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Appendix 1

List of regulations

Regulations on Forestry

<i>Number/Year</i>	<i>Name</i>
Law No. 41/1999	On Forestry, has superseded Law No. 5/1967
Government Regulation No. 28/1985	On Forest Protection
Government Regulation No. 44/2004	On Forest Planning, has superseded Government Regulation No. 33/1970
Government Regulation No. 45/2004	On Forest Protection, has superseded Government Regulation No. 28/1985
Government Regulation No. 6/2007	Concerning Forest Management, and the Formation of Forest Plans and Forest Utilization
The Decree of the Minister of Forestry No. 32/Kpts-II/2001	On Criteria of Forest Establishment
The Decree of the Minister of Forestry No. 79/Kpts-II/2001	Concerning the Designation of the Forest and Water Areas of East Kalimantan
Regulation of the Minister of Forestry No. P.14/Menhut-II/2006	Concerning Forest Permit Use
Circular letter of Kutai District Head No.100/75/Pem A/IV/2003	Concerning Illegal Conversion of Mangrove into Fish Ponds and the Use of an Excavator

Regulations on Mining, Oil and Gas

<i>Number/Year</i>	<i>Name</i>
Law No. 11/1967	On Basic Provisions of Mining
Law No. 22/2001	On Oil and Gas, has superseded Law No. 44 Prp/1960
Government Regulation No. 35/2004	On Upstream Oil and Gas Activities
Presidential Directive No. 63/2004	Concerning the Security of a National Vital Object
The Decree of the Head of the Executive Agency of Upstream Oil and Gas Activities No. KEP-0113/BP00000/2007/S0	On Land Acquisition in the Petroleum Sector

Regulations on Fishery, Coastal Management and Sailing

<i>Number/Year</i>	<i>Name</i>
Law No. 31/2004	On Fisheries, has superseded Law No. 9/1985
Law No. 22/2007	On Coastal Zones and Small Island Management
Law No. 17/2008	On Sailing, has superseded Law No. 21/1992
Government Regulation No. 54/2002	On Fishery Business, has superseded Government Regulation No. 15/1990
Government Regulation No. 45/2004	On Forest Exploitation Rights and Rights to Collect Forest Products, has superseded Government Regulation No. 21/1970
Presidential Decree No. 39/1980	On the Eradication of Trawl Fishing
The Regulation of the Ministry of Marine Affairs and Fisheries No. Per.05/Men/2008	On Capturing Fish Business
The Regulation of the Minister of Marine Affairs and Fisheries No. PER.02/MEN/2011	On Fishing Zones Division, has superseded the Decree of the Minister of Agriculture No. 607/Kpts/UM/9/1976
Kutai Regulation No. 3/1999	Concerning Fishing within the Administrative Territory of Kutai District, has superseded Kutai Regulation No. 18/1978
Kutai Regulation No. 34/2000	On Quality Control of Milkfish and Fish Seeds
Kutai Regulation No. 37/2000	On Organoleptic Quality Control

<i>Number/Year</i>	<i>Name</i>
Circular Letter of the Directorate-General for Fishery of the Ministry of Agriculture No. E.V/2/4/15/1975	Concerning the Prohibition to Sail or Fish Around Oil and Gas Platforms
Circular letter of the Kutai District Head No. 100/287/Pem.A/VI/2004	Concerning the Prohibition of Gear Installations along a Public Sailing Lane
The Decree of Kutai District Head No. 180.188/HK-458/2001	Concerning the Task Force on Integrated and Sustainable Management of the Mahakam Delta

Regulations on Land

<i>Number/Year</i>	<i>Name</i>
Law No. 5/1960	Basic Agrarian Law
Law No. 4/1996	On Mortgage over Land and Related Properties
Government Regulation No. 24/1997	On Land Registration
Presidential Regulation No. 10/2006	On the National Land Agency
The Regulation of the Ministry of Home Affairs No. 6/1972	On the Transfer of Authority to Issue Land Titles, has been superseded by the Regulation of the Head of the National Land Agency No. 3/1999
Regulation of the Minister of Agrarian Affairs/Head of the National Land Agency No. 2/1999	On Location Permits
The Regulation of the Minister of Agrarian Affairs/Head of the National Land Agency No. 3/1997	On Land Registration
The Decree of the Governor of East Kalimantan No. 237/1974	On the Cultivation of State-Owned Agricultural Land

<i>Number/Year</i>	<i>Name</i>
The Decree of the Governor of East Kalimantan No. 31/1995	On the Guidance to Control Land Letters and Control and Ownership of Building/Plans on State Land
Kutai Regulation No. 32/2000	On Location Permits
The Decree of Kutai District Head No. 180.188/HK-630/2008	On the Basic Price of Compensation Lists, has superseded the Decree of Kutai District Head No. 083/1993

Regulations on Environment and Spatial Planning

<i>Number/Year</i>	<i>Name</i>
Law No. 26/2007	On Spatial Planning, has superseded Law No. 24/1992
Presidential Decree No. 32/1990	Concerning the Management of Protected Zones

Regulations on Regional Autonomy

<i>Number/Year</i>	<i>Name</i>
Law No. 32/2004	On Regional Autonomy, has superseded Law No. 22/1999
Government Regulation No. 64/1957	On Partial Delegation of Government Affairs on Fishing, Forestry and Small-Scale Rubber Plantations to Provinces
Government Regulation No. 8/1995	On the Transfer of Some Government Affairs to 26 Districts/Municipalities
Government Regulation No. 38/2007	On Central and Regional Government's Authorities, has superseded Government Regulation No. 25 of 2000
Government Regulation No. 41/2007	On the Organizational Structure of Regional Governments
Kutai Regulation No. 11/2008	On the Authority of Kutai Government, has superseded Kutai Regulation No. 27/2000

Regulations on Organizational Structure of Government

<i>Number/Year</i>	<i>Name</i>
Law No. 39/2008	On State Ministries
Government Regulation No. 47/2009	On the Formation of State Ministries' Organization
Presidential Regulation No. 47/2009	On the Organizational Structure of the Ministry of Forestry
Presidential Decree No. 103/2001	On the Functions, Tasks, Authority and Organizational Structure of Non-Ministerial Departments
The Regulation of the Minister of Home Affairs No. 57/2007	Concerning the Organizational Structure of Regional Governments
The Regulation of the Minister of Administrative Reform No. PER/18/M. PAN/11/2008	Concerning a Guide for Forming the Organization of a Service Unit of the Departmental and Non-Departmental Ministries
Regulation of the Minister of Forestry No. P. 40/Menhut-II/2010	Concerning the Organizational Structure of the Ministry of Forestry
The Decree of the Governor of East Kalimantan No. 03/2005	On the Formation of the Organizational Structure of the Provincial Technical Units, has superseded the Decree of Governor of East Kalimantan No. 16 of 2001
Kutai Regulation No. 12/2008	Concerning the Organizational Structure of Kutai District Agencies
Kutai Regulation No. 15/2008	Concerning the Organizational Structure of the District Inspectorate, Office and Technical Unit

Regulations on Inter-departmental Synchronization

<i>Number/Year</i>	<i>Name</i>
President Directive No. 1/1976	On the Synchronization of Agrarian, Forestry, Mining, Transmigration and Public Sector Works

Appendix 2

List of court decisions

District & High Court

1. District Court of Tenggara, verdict No. 03/Pdt.G/2003/PN.Tgr, and No. 44/Pdt.G/2003/PN.Tgr., *Haji Onggeng and others 57 plaintiffs vs. Haji Latief and Haji Onggeng*, concerning a dispute on cultivated land.
2. High Court of East Kalimantan, verdict No. 132/PDT/2006/PT.KT.SMDA, *Haji Onggeng and others 57 plaintiffs vs. Haji Latief and Haji Onggeng*, concerning a dispute on cultivated land.

Supreme Court

1. Supreme Court of the Republic of Indonesia, verdict No. 361 K/Sip/1958, *Djojosen-tono alias Tukijo .v. mBok Kromodimedjo*, concerning a dispute on land between two families which had been settled by village government before the case was filed in court.
2. Supreme Court of the Republic of Indonesia, verdict No. 123/K/Sip/1970, *I Wajan Minah and I Made Suartha .v. Men Suari alias Ni Ketut Sitiari*, concerning the bequest (*hibah*) of land in accordance with Bali adat law.
3. Supreme Court of the Republic of Indonesia, verdict No.1300 K/Pdt/2005, *Seven Fishermen .v. PT. ITCI Kartika and the Ministry of Public Transportation of the Republic of Indonesia* concerning fishing grounds.
4. Supreme Court of the Republic of Indonesia, verdict No. 2642 K/Pid/2006 concerning illegal use and occupation of Forest Area in South Tapanuli district, North Sumatera.
5. Supreme Court of the Republic of Indonesia, verdict No. 28 PK/TUN/2006, *Junaidi bin Mada .v. Balikpapan Regional Office of National Land Agency and Hengki Wijaya*, concerning cultivated land.

Constitutional Court

1. Constitutional Court of the Republic of Indonesia, verdict No. 3/PUU-VIII/2010 concerning judicial review of Law No. 22/2007 on Coastal Zones and Small Island Management.
2. Constitutional Court of the Republic of Indonesia, verdict No. 45/PUU-IX/2011 concerning judicial review of Law No. 41/1999 on Forestry.

Curriculum vitae

Rikardo Simarmata obtained a bachelor degree in law from the Faculty of Law of Gadjah Mada University, Yogyakarta, in 1997. During his years at the university, he was actively involved in a number of student organizations, in particular in the student press. From 1998 up to 2001, he worked at the Institute for Policy Research and Social Advocacy (Lembaga Studi dan Advokasi Masyarakat), a Jakarta-based human rights NGO. In 2001, together with other NGO activists and university lecturers, he established a new NGO called Community and Ecology Based Society for Law Reform or HUMA. He has conducted numerous research projects on forestry, fishery and land issues in relation to the rights of indigenous peoples, as well as facilitated several training sessions on policy analysis, critical thinking on law and legal drafting. In 2007 he was accepted as a PhD researcher at the Van Vollenhoven Institute of Leiden University. In the roles of NGO activist and consultant, he wrote a number of books. These include *Otonomi Daerah Kecenderungan Karakter Perda dan Tekanan Baru bagi Lingkungan dan Masyarakat Adat: Sebuah Diagnosa Awal* [Regional Autonomy and the Character of Local Government Laws and Regulations: New Pressures on the Environment and Indigenous Communities] (2002) and *Pengakuan Hukum terhadap Masyarakat Adat di Indonesia* [Legal Recognition of Indigenous Peoples in Indonesia] (2006). In addition, he wrote a number of articles which were published both in international and national journals.

In the range of books published by the Meijers Research Institute and Graduate School of Leiden Law School, Leiden University, the following titles were published in 2011, 2012 and 2013

- MI-189 M.R. Bruning, M.P. de Jong, T. Liefwaard, P.M. Schuyt, J.E. Doek & T.A.H. Doreleijers, *Wegwijs in het jeugdsanctierecht. Onderzoek naar het juridisch kader voor de zwaarste jeugdsancties in theorie en praktijk*, Nijmegen: Wolf Legal Publishers 2011, ISBN 978 90 5850 621 4
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- MI-197 M.L. Koemans, *The war on antisocial behaviour. Rationales underlying antisocial behaviour policies. Comparing British and Dutch discourse analyses*, (diss. Leiden), Amsterdam: Ponsen & Looijen 2011, ISBN 978 90 6464 501 3
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- MI-214 C.M. Smyth, *The Common European Asylum System and the Rights of the Child: An Exploration of Meaning and Compliance*, (diss. Leiden), Leiden 2013

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