4

Sector	:	All sectors
Subsector	:	-
Level of Government	:	Central
Type of Obligation	:	National Treatment (Article 10.3)
Description of Measure	:	Foreign investment shall appoint local distribution agents to sell its products to the end-users in Indonesia. For greater certainty, “foreign investment” means a foreign investor or a legal entity established as an Indonesian Limited Liability Company (*Perseroan Terbatas*) in accordance with the Source of Measures listed under reservation 3 of this List.
Source of Measure	:	• *Law No. 20 of 2008 concerning Micro, Small and Medium Enterprises* • *Ministry of Trade Regulation No. 22 of 2016 on General Provisions on the Distribution of Goods* • *Ministry of Trade Regulation No. 11 of 2006 on Provisions and Procedures of Issuance of Agents or Distributor of Goods and/or Services Registration* • *Investment Coordinating Board Regulation No. 6 of 2018 concerning Guidelines and Procedures for Investment Licensing and Facilities*

5

Sector	:	All sectors
Subsector	:	-
Level of Government	:	Central
Type of Obligation	:	- National Treatment (Article 10.3) - Senior Management and Board of Directors (Article 10.7)
Description of Measure	:	A foreign investment established under *Law No. 40 of 2007 concerning Limited Liability Company* is required to have any positions related to personnel affairs to be occupied by Indonesian nationals.
Source of Measure	:	• *Law No. 13 of 2003 concerning Manpower* • *Presidential Decree No. 74 of 2014 concerning the Employment of Expatriates and the Implementation of Education and Training for Labour Companion* • *Ministry of Manpower and Transmigration Decree No. 40 of 2012 concerning Certain Positions that are Restricted for Foreign Workers* • *Presidential Regulation No. 20 of 2018 concerning the Employment of Expatriates.*