

REGULATION OF THE REGENT OF GIANYAR

NUMBER 3 OF 2024

ON

PROVISION OF FISCAL INCENTIVES FOR DISCOTHEQUE, KARAOKE,
NIGHT CLUBS, BARS AND STEAM BATH/SPA ENTERTAINMENT BUSINESS
ACTORS

BY THE BLESSINGS OF ALMIGHTY GOD

REGENT OF GIANYAR,

- Considering: a. that certain good and service tax on arts and entertainment services is one source of original regional income which is used as much as possible for welfare, development and improving services to the community;
- b. that in order to support the investment facilitation policy for entertainment business actors in the Regency of Gianyar, fiscal incentives can be provided in the field of taxation;
- c. that based on the provisions of Article 106 section (4) of Regional Regulation Number 7 of 2023 on Local Taxes and Local Levies, the provision of fiscal incentives is stipulated in a Regent Regulation;
- d. that based on considerations as referred to in point a, point b and point c, it is necessary to issue a Regent Regulation on Provision of Fiscal Incentives for Discotheque, Karaoke, Night Club, Bar and Steam Bath/Spa Entertainment Business Actors;

- Observing :
1. Article 18 section (6) of the 1945 Constitution of the Republic of Indonesia;
 2. Law Number 69 of 1958 on Formation of Regions Level II within the Regional Territory Level I of Bali, West Nusa

- Tenggara and East Nusa Tenggara (State Gazette of the Republic of Indonesia of 1958 Number 122, Supplement to the State Gazette of the Republic of Indonesia Number 1655);
3. Law Number 12 of 2011 on Legislation Making (State Gazette of the Republic of Indonesia of 2011 Number 82, Supplement to the State Gazette of the Republic of Indonesia Number 5234) as amended several times last by Law Number 13 of 2022 on Second Amendment to Law Number 12 of 2011 on Legislation Making (State Gazette of the Republic of Indonesia of 2022 Number 143, Supplement to the State Gazette of the Republic of Indonesia Number 6801);
 4. Law Number 23 of 2014 on Local Governments (State Gazette of the Republic of Indonesia of 2014 Number 244, Supplement to the State Gazette of the Republic of Indonesia Number 5587) as amended several times and last by Law Number 6 of 2023 on Enactment of Government Regulation in Lieu of Law Number 2 of 2022 on Job Creation to Become Law (State Gazette of the Republic of Indonesia 2023 Number 41, Supplement to the State Gazette of the Republic of Indonesia Number 6856);
 5. Law Number 1 of 2022 on Financial Relation between Central Government and Local Governments (State Gazette of the Republic of Indonesia 2022 Number 4, Supplement to the State Gazette of the Republic of Indonesia Number 6757);
 6. Law Number 15 of 2023 on Province of Bali (State Gazette of the Republic of Indonesia 2023 Number 62, Supplement to the State Gazette of the Republic of Indonesia Number 6871);
 7. Government Regulation Number 35 of 2023 on General Provisions on Local Taxes and Local Levies (State Gazette of the Republic of Indonesia 2023 Number 85, Supplement to the State Gazette of the Republic of Indonesia Number 6881);

8. Regulation of the Minister of Home Affairs Number 80 of 2015 on Regional Legislation Making (State Bulletin of the Republic of Indonesia of 2015 Number 2036) as amended by Regulation of the Minister of Home Affairs Number 120 of 2018 on Amendment to Regulation of the Minister of Home Affairs Number 80 of 2015 on Regional Legislation Making (State Bulletin of the Republic of Indonesia of 2019 Number 157);
9. Regional Regulation Number 7 of 2023 on Local Taxes and Local Levies (Regional Gazette of the Regency of Gianyar of 2023 Number 7 Supplement to the Regional Gazette Number 7);

HAS DECIDED:

To issue : REGENT REGULATION ON PROVISION OF FISCAL INCENTIVES FOR DISCOTHEQUE, KARAOKE, NIGHT CLUB, BAR AND STEAM BATH/SPA ENTERTAINMENT BUSINESS ACTORS.

CHAPTER 1

GENERAL PROVISIONS

Article 1

In this Regent Regulation:

1. Region means the Regency of Gianyar.
2. Local Government means the Government of the Regency of Gianyar.
3. Regent means the Regent of Gianyar.
4. Regional Financial and Asset Management Agency, hereinafter referred to as the Agency means the Regional Financial and Asset Management Agency of the Regency of Gianyar.
5. Head of the Regional Financial and Asset Management Agency, hereinafter referred to as the Head of the Agency means the Head of the Regional Financial and Asset Management Agency of Gianyar Regency.
6. Local Tax hereinafter referred to as Tax means a mandatory contribution to the Region owed by

individuals or bodies which is mandatory based on the Law, without receiving direct compensation and is used for the needs of the Region for the greatest possible prosperity of the public.

7. Taxpayer means individuals or bodies, including Taxpayers, Tax withholder and Tax collectors, who have tax rights and obligations in accordance with the provisions of Legislation.
8. Certain Good and Service Tax (*Pajak Barang dan Jasa Tertentu*), hereinafter abbreviated to PBJT means a tax paid by end consumers for the consumption of certain goods and/or services.
9. Certain Good and Service means Certain Goods and Services that are sold and/or delivered to end consumers.
10. Arts and Entertainment Service means service for providing or organizing all types of entertainment, shows, games, skills, recreation and/or crowds for enjoyment.
11. Local Tax Notification Letter (*Surat Pemberitahuan Pajak Daerah*), hereinafter abbreviated to SPTPD, means a letter used by Taxpayers to report the calculation and/or payment of Tax, Taxable objects and/or non-Taxable objects, and/or assets and liabilities in accordance with the provisions of Legislation on Taxation of the Region.

CHAPTER II

FORMS OF FISCAL INCENTIVE

Article 2

- (1) In supporting the investment facilitation policy, the Regent provides fiscal incentive for entertainment business actors in the Region.
- (2) The provision of fiscal incentive as referred to in section (1) is in the form of a reduction in the principal PBJT payable for entertainment services at discotheque, karaoke, night clubs, bars and steam baths/spas.

- (3) The provision of fiscal incentives as referred to in section (2) is given to business actors to reduce the principal PBJT payable to be paid by the Tax subject.
- (4) The provision of fiscal incentive as referred to in section (2) is given on an official basis.
- (5) The provision of fiscal incentive as referred to in section (2) is exempted for steam bath/spa business actors which are supporting facilities for hotels.

CHAPTER III FISCAL INCENTIVE AMOUNT

Article 3

- (1) The number of fiscal incentives in the form of a reduction in the principal PBJT payable as referred to in Article 3 section (2) is provided with the following details:
 - a. discotheques, karaoke, night clubs and bars are given a reduction in the principal PBJT payable of 62.5% (sixty-two-point five percent); and
 - b. steam bath/spa is given a reduction in the principal PBJT payable of 68.75% (sixty-eight-point seventy five percent)
- (2) The calculation of the reduction in the principal PBJT payable for entertainment services at discos, karaoke, night clubs, bars and steam baths/spas as referred to in section (1) is stated in the SPTPD as follows: (payment received by entertainment service providers for PBJT for entertainment x rate) – percentage reduction = amount of tax paid.
- (3) The reduction in the principal PBJT payable as referred to in section (2) is carried out automatically in the Tax information system after the Taxpayer submits the SPTPD.
- (4) Imposition of fines for late reporting of SPTPD, under the provisions of Legislation.

Article 4

The Regent assigns the Head of the Agency to implement the provision of fiscal incentive as referred to in Article 3 by making adjustments to the Tax information system.

CHAPTER IV

CLOSING PROVISION

Article 5

This Regent Regulation comes into force on 1 March 2024.

In order that every person may know hereof, it is ordered to promulgate this Regent Regulation by its placement in Regional Bulletin of the Regency of Gianyar.

Issued in Gianyar
on 7 February 2024

ACTING REGENT OF GIANYAR,

signed

I DEWA TAGEL WIRASA

Promulgated in Gianyar
on 7 February 2024

REGIONAL SECRETARY OF THE REGENCY OF GIANYAR,

signed

I DEWA GEDE ALIT MUDIARTA

REGIONAL BULLETIN OF THE REGENCY OF GIANYAR OF 2024 NUMBER 3.

Jakarta, 8 May 2025

Has been translated as an Official Translation
on behalf of the Minister of Law

of the Republic of Indonesia

DIRECTOR GENERAL OF LEGISLATION,

DHAHANA PUTRA

