

REGENT OF GRESIK
EAST JAVA PROVINCE

REGULATION OF THE REGENT OF GRESIK
NUMBER 2 OF 2023

ON

SOCIAL ASSISTANCE FOR POOR WIDOWS, ORPHANS, MOSQUE CARETAKERS,
RELIGIOUS TEACHERS (GURU NGAJI), AND GRAVEYARD KEEPERS OF REGENCY OF
GRESIK
FISCAL YEAR 2023

BY THE BLESSINGS OF ALMIGHTY GOD

THE REGENT OF GRESIK,

Considering: a. that in order to realize the concern of the Regency Government
of Gresik towards poor widows and orphans, and to reduce social risks in
community life, it is necessary to provide assistance;

b. that the provision of Social Assistance for Poor Widows and
Orphans is one of the implementations of social security protection which is
part of Nawakarsa or 9 (nine) navigation changes as a development strategy
of the New Gresik Regency to support the realization of the vision and mission
of the Regent and Deputy Regent as stated in the Gresik Regency
Medium-Term Development Plan 2021-2026 which aims to improve social
welfare in the Regency of Gresik;

c. that based on the provisions in Section 28 paragraph (1)
Government Regulation Number 39 of 2012 concerning the Implementation
of Social Welfare, Social Protection is intended to prevent and handle risks from

shocks and social vulnerabilities of individuals, families, groups, and/or communities so that their survival can be met in accordance with minimum basic needs and Chapter II Regional Revenue and Expenditure Budget, D. Regional Expenditure, 2. Provisions Related to Operational Expenditures, Based on Section 56 of Government Regulation Number 12 of 2019, Operational expenditures are detailed by type: Social Assistance Expenditure, F. Social Assistance Expenditure, number - 2 -

1) Appendix to the Regulation of the Minister of Home Affairs Number 77 of 2020 concerning Technical Guidelines for Regional Financial Management, Social assistance expenditures are used to budget the provision of assistance in the form of money and/or goods to individuals, families, groups and/or communities that are not continuous and selective in nature, which aims to protect against the possibility of social risks, except in certain circumstances it can be continuous;

d. that based on the considerations referred to in points a, b, and c, it is necessary to issue a Regional Regulation on Social Assistance for Poor Widows, Orphans, Mosque Caretakers, Religious Teachers (Guru Ngaji), and Graveyard Keepers of Gresik Regency Fiscal Year 2023;

Considering: 1. Law Number 12 of 1950 concerning the Government of Large Cities in the Province of East Java, Central Java, West Java and the Special Region of Yogyakarta (State Gazette of the Republic of Indonesia of 1950 Number 32) as amended by Law Number 2 of 1965 concerning the Change of the Border Area of Surabaya Municipality and Level II Surabaya by amending Law Number 12 of 1950 concerning the Establishment of Large City Regions in the Provinces of East Java, Central Java, West Java and the Special Region of Yogyakarta (State Gazette of the Republic of Indonesia of 1965 Number 19, Supplement to the State Gazette of the Republic of Indonesia Number 2730);

2. Law Number 17 of 2003 concerning State Finance (State Gazette of the Republic of Indonesia of 2003 Number 47, Supplement to the State Gazette of the Republic of Indonesia Number 4286);

3. Law Number 11 of 2009 concerning Social Welfare (State Gazette of the Republic of Indonesia of 2009 Number 12, Supplement to the State Gazette of the Republic of Indonesia Number 4967);
4. Law Number 36 of 2009 concerning Health (State Gazette of the Republic of Indonesia of 2009 Number 144, Supplement to the State Gazette of the Republic of Indonesia Number 5063); - 3 -
5. Law Number 12 of 2011 concerning the Formation of Legislation (State Gazette of the Republic of Indonesia of 2011 Number 82, Supplement to the State Gazette of the Republic of Indonesia Number 5234) as amended by Law Number 15 of 2019 concerning Amendments to Law Number 12 of 2011 concerning the Formation of Legislation (State Gazette of the Republic of Indonesia of 2019 Number 183, Supplement to the State Gazette of the Republic of Indonesia Number 6398);
6. Law Number 23 of 2014 concerning Regional Government (State Gazette of the Republic of Indonesia of 2014 Number 244, Supplement to the State Gazette of the Republic of Indonesia Number 5587) as amended several times lastly by Law Number 9 of 2015 Second Amendment to Law Number 23 of 2014 concerning Regional Government (State Gazette of the Republic of Indonesia of 2015 Number 58, Supplement to the State Gazette of the Republic of Indonesia Number 5679);
7. Government Regulation Number 39 of 2012 concerning the Implementation of Social Welfare (State Gazette of the Republic of Indonesia of 2012 Number 68, Supplement to the State Gazette of the Republic of Indonesia Number 5294);
8. Government Regulation Number 12 of 2019 concerning Regional Financial Management (State Gazette of the Republic of Indonesia of 2019 Number 42, Supplement to the State Gazette of the Republic of Indonesia Number 6322);
9. Regulation of the Minister of Home Affairs Number 77 of 2020 concerning Technical Guidelines for Regional Financial Management (State Gazette of the Republic of Indonesia of 2020 Number 1781);
10. Regulation of the Minister of Home Affairs Number 84 of 2022 concerning

Guidelines for the Preparation of the Regional Revenue and Expenditure Budget for Fiscal Year 2023 (State Gazette of the Republic of Indonesia of 2022 Number 972);

11. Regional Regulation of Gresik Regency Number 12 of 2016 concerning the Formation of Regional Apparatus of Gresik Regency (Regional Gazette of Gresik Regency of 2016 Number 18) as amended several times lastly by Regional Regulation Number 8 of 2021 concerning the Second Amendment to Regional Regulation Number 12 of 2016 concerning the Formation of Regional Apparatus of Gresik Regency (Regional Gazette of Gresik Regency of 2021 Number 24); - 4 -

12. Regional Regulation of Gresik Regency Number 8 of 2022 concerning the Regional Revenue and Expenditure Budget for Fiscal Year 2023 (Regional Gazette of Gresik Regency of 2022 Number 8);

13. Regulation of the Regent of Gresik Number 79 of 2021 concerning the Position, Organizational Structure, Duties, Functions and Work Procedures at the Gresik Regency Social Service (Regional Gazette of Gresik Regency of 2021 Number 79);

14. Regulation of the Regent of Gresik Number 93 of 2022 concerning the Detailed Regional Revenue and Expenditure Budget for Fiscal Year 2023 (Regional Gazette of Gresik Regency of 2022 Number 93);

DECIDES:

To Enact: A REGIONAL REGULATION ON SOCIAL ASSISTANCE FOR POOR WIDOWS AND ORPHANS IN REGENCY OF GRESIK.

CHAPTER I

GENERAL PROVISIONS

Section 1

In this Regional Regulation:

1. Region means the Regency of Gresik.
2. Regional Government means the Gresik Regency Government.
3. Regent means the Regent of Gresik.
4. Regional Secretary means the Secretary of Regency of Gresik.
5. Social Service means the Social Service of Gresik Regency.
6. Education Service means the Education Service of Gresik Regency.
7. Population and Civil Registration Service means the Population and Civil Registration Service of Gresik Regency.
8. Gresik Regency Indonesian Mosque Council, hereinafter abbreviated as Gresik Regency DMI, means the Gresik Regency Branch of the Indonesian Mosque Council.
9. Village means Village in the Regency of Gresik.
10. Kelurahan means Kelurahan in the Regency of Gresik.
11. Regional Revenue and Expenditure Budget, hereinafter abbreviated as APBD, means the Regional Revenue and Expenditure Budget of Gresik Regency.
12. Social Welfare means the condition of the fulfillment of material, spiritual, and social needs of citizens so that they can live decently and be able to develop themselves, so that they can carry out their social functions. - 5 -
13. Social Protection means all efforts directed at preventing and handling risks from shocks and social vulnerabilities.
14. Social Assistance means the provision of assistance in the form of money and/or goods to individuals, families, groups and/or communities that are not continuous and selective in nature, which aims to protect against the possibility of social risks, except in certain circumstances it can be continuous.
15. Minimum Basic Needs means needs that must be met by humans in order to live decently, including food, drink, housing, clothing, education and health.
16. Poor Widow means a woman who is no longer married because of divorce or because her husband has died and does not have sufficient income to meet the

needs of her dependents.

17. Orphan means a child who has lost his or her father or mother or both parents due to death.

18. Religious Teacher (Guru Ngaji) means a person who teaches reading and writing the Al-Quran in the community.

19. Mosque Caretaker (Marbot) means someone who is given a special task by the mosque management and is technically responsible for the cleanliness, safety and preservation of the mosque environment, and prepares all technical matters if the mosque has certain activities, and in addition, the Marbot also serves as a muezzin and/or imam or substitute (badal) imam of the mosque at certain times.

20. Graveyard Keeper means someone who maintains and cares for Village Graves, Religious Graves, and Public Graves.

CHAPTER II

INTENT AND PURPOSE

Section 2

The intention of providing social assistance to Poor Widows, Orphans, Mosque Caretakers, Religious Teachers (Guru Ngaji), and Graveyard Keepers is as assistance to improve social welfare in the Regency of Gresik.

Section 3

The purpose of providing social assistance to Poor Widows, Orphans, Mosque Caretakers, Religious Teachers (Guru Ngaji), and Graveyard Keepers is to reduce the psychosocial burden of social vulnerability in the Regency of Gresik so that minimum basic needs can be met.

CHAPTER III

SOCIAL ASSISTANCE RECIPIENTS

Section 4

(1) Social Assistance recipients consist of:

- a. poor widows;
- b. orphans;
- c. religious teachers (Guru Ngaji);
- d. mosque caretakers (Marbot); and
- e. graveyard keepers.

(2) Social Assistance recipients as referred to in section (1) point a are not Civil Apparatuses/Members of the Indonesian National Army/Members of the Indonesian National Police/Employees of State-Owned Enterprises/Employees of Regional Owned Enterprises, Government Employees with Employment Contracts, or recipients of certification for educators.

(3) Recipients of Assistance as referred to in section (1) point b are children who are a maximum of 18 (eighteen) years old at the time of enactment of this Regional Regulation.

(4) Social Assistance recipients as referred to in section (1) are residents of the Region, proven by ownership of population documents.

CHAPTER IV

SOCIAL ASSISTANCE

Section 5

(1) The form of Social Assistance for recipients as referred to in Section 4 section (1) is in the form of cash.

(2) The amount of social assistance as referred to in section (1) is given once in the amount of Rp200,000.00 (two hundred thousand rupiah) per person.

CHAPTER V

FUNDING

Section 6

The financing of Social Assistance comes from the APBD for Fiscal Year 2023 and is budgeted in the expenditure at the Social Service.

CHAPTER VI

DATA OF SOCIAL ASSISTANCE RECIPIENTS

Section 7

The providers of data on Social Assistance recipients as referred to in Section 4 section (1) are as follows:

- a. data on Poor Widows, Orphans, and Graveyard Keepers comes from the Village or Kelurahan in writing, the number of quotas determined based on the amount of the 2023 budget allocation;
- b. data on Religious Teachers (Guru Ngaji) comes from the Education Service; and
- c. data on Mosque Caretakers (Marbot) comes from the Gresik Regency DMI.

Section 8

(1) Data providers as referred to in Section 7 shall send data on Social Assistance recipients to the Social Service.

(2) Each data sent as referred to in section (1) must contain at least the name, address and National Identity Number.

CHAPTER VII

DATA MANAGEMENT MECHANISM

Section 9

The mechanism for managing data on prospective Social Assistance recipients is carried out in stages as follows:

- a. The Social Service conducts data matching of Social Assistance recipients as referred to in Section 4 section (1) as Social Assistance recipients;
- b. data matching as referred to in point a involves the Population and Civil Registration Service to obtain the validity of the National Identity Number and the uniqueness of Social Assistance recipients; and
- c. data matching as referred to in point a produces a list of Social Assistance recipients.

Section 10

The list of Social Assistance recipients as referred to in Section 8 is determined by the Regents Decision.

CHAPTER VIII

DISTRIBUTION

Section 11

The distribution of social assistance as referred to in Section 5 section (1) is distributed in cash through PT. Pos Indonesia (Persero) Gresik Branch Office.

CHAPTER IX

MECHANISM FOR RETURN AND REPLACEMENT OF BENEFICIARIES

Section 12

(1) The return and replacement of Social Assistance in the form of cash as referred to in Section 5 section (1) is carried out if there is:

- a. the beneficiary's whereabouts are unknown;
 - b. the beneficiary refuses assistance;
 - c. the beneficiary dies before the Regents Decision on the list of beneficiaries is determined; and/or
 - d. in the event that the beneficiary dies after the Regents Decision on the list of beneficiaries has been determined, then social assistance can be given to the heirs by showing a certificate as an heir from the Village Head.
- (2) The recapitulation of the return as referred to in section (1) is sent at the latest 14 (fourteen) working days after the money is received.
- (3) The recapitulation as referred to in section (2) is coordinated by the Social Service.
- (4) The replacement of Social Assistance in the form of cash as referred to in section (1) can be carried out by the Village/Kelurahan/Education Service/DMI according to its authority with a written proposal to the Social Service and sent at the latest 5 (five) working days after the disbursement is carried out.
- (5) The replacement as referred to in section (2) is determined by the Regents Decision.

CHAPTER X

REPORTING

Section 13

PT. Pos Indonesia (Persero) Gresik Branch Office reports the disbursement results to the Social Service at the latest 5 (five) working days after the money is received by the beneficiary.

Section 14

The Social Service reports to the Regent through the Regional Secretary regarding the implementation of the provision of Social Assistance at the latest 14 (fourteen)

working days after the money is received by the beneficiary.

CHAPTER XI

CLOSING PROVISIONS

Section 15

This Regional Regulation comes into force on the date of its enactment.

In order for everyone to know, it is ordered that this Regional Regulation be enacted by placing it in the Gresik Regency Regional Gazette.

Enacted in Gresik

on January 24, 2023

REGENT OF GRESIK,

(signature)

FANDI AKHMAD YANI

Promulgated in Gresik

on January 24, 2023

SECRETARY OF REGENCY OF GRESIK,

(signature)

Ir. ACHMAD WASHIL M.R., MT.

Senior Main Inspector

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