



- Commission I, Commission III, & Inter-Parliamentary Cooperation Committee (BKSAP), Dewan Perwakilan Rakyat, Republik Indonesia (DPR-RI)
- Joint Standing Committee on Treaties (JSCOT) & Joint Standing Committee on Foreign Affairs, Defence and Trade (JSCFADT), Parliament of Australia
- Centre for Democratic Institutions

## Seminar on the Parliamentary Oversight of Treaties Republic of Indonesia & Australia

Hotel Mulia Senayan • Jakarta • 15 – 16 July 2005

### Core Resource Team:

- Dr. Dewi Fortuna Anwar, Research Professor, Deputy Chair for Social Sciences and Humanities, Indonesian Institute of Sciences (LIPI)
- Prof. Dr. Hikmahanto Juwana, Faculty of Law, University of Indonesia
- Dr Michael G. Morgan – (Acting) Director, Centre for Democratic Institutions (CDI)
- Dr Stephen Sherlock, Indonesia/Legislative Specialist, CDI

### Delegates: Indonesia

1. Drs. Theo L Sambuaga, Chairperson Commission I
2. Drs. Sidarto Danusubroto, Vice Chair Commission I
3. Amries Hassan, Ma, Chairperson BKSAP
4. Ade Daud Nasution, Vice Chair BKSAP
5. Dr. Happy Bone Zulkarnaen, Commission I
6. Marzuki Darusman, Sh, Commission I/BKSAP
7. Drs. Hajriyanto Y Thohari, Ma, Commission 1/BKSAP
8. Hilman Rosyad Syihab, Commission I
9. Dr. Moh. A S Hikam, Commission I
10. Drs. Ali Mochtar Ngabalin, M.Si, Commission I
11. Rk Sembiring Meliala, Commission I
12. Drs. Soewarno, Commission I
13. Andi M Ghalib, Sh, Mh, Commission I/BKSAP
14. J.E Habibie, Commission I/BKSAP
15. Soetadi, Se, Sip, Commission I
16. Boy M W Saul, Commission I
17. Drs. Djoko Susilo, Ma, Commission I
18. Abdillah Toha, Se, Commission I
19. Jeffrey J Massie, Commission I/BKSAP
20. Marissa Haque, Sh, Mhum, BKSAP
21. H. Suharso Mohoarfa, BKSAP
22. Hj. Azlaini Agus, Sh, Mh, Commission III
23. Dewi Asmara, Sh, Commission III
24. H. Yudo Paripurno, Sh, Commission III
25. Agus Purnomo, Commission III
26. Hrm. Pupung Suharis, Sh, Mh, Commission III



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### **Delegates: Australia**

#### **JSCOT:**

- Dr Andrew Southcott MP
- Kim Wilkie MP
- Gillian Gould (Secretary JSCOT)

#### **JSCFADT:**

- Senator Alan Eggleston
- Michael Danby MP
- Maria Vamvakinou MP

### **Seminar Goal:**

- To develop deeper Indonesia/Australia parliamentary links
- To facilitate learning exchange at the highest levels between parliamentary committees, elected representatives and secretariat staff on issues of best practice in international treaty-making.

### **Seminar Description:**

As the first of 2 related projects in 2005-06, this Indonesia-Australia dialogue will deal with the topic 'Parliamentary Consideration of International Treaties'. Parliamentarians and officials from DPR's Commission I, Commission III, and Inter-Parliamentary Cooperation Committee (BKSAP) and Australia's Joint Standing Committee on Foreign Affairs, Defence and Trade (JSCFADT), and Joint Standing Committee on Treaties (JSCOT) will participate. The program will be based around presentations on the respective legislative processes, political and national implications and legal force of international treaties in Indonesia and Australia. Discussions will centre around presentations by Drs Theo Sambuaga, Chair of Commission I, Dr Andrew Southcott, Chair of JSCOT, Dr Hikmahanto Juwana from the University of Indonesia and Dr Stephen Sherlock from CDI.

The design of this project reflects the common desire of Indonesia and Australia to expand people-to-people and institution-to-institution linkages between the two countries, including between the two parliaments.



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### Seminar Outcomes:

The seminar will focus on governance and political practice relating to treaty making. The seminar will facilitate and enhance deeper Indonesia - Australia parliamentary links through information sharing and learning exchange on high-level policy development work by parliamentary Commissions and Committees. It will provide the basis for continued strengthening of links between counterpart committees in the parliaments of Indonesia and Australia.

### Workshop Contacts:

Dr Michael G. Morgan – (Acting) Director CDI: Michael.Morgan@anu.edu.au

Dr Stephen Sherlock, Indonesia/Legislative Specialist, CDI: stephen.sherlock@bigpond.com; Ph: (Indonesia) 0813 1121 5406

### Program

Friday – July 15	
8.30 – 9.00	Registration & light refreshments available
9.00 – 10.00	<b>Session I:</b> Welcome by Chair and Facilitator, Dr. Dewi Fortuna Anwar <ul style="list-style-type: none"><li>▪ Opening Address by Drs. Theo L Sambuaga, Ketua Komisi I</li><li>▪ Reply by Dr Andrew Southcott, Chair, JSCOT</li><li>▪ Formal opening by Speaker of the DPR, H.R. Agung Laksono</li></ul>
10.00 – 10.15	Morning Tea
10.15 – 12.00	<b>Session II:</b> <i>“Indonesian Practices of Treaty Making”</i> <ul style="list-style-type: none"><li>▪ <b>Setting the Scene: the Indonesian and Australian parliaments</b>, Dr Stephen Sherlock, CDI</li><li>▪ <i>“Indonesian Practices of Treaty Making”</i> by Prof. Dr. Hikmahanto Juwana, Faculty of Law, University of Indonesia</li><li>▪ Discussion</li></ul>



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12:00-12:30	Prayers
12:30-1:30	Lunch
1.30 – 3.00	<b>Session III: “Australian Practices of Treaty Making”</b> <ul style="list-style-type: none"><li>▪ Dr Andrew Southcott, MP, Chair, Joint Standing Committee on Treaties</li><li>▪ Discussion</li></ul>
3.30 – 5.00	<b>Session IV: Domestic legal position &amp; the relevant legislation covering treaty action - issues and challenges</b> <ul style="list-style-type: none"><li>▪ Discussion : - <i>Indonesia’s position presented by Mr. Akil Mochtar, Chair of Commission III</i></li></ul>
7.30pm	<ul style="list-style-type: none"><li>▪ Seminar Dinner at The Hotel Mulia Senayan – hosted by The Australian Embassy and CDI.</li></ul>
<b>Saturday – July 16</b>	
9.00 – 10.30	<b>Session V: Procedures of parliamentary oversight procedure &amp; recent case studies of parliamentary consideration of multilateral treaties - Chair: Dr Michael Morgan, Acting Director, CDI</b> <ul style="list-style-type: none"><li>▪ Discussion : - <i>Indonesian procedure presented by Drs. Theo L Sambuaga, Chair of Commission I</i></li></ul>
10:30-10:45	Morning tea
10.45 – 12.30	<b>Session VI: Summing up, further issues and future directions</b>
12:30 -1:30	Lunch