

Anti bribery Campaign 2023



4 No's



No Bribery



No Gift



No Kickback



No Luxurious
Hospitality

Increasing Awareness of Anti-Bribery and Anti-Gratification

Let's increase awareness of anti-bribery and anti-gratification through the following short videos:

1. Fictional Procurement Video:
2. Anti-Bribery Video:
3. Anti-Gratification Video:

Q&A



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“ What Is Gratification?

- Gratification, in the broad sense, includes giving money, goods, rebates (discounts), commissions, interest-free loans, travel tickets, accommodation facilities, tourist trips, free medical treatment, and other facilities.
- Such gratification, whether received domestically or abroad, and whether provided through electronic means or without electronic means.*

**Explanation of Article 12B of the Law on the Eradication of Criminal Acts of Corruption.*



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“ What Are the Criteria for Prohibited Gratification? “

Any gratification given to PGE Officials and/or their immediate family members is considered a bribe if it is related to their position and conflicts with their duties or responsibilities. **Such acceptance is prohibited** if it:

- Is prohibited by applicable regulations;
- Violates the code of ethics;
- Creates a conflict of interest; or
- Constitutes an improper or unreasonable acceptance.

References:

- Article 12B Paragraph (1), Law on the Eradication of Criminal Acts of Corruption
- PGE Gratification Guidelines No. A-002/PGE500/2022-S9



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Why Should We Avoid Prohibited Gratification?

- Gratification is a form of concealed bribery that does not require an explicit agreement but has the potential to create a sense of indebtedness, which may encourage someone to act objectively, unprofessionally, and contrary to their obligations.
- Gratification is considered a root of corruption that can lead to other forms of corruption, such as bribery and extortion.

Q&A

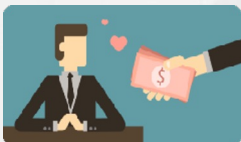


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Who Is Considered a “Public Official” Under the Anti-Corruption Law?

Based on the expanded definition of **Public Official** under KPK Circular Letter No. B.1341/01-13/03/2017 dated March 25, 2017:

1. **Public officials** as defined under the Civil Service Law.
2. **Public officials** as defined under the Indonesian Criminal Code (KUHP).
3. **Individuals who receive salaries or compensation from state or regional finances.**
4. **Individuals who receive salaries or compensation from a corporation that receives financial assistance from the state or region.** This definition includes, among others, employees of **state-owned enterprises (BUMN)** and **regionally owned enterprises (BUMD)**.
5. **Individuals who receive salaries or compensation from other corporations that utilize capital or facilities provided by the state or the public.**



Q&A



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Implementation of the Gratification Control Guidelines No. A-002/PGE500/2022-S9

There has been a change in the **Gratification reporting requirements**, as follows:

No.	Previous Guidelines	Current Guidelines
1.	Gratification Acceptance	Gratification Acceptance
2.	Gratification Giving	Gratification Refusal

- All **PGE Officials and/or their immediate family members** are required to refuse any offer or provision of anything that falls under the category of **prohibited Gratification**.
- A **monthly declaration** must be submitted. If there is no Gratification acceptance or refusal, it is sufficient to declare "**None**" through the **Online GCG Portal**, no later than the **14th of the following month**.
- All **PGE Officials** are required to report any **prohibited Gratification received** through the Online GCG Portal no later than **10 calendar days after receipt**, and the Gratification item must be submitted to the **Gratification Control Unit Team**.
- If the report is submitted after 10 calendar days, it may be reported directly to the **Corruption Eradication Commission (KPK)** through the **GOL KPK portal**, provided that the report is submitted **within 30 calendar days from the date the Gratification was received**.

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Q&A



BANGSA BUATAN
INDONESIA

PERTAMINA
CALL CENTER
135



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What Is the Urgency of Reporting Gratification?

The reporting of Gratification is essential to create an organizational environment that is **aware, controlled, and free from Gratification practices**, thereby promoting transparency and accountability in the company's business processes and protecting PGE Officials/their families from potential criminal sanctions for corruption, as follows:

Anti-Corruption Law:

1. **Article 12B:** Any Gratification given to a state official is considered a bribe if it is related to their position and conflicts with their duties or responsibilities. The potential criminal penalties include **life imprisonment or imprisonment for a minimum of 4 years and a maximum of 20 years**, as well as a **fine of at least IDR 200 million and up to IDR 1 billion**.
2. **Article 12C:** The provisions of Article 12B do not apply if the recipient **reports the Gratification received to the KPK within 30 working days** from the date of receipt.





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How Should PGE Officials Respond When Offered and/or Given Prohibited Gratification?

- All **PGE Officials and/or their immediate family members** are required to **REFUSE** any offer or provision of anything that falls under the category of prohibited Gratification, and **REPORT the refusal** through the PGE Online GCG Portal or directly to the KPK through the **Gratification Online KPK (GOL KPK)** portal.
- If a PGE Official and/or immediate family member is in a situation where it is **not possible to refuse** the Gratification at that time, they must report it through the **Online GCG Portal** and submit the Gratification item to the **PGE Gratification Control Unit Team**, or report it directly through the KPK's **GOL KPK** portal.
- A situation in which refusal is not possible refers to circumstances where the PGE Official and/or immediate family member **does not know when and where the Gratification was given and does not know the identity or address of the giver**.

Q&A



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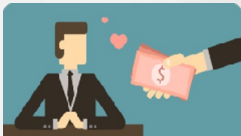
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Gratification Reporting Exemptions Apply to the Following:

Ref. PGE Gratification Guidelines No. A-002/PGE500/2022-S9, Chapter II.B.4



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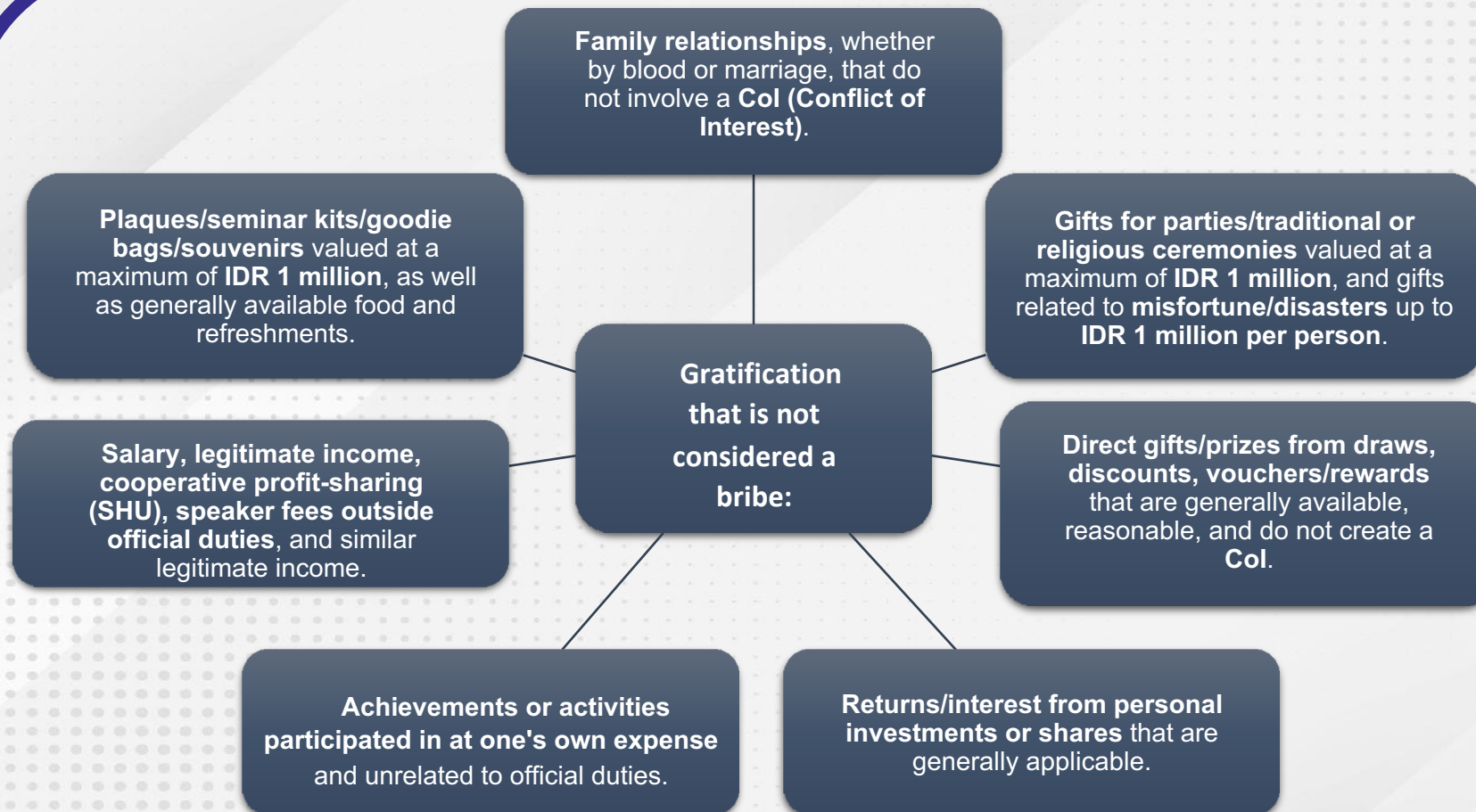
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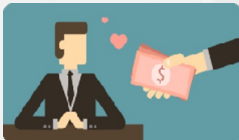


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YOU ARE ENTERING THE ANTI-BRIBERY ZONE

PT Pertamina Geothermal Energy has implemented

ISO 37001:2016

ANTI-BRIBERY MANAGEMENT SYSTEM

REPORT IMMEDIATELY!

- Suspected Violations
- Receiving Gifts
- Conflict of Interest

Reports can be submitted through the Whistleblowing System via:

- **Website:** pertaminaclean.tipoffs.info
- **Phone:** +62-21 2350 7051
- **WhatsApp:** +62811 861 5000
- **Email:** pertaminaclean@tipoffs.com.sg
- **Fax:** +62-21 381 5912
- **Mail:**
Attn: Tip-offs Anonymous™
Pertamina Clean, P.O. Box 2600, Jakarta 10026

For more information, visit: PGE Pertamina official website.

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Avoid Conflicts of Interest in the Procurement of Goods & Services

Conflict of Interest

Every Pertamina employee is required to disclose any potential Conflict of Interest they may have.

If the potential conflict is proven to constitute an actual **Conflict of Interest**, the employee must **resign from their position or withdraw from the decision-making process**.

Code of Conduct:

1. Pertamina employees must avoid all forms of **conflict of interest**, whether direct or indirect.
2. Pertamina employees must conduct business practices that are **fair and ethical** and must not disclose any sensitive information to other parties in order to maintain **fair competition**.

Q&A



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Handling Gratification Reports

1. Gratification Recipient (Reporter)

The recipient of the Gratification submits a report.

2. Reporting Channels

The report can be submitted through:

- GCG Online
- Direct submission
- Email
- Telephone

The report must be submitted through the **Gratification Control Unit (UPG)** within **10 calendar days from the occurrence of the Gratification event**.

3. Gratification Control Unit (UPG)

The UPG receives and processes the Gratification report.

4. Initial Review

The UPG conducts an initial review, which may include:

- Clarification/consultation
- Completion of supporting documents
- Temporary custody of the item by the Compliance Function (optional)

5. Verification and Analysis by KPK

Once the report and documents are complete, the case is submitted to the **KPK** for verification and analysis, followed by the **determination of the Gratification status by KPK**.

6. Final Status / Disposition

The determination is communicated through the UPG to the Gratification recipient/reporter. Based on the KPK's determination, the Gratification may become:

- State property
- Property of the institution
- Returned to the recipient
- Utilized by the recipient/institution, as applicable.

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THANK YOU



Ketulusan untuk Melayani