

Indonesia and Regional Trade Agreements

Session X

Current Agreements

(provisional data subject to change)

Association of Southeast Asian Nations (ASEAN) (Free Trade Area)

- Preferential trade agreements with Australia, China, Hong Kong, India, Japan, Korea, and New Zealand

Regional Comprehensive Economic Partnership (Free Trade Agreement)

- Concluded in November 2019
- Australia, Brunei, Cambodia, China, Indonesia, Japan, South Korea, Laos, Malaysia, Myanmar, New Zealand, the Philippines, Singapore, Thailand and Viet Nam

Current Agreements

(provisional data subject to change)

Bilateral Free Trade Agreements

- Australia, Chile, Mozambique, Iceland, Liechtenstein, Norway, and Switzerland
- Not Operational

Comprehensive Economic Partnership Agreement)

- Korea

Under Negotiation

- European Union, India, Tunisia and Turkey

The Agreement being negotiated with the European Union – Rules of Origin

For the purpose of implementing this Agreement, the following products shall be considered as originating in a Party:

- (a) products wholly obtained in a Party within the meaning of Article 4 (Wholly Obtained Products);
- (b) products obtained in a Party incorporating materials which have not been wholly obtained there, provided that such materials have undergone sufficient working or processing in the Party concerned within the meaning of Article 5 (Sufficiently Worked or Processed Products).

Wholly Obtained Products

1. The following shall be considered as wholly obtained in a Party:
 - (a) plant or plant products grown, cultivated, harvested, picked or gathered there;
 - (b) live animals born and raised there;
 - (c) products obtained from live animals raised there;
 - (d) products obtained from slaughtered animals born and raised there;
 - (e) products obtained by hunting, trapping, fishing, gathering or capturing there;
 - (f) products of aquaculture, where the fish, crustaceans and molluscs are born and raised there;
 - (g) minerals or other naturally occurring substances, not included in subparagraphs (a) through (f), extracted or taken from the soil or the seabed there;
 - (h) products of sea fishing and other products taken from the sea outside any territorial seas by their vessels;
 - (i) products made aboard their factory ships exclusively from products referred to in (h);

The Agreement being negotiated with the European Union – Rules of Origin

2. The terms “vessels” and “factory ships” in subparagraph 1 (h) and (i) shall apply only to vessels and factory ships:
 - (a) which are registered in a Member State of the Union or in Indonesia;
 - (b) which sail under the flag of a Member State of the Union or of Indonesia; and
 - (c) which meet one of the following conditions:
 - (i) they are at least 50% owned by nationals of a Member State of the Union or of Indonesia; or
 - (ii) they are owned by juridical persons:
 - (A) which have their head office and their main place of business in a Member State of the Union or Indonesia; and
 - (B) which are at least 50% owned by a Member State of the Union or by Indonesia, by public entities or nationals of one of those Parties.

Procedure for Listing of Establishments or Facilities

1. Where establishments or facilities are required to be included on a list by the importing Party, the importing Party shall approve establishments or facilities which are situated on the territory of the exporting Party without prior inspection if:
 - (a) The exporting Party has requested such an approval for a given establishment or facility;
 - (b) The import of the product has been authorised, if so required by the competent authority of the importing Party;
 - (c) The establishment or facility concerned has been approved by the competent authority of the exporting Party;

Without prejudice

- (d) The competent authority of the exporting Party has the authority to suspend or withdraw the approval of the establishment or facility; and
- (e) The exporting Party has provided any relevant information and appropriate guarantees requested by the importing Party.

The Agreement being negotiated with the European Union Sustainable Development

29 May 2017

Without prejudice

This document is the European Union's (EU) proposal for a legal text on trade and sustainable development in the EU-Indonesia FTA. It has been tabled for discussion with Indonesia. The actual text in the final agreement will be a result of negotiations between the EU and Indonesia.

DISCLAIMER: The EU reserves the right to make subsequent modifications to this text and to complement its proposals at a later stage, by modifying, supplementing or withdrawing all, or any part, at any time.

CHAPTER [XX]

TRADE AND SUSTAINABLE DEVELOPMENT

Article X.1

Objectives and Scope

1. The objective of this Chapter is to enhance the integration of sustainable development in the Parties' trade and investment relationship, notably by establishing principles and actions concerning labour and environmental aspects of sustainable development of specific relevance in a trade and investment context.
2. The Parties recall the Agenda 21 and the Rio Declaration on Environment and Development of 1992, the Johannesburg Plan of Implementation on Sustainable Development of 2002, the Declaration on Social Justice for a Fair Globalisation of 2008 of the International Labour Organisation (ILO), and the Outcome Document of the UN Conference on Sustainable Development of 2012 entitled "The Future We Want" and the UN 2030 Agenda for Sustainable Development of 2015.
3. Consistent with the instruments referred to in paragraph 2, the Parties shall promote:
 - (a) sustainable development, which encompasses economic development, social development and environmental protection, all three being inter-dependent and mutually reinforcing; and
 - (b) the development of international trade and investment in a way that contributes to the objective of sustainable development.

Article X.2

Right to Regulate and Levels of Protection

¹ For the purposes of this Chapter, the term "labour" means the strategic objectives of the ILO under the Decent Work Agenda, which is expressed in the ILO 2008 Declaration on Social Justice for a Fair Globalisation.

The Agreement being negotiated with

Sustainable

Food Systems

26 May 2021

This document is the European Union's (EU) proposal for the Chapter on Sustainable Food Systems for the EU-Indonesia FTA. The actual text in the final agreement will be a result of negotiations between the EU and Indonesia.

DISCLAIMER: *The EU reserves the right to make subsequent modifications to this text and to complement its proposals at a later stage, by modifying, supplementing or withdrawing all, or any part, at any time.*

CHAPTER [XX]

SUSTAINABLE FOOD SYSTEMS

ARTICLE X.1

Objective

1. The Parties, recognising the importance of strengthening policies and defining programmes that contribute to the development of sustainable, inclusive, healthy and resilient food systems, agree to establish close cooperation to jointly engage in the transition towards sustainable food systems.
2. This Chapter will be applied in addition to and without prejudice to the provisions of other Chapters of this Agreement related to food systems or to the sustainability, in particular: Chapter XX on Sanitary and Phytosanitary Measures, Chapter XX on Technical Barriers to Trade and Chapter XX on Trade and Sustainable Development.

ARTICLE X.2

Scope

1. This Chapter shall apply to the cooperation between the Parties to improve the sustainability of their respective food systems.
2. This Chapter includes provisions for cooperation on specific aspects of sustainable food systems, such as the fight against food fraud and food loss and waste, to improve animal welfare standards, to reduce the use of chemical pesticides and fertilisers, and to reduce the use of antimicrobials.

ARTICLE X.3

Definition

The Agreement being negotiated with the European Union Information about the Texts and the Negotiation Process

