

INDONESIAN MERGER REGIME: MINOR CHANGES AND INTRODUCTION OF REMEDIES

On 27 August 2012, the Indonesian Business Competition Supervisory Commission (KPPU) issued KPPU Regulation No. 3 of 2012, amending its merger control guide for the second time, replacing the operative provisions of the previous regulation entirely.

However, this amendment is a tweak rather than an overhaul and the overall scheme has not changed substantially. One notable change is the addition of a 'remedies' section. At the same time, the KPPU amended the provisions regarding penalties for late reporting, setting them out in a separate regulation, KPPU Regulation No. 4 of 2012. Changes were made to the method of counting assets and turnover. This update is designed to be read with our merger control advisories of November 2010 and April 2012.

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