

**IMPROVEMENT OF GUIDELINES ON THE IMPLEMENTATION OF  
IMMEDIATE BLOCKING OF FUND OWNED BY INDIVIDUALS OR  
CORPORATIONS THE IDENTITIES OF WHICH ARE LISTED IN THE LIST  
OF SUSPECTED TERRORISTS AND TERRORIST ORGANIZATIONS**

A. Background

1. Pursuant to Law No. 9 of 2013 on the Prevention and Eradication of Terrorism Financing Crime (UU PPTPPT), Terrorism Financing is the direct or indirect use of assets for terrorist activities.
2. The scope of terrorism financing involves acts committed directly or indirectly in order to provide, collect, give, or lend the Fund to any party whom it knows will be used to commit a criminal act of terrorism.
3. The purpose of criminal acts of terrorism financing is to assist terrorism activities, whether by property gained from a criminal activity or those acquired legally.
4. Based on the Joint Regulation of the Supreme Court, the Indonesian Minister of Foreign Affairs, the Chief of Police, the Head of the National Agency for Counterterrorism (BNPT) and Head of the Financial Transaction Reporting and Analysis Center (PPATK) on the Inclusion of Identity of Persons and Corporations in DTTOT and Immediate Blocking of the Funds of Persons or Corporations whose name is Listed in DTTOT:
  - a. Terrorism Funding is any act of providing, collecting, giving or lending the Fund, directly or indirectly, for the purpose of being used and / or known to be used to engage in terrorist activities, terrorist organizations or terrorists.
  - b. A Person shall include natural person or a corporation.
  - c. A corporation is an organized group of people and / or assets, both legal entities and non-legal entities.

- d. Funds are any movable or immovable property or property, whether intangible or intangible, obtained in any way and in any form whatsoever, including in digital or electronic format, proof of ownership, or in connection with any such assets or property, including but not limited to bank credit, traveler's checks, bank checks, money transfer orders, shares, securities, bonds, draft banks, and letters of credit.
- e. Blocking is the act of preventing the transfer, mutation, exchange, placement, distribution, or movement of Funds for a specified period of time.
- f. Scope of this Joint Regulation shall include:
  - 1) Inclusion or renewal of the identity of the person and the identity of person or corporation in DTTOT.

**B. DTTOT Handling Mechanism**

The matters relating to the authority of PT ..... to execute the request for blocking and / or opening blocking as referred to in the Joint Regulation are as follows:

- 1. In the event of Immediate Blocking, PT .....:
  - a. Receiving DTTOT information letter from Bank Indonesia;
  - b. Administering and updating the profile of persons or Corporations listed in DTTOT into the database of terrorist lists;
  - c. Identifies the suitability of Service Users profile with a database of terrorist lists;
  - d. Immediately blocking all funds owned or controlled, directly or indirectly by any person or corporation listed in the DTTOT;
  - e. Preparing Minutes of Immediate Blocking to all funds owned or controlled, either directly or indirectly by any person or corporation listed in the DTTOT;
  - f. Submitting Minutes of Blocking as referred to above to POLRI with copies to Bank Indonesia (c.q Unit supervising

Non-Bank Payment System / Foreign Exchange Business Activities) and Representative Office of Bank Indonesia which oversees the same.

2. In the case of Extension and New Stipulation of the identity of person or corporation in DTTOT, then PT .....:
  - a. To extend the immediate blocking after receiving letter of information from Bank Indonesia;
  - b. Preparing Minutes of Immediate Blocking Extension;
  - c. Submitting Minutes of Blocking Extension as referred to above to POLRI with copies to Bank Indonesia (c.q Unit supervising Non-Bank Payment System / Foreign Exchange Business Activities) and Representative Office of Bank Indonesia which oversees the same.
3. In the case of the Removal of the identity of a Person or Corporation from DTTOT, PT .....:
  - a. Remove the identity of the person or Corporation as set out in the DTTOT from the terrorist list database after receiving the letter of information submitted by Bank Indonesia;
  - b. Immediately opening blocking of funds owned or controlled, directly or indirectly, by a person or corporation;
  - c. Preparing Minutes of immediate unblocking of funds directly or indirectly owned or controlled by individuals or corporations and submitted to POLRI and copies to Bank Indonesia (c.q Unit supervising Non-Bank Payment System / Foreign Exchange Business Activities) and Representative Office of Bank Indonesia which oversees the same.

C. False Positive and False Negative

PT ..... must mitigate the risks of possible false positives or false negatives in blocking immediately

1. False Positive is a mistake in the implementation of the blocking by the Operator immediately found that there is a partial compatibility of the Service User information located in the Operator's database listed in DTTOT.

For example:

Database	DTTOT	Conformity / Status	Errors
Encep Nurzaman	Encep Nurjaman	Conforming / Block	Nurzaman ≠ Nurjaman
<ul style="list-style-type: none"> <li>• Parlindungan Siregar</li> <li>• Medan, April 25, 1976</li> </ul>	<ul style="list-style-type: none"> <li>• Parlindungan Siregar</li> <li>• Medan, April 25, 1967</li> </ul>	Conforming / Block	April 25, 1976 ≠ April 25, 1967

2. False Negative is an error of the provider of not immediately blocking the fund because the User Service information system of the provider finds the suitability of some of the User Service information existing in the data base of the provider with the identity of the person or corporation listed in DTTOT.

For Example:

Database	DTTOT	Conformity / Status	Errors
<ul style="list-style-type: none"> <li>• Muhammad Ricky Ardhan</li> <li>• Lombok Timur, May 28, 1984</li> </ul>	<ul style="list-style-type: none"> <li>• Muhammad Jibril Abdurrahman</li> <li>• Lombok Timur, May 28, 1984</li> </ul>	Non-Conforming / Block	Muhammad Jibril Abdurrahman alias Muhammad Ricky Ardhan

3. Mitigation of False Positive and False Negative Risks

- a. Conformity checks are performed through the separation of names, aliases, places of birth, citizenship, and addresses listed in DTIOT. This can reduce errors.

Database	DTTOT	Potential Error
<ul style="list-style-type: none"> <li>• Jose Gonzales</li> <li>• Residing in Martinez Street</li> </ul>	<ul style="list-style-type: none"> <li>• Jose Martinez Gonzalez</li> </ul>	If there is no separation between names and addresses, the information system can read the overall suitability and potentially lead to false positives.

- b. Repeated and comprehensive examination may be conducted in the case of the conformity of Indonesian common names contained in the Provider database, such as Muhammad, Mochammad, Agus, Bambang and others, with the names listed in the DTTOT. In-depth inspection can be done by the provider through the search for reliable source information, whether the information is closed, such as information sourced from the LPP, law enforcement officers, or information that is open, such as information sourced from the internet.

D. Submission of Minutes of Immediate Blocking

1. General

- a. Based on Article 28 Paragraph (4) of the PPTPPT Law, the Provider who performs the blocking shall immediately prepare the Minutes of Blocking and shall submit the same to the Chief of Police of the Republic of Indonesia.
- b. Submission of Minutes of the Immediate Blocking to the Head of the Police of the Republic of Indonesia as well as copies to Bank Indonesia shall be made by the Provider, no later than 1 (one) working day after the time of immediate blocking.

2. Form of Report and Minutes of Immediate Blocking

- a. Minutes of Immediate Blocking shall be made in writing by expressly stating the followings:
  - 1) name, title, and address of the head of Provider;
  - 2) the date on which the immediate blocking is done;
  - 3) a statement that the blocking has been done immediately;
  - 4) DTTOT number;
  - 5) letter of request for immediate blocking from Bank Indonesia;
  - 6) the name and position of the witness who is an employee of the Provider;

- 7) the identity of the Service User shall at least contain the name, place of birth date, occupation and address;
  - 8) the account number of the Service User shall include the savings account number, the account number of the current account, or any other number as required and the characteristics of the Provider;
  - 9) the last account balance or the value of an asset owned or controlled by the Service User by which the blocking is done automatically;
  - 10) the type and identity of movable or immovable assets or property, whether tangible or intangible, which are managed or in the possession of the Provider, which is automatically blocked; and
  - 11) a statement that the minutes were prepared before the witness, namely the Provider's staff.
- b. The Report of immediate blocking shall be made in writing by expressly stating:
- 1) the date on which the immediate blocking is done;
  - 2) a statement that the blocking has been done immediately;
  - 3) name of Service User; and
  - 4) the account number of the Service User shall include the savings account number, the account number of the current account, or any other number as required and the characteristics of the Provider; and
  - 5) the type and identity of movable or immovable assets or property, whether tangible or intangible, which are managed or in the possession of the Provider, which is automatically blocked;

- c. The format of Minutes and Reports of Immediate Blocking as referred to in letter a) and letter b) are listed in Attachment I which is an inseparable part of these Policies and Procedures.
- d. In the event that the Provider finds no conformity to the identity of the person or corporation contained in the database with the identity of the person or corporation contained in the DTTOT, the Provider shall submit the Nil Report to the Police of the Republic of Indonesia and copies to Bank Indonesia.
- e. The Nil Report Format as referred to in letter d) is contained in Attachment II which forms an integral part of this Circular Letter.
- f. Minutes and Reports on Immediate Blocking, and Nil Report are made in 1 (one) copy.
- g. Minutes and Report of Immediate Blocking and Nil Report must be submitted to:  
CHIEF OF POLICE OF THE REPUBLIC OF INDONESIA  
cq. HEAD OF SPECIAL DETACHMENT 88  
POLICE OF THE REPUBLIC OF INDONESIA  
Jalan Trunojoyo Nomor 3  
Jakarta  
or  
email : dttot.report@gmail.com
- h. Copy of Minutes and Report of Immediate Blocking and Nil Report must be submitted to:  
BANK INDONESIA  
cq. Unit Supervising Non-Bank Payment System / Foreign  
Exchange Business Activities  
Jalan MH. Thamrin No.2  
Jakarta 10350

3. Objection on Immediate Blocking

In the event that there is a Service User expresses an objection to the immediate blocking to the postal service as Provider, the Provider may convey information to the Service User on the blocking objection mechanism which is immediately referred to Article 29 UUTPPU as follows:

- a. Corporate or Individual Service User of may submit an objection to the blocking by the Provider to the Chief of Police of the Republic of Indonesia.
- b. The objection as referred to in letter a must be submitted in writing and furnished with:
  - 1) the underlying reason for the objection with an explanation of the relationship or linkage of the party objecting to the Blocked Fund; and
  - 2) proofs, original documents, or certified copies explaining the source and background of the Fund.
- c. In the event that an objection is accepted, the Chief of the Police of Republic of Indonesia shall prompt the Provider to immediately remove the immediate blocking which is stated in the minutes of revocation of immediate blocking.
- d. The Minutes of revocation of blocking shall be immediately submitted to the Chief of Police of the Republic of Indonesia no later than 3 (three) working days since the date of revocation.
- e. In the event that the objection as referred to in letter a is rejected, then the Service User may file an objection through a civil suit to the Central Jakarta District Court.

**E Submission of Suspicious Financial Transaction Report related to Terrorism Financing**

1. Article 1 Sub-Article 6 of the TPPT Law states that the meaning of Suspicious Transactions Related to Terrorism Funding are:
  - a. financial transactions with a view to use and / or known to be used to commit a criminal act of terrorism; or



- b. transactions involving Any Person based on a list of suspected terrorists and terrorist organizations.
2. The list of suspected terrorists and terrorist organizations as referred to in number 1 letter b is DTTOT issued by the Chief of Police of the Republic of Indonesia based on the determination of the Central Jakarta District Court.
3. Article 13 paragraph (1) of the TPPT Law stipulates that the PJK in this case the provider submits a Suspicious Transaction Financial Report related to Terrorism Financing to PPATK no later than 3 (three) working days after knowing the existence of Suspicious Financial Transactions related to Terrorism Financing.
4. Procedures for submitting Suspicious Financial Transaction Reports related to Terrorism Financing as referred to in paragraph (3) shall refer to the Regulation of the Head of PPATK regarding the procedure of submitting suspicious financial transactions reports to financial service providers.

F. Miscellaneous

1. In the event that the account of the Service User is immediately blocked, the blocked account shall bear interests or profit sharing in accordance with the provisions in force in the Provider.
2. In the case of any agreement or obligation arising after the User of the Service is identified in the DTTOT, the Service User shall still retain its rights under the agreement, including interest or payment.
3. Rights of User Service as referred to in number 2 shall be included in the Fund Mandatorily Included in the immediate blocking.

ANNEX I

FORM OF MINUTES AND REPORT OF IMMEDIATE BLOCKING

[PT. XXX<sup>1</sup>]

[address]

MINUTES OF IMMEDIATE BLOCKING

The undersigned<sup>2</sup>:

Name : .....

Position : .....

Address : .....

in this matter acting for and on behalf of [PT. XXX], hereby declares that on this day [day, date, month, year], at .... WIB / WITA / WIT<sup>3</sup> has immediately blocked the DTTOT Number..... based on Bank Indonesia letter of request, dated ..... number.... before the following witness:

Name : .....

Position : .....

To the accounts/assets/funds owned or possessed by Service User such as follows:

Name : .....

Place, Date of Birth : .....

Occupation : .....

Address : .....

Account Number<sup>4</sup> : .....

Current balance/asset value : .....

Type and identity of assets<sup>5</sup> : .....

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<sup>1</sup> Name of Provider

<sup>2</sup> Name, position, and address of Head of Provider

<sup>3</sup> Time zone shall be adjusted

<sup>4</sup> Shall be matched with the account number such as saving account number, demand deposit account number, or other numbers according to the requirement and characteristics of the industry

<sup>5</sup> In the event that the asset or fund being immediately blocked is not in an account

Hereby this Minutes is made in 1 (one) counterpart and 1 (one) copy.

The Official Performing  
Immediate Blocking,

Witness

Name .....

Name .....

Position .....

Position .....

ANNEX II  
FORM OF REPORT OF IMMEDIATE BLOCKING

[PT. XXX<sup>1</sup>]

[address]

Number : ..... [place], [date, month, year]

Enclosure : .....

Re : Report of Immediate Blocking

To

Chief of Police of the Republic of Indonesia

c.q. Head of Special Detachment 88

Police of the Republic of Indonesia

In-

Jakarta

With reference to paragraph (3) of article 28 of Law Number 9 of 2013 concerning Prevention and Eradication of Terrorism Financing Crime, hereby we report that on this day [day, date, month, year], at .... WIB / WITA / WIT<sup>2</sup> we have immediately blocked the account or asset fund in the name of.....<sup>3</sup> [account number<sup>4</sup>/ current balance/asset value] as set out in the attached minutes.

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<sup>1</sup> Name of Provider

<sup>2</sup> Time zone shall be adjusted

<sup>3</sup> Name of Service User

<sup>4</sup> Shall be matched with the account number such as saving account number, demand deposit account number, or other numbers according to the requirement and characteristics of the industry

ANNEX III  
FORM OF NIL REPORT

[PT. XXX<sup>1</sup>]

[address]

Number : ..... [place], [date, month, year]

Enclosure : .....

Re : Report of Immediate Blocking

To

Chief of Police of the Republic of Indonesia

c.q. Head of Special Detachment 88

Police of the Republic of Indonesia

In-

Jakarta

With reference to paragraph (3) of article 28 of Law Number 9 of 2013 concerning Prevention and Eradication of Terrorism Financing Crime, hereby we report that on this day [day, date, month, year], at .... WIB / WITA / WIT<sup>2</sup> there is no conforming identity or a person or corporation in the database with the identity of the person or corporations as set out the DTOT of the provider or NIL.

[Name of Provider<sup>3</sup>]

[signature]

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<sup>1</sup> Name of Provider

<sup>2</sup> Time zone shall be adjusted

<sup>3</sup> Name and Position of Head of Service Provider