

Environmental Impact Assessment, Guidelines for Preparation of (MOE Decree No. 14 ,1994)

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DECREE CONCERNING GENERAL GUIDELINES FOR THE PREPARATION OF ENVIRONMENTAL IMPACT ASSESSMENT

Minister of State for the Environment
Decree Number Kep-14/Menlh/3/1994
THE MINISTER OF STATE FOR THE ENVIRONMENT

Considering:

that for the implementation of [Government Regulation No. 51 of 1993](#) regarding Environmental Impact Assessment it is necessary to stipulate a Decree of the Minister of State for the Environment Regarding General Guidelines for the Preparation of Environmental Impact Assessments.

In View of:

1. Law No. 4 of 1982 regarding Basic Provisions for the Management of the Living Environment (State Gazette No. 12, 1982, Supplement to State Gazette No. 3215);
2. Law No. 24 of 1992 regarding Spatial Use Management (State Gazette No. 115, 1992, Supplement to State Gazette No. 3501);
3. [Government Regulation No. 51 of 1993](#) regarding Environmental Impact Assessment (State Gazette No. 84, 1993, Supplement to State Gazette No. 3538);
4. Decree of the President of the Republic of Indonesia No. 23 of 1990 regarding the Environmental Impact Management Agency;
5. Decree of the President of the Republic of Indonesia No. 44 Of 1993 regarding Position, Basic Tasks, Function, Organizational Structure and Administration of Ministers of State;

6. Decree of the President of the Republic of Indonesia No. 96/M of 1993 regarding the Establishment of Development Cabinet VI.

HAS DECIDED TO STIPULATE:
General Guidelines for the Preparation of
Environmental Impact Assessments

Firs

The definitions of Terms of Reference for an Environmental Impact Statement, Environmental Impact Statement, Environmental Management Plan and Environmental Monitoring Plan shall be as provided in [Government Regulation No. 51 of 1993](#) Regarding Environmental Impact Assessment.

Second

The terms of reference for an environmental impact statement shall be prepared with reference to the general guidelines for the preparation of the terms of reference for an environmental impact statement as set forth in [Appendix I](#) hereto.

Third

1. General guidelines for the preparation of an environmental impact statement shall be as provided in [Appendix II](#) hereto;
2. Technical guidelines for the preparation of an environmental impact statement shall be issued by the Minister of Head of the non-departmental government agency concerned, with reference to the general guidelines as referred to in Item 1 above;
3. In the event that technical guidelines as described in Item 2 above have not yet been issued, the environmental impact statement shall be prepared with reference to the general guidelines as referred to in Item 1 above.

Fourth

The environmental management plan shall be prepared with reference to general guidelines for the environmental management plan as set forth in [Appendix III](#) hereto.

Fifth

The environmental monitoring plan shall be prepared with reference to general guidelines for the environmental monitoring plan as set forth in [Appendix IV](#) hereto.

Sixth

This Decree shall take effect as of the date of promulgation, and if any error is found in the future, a revision shall be made accordingly.

Promulgated in Jakarta on 19 March 1994
The Minister of State for the Environment
(signed) Sarwono Kusumaatmadja

APPENDIX I

GENERAL GUIDELINES FOR THE PREPARATION OF THE TERMS OF REFERENCE FOR AN ENVIRONMENTAL IMPACT STATEMENT (KA-ANDAL)

A. GENERAL

1. Definition

The **Terms of Reference** is the scope of study for the Environmental Impact Statement (ANDAL), which results from the scoping carried out as per [Article 1 of Government Regulation No. 51 of 1993](#).

2. Function of the General Guidelines for the preparation of the KA-ANDAL

- a. The general guidelines for the preparation of the KA-ANDAL shall be used as a reference in preparing technical guidelines for the preparation of the KA-ANDAL, and as the basis for the preparation of a KA-ANDAL in the event that such technical guidelines for the particular business or activity have not yet been promulgated.
- b. The general guidelines on the preparation of the KA-ANDAL shall also be applicable to the environmental impact assessment process for integrated/multisectoral activities, estates (kawasan) and regional development areas (AMDAL Regional).

3. Objectives and Function of KA-ANDAL

The objectives of preparing a KA-ANDAL are as follows:

- a. To establish/formulate the scope and depth of the Environmental Impact Statement (ANDAL) study.

- b. To provide direction for the ANDAL study in order that it may be carried out in an effective and efficient manner in accord with the available funds, manpower and time.

The Functions of KA-ANDAL Document are as follows:

- a. As an important reference for the proponent and those agencies responsible for supervision of the business or activity in question, and for the compilers of the ANDAL study with regard the scope and depth of the ANDAL study to be undertaken.
- b. As a reference for the evaluators of the ANDAL document in carrying out the evaluation of the ANDAL study.

4. Basic Consideration in the Preparation of the KA-ANDAL

- a. **Diversity.** The objective of an ANDAL is to predict the possible occurrence of impacts on the environment from a proposed business or activity. In general, the proposed business or activity and the environment are quite diverse. Business or activities vary widely in terms of their form, objectives, targets, etc.

Similarly, the profile of the environment will vary greatly depending on the geography, diversity of environmental factors, human influences, etc. Therefore, the inter-relationships between the two will also vary greatly.

The possibility of environmental impacts will also vary. Thus, the KA-ANDAL is needed to provide direction as to which components of the business or activity should be studied and which environmental components should be observed during the preparation of the ANDAL.

- b. **Resources Limitations.** Preparation of the ANDAL frequently faces limitations in resources, time, funds, manpower, methods, etc. The KA-ANDAL will clarify how to adjust the desired objectives and outcomes within these limitations without reducing the ANDAL's quality.

The KA-ANDAL sheds light on the efforts to determine which priority must be given precedence so that the objectives of ANDAL can be fulfilled within the limited resources.

- c. **Efficiency.** The collection of data and information for the ANDAL needs to be limited to those factors directly related to the needs of the study. In this way, the ANDAL can be prepared efficiently.