

CONTROL OF CHILD WORKERS
DECREE OF THE MINISTER OF HOME AFFAIRS AND REGIONAL AUTONOMY (NO. 5
OF 2001)

dated January 8, 2001

THE MINISTER OF HOME AFFAIRS AND REGIONAL AUTONOMY

Considering:

- (a) that children as the generation responsible for continuing the national aspirations need to have their rights protected and nurtured from now on to enable them to become physically and mentally healthy, forward-looking, self-reliant and prosperous;
- (b) that one of the efforts to protect and nurture children is to prevent and control child workers;
- (c) that for the purposes as referred to in letters (a) and (b), it is necessary to stipulate a decree of the Minister of Home Affairs and Regional Autonomy on the control of child workers.

In view of:

- (1) Act (No.2 of 1989) on the National Education System (Statute Book of 1989 No.6 Supplement to Statute Book No. 3390);
- (2) Act (No. 22 of 1999) on Regional Administrations (Statute Book of 1999 No. 60, Supplement to Statute Book No. 3839);
- (3) Act (No. 25 of 1999) on the Financial Sharing between the Central and Regional Governments (Statute Book No.72 of 1999, Supplement to Statute Book No.3848);
- (4) Act (No. 20 of 1999) on the Ratification of the ILO Convention 138 on the Minimum Permissible Age of Work (Statute Book No. 56 of 1999, Supplement to Statute Book No. 3835);
- (5) Act (No. 1 of 2000) on the Ratification of the ILO Convention 182 on the Types of Worst Jobs for Children (Statute Book No. 30 of 2000, Supplement to Statute Book No. 3941);
- (6) Presidential Decree (No. 36 of 1990) on the United Nations Convention on Children's Rights.

Decides to stipulate:

THE DECREE OF THE MINISTER OF HOME AFFAIRS AND REGIONAL AUTONOMY ON
THE CONTROL OF CHILD WORKERS.

Article 1. Hereinafter referred to as:

period, *i.e.* height, weight, bones and five senses which grow according to their age, and development in terms of the mature function of organs, *i.e.* sense of hearing, sight, intelligence and responsibility.

(4) Control of child workers, hereinafter referred to as PPA, shall be the act of eradicating, reducing and protecting child workers aged 15 and below to protect them against the bad effect of heavy and dangerous jobs.

(5) The bad effect of heavy and dangerous jobs on child workers shall be the negative effect of children's work on their physical, mental, moral and intellectual growth and development.

Article 2. The activities related to PPA can be carried out by the government, regional governments, institutes of higher learning, social institutions and other institutions paying attention to child workers.

Article 3. The activities related to PPA can be carried out in cooperation with private companies and foreign/international institutes by observing the existing regulations.

Article 4. The regional governments shall stipulate further regulations needed to carry out the activities related to PPA.

Article 5. (1) The general programs for PPA shall cover:

- (a) the banning and abolition of all kinds of worst jobs for children;
- (b) the provision of proper protection for child workers carrying out light jobs;
- (c) the improvement of family income to prevent children from carrying out jobs as well as to create a climate in favour of child growth and development;
- (d) the dissemination of PPA programs to bureaucrats, politicians, social institutions and the public.

(2) The specific programs for PPA shall cover:

- (a) encouraging child workers who have dropped out of school to return to school by providing them with scholarships;
- (b) providing non-formal education;
- (c) providing expertise for children.

Article 6. (1) The Minister of Home Affairs and Regional Autonomy shall guide the activities related to PPA.

(2) Governors and Regents/Mayors shall provide technical guidance to carry out activities related to PPA in their respective region.

Article 7. (1) The activities related to PPA shall be financed by the public which pays attention to child prosperity.

(2) The activities related to PPA can be financed by the state budget, regional budget, foreign assistance and other legal and non binding sources.

Article 8. With the enforcement of this decree, Institution of the Minister of Home Affairs (No. 3 of 1999) on the control of child workers be declared null and void.

Article 9. This decree shall come into force as from the date of stipulation.

Stipulated in Jakarta, on January 8, 2001

THE MINISTER OF HOME AFFAIRS AND REGIONAL AUTONOMY
SURJADI SOEDIRDJA