

Searching for the People's Sovereignty

EDITED BY

John F. McCarthy Kathryn Robinson Indonesia Update Series College of Asia and the Pacific The Australian National University

Land & Development in Indonesia

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John F. McCarthy Kathryn Robinson



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Land & Development in Indonesia

The Indonesia Project, a leading international centre of research and graduate training on the Indonesian economy and society, is housed in the Crawford School of Public Policy's Arndt-Corden Department of Economics. The Crawford School is part of ANU College of Asia and the Pacific at The Australian National University (ANU). Established in 1965 in response to profound changes in the Indonesian economic and political landscapes, the Indonesia Project has grown from a small group of Indonesia-focused economists into an interdisciplinary research centre well known and respected across the world. Funded by ANU and the Australian Department of Foreign Affairs and Trade, the Indonesia Project monitors and analyses recent developments in Indonesia; informs the Australian and Indonesian governments, business and the wider community about those developments and about future prospects; stimulates research on the Indonesian economy; and publishes the respected Bulletin of Indonesian Economic Studies.

ANU College of Asia and the Pacific's **Department of Political and Social Change** focuses on domestic politics, social processes and state-society relationships in Asia and the Pacific, and has a long-established interest in Indonesia.

Together with the Department of Political and Social Change, the Indonesia Project holds the annual Indonesia Update conference, which offers an overview of recent economic and political developments and devotes attention to a significant theme in Indonesia's development. The *Bulletin of Indonesian Economic Studies* publishes the conference's economic and political overviews, while the edited papers related to the conference theme are published in the Indonesia Update Series.

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Contributors

Suraya A. Afiff, Head, Center for Anthropological Studies, Department of Anthropology, Faculty of Social and Political Sciences, University of Indonesia, Jakarta

Afrizal, Professor of Sociology, Faculty of Social and Political Sciences, Andalas University, Padang

Aprilia Ambarwati, Researcher, Center for Social Analysis (AKATIGA), Bandung

Patrick Anderson, Policy Advisor, Forest Peoples Programme; and Research Associate, School of Culture, History and Language, ANU College of Asia and the Pacific, Australian National University, Canberra

Adriaan Bedner, Professor of Indonesian Law and Society, Van Vollenhoven Institute for Law, Governance and Development, Leiden University, Leiden

Jamie S. Davidson, Associate Professor, Department of Political Science, National University of Singapore, Singapore

Ho-Ming So Denduangrudee, Associate, Samdhana Institute, Bogor

Chip Fay, Advisor to the Secretary-General of the Indigenous Peoples Alliance of the Archipelago (AMAN), Jakarta

Tommy Firman, Professor of Regional Planning, School of Architecture, Planning, and Policy Development, Bandung Institute of Technology

Patrick Guinness, Associate Professor, School of Archaeology and Anthropology, ANU College of Arts and Social Sciences, Australian National University, Canberra

Ricky Ardian Harahap, Researcher, Center for Social Analysis (AKATIGA), Bandung

Delik Hudalah, Associate Professor of Urban and Regional Planning, School of Architecture, Planning, and Policy Development/Research Center for Environment, Regional Development, and Infrastructure, Bandung Institute of Technology

John F. McCarthy, Associate Professor, Crawford School of Public Policy, ANU College of Asia and the Pacific, Australian National University, Canberra

Jeff Neilson, Senior Lecturer in Geography, School of Geosciences, University of Sydney, Sydney

Nancy Lee Peluso, Henry J. Vaux Distinguished Professor of Forest Policy, Department of Environmental Science, Policy and Management, University of California, Berkeley

Lesley Potter, Honorary Associate Professor, Resources, Environment and Development Group, Crawford School of Public Policy, ANU College of Asia and the Pacific, Australian National University, Canberra

Susanna Price, Honorary Lecturer, ANU College of Asia and the Pacific, Australian National University, Canberra

Yunie Nurhayati Rahmat, Assistant Professor of Regional Planning, Department of Urban and Regional Planning, Bandung Institute of Technology

Kathryn Robinson, Emeritus Professor, School of Culture, History and Language, ANU College of Asia and the Pacific, Australian National University, Canberra

Isono Sadoko, Researcher, Center for Social Analysis (AKATIGA), Bandung

Laksmi Adriani Savitri, Lecturer, Anthropology Department, Gajah Mada University, Yogyakarta

Pierre van der Eng, Associate Professor and Reader, ANU College of Business and Economics, Australian National University, Canberra

Ben White, Emeritus Professor, International Institute of Social Studies, The Hague

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John F. McCarthy and Kathryn Robinson *Canberra, April* 2016

Glossary

adat custom or tradition; customary or traditional law

afdeeling regency (Dutch colonial period)

aksi sepihak unilateral action

AMAN Aliansi Masyarakat Adat Nusantara (Indigenous

Peoples Alliance of the Archipelago)

APIMI Association of Plantation Investors of Malaysia in

Indonesia

APP Asia Pulp and Paper

APRIL Asia Pacific Resources International Holdings Ltd

AusAID Australian Agency for International Development

bagi hasil share tenancy bagi untung profit sharing

Bakorstanas Badan Koordinasi Bantuan Pemantapan Stabilitas

Nasional (Coordinating Agency for the Maintenance

of National Stability)

Bakosurtanal Badan Koordinasi Survei dan Pemetaan Nasional

(National Coordinating Agency for Survey and

Mapping)

BAL Basic Agrarian Law

Bappenas Badan Perencanaan Pembangunan Nasional

(National Development Planning Agency)

beschikkingsrecht right to self-determination (Dutch)

BIG Badan Informasi Geospatial (National Geospatial

Information Agency)

BKM Badan Keswadayaan Masyarakat (Community

Self-help Office)

BLU badan layanan umum (public service agency)

BMH PT Bumi Mekar Hijau

BP3K Balai Penyuluhan Pertanian, Perikanan dan

Kehutanan (Agriculture, Fisheries and Forestry

Extension Office)

BPHTB bea perolehan hak atas tanah dan bangunan (land and

building transfer tax)

BPN Badan Pertanahan Nasional (National Land Agency)

BPS Badan Pusat Statistik (Statistics Indonesia), the

central statistics agency

BRI Bank Rakyat Indonesia (Indonesian People's Bank),

a state-owned commercial bank

BRWA Badan Registrasi Wilayah Adat (Ancestral Domain

Registration Agency)

BTI Barisan Tani Indonesia (Indonesian Peasants Front)
Bulog Badan Urusan Logistik (the national food logistics

agency)

buruh harian lepas casual day labourer

cadastre register of extent, value and ownership of land for

taxation purposes

camat subdistrict head

CIFOR Center for International Forestry Research

CLEP Commission on the Legal Empowerment of the Poor

controleur inspector in a regency (Dutch colonial period)

CoW Contract of Work (Kontrak Karya)

CRS PT Citra Riau Sarana

CSR corporate social responsibility

Darul Islam Abode of Islam; the name of an Islamic-state

movement that rebelled against the central government in the 1950s, and remains active in a

largely non-violent form

demonstrasi demonstration

DNPI Dewan Nasional Perubahan Iklim (National Climate

Change Council)

DPR Dewan Perwakilan Rakyat (People's Representative

Council), the lower house of parliament

FAO Food and Agriculture Organization of the United

Nations

FPIC free, prior and informed consent

FSPI Federasi Serikat Petani Indonesia (Indonesian

Federation of Peasant Unions)

gadai pawning, mortgage

ganti rugi (minor) compensation for damages

GAPKI Gabungan Pengusaha Kelapa Sawit Indonesia

(Indonesian Palm Oil Association)

haji title for someone who has completed the hajj

pilgrimage to Mecca

hak adat customary right

hak guna bangunan see HGB

hak guna usaha see HGU

hak komunal communal right

hak menguasai (state) right of control hak milik freehold right

hak pakai land use right
hak pengelolaan management right

hak ulayat communal right, collective right, right to self-

determination, right of avail

HGB hak guna bangunan (right to build, right to use

buildings)

HGU hak guna usaha (land cultivation right, plantation

right, commercial lease right)

hibah gift, bequest

HKTI Himpunan Kerukunan Tani Indonesia (Indonesian

Farmers Association)

HTI hutan tanaman industri (industrial plantation forest)

HuMa Perkumpulan untuk Pembaharuan Hukum

Berbasis Masyarakat dan Ekologis (Association for

Community and Ecology Based Law Reform)

hutan adat customary forest hutan desa village forest

hutan hak forest under rights, private forest

hutan kemasyarakatan community forest hutan lindung protection forest

hutan negara state forest hutan tanaman industri see HTI

hutan tanaman rakyat community plantation forest
IFC International Finance Corporation
IFLS Indonesia Family Life Survey
INPOP Indonesian Palm Oil Platform

inti core (of a Nucleus Estate and Smallholder scheme)

IP4T Inventarisasi Penguasaan, Pemilikan, Penggunaan

dan Pemanfaatan Tanah (List of the Control, Ownership, Use and Utilisation of Land)

IPB Institut Pertanian Bogor (Bogor Agricultural

University)

IPEDA iuran pembangunan daerah (local development

contribution)

ISPO Indonesian Sustainable Palm Oil

IUP izin usaha pertambangan (mining business permit)

izin lokasi location permit izin mendririkan bangunan building permit izin usaha pengelolaan dan pemanfaatan

business management and utilisation permit

JAPHAMA

Jaringan Pembelaan Hak-Hak Masyarakat Adat (Indigenous Peoples Rights Advocacy Network)

JATAM

Jaringan Advokasi Tambang (Mining Advocacy

Network)

IKPP

Jaringan Kerja Pemetaan Partisipatif (Network for

Participatory Mapping)

Jokowi kabupaten (President) Joko Widodo district, regency

kampung

Kampung Deret

village, low-cost urban neighbourhood Kampung in a Row (building program, Jakarta)

Karam Tanah

Koalisi Rakyat Anti Perampasan Tanah Rakyat (Coalition of the People Against Land Grabbing)

kawasan hutan

forest area, forest zone, forest estate

kawasan konservasi

conservation area subdistrict

kecamatan

kedaulatan pangan kedaulatan rakyat

food sovereignty the sovereignty of the people, popular sovereignty

kelurahan

neighbourhood; urban village administrative unit

(below kecamatan)

Kemitraan

Partnership (in this volume, refers either to a type of nucleus estate-smallholder scheme or to the Partnership for Governance Reform, a non-

government organisation)

KKPA

Kredit Koperasi Primer untuk Anggota (Primary

Credit Cooperative for Members)

Komnas HAM

Komisi Nasional Hak Asasi Manusia (National Commission for Human Rights)

KPA

Konsorsium Pembaruan Agraria (Consortium for

Agrarian Reform)

KPK

Komisi Pemberantasan Korupsi (Corruption

Eradication Commission)

kraton

court

KSM

Kelompok Swadaya Masyarakat (Community

Self-help Group)

KUDETA

Koalisi untuk Demokratisasi Pengelolaan Sumberdaya Alam (Coalition for the Democratisation of Natural Resources)

kuli

coolie, labourer

ladang

unirrigated agricultural field

landraad

regional law court (Dutch colonial period)

LBH

Lembaga Bantuan Hukum (Legal Aid Foundation)

LOI

letter of intent

LPND Lembaga Pemerintah Non-Departemen (non-

ministerial central institution)

maro half-share (Javanese)

masyarakat adat customary community, indigenous peoples

masyarakat hukum adat customary law community

masyarakat tertinggal remote community
masyarakat tertinggal neglected community
mertelu two-thirds share (Javanese)

MIFEE Merauke Integrated Food and Energy Estate
Minangkabau ethnic group indigenous to the Minangkabau

highlands of West Sumatra

MOA memorandum of agreement

MonSingSel the area comprising the five subdistricts in the city of

Singkawang plus the four surrounding subdistricts

(West Kalimantan)

MOU memorandum of understanding

MP3EI Masterplan Percepatan dan Perluasan Pembangunan

Ekonomi Indonesia (Master Plan for the

Acceleration and Expansion of Indonesian Economic

Development)

MPR Majelis Permusyawaratan Rakyat (People's

Consultative Assembly)

musrenbang musyawarah perencanaan pembangunan (development

planning meeting)

musyarawah deliberation

NES Nucleus Estate and Smallholder (scheme)

New Order the Suharto era, 1965–98

NGO non-government organisation orang asli Sorowako original inhabitants of Sorowako

paduserasi harmonisation or reconciliation (of spatial plans)

pajak bumi dan bangunan land and buildings tax

palawija secondary food crop

PAN Partai Amanat Nasional (National Mandate Party)
PBB pajak bumi dan bangunan (land and building tax)

PD Partai Demokrat (Democrat Party)

pembangunan development pembaruan agrarian agrarian renewal

pemekaran 'blossoming', referring to the process of subdivision

of government administrative units

perhutanan social social forestry

Perum Perhutani State Forestry Corporation

petani gurem marginal farm household (usually specified as farmers who have access to less than 0.5 hectares of

land)

PETI pertambangan emas tanpa izin (gold mining without a

permit)

PGRS Pasukan Gerilya Rakyat Sarawak (Sarawak People's

Guerrilla Force)

PHBM Pengelolaan Hutan Bersama Masyarakat

(Community-based Collaborative Forest

Management)

PHP1 PT Permata Hijau Pasaman 1

PIR Perkebunan Inti Rakyat (Nucleus Estate and

Smallholder scheme)

PIR-Trans Perkebunan Inti Rakyat Transmigrasi (Nucleus

Estate and Smallholder for Transmigrants)

PKI Partai Komunis Indonesia (Indonesian Communist

Party)

plasma small plantation plots provided to smallholders;

smallholder farmers in a Nucleus Estate and

Smallholder scheme

PNPM Program Nasional Pemberdayaan Masyarakat

(National Program for Community Empowerment);

an umbrella program for community development

PPKR Pembangunan Perkebunan Karet Rakyat (People's

Rubber Development Scheme)

PPP public-private partnership

priyayi the traditional Javanese ruling class (or the outlook

of this group)

PRONA Proyek Operasi Nasional Agraria (National Land

Registration Project)

Proyek Administrasi

Pertanahan

Land Administration Project

PT ANTAM Persero Aneka Tambang (a state-owned mining

company)

PT Inco PT International Nickel Indonesia

PT MMM PT Monterado Mas Mining

PT SIA PT Sime Indo Agro

PTP Perseroan Terbatas Perkebunan (state-owned

plantation company)

pucuak adat highest adat leader (West Sumatra)

rakyat the people, the masses rakyat kecil insignificant masses

RDTR rencana detil tata ruang (detailed spatial plan)

REDD Reducing Emissions from Deforestation and Forest

Degradation

Reducing Emissions from Deforestation and

Forest Degradation, extended by sustainable forest management, conservation of forests and

enhancement of carbon sinks

reforma agraria agrarian reform

the 'reform' (post-Suharto) era reformasi

RK Rukun Kampung (Harmonious Kampung) Resimen Para Komando Angkatan Darat (Army **RPKAD**

Para-Commando Regiment), Special Forces

RSPO Roundtable on Sustainable Palm Oil

RT Rukun Tetangga (Harmonious Neighbours)

rukun harmony

RW Rukun Warga (Harmonious Citizens)

Sakernas Survei Angkatan Kerja Nasional (National Labour

Force Survey)

REDD+ Taskforce Satgas REDD+ sawah irrigated rice field

Scale Up Sustainable Social Development Partnership (Riau)

sertifikat tanah land certificate

SKT surat keterangan tanah (letter of land clarification) Sertifikasi Massal Swadaya (mass land-certification **SMS**

project)

SPI Serikat Petani Indonesia (Indonesian Peasant Union) SPP Serikat Petani Pasundan (Sundanese Peasant Union)

SPPF surat pernyataan penguasaan fisik (declaration of

physical control)

SPPT surat pemberitahuan pajak terhutang (land tax record)

suku terasing alien tribal community surat penyerahan tanah land transfer letter

swadaya

self-help

swadaya murni independent smallholder

tambang rakyat people's mining

tanah bengkok salary land (used to pay village government staff)

village treasury land (Javanese) tanah kas desa

tanah kemakmuran welfare land (Javanese)

tanah terlantar neglected land, abandoned land, unused land

tanah ulayat communal land

Team IP4T Tim Inventarisasi Penguasaan, Pemilikan,

> Penggunaan dan Pemanfaatan Tanah (Team Listing the Control, Ownership, Use and Utilisation of

Land)

TKI tenaga kerja Indonesia (Indonesian migrant worker)

TKW tenaga kerja wanita (woman migrant worker) Topografische Dienst Topographical Service (Dutch colonial period)

transmigrasi government-sponsored internal migration

tuan tanah lord of the land

UKP4 Unit Kerja Presiden Bidang Pengawasan dan

Pengendalian Pembangunan (President's Delivery

Unit for Development Monitoring and Oversight)

wakaf Islamic foundation

WALHI Wahana Lingkungan Hidup Indonesia (Indonesian

Forum for the Environment; Friends of the Earth

Indonesia)

WBH Wahana Bumi Hijau

Yayasan Pondok Rakyat People's Shelter Foundation (Yogyakarta)

Currencies

\$ US dollar

Rp Indonesian rupiah