

COPY

REGULATION OF
MINISTER OF EDUCATION AND CULTURE
REPUBLIC OF INDONESIA
NUMBER 64 YEAR 2015

REGARDING

TOBACCO-FREE SCHOOL PREMISES

WITH THE BLESSING FROM GOD THE ONE

MINISTER OF EDUCATION AND CULTURE REPUBLIC OF INDONESIA,

Considering : a. that to achieve clean and healthy life behavior that is supported by tobacco-free school premises;
b. that to provide comprehensive, integrated and sustainable protection from negative influence of tobacco, it needs to create tobacco free environment in school premises;
c. that based on considerations as referred to points a and b, the Regulation of Minister of Education and Culture regarding tobacco-free school premises is to be established;

Pursuant to : 1. Law Number 20 Year 2003 on the National Educational System (State Gazette Republic of Indonesia Year 2003 Number 78, Supplement to State Gazette Republic of Indonesia Number 4301);
2. Law Number 36 Year 2009 on Health (State Gazette Republic of Indonesia Year 2009 Number 144, Supplement to State Gazette Republic of Indonesia Number 5063);
3. Government Regulation Number 17 Year 2010 on

Management and Educational Conduct (State Gazette Republic of Indonesia Year 2010 Number 23, Supplement to State Gazette Republic of Indonesia Number 5105) as amended in Government Regulation Number 66 Year 2010;

4. Government Regulation Number 109 Year 2012 on Security of Materials that contain Addictive Substances in the form of Tobacco Products for Health (State Gazette Republic of Indonesia Year 2012 Number 278, Supplement to State Gazette Republic of Indonesia Number 5380);
5. Presidential Regulation Number 7 Year 2015 on Organization of State Ministries (State Gazette Republic of Indonesia Year 2015 Number 8);
6. Presidential Regulation Number 14 Year 2015 on Ministry of Education and Culture (State Gazette Republic of Indonesia Year 2015 Number 15);
7. Presidential Decree Number 121/P Year 2014 on Establishment of Ministries and Appointment of Ministers in the Working Cabinet;

STIPULATES:

Determines : THE REGULATION OF THE MINISTER OF EDUCATION AND CULTURE RE: TOBACCO-FREE SCHOOL PREMISES.

Article 1

In this Minister Regulation what is defined as:

1. School is Public and Private Elementary School / Elementary School for Special Needs Children (*SD/SDLB*), Junior High School/Junior High School for Special Needs Children (*SMP/SMPLB*), Senior High School/Senior High School for Special Needs Children (*SMA/SMALB*), and Vocational School (*SMK*).
2. School premise is the location where teaching and learning activities, both curricular and extracurricular programs take place.
3. Other party is a person, aside from the school principal, teacher, teaching staff, and student, who performs

activities inside the school premise.

4. Tobacco-free area is an indoor or area where smoking, producing, selling and/or promoting cigarettes is prohibited.

Article 2

Tobacco-free area is intended to create a school environment that is clean, healthy, and tobacco-free.

Article 3

The targets of a tobacco-free school premises are:

- a. School Principal;
- b. Teachers;
- c. School staff members;
- d. Students; and
- e. Other parties inside the school premise.

Article 4

To support tobacco-free school premises, school entities are obligated to:

- a. Incorporate the prohibition related to tobacco conduct into the school's rules and regulations;
- b. Reject any offer of advertisement, promotion, sponsorship, and/or collaboration in any form with tobacco manufacturers and/or any organization that uses trademark, logo, slogan, and/or color associated with the specific characteristics of tobacco industry to support curricular or extracurricular activities inside and outside school premises;
- c. Enforce the prohibition of billboard advertisement, pamphlets distribution and other forms of advertisement from tobacco industry and its related foundations inside school premises;
- d. Prohibit the selling of cigarettes in school cafeteria, cooperative vendors or through other forms of sale inside school premises; and
- e. Place "Non-Smoking" signs inside school premises.

Article 5

- (1) School Principals, teachers, school staff members, students

and other parties are prohibited from smoking, producing, selling, advertising and/or promoting cigarettes inside school premises.

- (2) The School Principal is obligated to reprimand, and/or remind and/or take action on teachers, teaching staffs, and students who violate the prohibition as referred to clause (1)
- (3) The School Principal can impose sanctions on teachers, teaching staffs, and other parties who are proven to have violated the tobacco-free provisions in the School Premise.
- (4) Teachers, school staff members and/or students can reprimand, or report to the Principal on anyone who is proven doing smoking in the School Premise.
- (5) The Local Educational Office in line with its authority can reprimand or impose sanctions on the School Principal who, by individual report or information from teachers, school staff members, students and/or other parties is proven to have violated the provisions of the tobacco-free school premises

Article 6

The prohibition of sales of cigarettes as referred to article 4 d and article 5 (1) also applies to sales of cigarette-shaped candies or other consumable and non-consumable products that imitate cigarette form or any brand image with trademark, logo, or color that can be associated with the tobacco products/industries.

Article 7

- (1) The Provincial/District/Municipality Educational Office in accordance with its authority conducts periodic monitoring and evaluation on the implementation of this Minister Regulation at a minimum once a year.
- (2) The Provincial/District/Municipality Educational Office reports the monitoring results to the respective Governor, Mayor, District/City Head and/or Minister in accordance with its authority as referred to clause (1).
- (3) The School is obligated to provide guidance to students who smoke inside or outside the School Premise in accordance with school regulation.

Article 8

This Minister Regulation shall take effect on the date it is promulgated.

For dissemination purpose, this Minister Regulation is to be posted in the Official Gazette of the Republic of Indonesia.

Established in Jakarta

22 December 2015

MINISTER OF EDUCATION AND
CULTURE REPUBLIC OF INDONESIA,

Signed by

ANIES BASWEDAN

Promulgated in Jakarta

29 December 2015

DIRECTOR GENERAL
REGULATORY AFFAIRS
MINISTRY OF JUSTICE AND HUMAN RIGHTS
REPUBLIC OF INDONESIA,

Signed by

WIDODO EKATJAHJANA

OFFICIAL GAZETTE OF THE REPUBLIC OF INDONESIA YEAR 2015 NO. 1982

Copied as the original
Head of Legal Bureau and Organization,
Ministry of Education and Culture,

Signed by

Aris Soviyani
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