

RIGHT TO INFORMATION
IS A CITIZENS'
CONSTITUTIONAL RIGHT

**DISCLOSE THE LICENSING
INFORMATION TO SAVE
THE INDIGENOUS PEOPLES
AND FORESTS IN PAPUA**

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The natural forest area stretching between Digoel River and Mappi River, Boven Digoel Regency, in a total area of 280,000 hectares is being targeted for investment expansion in the palm oil commodity business and the timber forest products industry.

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It is suspected that the government has issued licenses to large capital companies for oil palm plantations and the timber industry, which were carried out secretly without the acknowledgement of the indigenous peoples.

The forest is home to the Awyu Tribe and habitat to various endemic animals and plants. If this Papuan forest is cleared, damaged and lost, the priceless treasures of biodiversity and the lives of indigenous peoples would be gone and irreplaceable.



The indigenous people of Awyu from Yare (Bangun) Village, Fofi District, Boven Digoel Regency, are rejecting the planned development of oil palm plantations that will be operating in the customary areas of the Awyu Tribe in Mappi River, Boven Digoel Regency.

The people was surprised by the presence of an oil palm plantation company, PT Indo Asiana Lestari (IAL), which was allegedly granted a license by the government, without consulting and obtaining wide acceptance from the indigenous peoples who owned the land and the local customary forest inhabitants.



"every person shall have the right to communicate and to obtain information for the purpose of the development of his/her self and social environment, and shall have the right to seek, obtain, possess, store, process and convey information by employing all available types of channels"

1945 Constitution, Article 28F

The representative of the Awyu Tribe indigenous people from Yare (Bangun) Village, Fofi District, Boven Digoel Regency, Hendrikus Woro, made a long travel by land, river and air, to the capital of Papua Province, to request for the availability of company licensing information and data on PT IAL from the competent authority, namely the Head of Investment and One-Stop Service Office (DPMPTSP) of Papua Province.



The government, namely the Head of DPMPTSP of Papua Province, refused to disclose and grant the availability of information and data on the plantation business license requested. The applicant filed an objection on a public information transparency dispute through the Public Information Commission of Papua Province, however, the application was rejected on the grounds that it failed to fulfill the time requirement for filing a dispute.

KRONOLOGIS PENOLAKAN PEMBERIAN INFORMASI PERIZINAN YANG MENGANCAM RUANG HIDUP MASYARAKAT ADAT SUKU AWYU

The applicant files a request for public information related to the availability of Plantation Business License (IUP) of PT Indo Asiana Lestari to DPMPTSP of Papua Province.

26 Juli 2022

08 Agustus 2022

The Head of Licensing and Non-Licensing Service Organization Division provides a notice of request for supporting documents with multiple reasons which are not in accordance with the provisions.

24 Agustus 2022

The applicant files an objection to the Head of DPMPTSP due to the failure to respond to the request as demanded and the failure to grant it.

30 September 2022

The applicant through his attorney receives a WhatsApp message in the form of a letter document, regarding letter supporting data and it did not provide the information as requested by the applicant and instead gave a reason which is not in accordance with the provisions.



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18 Oktober 2022

The applicant undertakes an effort to resolve a public information dispute pursuant to the provisions of Article 14 paragraph 2 of Law Number 14 year 2008 to the Public Information Commission of Papua Province.

28 November 2022

The judge in the KIP dispute resolution of Papua Province rejects the public information transparency objection application.

15 Desember 2022

The applicant files a lawsuit on the Decision of the Public Information Commission of Papua Province through the State Administrative Court (PTUN) of Jayapura, for incorrect conclusion and decision, which ultimately impairs the applicant's rights. The KIP Panel did not examine the facts on the applicant's arguments.

The right to obtain information constitutes a human right, and public information transparency is an actualization of a democratic government, good state organization and upholds the people's sovereignty.



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We support the Awyu Tribe's struggle and request the Panel of Judges of the Jayapura State Administrative Court to decide to annul the decision of the Public Information Commission of Papua Province number 010/XI/KI-PAPUA-PS-SELA/2022; and to order the Head of Investment and One-Stop Service Office of Papua Province to provide all of the information requested by the citizens.

We request that the government respects and protects the citizens' constitutional right to information. The government must be transparent and must grant convenient access to public information.



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