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LAND ACQUISITION AND

RESETTLEMENT ACTION PLAN

(LARAP)

LOCATION

UPPER SUNTER DRAIN

JATINEGARA KAUM SUB-DISTRICT, PULOGADUNG DISTRICT

EAST JAKARTA

Revision: April 2017

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I. INTRODUCTION

1.1. Background

The Jakarta Urgent Flood Mitigation Project-JUFMP is a joint initiative of the Government of the DKI Jakarta Province, the Central Government, in this case the Ministry of Public Works (now the Ministry of Public Works and Public Housing), and the World Bank in the efforts of flood handling in Jakarta. Control over floods in Jakarta requires large-scale rehabilitation on rivers, canals and reservoirs. Rehabilitation must be accompanied with flood management planning to ensure optimum system operation. The 2007 post-flood simulation result showed that physical works on 12 canals/rivers and 4 main reservoirs in Jakarta by recovering the flood control system and function to their initial designs were predicted to reduce 40% of the flood inundation area or to secure approximately 1 million Jakarta people. The Rivers/Canals and Reservoirs handled are Sunter (Upper Sunter and Lower Sunter), Cengkareng Drain, Ciliwung-Gunung Sahari Drain, Sentiong-Sunter Drain, Melati Reservoir, Cideng-Thamrin Drain, South Sunter Reservoir, East Sunter III Reservoir, North Sunter Reservoir, Lower Angke Drain, Tanjungan Drain, West Banjir Kanal, Grogol-Sekretaris Drain, Pakin-Kali Besar-Jelakeng and Krukut Cideng Drain. However, Canal/River and Reservoir dredging work also has the potential of bringing social impact in the form of relocation of the community structures required in the embankment rehabilitation and dredging works. One of the potential impacts arises on the community structures are hanging on the embankment and water body (State-Owned Land) in the Upper Sunter Drain. Therefore, the Government of the DKI Jakarta Province through the Project Implementing Unit (PIU) of the Water Resources Services Office has prepared Land Acquisition and Resettlement Plan (LARAP) for the activity concerned.

1.2. General Description of Project

1.2.1. Project Location

Upper Sunter Drain is in Cipinang, Jati, Jatinegara Kaum, Kayu Putih and Pulogadung Sub-Districts, Pulogadung District. However, the potential affected

people by the direct impacts of embankment rehabilitation and dredging activities are the community structures of Jatinegara Kaum Sub-District. Jatinegara Kaum covers an area of 123.45 Ha, with a total population of 12,789 people. The population composition comprises 24,197 males and 10,406 females. In addition, the number of foreign citizens is 10, comprising 4 males and 6 males. The total families recorded are 5,021 households (2012 data). the administrative area borders of Jatinegara Kaum are as follows:

- North : Jl. Palat, Pulogadung Sub-District
- West : Jl Bekasi, Jatinegara Sub-District
- East : Railway, Klender Sub-District
- South : Sunter drain, Cipinang Sub-District

1.2.2. JUFMP Plan in Upper Sunter Drain

Upper Sunter Drain is under responsibility the Ciliwung Cisadane Regional Office (BBWSCC), the Directorate General of Water Resources, the Ministry of Public Works and Public Housing. Physical activities will be implemented for 14 months, starting from May 2017-June 2018. The activities in Upper Sunter i.e:

- Sludge dredging as far as 5,150 m (volume: 79,900 M3)
- Sludge transportation to CDF Ancol, East Ancol and disposal transportation to Bantar Gebang landfill, Bekasi
- Embankment rehabilitation along the 1,850 m1 (sporadic in 7 sites)

The embankment rehabilitation and dredging works will be impacted to a small part of the structures are hanging on the drain (river body) such as fences, back of structure i.e. walls and terraces. The sample drawing and Activity Plan is presented in Attachment 1.

1.3. Potential Impacts of Embankment Rehabilitation and Dredging Activities

Embankment rehabilitation and dredging activities in the Upper Sunter shall not widen the river body, instead they shall recover the river's function to its initial design. The embankment rehabilitation and dredging activities shall affect the structures on the Upper Sunter Drain. The impacts are described below.

a. Activities requiring Land Procurement

In 2010, the Ministry of Public Works prepared embankment rehabilitation and dredging plan. The DED implementation is predicted to impact 722 community structures (draft LARAP 2010-Directorate of Coastal and Rivers, the Ministry of Public Works). The Community structure potentially affected by the project (PAPs) are categorized as Informal Settlers ("Encroachers" and "Squatters"). The structures potentially affected by the project are hanging structures on river – 2 meters from embankment. The PIU of the DKI Jakarta then has carried out resurvey based on the DED review prepared by the CPIU. The resurvey had been carried out from October 2013 to March 2014. Resurvey based on the DED review results concluded that the community potentially affected by the project amount to 111 households and determine that the number of WTP in the Upper Sunter reaches 111 households. On the other hand, the East Jakarta Municipality government through the Pulogadung District, Kayu Putih, Pulogadung, Jatinegara Kaum and Jati Sub-Districts had been evicting from October 2014 to April 2015. The eviction targeted 859 structures on sidewalks, drainages, park and local road. Out of the 859 structures evicted, 31 structures were recorded "cut-off date". Those 31 structures comprised 28 chicken coops and 3 informal settlers. The eviction had not given any compensation to the evict victims.

b. Structure location potentially affected by JUFMP

The informal settlers in the Upper Sunter Drain are the issues that must be handled in the Jakarta Urgent Flood Mitigation project-JUFMP/Jakarta Emergency Dredging Initiative-JEDI activities. The structures are hanging on river body. The implementation of the DED review results is predicted to affect a small part of the informal settler structures, therefore the owner can still utilize the structures or relocation is not required. Parts of the structures affected by the project are, among others, kitchens, fences, and the rear walls of the houses. The structures condition is generally semi-permanent and temporary. (Attachment 2: Pictures of sites of the structures potentially affected by the project).

1.4. LARAP Preparation Objective

The aims of LARAP is intended to explain the principles, procedures and organization method to be applied in resettlement, namely as follows:

a. Elaborating the method for/efforts of minimizing relocation and specifically elaborating compensation options to the PAPs.
b. Determining in details resettlement support and particular support.
c. Elaborating in details land acquisition and resettlement work plan.

II. CHARATERISTICS OF PEOPLE, LANDS AND STRUCTURES POTENTIALLY AFFECTED BY PROJECT

The draft LARAP document prepared by the Directorate General of Water Resources, the Ministry of Public Works and Public Housing in 2010 mentioned that the structures potentially affected by the project amounting to 722 units comprise houses, offices, trading facilities, and public facilities. DED review and data renewal had then been carried out from October 2013 to April 2014. The data renewal based on the DED review indicated that 111 households (476 people) utilizing the water body of the Upper Sunter Drain potentially affected by the project comprised: (i) 105 structures (individuals/companies/public/social facilities), (ii) 4 farm/kale yard slots; and (iii) 2 empty land. There were 2 households having more than 1 slot/asset.

The municipality of East Jakarta through the Pulogadung District and Sub-District of Kayu Putih, Pulogadung, Jati Negara Kaum and Jati had been evicted around the Upper Sunter Drain from November 2014 to April 2015. The eviction was demolishing 859 structure units. Out of the 859 demolished structures, 31 units were part of the JUFMP/JEDI project PAP. The 31 structures comprised 28 chicken coops and 3 informal houses. The three informal houses were only partially affected, namely the terrace and front fence; therefore the owners could still utilize the structure. Whereas the 28 chicken coops were relocated by the owners nearby the location. From the aforementioned 28 chicken coops, there was a coop guard who was also working as garbage collector in the neighborhood group (RW) 05, Jatinegara Kaum Sub-District. The coop guard was facilitated by the neighborhood group (RW) 05 administrator to live surrounding the relevant RW.

2.1. Description of Project Affected Lands

The utilizers of the Upper Sunter drain body potentially affected by the project amount to 111 households (now left 80 households, while 31 households had been demolished in the eviction from November 2014 to April 2015). The water body utilized by the people covers an area of 524,104 m2. Related to land ownership status: (i) 11 households (10%) act as cultivator, (ii) 100 households

(90%) act as land owners, renters/others (staying over and cultivating) and Public/Social Facilities. Based on the census survey, was received the following acknowledgement of ownership on land: (i) 8 households with Ownership Right Certificates (7%); (ii) 69 households with Sub-District Sale and Purchase Deeds/Notary Deeds (62%); (iii) 3 households with "letter C" customary titles (3%); (iv) 6 households were not answering (5%); (v) 19 households occupying other person lands (17%) and (vi) 6 households on State Lands (5%).

Table 1: Summary on Lands Potentially Affected by Project

No	Land Description	Number of Respondents' Answers and percentage (%)						Remarks
1.	Land Ownership Status	State-Owned Land (5%)			Land under Ownership Right (89%)			
2.	Land ownership at other places	Available (19%)	Unavailable (70%)		Not Answering (4.50%)	Public/social facility (6%)		
3.	Land acquisition method	Purchase (57%)	Heritage/Grant (5%)		Others (31%)	No Answer (2%)		
4.	Utilization	Dwellings (63%)	Business Places (9%)	Field (5%)	Public Facilities (6%)	Others (17%)		Others: chicken coops/ and empty lands

2.2. Summary of Project Affected Structures

Community structures potentially affected by the project number to 105 units comprising: (i) informal settlers (50%); (ii) housing and business places (24%); (iii) business places (8%); (iv) chicken coops, fields, fish pond (6%); and (v) public/social facilities (6%), with permanent, semi-permanent and nonpermanent/temporary structure conditions.

Table 2: Summary on Project Affected Structures

No.	Form of Loss	Amount	Remarks
1.	Informal Settlers	(50%)	Structure conditions: Permanent, Semi-permanent, nonpermanent/ temporary
2.	Housing and Business Places	(24%)	
3.	Business Places	(8%)	
4.	Chicken Coops	(6%)	
5.	Public/social Facilities	(6%)	
TOTAL:		(100%)	

2.3. Description of Project Affected Inhabitants

2.3.1. Profile of Project Affected People

The project affected people profile of the Upper Sunter comprises as follows:

Sex: comprising (i) 87 males (78%) and 13 females (12%).

Age: aged 40 to 50 years (25%), aged 50 to 55 years (24%), aged 30 to 40 years (productive age) (22%), aged > 55 years (18%), aged 20 to 30 years (1%); and not answering/owners unknown (10%).

Education: mostly declare as Senior High School/Islamic Senior High School/ equivalent graduates (38%), followed with Elementary School/Islamic Elementary School/equivalent graduates (25%), Junior High School/Islamic Junior High School/ equivalent graduates (17%), not in school (6%), Bachelor Degree (S1) graduate (3%), academy graduate (D1/D2/D3) (1%) and not answering/owners unknown (10%).

Main profession of household head: business/traders (25%), labors (13%), housewives (7%), others/not working, scavengers or casual callers (7%), drivers (5%), Indonesian Army/Police officers (5%), Civil Servants (1%), and not answering/unknown (10%).

Related to Marital Status: PAPs declared themselves as married (78%), widows (8%), widowers (2%), single (2%) and not answering/unfound (10%).

Table 3: Summary on Profile of Project Affected People

No	Profile Description	Profile of Inhabitants (Number and Percentage)					Remark
1.	Sex	Males (78%)	Females (12%)				(10%) no answered
2.	Age (years)	20-30 (1%)	30-40 (22%)	40-50 (25%)	50-55 (24%)	>55 (18%)	
3.	Education	Not in School (6%)	Elementary School Graduates (25%)	Junior High School (17%)	Senior High School (38%)	S1/Diploma Graduates (4%)	
4.	Main profession of household head	Civil Servants/ Army/ Police (5%)	Housewives (7%)	Private Employees (22%)	Drivers (5%)		
		Labors (13%)	Entrepreneurs (31%)	Others (7%)			
5.	Marital Status	Married (78%)	Widowers (2%)	Widows (8%)	Single (2%)		

No	Profile Description	Profile of Inhabitants (Number and Percentage)				Remark
6.	Origins of people	husband and wife are local (70%)	Both are comer (19%)		wife local and husband comer (1%)	
7.	Identity Card	Without ID Cards (2%)	ID card address is in accordance with the current location (68%)	ID card address is not in accordance with the current location (21%)		

Origins and Population Statuses: The PAPs declared themselves as local people-husbands and wives (70%), husbands as comer and wives as local people (19%), and wives as local people and husbands as comer (1%). Related to Identity Card (KTP) ownership: 75 (68%) people declared having Identity Cards with similar addresses of the affected assets (68%), 21% declared having Identity Cards with addresses different from the affected assets, 2% declared not having ID Cards and 10% were not answering/unfound.

2.3.2. Project Affected People Economic Activities in the Project Site

The PAPs types of businesses potentially affected by the project comprise: do not run business in the site/for living only (56%), empty lands and others (animal husbandry, field, storehouse) (25%), declared having grocery store/food stall/office business (13%). In relation to business ownership pattern: mostly were not answering (not having any business) (56%), having their own businesses (36%), profit sharing (2%). For businesses at other places: not answering (56%), having businesses at other places (37%), and 1% not having businesses at other places. Related to business plans after being affected by the project: not answering (56%), continue running the same business (23%), others (not running any more businesses continued due to land requirement) (15%) and start running new businesses (2%).

Table 4: Summary on Project Affected People Economic Activities

No.	Description	Survey Results		
1.	PAPs type of businesses	Animal husbandry/ Fish pond/ Farming/ Storehouse	Business at other places	Food stall, grocery store, office
		(25%)	(56%)	(13%)

No.	Description	Survey Results		
2.	Business ownership pattern	Own businesses (36%)	Profit sharing (2%)	Others (56%)
3.	Business at other places	Unavailable (56%)	Available (37%)	
4.	Business plan after being affected by project	Continue running the same businesses (23%)	Start running new businesses (2%)	Not running any more businesses (14%)

2.3.3. Project Affected People Economic Condition

The people potentially affected by the project with income IDR. 1,000,000 to IDR. 2,000,000/month (29%), those declaring a total income of the entire family members > IDR. 3,000,000/month (20%), those declaring a total income of IDR. 2,000,000 to IDR. 3,000,000/month (16.22%), those declaring an income of IDR. 500,000 to IDR. 1,000,000/month (14.41%), those declaring a total income of < IDR. 500,000/month (1%), and those not answering/unknown owners (4%). Those with a total spent cost for daily living the entire family members of IDR. 1,000,000 to IDR. 2,000,000/month (42%), those answering IDR. 2,000,000 to IDR. 3,000,000/month (21%), those answering < IDR. 3,000,000/month (16%), those answering IDR. 500,000 to IDR. 1,000,000/month (10%) and those answering < IDR. 500,000/month (1%), and those not answering/unknown owners (3.60%). Based on the illustration received in respect of family transportation cost spending: 13% spend < IDR. 10,000/day, 55% spend IDR. 10,000 – IDR. 25,000/day, and 21% spend > IDR. 25,000/day.

Table 5: Summary on Project Affected People Economic Condition

No.	Description	Survey Results		
1.	Other family members in addition to households heads working	Available (27%)	Unavailable (59%)	
2.	Total income (IDR/month)	< 500,000 (1%)	500,000-1 million (14%)	1 million- 2 million (39%)
		2 million-3 million (16%)	> 3 million (20%)	
3.	Total spending (IDR/month)	< 500,000 (1%)	500,000-1 million (10%)	1 million-2 million 42%)
		2 million-3 million	> 3 million	

No.	Description	Survey Results		
		(21%)	(16%)	
4.	Family transportation cost (IDR/day)	< 10,000 (13%)	10,000-25 thousand (55%)	> 25 thousand (21%)

2.3.4. Project Affected People Facilities and Infrastructures

The use of electricity as lighting source generally is direct distribution from PLN/State Electricity Company (94%), followed with the people not having electricity lighting (5%), and those taking electricity from neighbors (2%). In respect of drinking water requirement, it is illustrated that the 8% of the project affected people rely on PAM/Local Government Water Enterprise, 78% of them buy water in retail and the remaining 14% use others. Referred to as others are pump wells/conventional wells. In relation to water of batching, washing and toilet purposes, most of the project affected people use pump wells and PAM. None of them are utilizing drain water. In respect of project affected people means of transportation, most of them use motorbike (45%), by foot (14%), public transport (19%), private/official car (10%), bicycle (3%), and others (10%).

Table 6: Summary on Project Affected People Facilities and Infrastructures

No.	Description	Survey Results			
1.	Lighting Source	PLN-direct connection	PLN-from neighbors	Own generators	No electricity
		(94%)	13%)	(2%)	5%)
2.	Drinking Water	PAM: direct connection	PAM: from neighbors	Rivers	Retail/ refill/ gallon water
		(6%)	(2%)	-	(78%)
		Well	Others		
		(2%)	(6%)		
3.	Water for bathing, washing and toilet	PAM: direct connection	PAM: from neighbors	River	Retail/ refill/ gallon water
		(9%)	(5%)		(1%)
		Well	Others		
		(75.68%)	(9.91%)		
4.	Toilet Ownership	Own toilets	Public toilets	River	Others
		(59.46%)	(3.60%)	(28.83%)	(3.60%)

No.	Description	Survey Results			
5.	Means of transportation	By foot	Bicycles	Personal/ Official Motorcycles	Public transports
		(13.51%)	(2.70%)	(45.05%)	18.92%)
		Official/personal cars	Others		
		(9.91%)	(9.91%)		

2.3.5. Perceptions and Aspirations

Most of the inhabitants utilizing the Upper Sunter drain water body have known of the occurrence/plan of JUFMP (46%) and 44% declared they have not known about it. They have known of the project plan from the district head, sub-district heads, RT/RW, community leaders, media and neighbors. In respect of their opinions on the requirement for relocation to low-cost strata titles, 6% declared that they “disagree”, 32% declared that they “agree” and 56% did not answer.

Table 7: Summary on Project Affected People Perceptions and Aspirations

No.	Description	Survey Results			
1.	Occurrence of project	Have Known		Have not Known	
		(49%)		(44%)	
2.	Source of Information	Apparatuses (district head, sub-district head, RT/RW) (60%)	Community leaders (7%)	Neighbors (18%)	
		Media (2%)	Others (3%)		
3.	Opinions on the requirement for relocation to low-cost strata titles	Disagree (6%)		Agree (32%)	Did not Answer (56%)
4.	Expectations/Suggestions	Compensation (5%)	Non-eviction (5%)	Agree for dredging (22%)	The best for the people (6%)
		No suggestion (62%)			

Project Affected People expectations/suggestions on the Upper Sunter Drain Dredging plan among others: agree with the project to avoid flood, compensation given on the assets lost, and not to perform control.

2.3.6. Vulnerable Groups and School Children

Vulnerable groups in this elaboration includes those aged 55 years and above and those depending on other people. Used as the economic condition indicator is the "Sayogyo Parameter": a person is called under poverty line if his/her annual income equals to 480 kg of rice. With the current rice price assumption of IDR.8000/kg, a person having income under IDR.320,000/month or IDR.1,280,000/family/month shall be deemed living under poverty line. The number of school children is predicted about 96 children.

Table 8: Summary on Vulnerable Group and School Children

No.	Description	Survey Results	
1.	Vulnerable Groups (person)	Poor 17	Female Family Heads 9
		Aged 20	Not having any land and or house in other places 41
2.	School Children	Elementary School: 27 (person) Junior High School: 39 (person) Senior High School: 30 (person)	

2.4 Legal Analysis

Legal analysis on the laws and regulation is required for ensuring the effective implementation of resettlement activities in the Upper Sunter. It includes the following aspects:

a. Planning, organization, and implementation aspect.

The laws and regulations used as legal grounds for the implementation of land procurement are Law Number 2/2012 regarding Land Acquisition for Public Interest Development, Presidential Regulation No 71/2012 regarding Land Acquisition for Public Interest Development and the amendment regulations thereto, Regulation of the Head of National Land Agency No. 5/2012 regarding Technical Guidelines for the Implementation of Land Acquisition, then amended by Regulation of the Minister of Agrarian Affairs and Spatial Planning/the Head of National Land Agency No. 6/ 2015.

The Resettlement Policy Framework (RPF) used as base for Resettlement Plan (LARAP), prepared in 2010, still uses as its legal bases the old laws

and regulations namely Presidential Regulation No. 36/2005 regarding Land Acquisition for Public Interest Development, which has been amended by Presidential Regulation No. 65/2006 as well as the implementing regulations thereof. Therefore, the Resettlement Plan preparation needs to be adjusted using the new laws and regulations. In order to make adjustment to the new laws and regulations, namely Law No. 2/2012, Presidential Regulation No. 71/2012 and the amendment regulations thereto as well as Regulation of the Head of National Land Agency No. 5/2012 and the amendment regulation thereto, in case land acquisition is required, the duties and functions of the P2T shall be replaced by the Land Acquisition Preparation Team formed by the Governor.

b. Funding aspect

Land Acquisition funding for Public Interest Development shall be implemented by the Agency requiring the land, set out in budgeting document in accordance with the provisions of laws and regulations, namely in accordance with the provisions in Regulation of the Minister of Finance on payment procedures in the implementation of State Revenues and Expenditures Budget as well as the implementation and accountability of operational costs and supporting costs. Land Acquisition funding for Public Interest shall originate from the Local Government Budget (APBD) as elaborated in the Resettlement Policy Framework (RPF), DKI Governor Decision No. 1363/2011 regarding Establishment of an Implementation Team for Land Acquisition and Resettlement for the JUFMP, Regulation of the Minister of Finance Number 13/PMP.02/2013 and Regulation of the Minister of Home Affairs No 72/2012. Budget allocation for Land Acquisition shall comprise compensation, operational, and supporting costs for the following activities:

a. planning;
b. preparation;
c. implementation;
d. result delivery;
e. administration and management;
f. socialization.

c. Resettlement Policy Aspect

The implementation of the Jakarta Urgent Flood Mitigation Project/Jakarta Emergency Dredging Initiative (JUFMP/JEDI) that involves relocation of people becomes the duty and responsibility of the Government of DKI Jakarta, therefore the Governor of DKI Jakarta has issued a Governor Instruction Number 48/2014 regarding Resettlement of the JUFMP/JEDI Affected People. The relevant Governor Instruction contains assignment to the DKI Jakarta government apparatuses to support and facilitate the implementation of resettlement of the JUFMP/JEDI affected people. The policy of the Government of the DKI Jakarta in handling the riverbank/canal and reservoir people affected by the JUFMP/JEDI is to relocate to a low-cost apartment, the implementation of which shall refer to Regulation of the Governor of DKI Jakarta Province Number 111/2014 regarding Low-Cost Apartment Occupancy Mechanism. Whereas for structures on lands under ownership rights, the mechanism shall be in accordance with the applicable laws and regulations.

2.5. Institution

In handling the project affected people, the Governor of Jakarta has assigned institutions in the Government of the DKI Jakarta. The table below elaborates the institutions and their responsibilities in the dredging in the Upper Sunter.

Table 9: Implementing Institutions of Upper Sunter Resettlement Activities

NO.	INSTITUTIONS	RESPONSIBILITIES	IMPLEMENTATION TIME	FUND SOURCE*
1.	Regional Secretary	Coordinating all supporting activities of the Government of Jakarta on the implementation of resettlement activities	During resettlement process: preparation, implementation and monitoring	Regional Budget (APBD of Jakarta)
2.	Development & Environmental Assistant	Assisting the Regional Secretary in coordinating all supporting activities of the Government of Jakarta	During resettlement process: preparation, implementation and monitoring	Regional Budget (APBD of Jakarta)

NO.	INSTITUTIONS	RESPONSIBILITIES	IMPLEMENTATION TIME	FUND SOURCE*
3.	Governance Assistance	Assisting the Regional Secretary coordinating Mayors in implementing resettlement process	During resettlement process: preparation, implementation and monitoring	Regional Budget (APBD of Jakarta)
4.	The Head of Development and Planning Agency	Coordinating the planning and allocating the budget of the Regional Apparatus Work Unit (SKPD) related to the JUFMP/JEDI implementation, including the resettlement of the Upper Sunter PAPs	During resettlement process: preparation, implementation and monitoring	Regional Budget (APBD of Jakarta)
5.	The Mayor of East Jakarta	Coordinating the Pulogadung District and Jatinegara Kaum Sub-District apparatuses in implementing resettlement process of the project affected people by the Upper Sunter dredging project	During resettlement process: preparation, implementation and monitoring	Regional Budget (APBD of Jakarta)
6.	The Head of Water Resource Agency	● Determining & announcing data on the Upper Sunter PAPs verified by the District and Sub-District Heads (data attached) ● Providing facilitation in the resettlement process of the PAPs, both through relocation to the provided low-cost apartment and other options	During resettlement process: preparation and implementation	Regional Budget (APBD of Jakarta)
7.	The Head of Government Building and Housing Services	● Providing low-cost apartment and allocating unit of low cost apartment for the PAPs ● providing guidance to the relocated people	During preparation and implementation relocation activities	Regional Budget (APBD of Jakarta)
8.	The Head of Communications, Informatics and Public Relations Services Office	Providing documentation, press release and publication in the media of the Government of the DKI Jakarta Province	During resettlement process: preparation and implementation	Regional Budget (APBD of Jakarta)
9.	The Head of Population Services Office	Providing population services for the people relocated from their places of origin to low cost apartment or other destinations	During resettlement process: preparation and implementation	Regional Budget (APBD of Jakarta)
10.	The Heads of Health Services Office, Education Services Office, Transportation Services Office	Providing healthcare and education as well as transportation services	During resettlement process: preparation and implementation	Regional Budget (APBD of Jakarta)
11.	The Head of Social Services Office, Micro, Small and Medium Scale	Providing business/income recovery assistance	During resettlement process:	Regional Budget (APBD of Jakarta)

NO.	INSTITUTIONS	RESPONSIBILITIES	IMPLEMENTATION TIME	FUND SOURCE*
	Enterprises Services Office, Manpower Services Office		preparation and implementation	
12.	The Heads of Civil Service Police Units	Assisting the PAPs in vacating, demolishing structures and securing the acquired lands	During resettlement process: preparation and implementation	Regional Budget (APBD of Jakarta)
13.	The Head of City Infrastructure and Facility Bureau	Performing monitoring and coordinating the JUFMP/JEDI implementation, including the resettlement process	During resettlement process: preparation, implementation and implementation	Regional Budget (APBD of Jakarta)
14.	The Head of Pulogadung District	Verifying data on the Upper Sunter PAPs, coordinating the Jatinegara Kaum and Jatinegara Sub-District apparatus in socialization and resettlement process	During resettlement process: preparation and implementation	Regional Budget (APBD of Jakarta)
15.	The Head of Jatinegara Kaum Sub-District	Verifying data on the PAPs, implementing resettlement process	During resettlement process: preparation, implementation and implementation	Regional Budget (APBD of Jakarta)
16.	Low-cost Apartment Management Unit	Collecting data on low-cost apartment capacity to be occupied by the PAPs, implementing relocation process	During resettlement process: preparation and implementation	Regional Budget (APBD of Jakarta)

III. IMPLEMENTATION FOR HANDLING PROJECT AFFECTED PEOPLE

3.1. Policies of the Government of Jakarta for River/Canal/Reservoir People

The Upper Sunter drain dredging activities will not be involved widening of drain, instead they shall recover the river bodies/drain functions to their initial design, where Riverbanks/drains occupied by people shall be recovered to their initial functions. In the efforts of re-functioning the rivers/drains and reservoirs, the government shall not give any compensation on the lands, structures and other assets erected thereon. The policies of the Government of the DKI Jakarta are as follows:

a. Relocating Project Affected People to an appropriate place

The structures on rivers/canals potentially affected by embankment rehabilitation and dredging activities are generally informal settler (encroachers and squatters). If they need to be demolished, the Government of DKI Jakarta determines that they shall be relocated to a more appropriate place, namely a low-cost apartment. Consideration for relocation to a low-cost apartment results from the expensive and difficult land procurement for horizontal housing in Jakarta. The policy of the DKI Jakarta government in relocating Project Affected People from river /canal/reservoirs/under toll roads/parks and other public places to a low-cost apartment shall be accompanied with facilities, among others:

- Subsidy for rent for people under the relevant program;
- Free from monthly rent for ± 6 months;
- Efforts to provide people with household equipment (for example furniture) through private sector participation scheme;
- School transfer facilitation for children intending to be transferred to a school near the low-cost apartment;
- Early Age Children Education, healthcare service, play park, trading space in the low-cost apartment;
- Free of charge public bus (busway) transportation for low-cost apartment occupants;
- Preparation of working opportunities for PAPs with vocations;
- Hometown visit facilitation for PAPs with non-DKI Jakarta ID card;

- Provision of transportation support for transporting properties from the existing site to the apartment;
- Healthcare facility provision through Jakarta Health program;
- Jakarta Smart Card provision for poor people as part of the free school program up to the Senior High School level.

Requirements, registration method and stipulation for filing for/acquiring low-cost apartment shall be provided for in Regulation of the Governor of the DKI Jakarta number 111/2014 regarding Low-Cost Apartment Occupancy Mechanism.

The JUFMP activity in the Upper Sunter Drain shall not involve any relocation of PAPs as only a small part of the structures shall be affected (<20%), such as rear fences, toilet/lavatory walls, chicken coops and others similar. The potential impact of occurring is the damaged/ collapsed structures due to heavy equipment operation in embankment rehabilitation and dredging activities.

b. Compensation on land

The utilization of State-Lands such as body of river/canals and reservoir is an unwise action and is prohibited by laws and local regulations, therefore, the Government of DKI Jakarta shall not give any compensation on the effort of recovering the function of drain bodies in the Upper Sunter utilized by the people during all this time. Whereas for legal land ownership, mechanism shall be arranged in accordance with the applicable laws and regulations.

c. Compensation on structure

Building structure/business places and utilizing river body is a form of land encroachment violating Local Government Regulation on Public Order as it interrupts the surrounding drainage flow pattern and results in flood. Therefore, the Government of DKI Jakarta shall not give any compensation on the structures that must be demolished due to embankment rehabilitation and dredging activities in order to refunction of river/drain.

d. Minimizing resettlement

In accordance with the JUFMP resettlement policy, resettlement insofar as possible must be avoided or minimized, by finding various appropriate project design alternatives. Considering the present condition of the Upper Sunter Drain, both from the physical and social aspects, in order to immediately realize rehabilitation of embankment and dredging), DED has been revised by taking the following into consideration:

- The river physical condition has been experiencing sedimentation therefore needs to be immediately dredged,
- Embankment rehabilitation and dredging works shall be immediately done in the location where people structures shall not be interrupted,
- The embankment rehabilitation and dredging activities shall not involve relocation of project affected people, as only a small part of the structures shall be interrupted by the project activities,
- In case demolition must occur, its implementation shall refer to the Letter of the Governor of Jakarta to the Director General of Water Resources, the Ministry of Public Works and Public Housing No. 457/-1.781 regarding Package 6 JUFMP/JEDI Implementation and JUFMP Resettlement Policy Framework (RPF) principles.

3.2. Monitoring and Evaluation

The Directorate General of Water Resources of the Ministry of Public Works and Public Housing represented by the CPIU shall be assisted by the supervisory consultant playing the role as the project internal supervisor. At the CPIU level, Monthly Report shall be submitted to the Director of Water Resources. Whereas at the DKI Jakarta PIU, Monthly Report shall be submitted to the Governor of the DKI Jakarta Province through the Water Management Services Office and the Regional Secretary of the Province. Monitoring shall be commenced as from the LARAP preparation. Progress and Monitoring Report shall be made available to the project affected inhabitants and uploaded to the JUFMP Web and WB Web.

3.3. Complaint Handling

Complaints related to the JUFMP including the aspect of the project affected people shall be handled as immediately as possible and settled at the Command Post where such complaints are filed by the peoples (within a period of 14 (fourteen days). Complaint handling process shall be facilitated by the Complaint Handling Expert Personnel from the Supervisory Consultant on duty in the field. Complains can be filed through SMS, Email/Web, or by directly visiting the Field Office (Posko).

FIELD OFFICE (Posko) – Complaint Handling at location (Sub-project): complaints can be filed directly/indirectly, in writing/in verbal, shall be thereafter recorded, verified, stored and submitted to the authorized institutions/ Cilicis CPIU/PIU / PIU of the DKI Jakarta Water Resource Agency Office.

MUNICIPAL LEVEL: in case the PAPs are disappointed/not satisfied/have not received any response from the PIU, they may file their complaints to the Mayor's Office. The relevant Mayor shall undertake actions to help settling the complaints and shall be responsible for documenting and storing the archives of the complaints handled.

PROVINCIAL LEVEL: in case the complaints are not responded by the Mayor, the complainer may file their complaints to the Governor. The time required for handling such complaints shall be approximately 30 (thirty) days.

Final Measure: in case the complainers are disappointed and or do not receive any response from the Governor, complaints can be brought to court for settlement by law.

3.4. Implementation Plan

The handling of the Upper Sunter Project Affected People shall be implemented through a number of activity stages such as socialization, consultation, census survey, cut-off date, DED review and determination of Project Affected People. Eventually, embankment rehabilitation and dredging activities shall be implement based on the results of the Mutual Check (MC) – 0 which shall be implemented jointly by the BBWSCC "Cicilis" as the Project Implementing Unit,

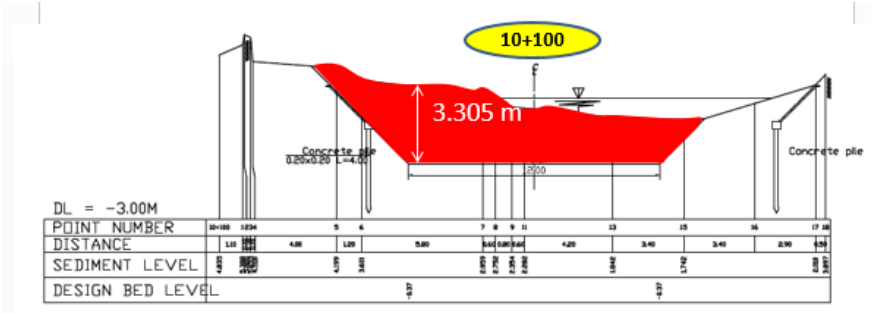
Contractor and the Supervision Consultant. The entire implementation shall be presented in the table below.

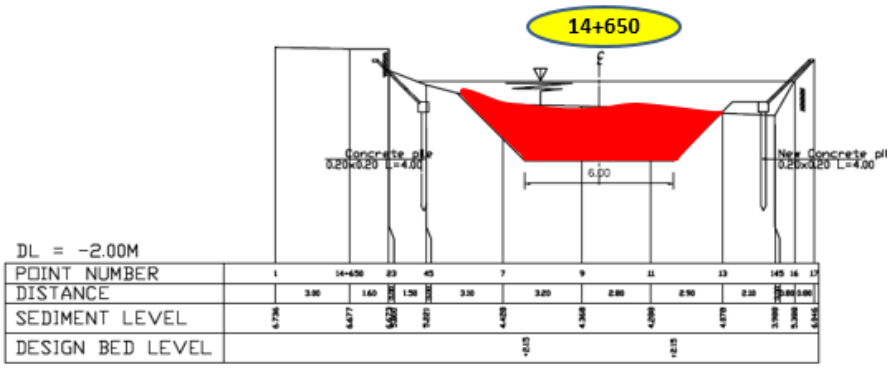
Table 10: Action Plan for the Handling of Upper Sunter PAPs

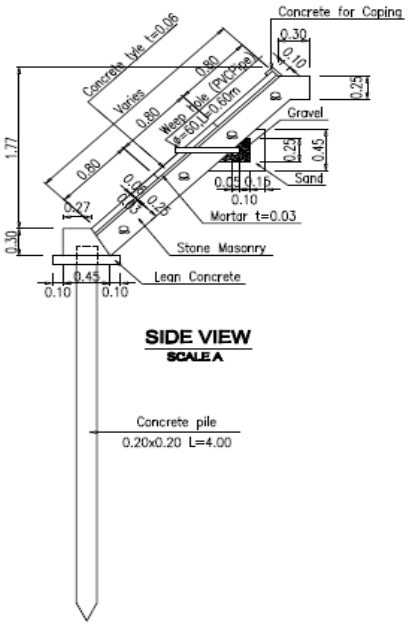
No.	Programs and Activities	Timeline	Responsibility	Fiscal Year
1.	Establishment of Land Acquisition Team (by Governor Instruction of the DKI Jakarta Province No 48/ 2014)	May 30, 2014	Regional Development Planning Agency	2014
2.	Preparation of LARAP Document	August 2014	Public Works Services Office	2013-14
3.	Cut-off date	March 18, 2014	Public Works Services Office	2014
4.	Determination of the Project Affected People	March 18, 2014	Public Works Services Office	2014
5.	Data Re-collection on the Project Affected People	July 2015	Water Management Services Office	2015
6.	Revision of LARAP Document	March 2016	Water Management Services Office	2016
7.	Minimization of the project affected people through review DED	January-June 2016	CPIU	
	DED review avoids all structures potentially affected by project			
8.	Tendering	May 30, 2016 to March 2017	BBWSCC “Cilicis”	2017-2018
9.	Contract Signing	April 2017	BBWSCC “Cilicis”	
10.	Public Consultation and minutes of consultation	May-June 2017	BBWSCC “Cilicis”	
11.	Mutual Check (MC) – 0	May 2017	Cilicis; Contractor; CSC	2017
12.	Implementation of embankment rehabilitation and dredging			
	1) Dredging and sheet pile installation activities shall be implemented without relocation of the PAPs	May 2017-July 2018	BBWSCC “Cilicis”	
	2) Contractor shall be responsible for structure damage/demolition resulting from the project activities.	May 2017-July 2018	BBWSCC “Cilicis”	2017-18

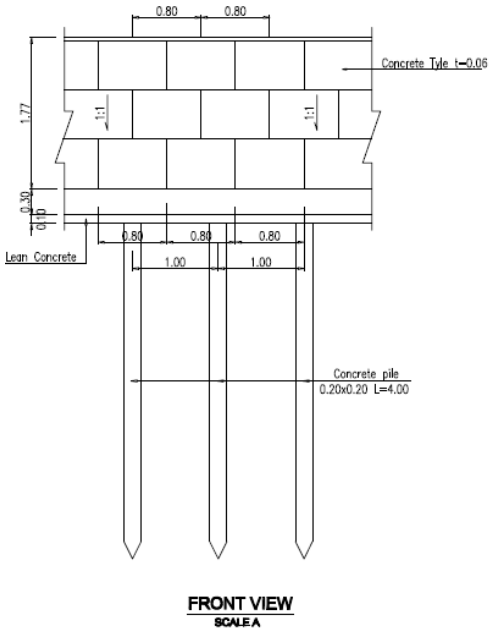
ATTACHMENTS

ATTACHMENT 1: CROSS-SECTION SAMPLES OF DREDGING ACTIVITY IN UPPER SUNTER (Sta. 10 + 100 and Sta. 14+650: In the locations affecting people structures)









Note: Sludge dredging and embankment rehabilitation works shall avoid community structures and shall be done from the water by using pontoon

ATTACHMENT 2: PICTURES OF CONDITION AT PROJECT LOCATION

Upper Sunter: Structure potentially affected by embankment works

Upper Sunter: Sedimentation (Sludge to be dredged)

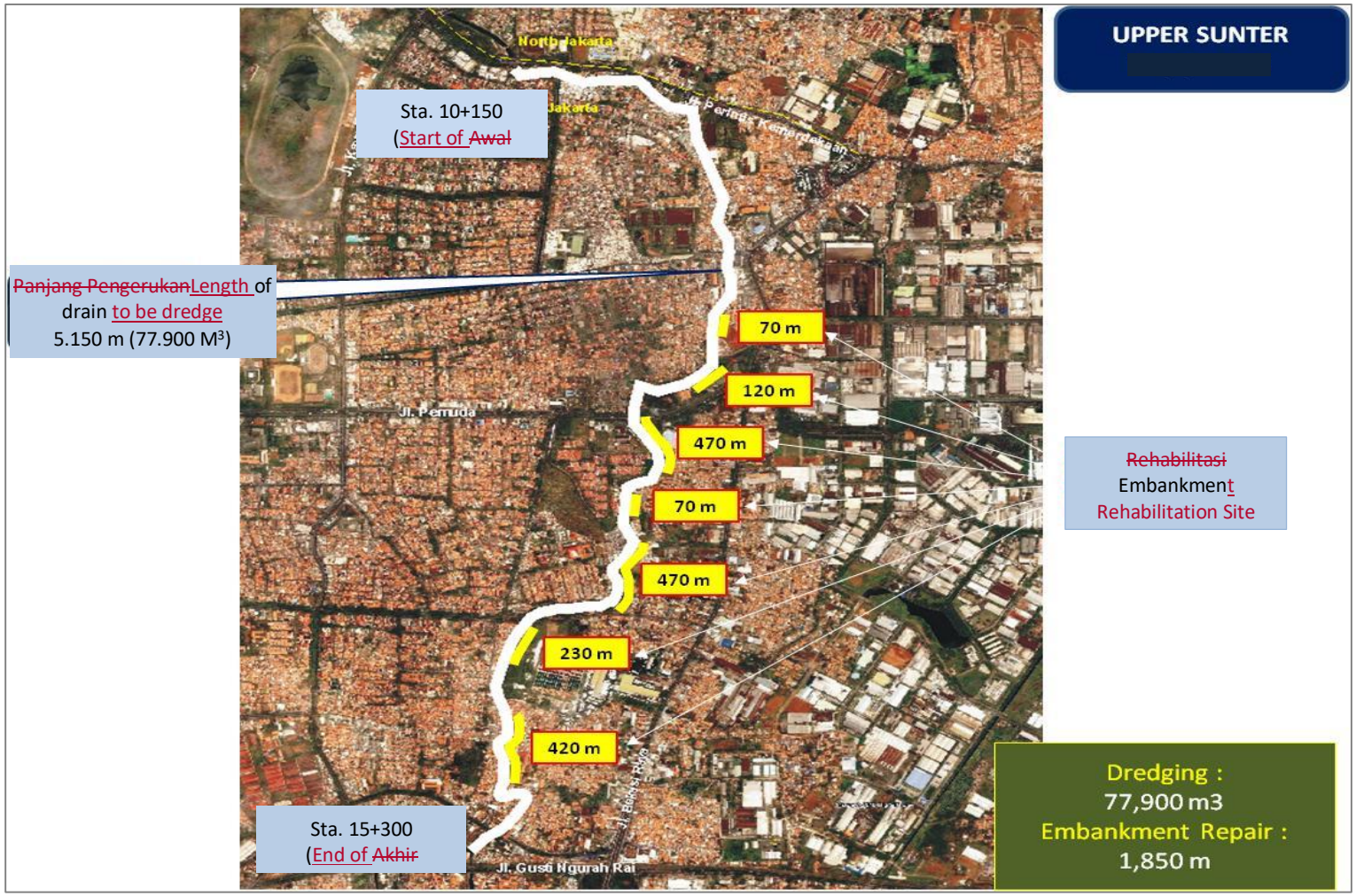
Upper Sunter: Structures potentially affected by the dredging works

Upper Sunter: Sedimentation (Sludge to be dredged)

Upper Sunter: Structures potentially affected by dredging works

Upper Sunter: Access/inspection road for sludge transporting vehicles

ATTACHMENT 3: PROJECT SITE



ATTACHMENT 4: LIST OF PROJECT AFFECTED PEOPLE AND ASSETS

HASIL PENDATAAN WARGA
PROGRAM PENANGGULANGAN BANJIR JAKARTA (JEDI)-UPPER SUNTER
DI WILAYAH KELURAHAN JATINEGARA KAUM, KECAMATAN PULO GADUNG, JAKARTA TIMUR

NO.	NAMA	ALAMAT	ASET TERKENA
001	KUSNAN	RT 004/RW 01	Rumah Tinggal dan Tempat Usaha
002	WC UMUM	RT 004/RW 01	Fasum/Fasos
003	MARYONO	RT 004/RW 01	Rumah Tinggal dan Tempat Usaha
004	MUHDIYONO	RT 004/RW 01	Rumah Tinggal dan Tempat Usaha
005	YATIM	RT 004/RW 01	Rumah Tinggal dan Tempat Usaha
006	H.ROHYADI	RT 004/RW 01	Rumah Tinggal dan Tempat Usaha
007	SUKISNO	RT 004/RW 01	Rumah Tinggal
008	MAMAN	RT 004/RW 01	Rumah Tinggal
009	MUSHOLA AN-NUR	RT 004/RW 01	Fasum/Fasos
010	SDN 07,011 JTN.KAUM	RT 001/RW 05	Fasum/Fasos
011	KEMIS	RT 003/RW 05	Rumah Tinggal
012	TITI KADARWATI	RT 003/RW 05	Rumah Tinggal dan Tempat Usaha
013	RAHMAT ISKANDAR	RT 003/RW 05	Rumah Tinggal
014	SARWONO	RT 003/RW 05	Rumah Tinggal
015	SUPARNO	RT 003/RW 05	Rumah Tinggal
016	HERI SEMBADA	RT 003/RW 05	Rumah Tinggal
017	AZWARDI	RT 003/RW 05	Rumah Tinggal
018	ADANG	RT 003/RW 05	Rumah Tinggal
019	SLAMET(ALM)/ROHATI	RT 003/RW 05	Rumah Tinggal dan Tempat Usaha
020	HEMAT NURBUDI	RT 003/RW 05	Rumah Tinggal dan Tempat Usaha
021	SUPANGAT	RT 003/RW 05	Rumah Tinggal
022	MUGIONO	RT 003/RW 05	Rumah Tinggal dan Tempat Usaha
023	ATIM	RT 003/RW 05	Rumah Tinggal
024	MARYANI	RT 003/RW 05	Rumah Tinggal
025	MUSHOLA NURUL ICHWAN	RT 003/RW 05	Fasum/Fasos
026	SARJIMIN	RT 003/RW 05	Rumah Tinggal
027	SURYATI	RT 003/RW 05	Rumah Tinggal
028	NACING	RT 003/RW 05	Rumah Tinggal
029	OTI SUARTI	RT 003/RW 05	Rumah Tinggal
030	OTI SUARTI	RT 003/RW 05	Kandang Kambing
031	ARI	RT 004/RW 05	Tempat Usaha
032	RATNA DEWI	RT 004/RW 05	Rumah Tinggal dan Tempat Usaha
033	PURWADI	RT 005/RW 05	Rumah Tinggal
034	SURONO	RT 005/RW 05	Rumah Tinggal dan Tempat Usaha
035	APSAH ASNAWI	RT 005/RW 05	Rumah Tinggal
036	BARNAST	RT 005/RW 05	Rumah Tinggal
037	BUCHORI	RT 005/RW 05	Rumah Tinggal
038	MAHARI	RT 005/RW 05	Rumah Tinggal dan Tempat Usaha
039	T.KOSASIH	RT 005/RW 05	Rumah Tinggal
040	SOBARI	RT 005/RW 05	Rumah Tinggal
041	KARNATI	RT 005/RW 05	Rumah Tinggal
042	JUNAEDI	RT 006/RW 05	Lahan Kosong/Kebun
043	MAKAM MAESINBIN MAELUN	RT 006/RW 05	Pemakaman
044	KARNO SAPUTRA	RT 006/RW 05	Rumah Tinggal
045	AETRA PULOGADUNG	RW 06	Instalasi Air Bersih Aetra
046	JUPRIYADI	RT 006/ RW 03	Tempat Usaha
047	H. FARCHAN	RT 006/ RW 03	Rumah Tinggal dan Tempat Usaha
048	H. ANWAR	RT 006/ RW 03	Rumah Tinggal dan Tempat Usaha
049	HERU (POLISI)	RT 006/ RW 03	Rumah Kosong
050	H.RUSDI SH	RT 006/ RW 03	Rumah Tinggal dan Tempat Usaha
051	H.IDRIS	RT 006/ RW 03	Lahan Kosong
052	H.UMBRI	RT 006/ RW 03	Rumah Tinggal dan Tempat Usaha
053	SRI SUMARNA	RT 06/ RW 03	Rumah Tinggal/Kontrakan
054	KOMP. MAKAM P. JAYAKARSA	RT 06/ RW 03	Pemakaman
055	MARJUKI	RT 06/ RW 03	Lahan Kosong/Kebun
056	TAHER	RT 07/ RW 03	Rumah Tinggal/Kontrakan
057	MUSHOLA BAHRUL HUSNA	RT 07/ RW 03	Fasum/Fasos
058	EKO HARTONO	RT 07/ RW 03	Rumah Tinggal
059	JOKO SUPRIYANTO	RT 07/ RW 03	Rumah Tinggal
060	SUTRISNO	RT 07/ RW 03	Rumah Tinggal
061	SUGIAT	RT 07/ RW 03	Rumah Tinggal
062	JOKO SUMINO	RT 07/ RW 03	Rumah Tinggal
063	MOH. BAGUS SAFEI	RT 07/ RW 03	Rumah Tinggal
064	DIDIK RIYANTO	RT 07/ RW 03	Rumah Tinggal
065	SUYADI	RT 07/ RW 03	Rumah Tinggal
066	ZAETUN IQBAL	RT 07/ RW 03	Rumah Tinggal
067	MISLAN	RT 07/ RW 03	Rumah Tinggal
068	ADI SULARDI	RT 07/ RW 03	Rumah Tinggal
069	ALI FAHRUZIN	RT 07/ RW 03	Rumah Tinggal
070	SUBUR	RT 07/ RW 03	Rumah Tinggal
071	SURYANA	RT 07/ RW 03	Rumah Tinggal
072	PRAYITNO (TANAH KOSONG	JL. REMAJA RT 01/ RW 04	Lahan Kosong
073	ONGGO BUDIONO (GUDANG)	JL. REMAJA RT 01/ RW 04	Gudang Kayu
074	UJANG AMIN GUDANG KAYU)	JL. REMAJA RT 01/ RW 04	Rumah Tinggal dan Tempat Usaha
075	SALBIA BR. NADEA	RT 08/ RW 04	Rumah Tinggal
076	YOYO MARULLAH	RT 08/ RW 07	Rumah Tinggal/Kontrakan
077	H. AMANG	RT 08/ RW 07	Rumah Tinggal/Kontrakan
078	NASIR	RT 08/ RW 07	Rumah Tinggal/Kontrakan
079	PT. DANA PAINT	RT 02/ RW 07	Perkantoran
080	GUDANG TERIGU	RT 02/ RW 07	Gudang Terigu Bogasari
081	PT. ANTAM (PERSERO) TBK	RT 02/ RW 07	Perkantoran
082	TUKIYEM	RT 07/ RW 06	Rumah Tinggal
083	PARDI/NARMI	RT 07/ RW 06	Rumah Tinggal
084	DWI PURYANTO	RT 07/ RW 06	Rumah Tinggal
085	PAIDIN (1)	RT 07/ RW 06	Rumah Tinggal
086	SETU SISMOWIYONO	RT 07/ RW 06	Rumah Tinggal
087	PAIDIN (2)	RT 07/ RW 06	Rumah Tinggal
088	RUSLI (KANDANG AYAM)	RT 06/ RW 06	Kandang Ayam
089	SUKAMTO	RT 06/ RW 06	Rumah Tinggal dan Tempat Usaha
090	NURHAN	RT 06/ RW 06	Rumah Tinggal
091	RAMADANUS	RT 06/ RW 06	Rumah Tinggal
092	YOHANES	RT 06/ RW 06	Rumah Tinggal
093	DWINANTO SALIM	RT 06/ RW 06	Gudang
094	LUGIMAN	RT 06/ RW 06	Kandang Ayam
095	PURNOMO	RT 06/ RW 06	Kandang Ayam
096	NURDIN	RT 06/ RW 08	Tempat Usaha
097	PANDU	RT 06/ RW 06	Kandang Ayam
098	SONY	RT 06/ RW 06	Kandang Ayam
099	JOHANES (KEBUN PISANG)	RT 06/ RW 06	Lahan Kosong/Kebun
100	SUWANDI	RT 03/ RW 06	Rumah Tinggal
101	SARWONO	RT 03/ RW 06	Rumah Tinggal
102	MOH. KOMARUDIN	RT 03/ RW 06	Rumah Tinggal
103	APIN SYARIFUDIN	RT 03/ RW 06	Rumah Tinggal
104	AYI SUPRIYADI	RT 04/ RW 06	Rumah Tinggal
105	SURATNO	RT 04/ RW 06	Rumah Tinggal dan Tempat Usaha
106	RASMAN	RT 03/ RW 06	Rumah Tinggal
107	HUSEN	RT 03/ RW 06	Lahan Kosong/Kebun
108	ETY	RT 03/ RW 06	Kandang Ayam
109	MIYANTO	RT 03/ RW 06	Rumah Tinggal dan Tempat Usaha
110	BONA	RT 03/ RW 06	Rumah Tinggal dan Tempat Usaha
111	JAJANG	RT 03/ RW 06	Rumah Tinggal dan Tempat Usaha

Diketahui:

		Nama	Paraf
1. Ketua RW	: 05	(OG DARABALI)	
2. Ketua RT	: 003/05	(ARDIANTSYAH)	
3. Wakil Warga	:	1. ( )	
		2. ( )	

R.W. 05 / 6 JT 11 KEL. JATINEGARA KAUM

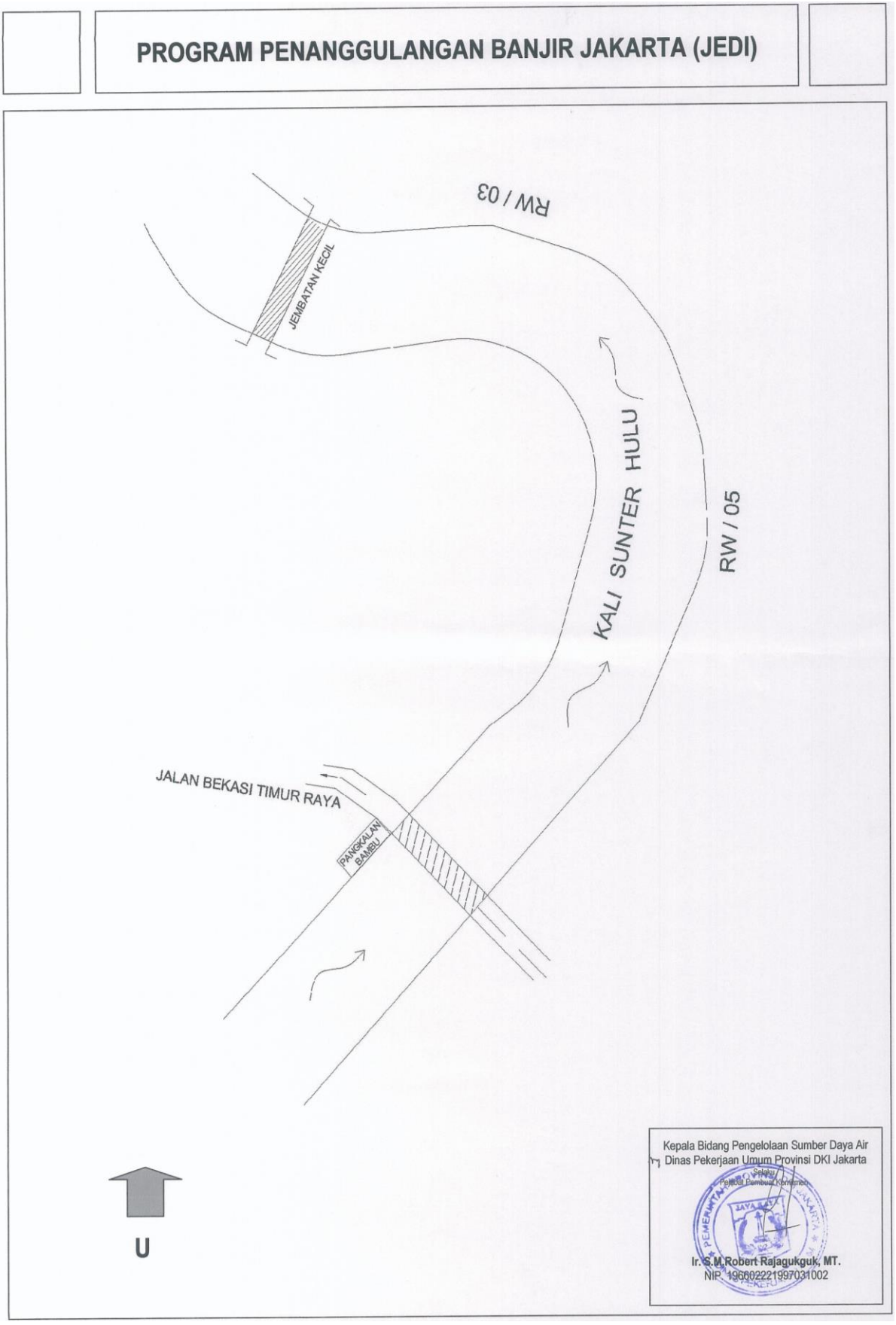
R.T. 003 / 05 JT KEL. JATINEGARA KAUM

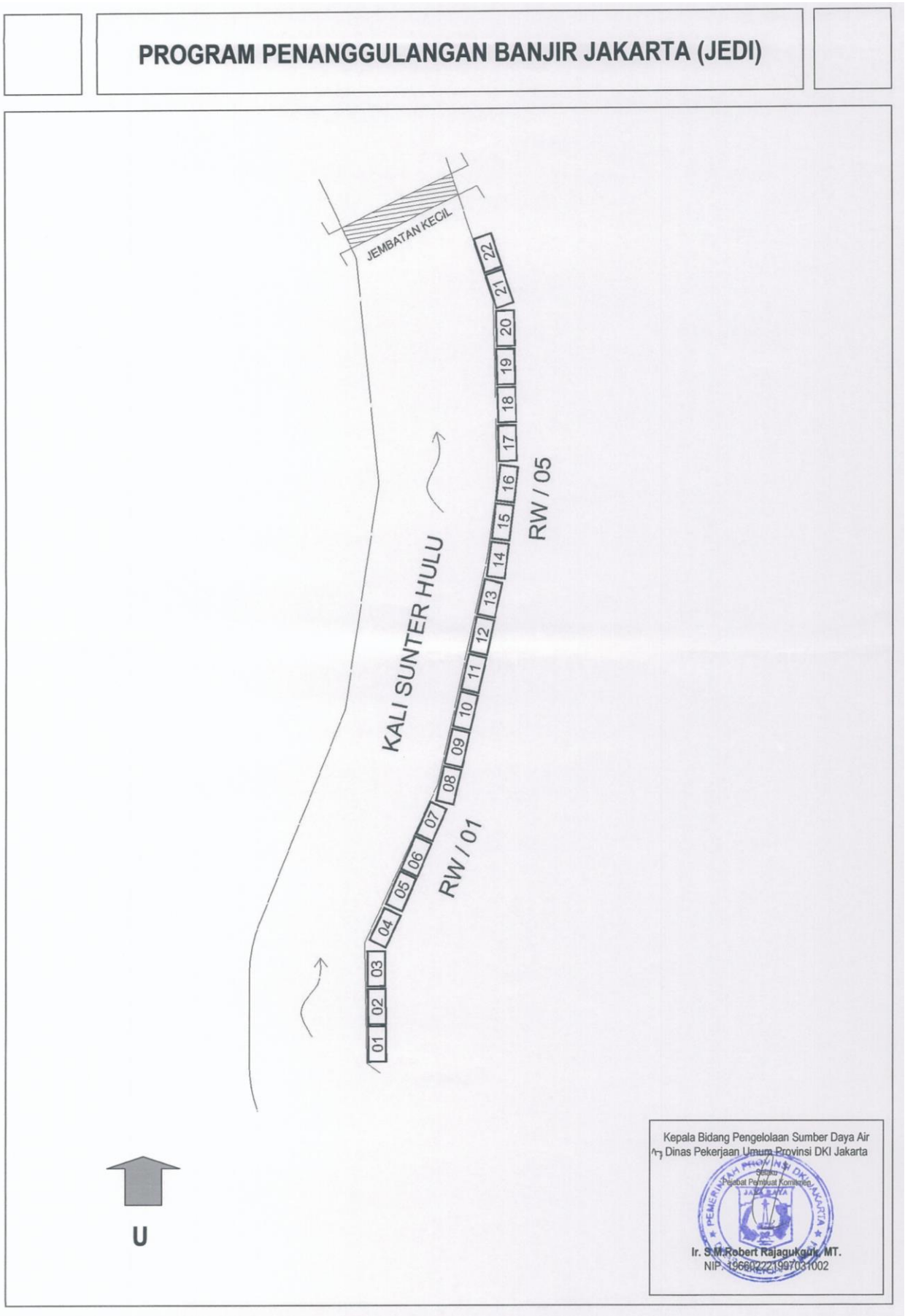
Lurah Kelurahan Jatinegara Kaum
HENRICA KUSWANDARI, S.P.M.Si
NIP. 197107101998032003

Jakarta, Februari 2014
Kepala Bidang Pengelolaan Sumber Daya Air
Dinas Pekerjaan Umum Provinsi DKI Jakarta
Selaku
Pejabat Pembuat Komitmen
Ir. S.M. Robert Rajagukguk, MT.
NIP. 19600221997031002

Keterangan:
Penyampaian saran atau masukan sampai dengan Februari 2014 melalui:
Dinas Pekerjaan Umum Provinsi DKI Jakarta
Jl. Taman Jatibaru No. 1, JAKARTA
Telp. 021 - 34627273

ATTACHMENT 5: SKETCH OF PROJECT AFFECTED PEOPLE LOCATION

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JEMBATAN KECIL
KALI SUNTER HULU
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Kepala Bidang Pengelolaan Sumber Daya Air
Dinas Pekerjaan Umum Provinsi DKI Jakarta
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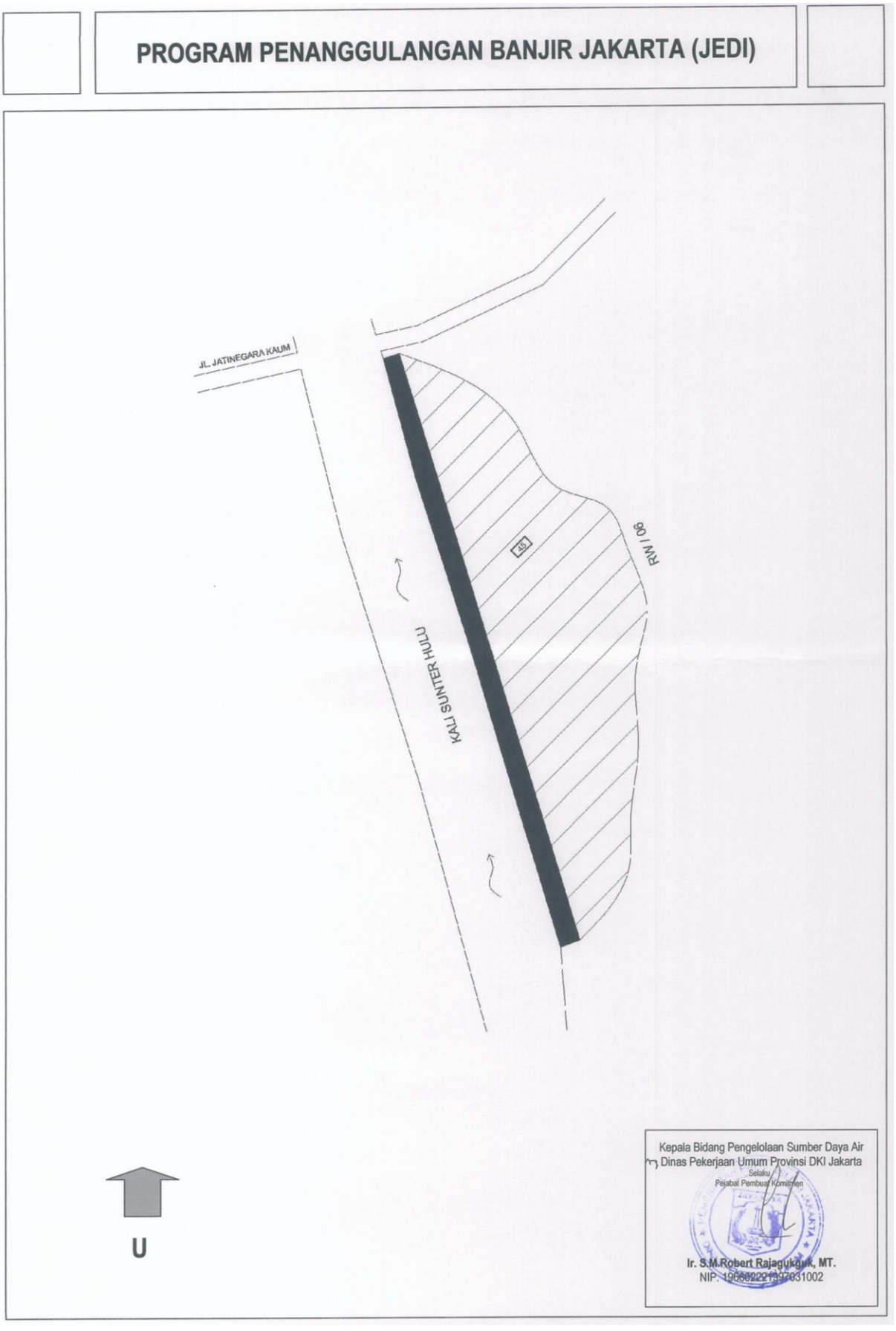
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KALI SUNTER HULU
RW 06
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Kepala Bidang Pengelolaan Sumber Daya Air
Dinas Pekerjaan Umum Provinsi DKI Jakarta
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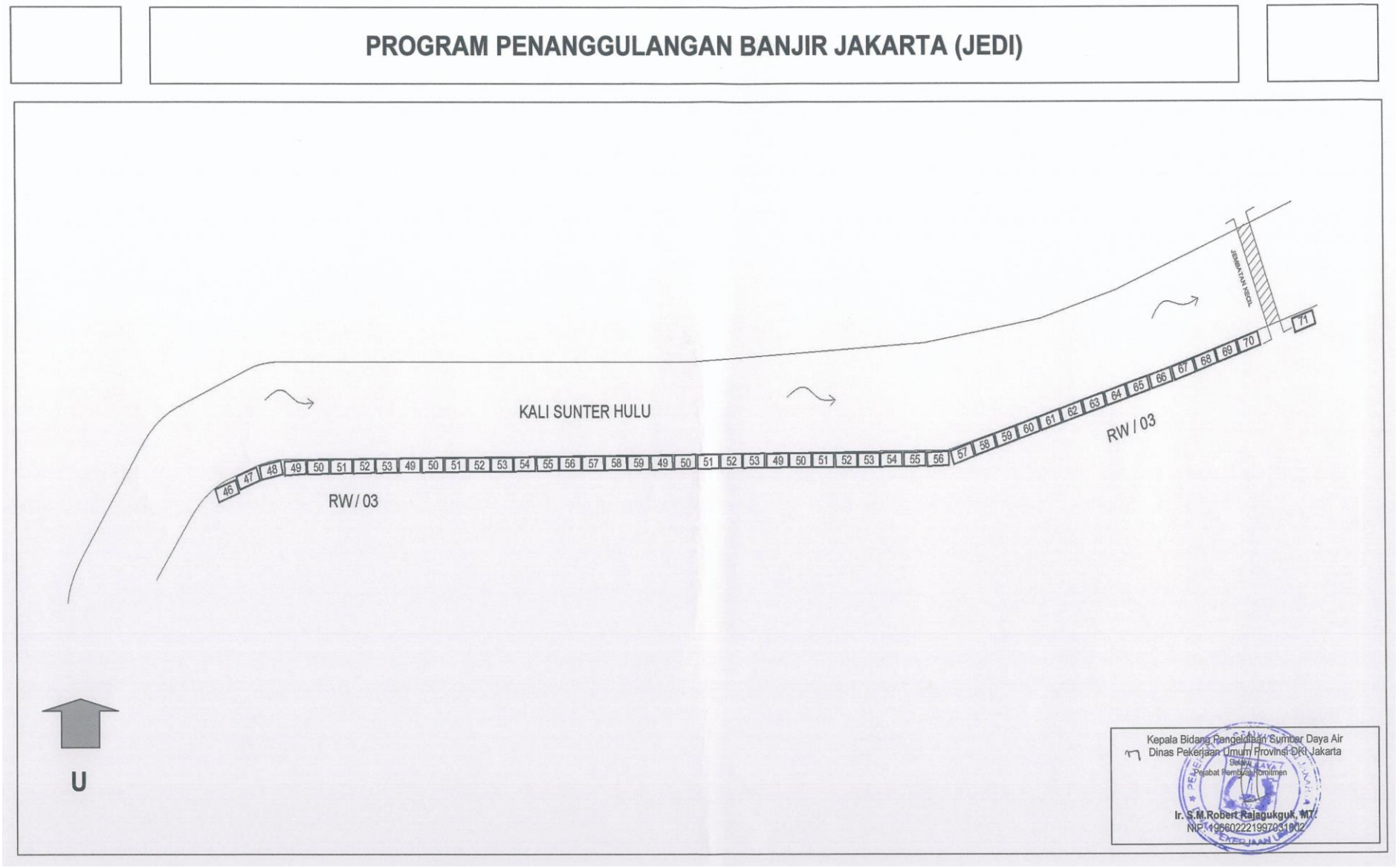
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JEMBATAN RSCL
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Kepala Bidang Pengelolaan Sumber Daya Air
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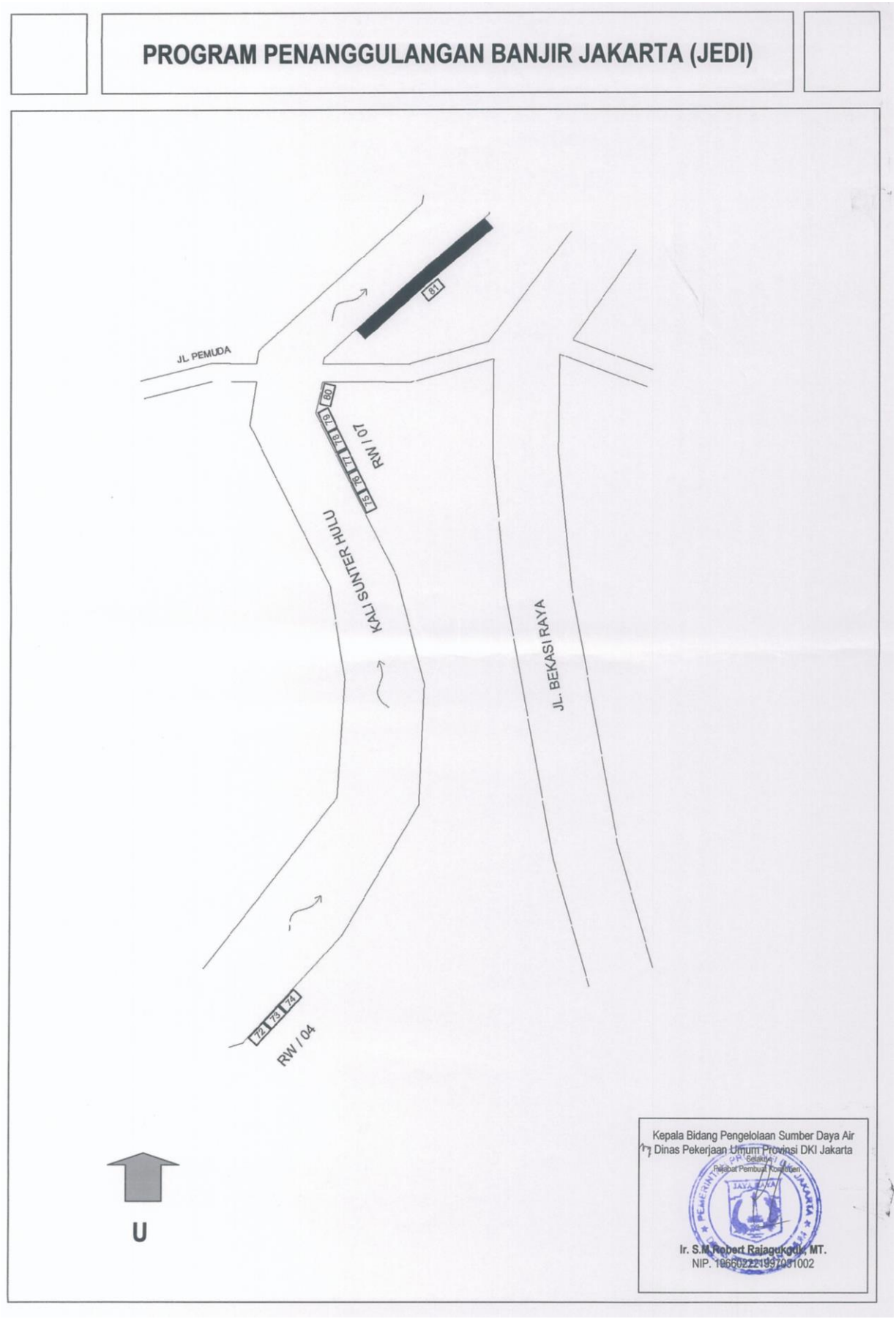
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KALI SUNTER HULU
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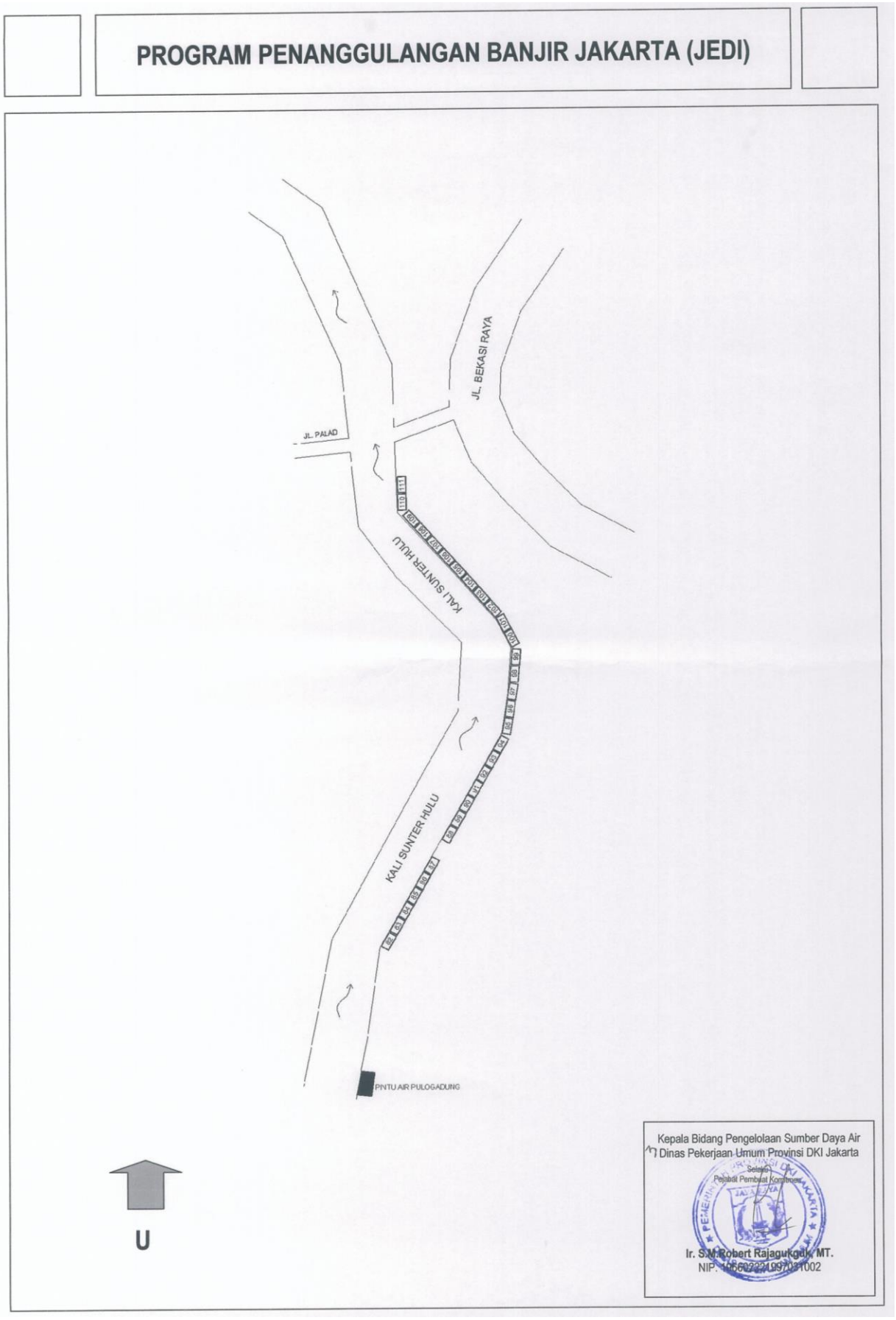
Kepala Bidang Pengelolaan Sumber Daya Air
Dinas Pekerjaan Umum Provinsi DKI Jakarta
Ir. S.M. Robert Rajagukguk, MT.
NIP. 196502221997031002


PROGRAM PENANGGULANGAN BANJIR JAKARTA (JEDI)
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JL. PALAD
KALI SUNTER HULU
KALI SUNTER HULU
PINTU AIR PULOGADUNG
U
Kepala Bidang Pengelolaan Sumber Daya Air
Dinas Pekerjaan Umum Provinsi DKI Jakarta
Selaku
Pejabat Pembuat Komitmen
Ir. S.M. Robert Rajagukguk, MT.
NIP. 196602241997031002

ATTACHMENT 6: SUMMARY ON PROJECT AFFECTED PEOPLE IN UPPER SUNTER DRAIN

No.	WTP Category	Total Structures/WTP		Area/width (m2)		Rights	Options on rights[1]				Estimated Cost (Rp)			
		Totally affected structures	Partially affected structures	Totally affected structures	Partially affected structures		Total structures / total WTP							
							1	2	3	4	1	2	3	4
1.	Persons who own on occupy dwellings and other structures	111/444	80/320			Compensation for the loss of dwellings and other structures at replacement costs and resettlement assistance								
		Total structures / renters	Total partially affected structures	Total relocated structures	Total structures not requiring relocation		Resettlement assistance options[2]				Estimated Cost			
							1	2	3	4	1	2	3	4
2.	Renters					Relocation Assistance								
		Total WTP	# Types of WTP Livelihood[3]				Rehab. support assistance options[4]				Estimated Cost			
			1	2	3	4	5	1	2	3	4	5	1	2	3	4	5
3.	Persons whose livelihoods are affected																	
		Total WTP	Totally demolished structures[5]				Partially demolished structures[6]				WTP Options[7]			Estimated Cost		
			1	2	3	4	1	2	3	4	1	2	3			
4.	Owners of Assets damaged during structure	0														
			Types of use and sizes of the encroached structures[8]				Uses and sizes of remaining structures[9]									
			1	2	3	4	1	2	3	4						
5.	Encroachers	111									Not receiving compensation					
		Total PAPs	Total rented structures[10]				Total project affected renters[11]									
			1	2	3	4	1	2	3	4						
6.	Squatter landlords										No compensation for those who rent more than 3 structures					

*) Notes:

Persons who own and occupy dwellings and other structures:

1 = cash compensation and access to public housing
2 = public housing
3 = cash compensation only
4 = other form of compensation, please specify

[1] Details are presented in the attachment no.
[2] Details are presented in the attachment no.
[3] Details are presented in the attachment no.
[4] Details are presented in the attachment no.
[5] Details are presented in the attachment no.
[6] Details are presented in the attachment no.
[7] Details are presented in the attachment no.
[8] Details are presented in the attachment no.
[9] Details are presented in the attachment no.
[10] Details are presented in the attachment no.
[11] Details are presented in the attachment no.

Renters:
1 = public housing
2 = rental costs and access to public housing
3 = other scheme
4 = etc.
Persons whose livelihoods are affected:
1 = loss of income from small shop
2 = loss of income from small industry
3 = loss of income from site-specific earning activities (such as fishermen)
4 = loss of income from services
5 = others
Preference for rehabilitation support:
1 = facilitation to find new place close to the original area or on-site
2 = training for different type of job
3 = credit
4 = facilitation in the establishment of new income generating activity
5 = combination of the above
Owners of assets that are damaged during construction:
All structures are damaged
1 = house
2 = commercial structure
3 = fences
4 = others
Partially damaged
1 = house
2 = commercial structure
3 = fences
4 = others
Preference for compensation
1 = cash compensation
2 = rebuild
3 = rent
Encroachers:
Type of uses and size of the encroached structures
1 = commercial, average size ..
2 = kitchen, average size ..
3 = toilets, average size ..
4 = other, average size ..
Uses and size of remaining structures
1 = main house, average size ..
2 = main house and commercial, average size ..
3 = commercial only, average size ..
4 = other, average size ..
Squatter landlords:
Number of structures rent
1 = one unit
2 = two units
3 = three units
4 = more than three units
Number of affected renters
1 = in one unit
2 = in two units
3 = in three units
4 = in four units

ATTACHMENT 7: REGULATION RELATED TO JUFMP LAND ACQUISITION AND RESETTLEMENT

- Letter of the Governor of the DKI Jakarta to the Director of Directorate General of Water Resources as the Head of the CPMU JUFMP dated May 8, 2015;
- Governor Decision No. 1363/2011 regarding Establishment of an Implementation Team for Land Acquisition and Resettlement for the JUFMP;
- Governor Instruction No. 41 regarding Accelerated Completion of Land Acquisition and Resettlement Plan

THE GOVERNOR OF THE SPECIAL CAPITAL CITY REGION OF JAKARTA PROVINCE

Number : 457/-1.781
Type :
Attachment :
Regarding : Package 6 JUFMP/JEDI Implementation

Jakarta, May 8, 2015
To
The Honorable Director General of Water Resources, Ministry of Public Works and Public Housing of the Republic of Indonesia as the Head of CMPU JUFMP/JEDI
in
Jakarta

Related to the implementation of the Package 6 Jakarta Urgent Flood Mitigation Project/Jakarta Emergency Dredging Initiative (JUFMP/JEDI) currently pending due to the LARAP process, we hereby would like to inform the following:

1. The Government of the DKI Jakarta Province is currently preparing low income apartment for the people affected by the Package 6 Jakarta Urgent Flood Mitigation Project/Jakarta Emergency Dredging Initiative (JUFMP/JEDI) located:
   a. From Muara Angke, Penjaringan District, North Jakarta Administrative City to Karet Water Gate; and
   b. From the upstream Sunter Drain of the Bridge at Jalan Perintis Kemerdekaan to the East Banjir Canal.
2. Related to point 1, preparation is currently implemented to control informal settlers on the riverbank of West Banjir Canal and Upper Sunter through the 5 Orders Operation (*Operasi 5 Tertib*), namely Traffic Order, Street Vendor Order, Waste Order, informal settlers Order and Demo Order.
3. The Government of the DKI Jakarta Province is fully committed to complete the LARAP in the location of Muara Angke, Penjaringan District, North Jakarta Administrative City and Upstream Sunter Drain of the Bridge at Jalan Perintis Kemerdekaan to the East Banjir Canal within the Fiscal Year 2015, which constitutes the work activity of the Package 6 Jakarta Urgent Flood Mitigation Project/Jakarta Emergency Dredging Initiative (JUFMP/JEDI), and it is expected to be completed by the Fiscal Year 2017.
4. The West Banjir Canal and Upper Sunter Normalization activities are highly important activities to mitigate flood, therefore are extremely urgent to be immediately carried out.
5. Based on the abovementioned matters and awaiting the LARAP completion process, we hereby request the Ministry of Public Works and Public Housing of the Republic of Indonesia through the Ciliwung Cisadane River Office to immediately carry out the relevant construction activity without awaiting the LARAP process.

Please be informed accordingly and thank you for your attention.

The Governor of the Capital of Jakarta Province,
[Signed and stamped; stamp reads:
THE GOVERNOR OF THE CAPITAL OF JAKARTA PROVINCE
Basuki T. Purnama

Copies hereof shall be forwarded to:
1. *The Minister of Public Works and Public Housing*
2. *The Deputy Governor of the DKI Jakarta Province*
3. *The Secretary of the DKI Jakarta Province*
4. *Governance Assistant to the Secretary of the DKI Jakarta Province*
5. *The Head of Government Building and Housing Services Office of the DKI Jakarta Province*
6. *The Head of Water Management Services Office of the DKI Jakarta Province*

7. *The Head of Legal Bureau of the Secretariat of the DKI Jakarta Province*
8. *The Head of Urban and Environmental Planning of the Secretariat of the DKI Jakarta Province*
9. *The Head of Legal Bureau of the Secretariat of the DKI Jakarta Province*
10. *The Head of Ciliwung Cisadane River Regional Office*
11. *The World Bank Jakarta Office*

The Governor of the Capital of Jakarta Province
DECISION OF THE GOVERNOR OF THE CAPITAL OF JAKARTA PROVINCE
NUMBER 1363/2011
REGARDING
ESTABLISHMENT OF AN IMPLEMENTATION TEAM FOR LAND ACQUISITION AND RESETTLEMENT ACTION PLAN (LARAP) FOR THE JAKARTA URGENT FLOOD MITIGATION PROJECT (JUFMP)/JAKARTA EMERGENCY DREDGING INITIATIVE (JEDI) AT THE ADMINISTRATIVE CITY LEVEL

BY THE GRACE OF THE ONE ALMIGHTY GOD
THE GOVERNOR OF THE CAPITAL OF JAKARTA PROVINCE,

Considering :

a. whereas in the context of implementing the Jakarta Urgent Flood Mitigation Project (JUFMP)/Jakarta Emergency Dredging Initiative (JEDI) which constitutes dredging and rehabilitation works of river embankments, canals and reservoirs in the Capital City of Jakarta Province, it is required action in the form of relocation of peoples around the location of works.

b. whereas the relocation of peoples as referred to in point a requires handling by using principles, procedures and organization method based on the Resettlement Policy Framework (RPF) agreed between the Government of the Capital City of Jakarta Province and the World Bank;

c. whereas based on the considerations as referred to in points a and b as well as for the uninterrupted implement of location activity of the peoples around the sites of JUFMP/JEDI works, it is necessary to stipulate a Governor Decision regarding the Establishment of an Implementation Team for Land Acquisition and Resettlement Action Plan (LARAP) for the Jakarta Urgent Flood Mitigation Project (JUFMP)/Jakarta Emergency Dredging Initiative (JEDI) at the Administrative City Level;

In view of :

1. Law Number 5/1960 regarding Basic Regulations on Agrarian Principles;
2. Law Number 2/1961 regarding Revocation of Rights on Lands;
3. Law Number 7/2004 regarding Water Resources;
4. Law Number 10/2004 regarding Legislative Drafting;

5. Law Number 32/2004 regarding Regional Governance as several times amended recently by Law Number 12/2008;
6. Law Number 29/2007 regarding Government of the Capital City of Jakarta as the Capital City of the Unitary State of the Republic of Indonesia;
7. Government Regulation No. 24/1997 regarding Land Registration;
8. Government Regulation No. 58/2005 regarding Regional Finance Management;
9. Presidential Regulation No. 36/2005 regarding Land Acquisition for the Implementation of Development for Public Interest as amended by Presidential Regulation No. 65/2006;
10. Regulation of the Head of National Land Agency No. 3/2007 regarding Implementing Provisions of Presidential Regulation No. 36/2005 regarding Land Acquisition for the Implementation of Development for Public Interest as amended by Presidential Regulation no. 65/2006 regarding Amendment to Presidential Regulation No. 36/ 2005 regarding Land Acquisition for the Implementation of Development for Public Interest;
11. Regional Regulation No. 10/2008 regarding Regional Apparatus Organization;
12. Regional Regulation No. 8/2007 regarding Public Order;
13. Governor Regulation No. 193/ 2010 regarding Guidelines for Donation Granting to State-Owned Land Tenants;

HAS DECIDED:

To stipulate : A GOVERNOR REGULATION REGARDING THE ESTABLISHMENT OF AN IMPLEMENTATION TEAM FOR LAND ACQUISITION AND RESETTLEMENT ACTION PLAN (LARAP) FOR THE JAKARTA URGENT FLOOD MITIGATION PROJECT (JUFMP)/JAKARTA EMERGENCY DREDGING INITIATIVE (JEDI) AT THE ADMINISTRATIVE CITY LEVEL.

FIRST : Establishing an Implementation Team for land acquisition and resettlement action plan (LARAP) for the Jakarta Urgent Flood Mitigation Project (JUFMP)/Jakarta Emergency Dredging Initiative (JEDI) at the Administrative City level with membership composition as set forth in the Attachment hereto.

SECOND : The team referred to in the FIRST dictum shall have the following duties:

1. identifying the sub-project components or activities requiring acquisition of land and area that are to be affected by the impacts of such components or activities;
2. implementing census on the Project Affected People (PAPs) and inventory on the impacts affected assets;
3. implementing cut-off date in the JUFMP/JEDI project location;

4. identifying the PAPs entitled to receive compensation as well as explanation on the criteria used for determining the PAPs entitled;
5. carrying out evaluation on assets and calculation of compensation on loss;
6. determining the types and amounts of the forms of compensation to be given to the PAPs;
7. carrying out consultation with the inhabitants experiencing loss of lands and other assets;
8. estimating sub-project land procurement costs;
9. granting compensation to the PAPs;
10. carrying relocation/resettlement for the PAPs; and
11. provide handling grievances and complaints from the PAPs.

THIRD : For supporting the uninterrupted performance of duties, the Team as referred to in the FIRST dictum may engage related agencies, third parties/independent consultants, social institutions, profession associations or universities or other community elements in accordance with the provisions of laws and regulations.

FOURTH : The costs required for the performance of duties as referred to in the SECOND dictum shall be charged to the Local Budget (APBD) through the Budget Implementation Document (DPA) of the Public Works Services Office of the Capital City of Jakarta Province as the Project Implementation Unit (PIU) of the JUFMP/JEDI.

FIFTH : This Governor Decision shall come into effect as from the date of its stipulation.

Attachment to : Decision of the Governor of the Capital City of Jakarta Province

Number 1363/2011
Dated September 28, 2011

IMPLEMENTATION TEAM FOR LAND ACQUISITION AND RESETTLEMENT ACTION PLAN (LARAP) OF THE JAKARTA URGENT FLOOD MITIGATION PROJECT (JUFMP)/JAKARTA EMERGENCY DREGING INITIATIVE (JEDI) AT THE ADMINISTRATIVE CITY LEVEL

A. Central Jakarta Administrative City

Head concurrently serving as Member : Secretary of the Central Jakarta Administrative City

Deputy Head concurrently serving as Member : Governance Assistant to the Secretary of the Central Jakarta Administrative City

Secretary concurrently serving as Member : Development and Environmental Assistant to the Secretary of the Central Jakarta

Members :
1. The Head of Civil Service Police Unit of the Central Jakarta
2. The Head of Housing Sub-Office of the Central Jakarta
3. The Head of Public Works and Water Management Sub-Office of the Central Jakarta
4. The Head of Population Affairs and registration Sub-Office of the Central Jakarta
5. The Head of Spatial Planning Sub-Office of the Central Jakarta
6. The Head of Urban Infrastructure Unit under the Secretary of the Central Jakarta
7. The Head of Spatial Planning and Environmental Unit under the Secretary of the Central Jakarta
8. The Head of Legal Unit of the Central Jakarta
9. District Heads in the JUFMP/JEDI location
10. Sub-District Heads in the JUFMP/JEDI location

B. North Jakarta Administrative City

Head concurrently serving as Member : Secretary of the North Jakarta Administrative City

Deputy Head concurrently serving as Member : Governance Assistant to the Secretary of the North Jakarta Administrative City

Secretary concurrently serving as Member : Development and Environmental Assistant to the Secretary of the North Jakarta

Members :
1. The Head of Civil Service Police Unit of North Jakarta
2. The Head of Housing Sub-Office of North Jakarta
3. The Head of Public Works and Water Management Sub-Office of the North Jakarta
4. The Head of Population Affairs and Registration Sub-Office of the North Jakarta
5. The Head of Spatial Planning Sub-Office of the North Jakarta

6. The Head of Urban Infrastructure Unit under the Secretary of the North Jakarta
7. The Head of Spatial Planning and Environmental Unit under the Secretary of the North Jakarta
8. The Head of Legal Unit of the North Jakarta
9. District Heads in the JUFMP/JEDI location
10. Sub-District Heads in the JUFMP/JEDI location

C. West Jakarta Administrative City

Head concurrently serving as Member : Secretary of the West Jakarta Administrative City

Deputy Head concurrently serving as Member : Governance Assistant to the Secretary of the West Jakarta

Secretary concurrently serving as Member : Development and Environmental Assistant to the Secretary of the West Jakarta

Members :
1. The Head of Civil Service Police Unit of the West Jakarta
2. The Head of Housing Sub-Office of the West Jakarta
3. The Head of Public Works and Water Management Sub-Office of the West Jakarta
4. The Head of Population Affairs and Registration Sub-Office of the West Jakarta
5. The Head of Spatial Planning Sub-Office of the West Jakarta
6. The Head of Urban Infrastructure Unit under the Secretary of the West Jakarta
7. The Head of Spatial Planning and Environmental Unit under the Secretary of the West Jakarta
8. The Head of Legal Unit of the West Jakarta
9. District Heads in the JUFMP/JEDI location
10. Sub-District Heads in the JUFMP/JEDI location

D. East Jakarta Administrative City

Head concurrently serving as Member : Secretary of the East Jakarta Administrative City

Deputy Head concurrently serving as Member : Governance Assistant to the Secretary of the East Jakarta Administrative City

Secretary concurrently serving as Member : Development and Environmental Assistant to the Secretary of the East Jakarta

Members :
1. The Head of Civil Service Police Unit of the East Jakarta
2. The Head of Housing Sub-Office of the East Jakarta
3. The Head of Public Works and Water Management Sub-Office of the East Jakarta

4. The Head of Population Affairs and Registration Sub-Office of the East Jakarta
5. The Head of Spatial Planning Sub-Office of the East Jakarta
6. The Head of Urban Infrastructure Unit under the Secretary of the East Jakarta
7. The Head of Spatial Planning and Environmental Unit under the Secretary of the East Jakarta
8. The Head of Legal Unit of the East Jakarta
9. District Heads in the JUFMP/JEDI location
10. Sub-District Heads in the JUFMP/JEDI location

THE GOVERNOR OF CAPITAL CITY OF JAKARTA PROVINCE,

[Signed and stamped; stamp reads:
THE GOVERNOR OF CAPITAL CITY OF JAKARTA PROVINCE

FAUZI BOWO

The Governor of the Capital City of Jakarta Province

GOVERNOR INSTRUCTION OF THE CAPITAL OF JAKARTA PROVINCE
NO 41 YEAR 2011
REGARDING ACCELERATED COMPLETION OF LAND ACQUISITION AND RESETTLEMENT PLAN (LARAP)
THE GOVERNOR OF THE CAPITAL CITY OF JAKARTA PROVINCE

In order to implementing the Jakarta Emergency Dredging Initiative (JEDI), it is hereby necessary to accelerate the completion of the land acquisition and resettlement plan (LARAP) by giving instruction:

To : 1. The Development and Environmental Assistant to the Secretary of the DKI Jakarta Province
2. The Head of Development Planning Agency of the DKI Jakarta Province
3. The Head of Finance Management Agency of the DKI Jakarta Province
4. The Mayor of North Jakarta
5. The Mayor of Central Jakarta
6. The Mayor of East Jakarta
7. The Mayor of West Jakarta
8. The Head of Public Works Services Office of the DKI Jakarta Province as the PIU of the DKI Jakarta Province
9. The Head of Population Affairs and Registration Service Office of the DKI Jakarta Province
10. The Head of Civil Service Police Unit of the DKI Jakarta Province

To :

FIRST : Perform the following duties:

a. The Development and Environmental Assistant to the Secretary of the DKI Jakarta Province shall coordinate the JEDI implementation at the Provincial level;
b. The Head of Development Planning Agency of the DKI Jakarta Province shall:
    1. Prepare the program and budget required in the implementation of the LARAP and JEDI physical project; and
    2. Assist the PIU in implementing the JEDI project;
c. The Head of Finance Management Agency of the DKI Jakarta Province shall perform the administration of the JEDI project loan extension and the preparation of the LARAP accompanying fund budget;
d. The Mayors shall:
    1. Cary out field survey and data collection on the Project Affected Peoples together with the Population Affairs and Registration Services Office of the DKI Jakarta Province;

2. Together with the Project Implementation Unit (PIU) provide Public Consultation for the Project Affected People (PAPs);
3. Assist the Project Implementation Unit (PIU) and the Project Management Unit (PMU) in servicing complaints from the PAP;
4. Determine the types and amounts of forms of compensation to be given to the PAPs; and
5. Assist the PIU in implementing relocation/resettlement of the JEDI Affected People.

e. The Head of Public Works Services Office as the PIU of the DKI Jakarta Province shall:
   1. Assist the PMU in completing the LARAP;
   2. Manage and supervise the LARAP implementation;
   3. Provide relocation/resettlement of the JEDI Affected People; and
   4. Plan, prepare and manage the JEDI project accompanying and supporting funds;

f. The Head of Population Affairs and Registration Services Office of the DKI Jakarta Province shall:
   1. Assist the PIU and Mayors in collecting data on the Project Affected People by using modern technology (finger print system); and
   2. Build data base for the Project Affected People together with the Mayors.

g. The Head of Civil Service Police Unit of the DKI Jakarta Province shall assist the PIU and Mayors in securing the JEDI project implementation.

SECOND : Periodically report the results of the fulfill of duties as referred to in the FIRST dictum to the Secretary of the DKI Jakarta Province;

THIRD : The costs required in the fulfill of duties as referred to in the FIRST dictum shall be charged to the Provincial Budget (APBD) through the Budget Implementation Documents (DPA) of the respective Regional Apparatus Work Units (SKPD)

This Governor Instruction shall come into effect as from the date of its stipulation.

Stipulated in Jakarta
on April 27, 2011
THE GOVERNOR OF THE CAPITAL CITY OF JAKARTA PROVINCE,
[Signed and stamped; stamp reads:
THE GOVERNOR OF THE CAPITAL CITY OF JAKARTA PROVINCE

FAUZI BOWO