Translation of Regulation of the President of the Republic Indonesia Number 32 of 2024 on the Responsibilities of Digital Platform Companies to Support Quality Journalism
REGULATION OF THE PRESIDENT OF THE REPUBLIC OF INDONESIA

NUMBER 32 OF 2024

ON

THE RESPONSIBILITIES OF DIGITAL PLATFORM COMPANIES TO SUPPORT QUALITY JOURNALISM

BY THE GRACE OF GOD ALMIGHTY

THE PRESIDENT OF THE REPUBLIC OF INDONESIA,

Considering:

a. that quality journalism as an important element in the realization of democratic national, state, and social life needs to receive support from the digital platform companies;

b. that the development of information technology encourages major changes in the practice of quality journalism, one of which is the presence of digital platform companies and therefore, the government needs to organize the ecosystem of digital platform companies in relation to press companies to support quality journalism;

c. that based on the considerations as referred to in letter a and letter b, it has been deemed necessary to establish Regulation of the President on the Responsibilities of Digital Platform Companies to Support Quality Journalism;

Observing:

Article 4 paragraph (1) of the 1945 Constitution of the Republic of Indonesia;

HAS DECIDED:

To establish:

REGULATION OF THE PRESIDENT ON THE RESPONSIBILITIES OF DIGITAL PLATFORM COMPANIES TO SUPPORT QUALITY JOURNALISM.
CHAPTER I
GENERAL PROVISIONS

Article 1

Under this Regulation of the President the following definitions are employed:

1. Responsibilities of Digital Platform Companies are the obligations of digital platform companies to maintain sound news business ecosystem to support quality journalism.
2. News is journalistic work by journalists who work in Indonesian incorporated press companies, in the form of writing, sound, images, as well as data and graphics and in other forms carried out regularly and guided by the journalistic code of ethics and the Law on the press using print media, electronic media, and all kinds of available channels.
4. Digital Platform Services are services owned by digital platform companies that include the collection, processing, distribution, and presentation of News digitally as well as interaction with News which functions to mediate News presentation services aimed primarily for business.
5. Algorithms are complex systems used by digital platforms to personalize content.
6. Ministry is the ministry that organizes government affairs in the communication and informatics sector.
7. Minister is the minister who organizes government affairs in the communication and informatics sector.
8. Press Companies are Indonesian legal entities that organize press businesses which include print media, electronic media, and news agencies, as well as other media companies that specifically organize, broadcast, or distribute information.
9. Digital Platform Companies are electronic system organizers in private field that provide and operate Digital Platform Services and utilize them for commercial purposes through data collection and processing.

Article 2

This Regulation of the President aims to regulate the responsibilities of Digital Platform Companies to support quality journalism so that News as journalistic work is respected and its ownership is valued fairly and transparently.
Article 3

The scope of this Regulation of the President includes the regulation of:

a. Digital Platform Companies;
   b. cooperation between Digital Platform Companies and Press Companies;
   c. committee; and
   d. funding.

CHAPTER II

DIGITAL PLATFORM COMPANIES

Article 4

Digital Platform Companies are determined based on the presence of Digital Platform Services in Indonesia.

Article 5

Digital Platform Companies as referred to in Article 4 must support quality journalism by:

a. not facilitating the distribution and/or commercialization of News content that is not in accordance with the Law on the press after receiving the report through the reporting facilities provided by Digital Platform Companies;
   b. providing best efforts to help prioritize the facilitation and commercialization of News produced by Press Companies;
   c. providing fair treatment to all Press Companies in offering Digital Platform Services;
   d. implementing training and programs aimed at supporting quality and responsible journalism;
   e. providing best efforts in designing News distribution Algorithms that support the realization of quality journalism in accordance with democratic values, diversity, and laws and regulations; and
   f. cooperating with Press Companies.

Article 6

Press Companies as referred to in Article 5 letter b, letter c, and letter f shall be Press Companies that have been verified by the Press Council.
CHAPTER III
COOPERATION BETWEEN DIGITAL PLATFORM COMPANIES AND PRESS COMPANIES

Division One
General

Article 7
(1) The cooperation between Digital Platform Companies and Press Companies shall be set forth in agreement.

(2) The cooperation as referred to in paragraph (1) shall take the form of:
   a. paid license;
   b. profit sharing;
   c. aggregated News user data sharing; and/or
   d. other agreed forms.

(3) Profit sharing as referred to in paragraph (2) letter b is the distribution of income from the utilization of News by Digital Platform Companies produced by Press Companies based on economic value calculations.

Division Two
Dispute Resolution

Article 8
(1) In the event of disputes between Digital Platform Companies and Press Companies, the parties may individually or jointly submit legal remedies outside the general court in the form of arbitration or alternative dispute resolution.

(2) Dispute resolution as referred to in paragraph (1) shall be carried out independently in accordance with the provisions of laws and regulations.
CHAPTER IV
COMMITTEE

Division One
Formation

Article 9

(1) The committee shall be formed and determined by the Press Council.
(2) The committee as referred to in paragraph (1) in carrying out its duties shall be independent.

Division Two
Duties, Functions, and Work Procedures

Article 10

The committee has the duties of ensuring the fulfillment of the Digital Platform Companies’ obligations as referred to in Article 5.

Article 11

In carrying out the duties as referred to in Article 10, the committee has the following functions:

a. supervising and facilitating the fulfillment of the Digital Platform Companies’ obligations as referred to in Article 5;
b. providing recommendations to the Minister on the results of supervision; and
c. implementing facilitation in arbitration or alternative dispute resolution between Digital Platform Companies and Press Companies as referred to in Article 8 in accordance with the provisions of laws and regulations.

Article 12

(1) Every decision-making of the committee shall be carried out in a collegial collective manner and shall be accountable to the public.
(2) In the event that a deliberation-for-consensus agreement is not reached, the decision shall be made by majority vote through voting.
(3) Each committee agreement must:
   a. go through a consideration process that takes into account input in the form of opinions and thoughts that develop in society; and
   b. guarantee transparency, guarantee independence, and fulfill a sense of justice.
Article 13

(1) The committee must make periodic reports on the implementation of its duties and functions at least 1 (one) time in 1 (one) year to the public.
(2) The report as referred to in paragraph (1) shall be uploaded to the Press Council information system and must be easily accessible to the public.

Division Three
Elements, Membership, and Secretariat

Article 14

(1) The committee consists of representatives from the following elements:
   a. the Press Council which does not represent the Press Companies;
   b. the Ministry; and
   c. experts in the field of Digital Platform Services who are not affiliated with Digital Platform Companies or Press Companies.
(2) The committee members shall be in odd numbers of a maximum of 11 (eleven) people.
(3) The committee membership as referred to in paragraph (2) shall consist of:
   a. representatives from the element of the Press Council as referred to in paragraph (1) letter a which shall be a maximum of 5 (five) people;
   b. representative from the element of the Ministry as referred to in paragraph (1) letter b which amounts to 1 (one) person; and
   c. representatives from the element of expert as referred to in paragraph (1) letter c which shall be a maximum of 5 (five) people.
(4) In the event that the number of committee members is less than 11 (eleven) people, the committee members must be an odd number, and the membership composition as referred to in paragraph (3) letter a and letter c shall be the same number.
(5) The expert representatives as referred to in paragraph (1) letter c shall be appointed by the minister who organizes government affairs in the fields of politics, law, and security.

Article 15

The composition of the committee membership shall consist of:
   a. 1 (one) chairman of the committee concurrently a committee member;
   b. 1 (one) deputy chairman of the committee concurrently a committee member; and
   c. committee members.
Article 16

(1) Committee members are appointed for a term of office of 3 (three) years.
(2) Committee members may be re-elected for 1 (one) subsequent term of office.
(3) The term of office as referred to in paragraph (1) shall begin from the date of stipulation of the Decree of the Press Council on the appointment of committee members.

Article 17

(1) To support the smooth running of the duties and functions as referred to in Article 10 and Article 11, the committee shall be assisted by the secretariat.
(2) The secretariat as referred to in paragraph (1) shall be headed by a secretary who is held ex-officio by the Secretary of the Press Council.

CHAPTER V
FUNDING

Article 18

The funding required to carry out the duties and functions of the committee as referred to in Article 10 and Article 11 shall be sourced from:

a. press organizations;
b. Press Companies;
c. assistance from the state; and/or
d. other assistance,
in accordance with the provisions of laws and regulations.

CHAPTER VI
CLOSING PROVISIONS

Article 19

This Regulation of the President comes into force after 6 (six) months from the date of its promulgation.
For public cognizance, it is hereby ordered that this Regulation of the President be promulgated in the State Gazette of the Republic of Indonesia.

Established in Jakarta
on 20 February 2024

THE PRESIDENT OF THE REPUBLIC OF INDONESIA,

Signed.

JOKO WIDODO

Promulgated in Jakarta
on 20 February 2024

THE MINISTER OF THE STATE SECRETARY OF THE REPUBLIC OF INDONESIA,

Signed.

PRATIKNO

STATE GAZETTE OF THE REPUBLIC OF INDONESIA OF 2024 NUMBER 46