

INTELLECTUAL PROPERTY

New Framework for Addressing IP Infringement on Digital Platforms Under Minister of Law Regulation No. 47 of 2025



The Minister of Law has issued Minister of Law Regulation No. 47 of 2025 on the Handling of Intellectual Property Infringement Reports in Electronic Systems ("**Regulation 47/2025**"), introducing a formal framework for addressing intellectual property ("**IP**") infringements occurring on digital platforms.

Regulation 47/2025 is aimed at strengthening the enforcement of IP rights in Indonesia's digital environment by establishing a structured mechanism for reporting, verifying, and taking action against infringing online content. In practice, the regulation provides IP rights holders with a clearer pathway to seek takedown or access-blocking measures by coordinating with the government.

The key features of Regulation 47/2025 are summarised below.

Scope of IP Infringements Covered

Regulation 47/2025 applies to producing, selling, imitating, or distributing materials, creations, products, services, and/or signs protected by intellectual property rights without authorisation, where such acts are carried through electronic information and/or electronic documents.

In practice, this scope captures a wide range of online activities, including, for example:

1. The unauthorised sale or offering of counterfeit branded goods through e-commerce platforms or online marketplaces;
2. The distribution of pirated copyrighted content (such as films, music, software, or written works) via websites, applications, or file-sharing platforms; and
3. The use of trademarks, logos, or trade names on digital platforms in a manner that may mislead users as to origin, affiliation, or endorsement.

By expressly covering infringements committed through electronic information and electronic documents, the regulation is designed to address IP violations occurring across a broad range of digital platforms and online environments.

Reporting Mechanism

Reports of IP infringements may be submitted to the Minister of Law through the following means:

1. **Electronic submissions:** A party can submit a report electronically by filling out the prescribed report form in the Directorate General of Intellectual Property ("**DGIP**") website.
2. **Manual submissions:** A party can submit a report manually by completing a written report form available at the DGIP office.

Reports may be filed by the registered IP owners or holders, as well as authorised licensees whose rights have been recorded with the DGIP.

Required Content and Supporting Documents

At a minimum, the report must include the following information:

1. The identity details of the reporting party;
2. A description of the infringing content (such as URLs, website names, or application names);
3. A brief explanation of the alleged infringement; and
4. Any additional information relating to the infringing products or services.

In addition, the report must also be supported by evidence, including proof of ownership of the relevant IP rights or documentation evidencing the recordation of a licensing agreement.

Examination, Verification, and Enforcement Measures

Upon submission, the report will first undergo an administrative examination. Once the administrative process is deemed complete, it will proceed to the verification stage.

The verification process is conducted by a team comprising representatives from the Ministry of Law, the Ministry of Communication and Digital Affairs, and relevant IP associations. The verification team will examine the report, prepare minutes of meetings, give takedown recommendations, and formulate further considerations. The team may also summon the relevant platform provider and/or the reported parties.

If the verification results indicate that the reported content meets the criteria for IP infringement, the verification team may recommend:

1. Partial takedown of the relevant website;
2. Complete takedown of the website; and/or
3. Blocking of access to the infringing content.

Access to blocked or taken-down content may be reinstated if a licence or cooperation agreement is subsequently obtained from the IP rights holder, or if the parties reach a resolution through mediation.

Commentary

Regulation 47/2025 represents a notable development in Indonesia's approach to online IP enforcement. By formalising inter-agency coordination and establishing clear procedural steps, the regulation enhances legal certainty for IP rights holders while clarifying the obligations and potential exposure of digital platform operators in responding to infringement reports.

Contacts

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Ari Juliano Gema

PARTNER

D +62 21 2555 7861

ari.gema@ahp.id



Dewi Kamaratih Soeharto

PARTNER

D +62 21 2555 7891

dewi.soeharto@ahp.id



Nalendra Wibowo

SENIOR ASSOCIATE

D +62 21 2555 7874

nalendra.wibowo@ahp.id

Contribution Note

This Legal Update is contributed by the Contact Partners listed above, with the assistance of [Achmad Faisal Rachman](#) (Associate, Assegaf Hamzah & Partners).

Please feel free to also contact Knowledge Management at RTApublications@rajahtann.com.

Regional Contacts

Cambodia

Rajah & Tann Sok & Heng Law Office

T +855 23 963 112 | +855 23 963 113
kh.rajahtannasia.com

China

Rajah & Tann Singapore LLP Representative Offices

Shanghai Representative Office

T +86 21 6120 8818
F +86 21 6120 8820

Shenzhen Representative Office

T +86 755 8898 0230
cn.rajahtannasia.com

Indonesia

Assegaf Hamzah & Partners

Jakarta Office

T +62 21 2555 7800
F +62 21 2555 7899

Surabaya Office

T +62 31 5116 4550
F +62 31 5116 4560
www.ahp.co.id

Lao PDR

Rajah & Tann (Laos) Co., Ltd.

T +856 21 454 239
F +856 21 285 261
la.rajahtannasia.com

Malaysia

Christopher & Lee Ong

T +603 2273 1919
F +603 2273 8310
www.christopherleeong.com

Myanmar

Rajah & Tann Myanmar Company Limited

T +951 9253750
mm.rajahtannasia.com

Philippines

Gatmaytan Yap Patacsil Gutierrez & Protacio (C&G Law)

T +632 8248 5250
www.cagatlaw.com

Singapore

Rajah & Tann Singapore LLP

T +65 6535 3600
sg.rajahtannasia.com

Thailand

Rajah & Tann (Thailand) Limited

T +66 2656 1991
F +66 2656 0833
th.rajahtannasia.com

Vietnam

Rajah & Tann LCT Lawyers

Ho Chi Minh City Office

T +84 28 3821 2382
F +84 28 3520 8206

Hanoi Office

T +84 24 3267 6127 | +84 24 3267 6128
vn.rajahtannasia.com

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