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THE COMMODITY FUTURES TRADING AUTHORITY

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REGULATION OF THE HEAD OF THE COMMODITY FUTURES TRADING

AUTHORITY NUMBER: 99/BAPPEBTI/PER/11/2012

ON

REGISTRATION OF CUSTOMERS ELECTRONICALLY ON-

LINE IN THE COMMODITY FUTURE TRADE SECTOR

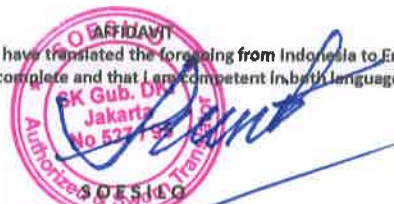
BY THE GRACE OF GOD ALMIGHTY

HEAD OF THE COMMODITY FUTURES TRADE AUTHORITY

In consideration of:

- a. in the context of fulfilling market needs and providing protection to Customers in the sector of Commodity Futures Trading and to carry out the provisions of Article 50 paragraph (6) Law No. 10 of 2011 on the Amendments to Law No. 32 of 1997 on Commodity Futures Trading, it is necessary to regulate the registration of Customers electronically on-line for Futures

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Contract transactions, Sharia Derivative
Contracts, and/or other Derivative Contract in
the Sector of Commodity Futures Trading.

- b. based on the considerations as referred to in
letter a, it is necessary to stipulate a
Regulation of the Head of the Commodity Futures
Trading Authority;

In observation of:

1. Law Number 32 of 1997 on Commodity Futures
Trading amended by Law Number 10 of 2011
(State Gazette of the Republic of Indonesia
Year 2011 Number 79, Supplement to the State
Gazette of the Republic of Indonesia No 5232);
2. Government Regulation No. 9 of 1999 on
Commodity Futures Trading (State Gazette of the
Republic of Indonesia Number 16 Year 1999,
Supplement to State Gazette of the Republic of
Indonesia Number 3805);
3. Presidential Decree Number 84/P of 2009 on the
Formation of United Indonesia Cabinet II Period

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2009-2014 as amended by Presidential Decree
Number 59 /P of 2011;

4. Presidential Decree Number 6/M of 2011 on
Appointment of Echelon I Officials within the
Trade Ministry
5. Presidential Regulation Number 47 of 2009 on
Formation and Organization of State Ministries
as amended several times, most recently by
Presidential Regulation Number 91 of 2011 on
the Third Amendment to Presidential Regulation
Number 47 of 2009 on Formation and Organization
of State Ministry;
6. Presidential Regulation No. 24 of 2010 on the
Position, Duties and Functions of State
Ministries as well as Organizational Structure,
Duties and Functions of Echelon I of State
Ministries as amended several times, most
recently by Presidential Regulation No. 92 of
2011 on Second Amendment to Presidential
Regulation No. 24 of 2010 on the Position,
Duties and Functions of the State Ministries
and Organizational Structure, Duties and

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Functions of the First Echelon of the State
Ministries;

7. Trade Minister's Regulation No. 31/M-
DAG/PER/7/2010 on the Organization and Working
Procedure of the Trade Ministry;

HAS DECIDED:

To Establish: REGULATION OF THE HEAD OF COMMODITY FUTURES
TRADING AUTHORITY ON THE REGISTRATION OF
CUSTOMERS ELECTRONICALLY ON-LINE IN THE SECTOR
OF COMMODITY FUTURES TRADING.

Article 1

- (1) Customers' Registration electronically on-
line is a process that includes
understanding and filling in the application
for opening a transaction account,
Notification of Risk Document, Mandating
Agreement, and statement of having carried
out a simulation of Futures Trading and

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trading rules all of which are carried out electronically.

- (2) Customer's Registration electronically on-line can only be carried out by Futures Brokers who have an electronic customer admission application on-line system and have been approved by *Bappebti*.
- (3) Customer's registration application system electronically on-line As referred to in paragraph (2) must at least contain the following features:
- a. Customer's eligibility;
 - b. Agreement on Mandating;
 - c. trading rules, including all fees collected;
 - d. Company profile;
 - e. Customer's profile;
 - f. Notification of Risk Document;

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- g. Futures Trading transaction simulation facilities (Customer's demo);
- h. means of promotion;
- i. Segregated Account;
- j. Futures Contract, Sharia Derivative Contract, and/or other Derivative Contract being traded;
- k. verification of the completeness of customer's registration requirements;
- l. Confirmation proof of customer's registration; and
- m. means of dispute resolution.

Article 2

- (1) Application for obtaining an Appointment as a Futures Broker carrying out on-line customer's registration activities submitted to the CoFTRA (Bappebti) using Form Number III.PRO.65, supplemented with documents as required in Form

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Number III.PRO.65.A as listed in the Appendix
to this Regulation.

(2) *Bappebti* conducts research on the validity of
documents in accordance with the originals and
the evaluation of documents as referred to in
paragraph (1).

(3) *Bappebti* carries out verification on electronic
on-line customer admission application system
at the Futures Broker's office and prepares
minutes of verification using Form Number
III.PRO.66 as listed in the Appendix to this
Regulation.

(4) *Bappebti* provides the confirmation or rejection
of the application as referred to in paragraph
(1) no later than 25 (twenty-five) working days
after the completion of the requirements are
met.

(5) *Bappebti* provides confirmation of
applications to carry out customers'
registration electronically on-line to the
Futures Broker by using Form Number

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III.PRO.67 as listed in the Appendix to this Regulation.

- (6) *Bappebti* submits a rejection of an application to carry out customer admission electronically on-line to the Futures Broker by using Form Number III.PRO.68 as listed in the Appendix to this Regulation.

Article 3

- (1) Futures Brokers may only accept prospective Customers electronically on-line after the concerned prospective Customer has accepted and agreed to the content of the Mandating Agreement Documents, the Risk Notification Document, the choice of dispute settlement place, trading rules, futures contracts, Sharia Derivatives contract and/or other Derivative Contracts that are traded, and the rules and regulations of the on-line electronic trading system.

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(2) The application system for customers' registration electronically on-line as referred to in Article 1 paragraph (3) must be able to verify:

a. that the Customer is financially feasible;

b. The customer is not a customer that is prohibited according to the provisions of the laws and regulation

c. The customer has the capacity to carry out transactions proven by:

1) have passed the simulation given after the prospective Customer or Customer is given the opportunity to conduct a transaction simulation;

2) a statement stating that the Customer has experience in conducting transactions in Commodity Futures Trading;

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- d. The Customer has read, understood and agreed to the entire content of the Customer's Mandating Agreement;
- e. The Customer has read, understood, and agreed to the entire content of the Notification of Risk Document;
- f. The Customer has read, and understood the Futures Contract, Sharia Derivative Contract, and or other Derivative Contract to be traded;
- g. The Customer has read and understood the trading rules including the transaction mechanism and all fees related to the transaction;
- h. The Customer has read and understood the rules and the code of conduct of the electronic on-line trading system;
- i. The Customer has read and understood the company's information document in the form of company's profile; and

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- j. The Customer has read and understood the dispute resolution mechanism, and agreed the place chosen in the context of dispute resolution.
- (3) In carrying out the provisions referred to in paragraph (2) the Futures Broker must appoint a Representative of the Futures Broker who is specifically assigned to carry out verification.

Article 4

- (1) Before the provisions in this Regulation apply to all Parties, *Bappebti* initially determines the Parties conducting Pilot Projects in order to carry out customer registration by on-line electronic only for Derivative Contract transactions other than Futures and Sharia Derivative Contracts in the Alternative Trading Systems with a minimum volume of 0, 1 (zero point one) lot for a period of 1 (one) year from the enactment of this Regulation based on the

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Decree of the Head of the Commodity Futures
Trading Authority.

- (2) Derivative Contracts other than Futures and
Sharia Derivative Contracts in the
Alternative Trading System with a minimum
volume of 0.1 (zero point one) lots traded in
the context of carrying out on-line
electronic Customer registration as referred
to in paragraph (1) must obtain approval from
Bappebti.

Article 5

Bappebti evaluates the Customer's registration
application system electronically on-line every
1 (one) year.

Article 6

Any violation of the provisions referred to in
Article 1 paragraph (3) and Article 3 paragraph (2)
shall be subject to administrative sanctions in
accordance with the applicable provisions.

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Article 7

This Regulation of the Head of Commodity Futures Trade Authority comes into force from the date of stipulation.

For the purpose of public cognizance, it is hereby ordered that this Regulation of the Head of Commodity Futures Trade Authority be promulgated in the Official Gazette of the Republic of Indonesia.

Stipulated in Jakarta

On November 26, 2012

HEAD OF THE COMMODITY

FUTURES TRADE AUTHORITY.

(signature)

SYAHRUL R. SEMPURNAJYA

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COPY OF This Regulation of The
Head Commodity Futures Trade
Authority is distributed to:

1. Trade Minister of the Republic of Indonesia;
2. Vice Trade Minister of the Republic of Indonesia;
3. Secretary General of the Trade Ministry;
4. Inspector General of the Trade Ministry;
5. Secretaries and Head of Bureaus within *Bappebti*.

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