

ATTACHMENT III TO  
REGULATION OF THE COMMISSION FOR  
THE SUPERVISION OF BUSINESS COMPETITION  
NUMBER 1 YEAR 2019  
REGARDING  
PROCEDURES FOR HANDLING MONOPOLISTIC  
PRACTICE AND UNFAIR BUSINESS COMPETITION  
CASES

PROVISIONS ON THE FORMAT OF SUMMONS FOR COMMISSION PANEL  
HEARING


1. Provisions of the format of Summons for Commission Panel Hearing herein constitute a reference for Clerks in making summons for parties who will be inquired in a hearing process.
2. The format of Summons for Commission Panel Hearing shall contain general matters that need to be indicated in the letter, provisions on numbering, and the use of paper.
3. The difference of the Summons for Commission Panel Hearing signed by the Chairman of the Commission Panel from the format as indicated herein shall not immediately result in a formal defect.
4. The composition of Summons for Pre-investigation [?] shall consist of the following:
  - a. The Head
    - 1) The Summons for Commission Panel Hearing shall use heading papers with the logo Eagle on the upper side of the papers and there is an address on the lower side of the papers.
    - 2) The inscription "summons" shall be indicated below the letter heading inscribed in uppercases.
    - 3) The Summons for Commission Panel Hearing Number shall be inscribed in uppercases symmetrically below the inscription "summons".
  - b. The Corpus  
The corpus part of the summons shall consist of consideration element, legal bases, and objective of the summons.
  - c. The Foot  
The foot part of the summons shall consist of:
    - 1) The venue and date of the making of the summons.
    - 2) The name of position, signature, and full name of the official signing the summons.
    - 3) A warning clause inscribed in a box on the lowest part shall contain a sanction threat for parties not appearing or cooperating with the Commission. This provision shall be exempted from a party summoned whose position is an Expert.
5. Numbering

The numbering of the Summons for Commission Panel Hearing shall follow the procedures as provided for in Regulation of the KPPU regarding Official Manuscript Management.

6. Example of the Format of Summons for Commission Panel Hearing  
The Format of Summons for Commission Panel Hearing shall be as indicated in the following example:

CONTOH 38 ...

## EXAMPLE OF THE FORMAT OF SUMMONS FOR COMMISSION PANEL HEARING

	K3 model heading paper
<b>Commission for the Supervision of Business Competition of the Republic of Indonesia</b>	Summons number pursuant to Regulation of the KPPU regarding Official Manuscript Management
SUMMONS NUMBER ...../.....	Containing the consideration bases of the Summons
CONSIDERATION : whereas in the context of (Preliminary Examination/ Follow-up Examination/Extension of Follow-up Examination) of the alleged violation of Law Number 5 Year 1999, it is necessary to summon (Reported Party/Witness) to ....	Containing the legal bases for the summons
BASES : 1. Article 36 sub-articles e, f, and g of Law No. 5 Year 1999 ..... 2. Article .... of Regulation of the Commission for the Supervision of Business Competition Number ... Year .... regarding Procedures for Handling Cases ..... 3. Stipulation of the Commission for the Supervision of Business Competition Number ... ..	Name, position, and full address of the Party to be summoned
SUMMONING:  Full Name and/or Position Name of Company/Agency Full Address of Company	Objective of the summons and capacity of the Party summoned
TO : Appear before the Examination Commission Panel (PP/PL) of the Commission for the Supervision of Business Competition Number (No)/KPPU-(L/I)/(year) at (room name, venue name, full address, and postal code) on <b>(day)</b> dated <b>(date) (month) (year)</b> , at (___ <b>WIB [West Indonesia Time]/WITA [Central Indonesia Time]/WIT [East Indonesia Time]</b> ) until finish as <b>(T/S/A)</b> for ... .....	Venue and date of the making of the Summons
Jakarta, ...(date), ...(month),...(year) Chairman of the Commission Panel Case Number...../.....  (Signature )	Name of position and full name inscribed with the initial letter in uppercases without degree
<b>ATTENTION:</b> The Parties not appearing and cooperating with the Commission for the Supervision of Business Competition after being summoned properly may be handed over the Investigators to be investigated in accordance with the applicable laws and shall be subject to a minimum fine of IDR1,000,000,000.00 (one billion Rupiah) and a maximum fine of IDR5,000,000,000.00 (five billion Rupiah) or a maximum imprisonment of 3 (three) months in place of the fine  (Articles 41 and 48 paragraph 3 of Law No. 5 Year 1999)	Containing a warning. Especially the summons for the party
Jalan Ir. H. Juanda No. 36, Jakarta Pusat 10120	

COMMISSION FOR THE SUPERVISION OF  
BUSINESS COMPETITION  
CHAIRMAN,

KURNIA TOHA