is transferred temporarily for the supply of a service through commercial presence (either through a representative office, branch, subsidiary or affiliate) in the territory of another Member State, and who has been in the prior employ of their firms outside Indonesia for a period of not less than one year immediately preceding the date of their application for admission, and who are of the following:</p>	<p>Stays are permitted for up to two years and may be extended for a maximum of two times, with each extension being up to two years.</p> <p>Any foreign natural persons supplying services are subject to charges levied by the Government of Indonesia. Economic needs test applies to temporary stay of manager and specialist.</p> <p>Must be working in a sector listed in Section II, and satisfy the conditions and limitations set out therein.</p>
<p>(i) Director: One or a group of persons entrusted by the shareholders of a services providing entity with the final overall control and direction of the enterprise, and legally responsible to act on behalf of the enterprises inside and/or outside of the court.</p> <p>(ii) Manager: Senior employee of a service supplier who primarily directs the management of the organisation, receiving general supervision or direction principally from the board of directors of the business, including directing the service supplier or a department or sub-division thereof, supervising or controlling the work of other supervisory, professional or managerial employee or having the authority to hire or fire or recommend such or other personnel actions.</p>	

Categories of Natural Persons	General Conditions and Limitations, including the length of stay
<p>(iii) Technical Expert/Advisor/Specialist: Person employed by a service supplier who possesses a standard of high or common (i) qualifications referring to a type of work or trade requiring specific technical knowledge or (ii) knowledge essential or proprietary to the service, research equipment, techniques or management.</p>	

SECTION II: SECTOR-SPECIFIC COMMITMENTS

Sector or Subsector	Conditions and Limitations
A. Business Visitor	
All Sectors	Business Visitors are permitted for all sectors subject to applicable general conditions and limitations, including the length of stay in Section I.
B. Intra-Corporate Transferee	
BUSINESS SERVICES	
A. Professional Services	
Legal Services (CPC 861)	<p>Temporary entry or temporary stay is only limited to foreign advocates¹ who are employees or experts in international law².</p> <p>Foreign advocates as Specialist are:</p> <ul style="list-style-type: none"> (a) not allowed to appear in courts or undertake legal proceedings; (b) obliged to transfer skill and knowledge to educational, research, or government institutions and to its Indonesian counterparts for at least 10 hours each month free of charge; and (c) limited to five per firm provided this does not exceed 20% of the total number of lawyers.
Accounting, Auditing and Bookkeeping Services (CPC 86220, Bookkeeping Services except Tax returns)	

¹ An advocate is a person who has the profession of providing legal service in and outside the court.

² International law means law established by international treaties and conventions as well as customary law.

Sector or Subsector	Conditions and Limitations
Architectural Services (CPC 8671)	
Engineering Services (CPC 8672 except CPC 86721 and 86725)	
Advisory and consultative services related to engineering (CPC 86721)	Only for Director or Specialist.
Engineering Design Services for Industrial Processes and Production (CPC 86725)	Only for Director or Specialist.
Engineering services (CPC 86725**) <p>Mould and dies (die-Casting, forging, Stamping, etc)</p> <p>Powder metallurgy</p>	
Integrated Engineering Services (CPC 8673)	
Urban Planning Services (CPC 86741)	
Landscape Architectural Services (CPC 86742)	
Other Veterinary Services (CPC 93209) exclusively covers only poultry farms consultant services	
B. Computer and Related Services	
Consultancy Services Related to the Installation of Computer Hardware (CPC 841)	Only for Director or Specialist.
Software Implementation Services (CPC 842)	Only for Director or Specialist.
Input Preparation Services (CPC 84310)	Only for Director or Specialist.
System analysis services (CPC 84320)	Only for Director or Specialist.

Sector or Subsector	Conditions and Limitations
Time-Sharing Services (CPC 84330)	Only for Director or Specialist.
Other Data Processing Services (CPC 84390)	Only for Director or Specialist.
Data Base Services (CPC 84400*)	Only for Director or Specialist.
Maintenance and Repair Services of Office Machinery and Equipment Including Computers (CPC 845)	Only for Director or Specialist.
Other Computer Services (CPC 849)	Only for Director or Specialist.
C. Research and Development Services	
Interdisciplinary research and development services (CPC 853)	Only for Director or Specialist.
E. Rental and Leasing Services without Operators	
Rental of vessel without crew (CPC 83103)	
F. Other Business Services	
Market Research Services (CPC 86401)	
Management Consulting Services for: <ul style="list-style-type: none"> - General Management Consulting Services (CPC 86501) - Marketing Management Consulting Services (CPC 86503) - Human Resources Management Consulting Services (CPC 86504) 	
Project Management Services other than Construction (CPC 86601)	Only for Director or Specialist.
Technical Testing and Analysis Services (CPC 8676)	Only for Director or Specialist.

Sector or Subsector	Conditions and Limitations
Technical Inspection Services (CPC 86764)	
<p>Core analysis and other lab test, only for isotop analysis</p> <p>According to Indonesia Proposal of Energy Services Classification is under: Isotop Analysis (1.A.2.7.3.)</p> <p>According to W/120 is under: Business Services on Technical Testing and Analysis Services (CPC 8676)</p>	
<p>Services Incidental to Energy Distribution (CPC 887)</p> <p>exclusively covers only consultancy services related to operation of power plant and network</p>	
<p>Geological and geophysical services, only for seismic data acquisition</p> <p>According to Indonesia Proposal of Energy Services Classification is under Seismic Data Acquisition (1A.1.4.1.1.)</p> <p>According to W/120, Seismic Data Acquisition is under: Business Services on Subsurface Surveying Services (CPC 86752)</p>	
Convention Services (CPC 87909)	
<p>Maintenance and repair of equipment (not including maritime vessel, air craft, or other transport equipment) (CPC 633+8861+8866)</p>	<p>Only for Director or Specialist.</p>

Sector or Subsector	Conditions and Limitations
COMMUNICATION SERVICES	
C. Telecommunication Services	
Voice telephone services (CPC 7521)	Limited to 20 persons.
Public Local Telephone Services (CPC 75211) Fixed wireline access technology only	
Packet-switched data transmission services (CPC 7523**)	Limited to 20 persons.
Circuit-switched data transmission services (CPC 7523**)	
Telex services, telegraph services and facsimile (CPC 7521** + 7529**)	Limited to 20 persons.
Private leased circuit services (CPC 7522** + 7523**)	Limited to 20 persons.
Dedicated Network Services (CPC 75222)	(a) Limited to 20 persons; (b) Must provide skill transfer to its Indonesian counterparts.
Electronic mail services (CPC 75232)	Only for Director or Specialist.
Electronic mail box (CPC 75232)	Only for Director or Specialist.
Voice mail services (CPC 7523**)	Only for Director or Specialist.
On-line information and database retrieval (CPC 7523**)	
Electronic data interchange (EDI) (CPC 7523**)	
Enhanced or value-added facsimile services, including store and forward, store and retrieve (CPC 7523**)	
Code and protocol conversion	

Sector or Subsector	Conditions and Limitations
On-line information or data processing (including transaction processing) (CPC 843**)	Limited to 20 persons.
Teleconferencing Services (CPC 75292) (local & long distance and international services)	Limited to 20 persons.
Regional and national paging (CPC 75291)	Limited to 20 persons.
Internet Access Services	Limited to 20 persons.
Computer Time-Sharing Services (CPC 84330)	Only for Director or Specialist.
Video text services (CPC 75299)	Only for Director or Specialist.
File transfer services (CPC 75299)	Only for Director or Specialist.
Home telemetering alarm (CPC 75299)	Only for Director or Specialist.
Entertainment services (CPC 75299)	Only for Director or Specialist.
Management information services (CPC 75299)	Only for Director or Specialist.
CONSTRUCTION AND RELATED ENGINEERING SERVICES	
Pre-Erection Work at Construction Sites (CPC 511)	
Construction Work for Buildings (CPC 512)	
Construction Work for Civil Engineering (CPC 513)	
Assembly and Erection of Prefabricated Constructions (CPC 514)	
Special Trade Construction (CPC 515)	
Installation Work (CPC 516)	

Sector or Subsector	Conditions and Limitations
Building Completion and Finishing Work (CPC 517)	
Renting Services Related Equipment for Construction or Demolition of Buildings or Civil Engineering Works with Operator (CPC 518)	
DISTRIBUTION SERVICES	
B. Wholesale Trade Services	
Wholesale Trade Services of Food, Beverages, and Tobacco (CPC 6222) with minimum space above 5,000-meter square	
Wholesale Trade Services of Textile, Clothing and Footwear (CPC 6223) with minimum space above 5,000-meter square	
EDUCATIONAL SERVICES Temporary stay for natural persons engaged in education activities in Indonesia is subject to approval by the Ministry of Education and Culture. Approval is granted on case-by-case basis.	
B. Secondary Education Services	
Technical and Vocational Secondary Education Services (Electronic Automotive) (CPC 92230)	Subject to Qualification and Licensing requirement and procedure including registration
C. Higher Education Services	
Post-Secondary Technical and Vocational Education Services (CPC 92310) (Polytechnique Machine and Electrical)	Indonesia reserves the right to adopt or maintain measures related to national treatment of natural persons supplying this services.

Sector or Subsector	Conditions and Limitations
D. Adult Education	
Language courses and training services for adults (CPC 924)	Indonesia reserves the right to adopt or maintain measures related to national treatment of natural persons supplying this services.
E. Other Education Services	
Football and chess instruction (CPC 92900)	Indonesia reserves the right to adopt or maintain measures related to national treatment of natural persons supplying this services.
ENVIRONMENTAL SERVICES	
A. Sewage Services	
Sewage Services (CPC 9401) Wastewater management	
B. Refuse Disposal Services	
<p>Refuse Disposal Services (CPC 9402)</p> <p>Solid Waste Disposal Services, only for:</p> <ul style="list-style-type: none"> - Integrated hazardous waste treatment facility services for oil sludge and waste mercury treatment in a particular area. The services provider must be equipped with modern and sophisticated technology and environmental safety. The product will be used as a new material or energy power. - In site hazardous waste treatment facility services for the treatment of waste of mining product and waste of fly ash and bottom ash of coal product. 	

Sector or Subsector	Conditions and Limitations
D. Other	
Cleaning Services of Exhaust Gases (CPC 9404) Air pollution control	
Other Environmental Protection Services (CPC 9409) Limited to Laboratory Services for Environment (laboratory which has the ability and authority to test and examine the environmental quality parameter according to the current laws and regulations on environment).	
FINANCIAL SERVICES	
Commercial banking business (i) Acceptance of deposits and other repayable funds from the public (ii) Lending of all types, including consumer credit, mortgage, credit, factoring, and financing of commercial transaction (iii) All payment and money transmission services including credit, charge and debit Cards, travelers check and bankers drafts (iv) Guarantees and commitments (v) Trading for own account or for account of customers, whether on an exchange, in an over-the-counter market or otherwise, the following:	Indonesia reserves the right to adopt or maintain measures related to market access and national treatment of natural persons supplying these services, except for the following: (a) a natural person employed as manager or as technical expert shall have at least two Indonesian understudies during his or her term; (b) temporary stay of specialist for branch offices of foreign banks and joint venture banks is limited to a maximum of three months per specialist per year; (c) for foreign bank branch, only executive ³ position can be assumed

³ For greater certainty, Executive means a natural person within the organisation who primarily directs the management of the foreign bank branches and exercises wide latitude in decision making and receives only general supervision or direction from higher level executives or the board of directors of its head office in the home state. In Indonesia, the executive of foreign bank branches is the head of foreign bank branches that is treated at par as the director of a locally incorporated bank

Sector or Subsector	Conditions and Limitations
<ul style="list-style-type: none"> • money market instruments (including check, bills, certificates of deposits) • foreign exchange • exchange rate and interest rate instruments, including products such as swaps, forward rate agreements • transferable securities issued in the money market (vi) Cash management, custodial and depository services	by expatriates with limitation that at least two of them shall be Indonesian national; (d) for a joint venture bank, only for the director can be assumed by the expatriates in proportion to the ownership sharing.
Non-banking financial services	
General Condition for Non-banking financial services: <ul style="list-style-type: none"> • For non-banking financial services, limited to intra-corporate transferees only, may be granted a maximum stay of three years which may be extended. • For Specialist categories in non-banking services, temporary entry will be granted to technical experts(s) or adviser(s) for no longer than three months per person for any given year. 	
Non-Life Insurance Services except Marine, Aviation and other Transportation	Only for Director or Specialist.
Reinsurance Services	Only for Director or Specialist.
Life Insurance Services	Only for Director or Specialist.
Insurance Brokerage Services	Only for Director or Specialist.
Reinsurance Brokerage Services	Only for Director or Specialist.
Portfolio Management, all forms of collective investment management	Only for Director.
Asset Management limited only to Investment Fund Management	Only for Director.

Sector or Subsector	Conditions and Limitations
Investment Advisory Services limited only to investment advisory in capital market	Only for Director.
<p>Securities Business</p> <p>Trading for own account or for account of customers, whether on an exchange or over-the-counter market:</p> <ul style="list-style-type: none"> - Listed shares - Bonds 	
Participation in issues of securities, including underwriting and placement as agent (whether publicly or privately), and provision of services related to such issues	
Financial Lease Services	
Factoring Services	
Credit Card Business (Issuer and Agent of Credit Card)	
Consumer Finance Services	
HEALTHCARE SERVICES	
Nursing services (only for specialistic care) (CPC 93191)	<p>Foreign nurses as Technical Expert:</p> <ul style="list-style-type: none"> (a) are allowed as trainer or consultant only; (b) cannot deliver direct nursing services to patient; (c) must have a valid nursing licenses issued by Ministry of Health of Indonesia and health organisation; (d) obliged to transfer nursing knowledge and professional capabilities to Indonesian nurse;

Sector or Subsector	Conditions and Limitations
	(e) shall have at least two Indonesian under studies during his or her term; (f) allowed to work for only two years and can be extended; and (g) must be fluent in Indonesian language both spoken and written in his or her work.
TOURISM AND TRAVEL RELATED SERVICES	
A. Hotel and Restaurant	
Hotels (CPC 64110) (3, 4, 5 starred hotels)	Temporary stay is limited to: (a) natural persons who are at the top management level in Hotel Business comprised of: (i) General Managers; (ii) Food and Beverage Manager; (iii) Resident Managers; (iv) Comptrollers; and (v) Marketing Director; and (b) Specialists on: (i) Executive Chef; (ii) Sous Chef; and (iii) Specialty Cooks.
Motel Lodging Services (CPC 6412/64120)	Only for Director and Specialist.
Letting Services of Furnished Accommodation (CPC 64193)	Only for Director and Specialist.
Meal Serving Services with Full Restaurant Service (CPC 64210)	Temporary stay is limited to: (a) natural persons who are at the top management level in Hotel Business comprised of: (i) General Managers; (ii) Food and Beverage Manager;

Sector or Subsector	Conditions and Limitations
	(iii) Resident Managers; (iv) Comptrollers; and (v) Marketing Director; and (b) Specialists on: (i) Executive Chef; (ii) Sous Chef; and (iii) Specialty Cooks.
Beverage Serving Services without Entertainment (CPC 64310)	Only for Director and Specialist.
Beverage Serving Services with Entertainment (CPC 6432/64320)	Only for Director and Specialist.
B. Travel Agencies and Tour Operators Services	
Travel Agent and Tour Operator Services (TA&TO) (CPC 7471)	Only for Specialist (Technical Advisor).
D. Other	
International hotel operator (CPC 91135)	Temporary stay is limited to: (a) natural persons who are at the top management level in Hotel Business comprised of: (i) General Managers; (ii) Food and Beverage Manager; (iii) Resident Managers; (iv) Comptrollers; and (v) Marketing Director; and (b) Specialists on: (i) Executive Chef; (ii) Sous Chef; and (iii) Specialty Cooks.

Sector or Subsector	Conditions and Limitations
RECREATIONAL, CULTURAL AND SPORTING SERVICES (OTHER THAN AUDIO VISUAL SERVICES)	
E. Other	
Tourist Resorts include: <ul style="list-style-type: none"> • Hotel (3, 4 and 5 stars) Marinas • Golf Courses and other sport facilities (Not include marina facilities and hotel management)	Only for Resort Manager.
TRANSPORT SERVICES	
A. Maritime Transport Services	
International passenger transport excluding cabotage (pillar 1) (CPC 7211) International freight transport excluding cabotage (CPC 7212)	
Maintenance and repair of vessels (CPC 8868)	
Pushing and towing services for maritime transport (CPC 7214) (excluding cabotage)	
Vessel Salvage and Refloating Services (CPC 7454)	
B. Internal Waterways Transport	
Passenger Transportation (CPC 7221)	
Freight Transportation (CPC 7222)	
Maintenance and repair of vessels (internal waterways) (CPC 8868)	

Sector or Subsector	Conditions and Limitations
Pushing and towing services (CPC 7224)	
Supporting services for internal waterways transport (CPC 745*) (Excluding Cabotage)	
C. Air Transport Services	
Aircraft Repair and Maintenance Services (CPC 8868)	
Selling and marketing of air transport services	
Computer Reservation Services (CPC 7523**)	
Aircraft leasing without crew (CPC 83104)	
Air freight forwarding services	
E. Rail Transport Services	
Passenger Transportation (CPC 7111)	
Freight Transportation (CPC 7112)	
Pushing and Towing Services (CPC 7113)	
Maintenance and repair of rail transport equipment (CPC 8868)	
Supporting services for rail transport services (CPC 743)	
F. Road Transport Services	
Freight Transportation (CPC 7123)	
Maintenance and repair of road transport equipment (CPC 8867)	

Sector or Subsector	Conditions and Limitations
Supporting services for road transport terminal (CPC 744)	
H. Services Auxiliary to All Modes of Transport	
Maritime cargo handling Services (CPC 741)	
Storage and warehousing services Outside Port Area and 1st Area for: <ul style="list-style-type: none"> - Storage Services of Frozen or Refrigerated Goods (CPC 7421) - Other Storage or Warehousing Services (CPC 7429) 	
Maritime freight forwarding services	
OTHER SERVICES NOT INCLUDED ELSEWHERE	
Energy Services	
Liquefaction and gasification only for coal According to W/120 is under Services Incidental to Manufacturing (CPC 884)	Only for Director or Specialist.