

REGENT OF GRESIK
EAST JAVA PROVINCE
REGULATION OF THE REGENT OF GRESIK
NUMBER 457 YEAR 2024
ON
INCLUSIVE FAMILY HOPE PROGRAM
FOR THE ELDERLY AND PERSONS WITH DISABILITIES
REGENCY OF GRESIK

BY THE BLESSINGS OF ALMIGHTY GOD

THE REGENT OF GRESIK,

Considering: a. that as a manifestation of the Governments responsibility towards the community, especially the elderly and persons with disabilities, and to protect against the possibility of social risks, the Gresik Regency Government needs to provide assistance;

b. that the Inclusive Family Hope Program for the Elderly and Persons with Disabilities of Gresik Regency is one of the key outputs of Nawakarsa or 9 (nine) navigation changes as a development strategy for 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 Regional Medium-Term Development Plan 2021-2026 which aims to improve the welfare of the people of Gresik Regency;

c. that based on the provisions in Article 28 section (1) of Government Regulation Number 39 of 2012 concerning the Implementation of Social Welfare and

the Appendix to the Regulation of the Minister of Home Affairs Number 77 of 2020 concerning the Technical Guidelines for Regional Financial Management, social assistance expenditure is 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 and aim to protect against the possibility of social risks, except in certain circumstances it can be sustainable;

d. that based on the considerations referred to in paragraphs a, b, and c, it is necessary to issue a Regent Regulation on the Inclusive Family Hope Program for the Elderly and Persons with Disabilities of Gresik Regency;

Considering: 1. Law Number 16 of 1950 on the Establishment of Large City Regions in the East Java, Central Java, West Java and Special Region of Yogyakarta Provinces (State Gazette of the Republic of Indonesia of 1950 Number 45) as amended by Law Number 2 of 1965 concerning the Amendment of the Border of the Surabaya City and Level II Surabaya Region by Amending Law Number 12 of 1950 concerning the Establishment of Regency Regions in the East Java Province and Law Number 16 of 1950 concerning the Establishment of Large City Regions in East Java, Central Java, West Java and 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 13 of 1998 on the Welfare of the Elderly (State Gazette of the Republic of Indonesia of 1998 Number 190, Supplement to the State Gazette of the Republic of Indonesia Number 3796);

3. Law Number 17 of 2003 on 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);

4. Law Number 11 of 2009 on 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);

5. Law Number 12 of 2011 on 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 several times most recently by Law Number 13 of 2022 on the Second Amendment to Law Number 12 of 2011 on the Formation of Legislation (State Gazette of the Republic of Indonesia of 2022 Number 143, Supplement to the State Gazette of the Republic of Indonesia Number 6801);

6. Law Number 23 of 2014 on 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 most recently by Law Number 9 of 2015 on the Second Amendment to Law Number 23 of 2014 on 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. Law Number 8 of 2016 on Persons with Disabilities (State Gazette of the Republic of Indonesia of 2016 Number 69, Supplement to the State Gazette of the Republic of Indonesia Number 5871);

8. Law Number 6 of 2023 on the Ratification of Government Regulation in Lieu of Law Number 2 of 2022 on Job Creation into Law (State Gazette of the Republic of Indonesia of 2023 Number 41, Supplement to the State Gazette of the Republic of Indonesia Number 6856);

9. Government Regulation Number 43 of 2004 on the Implementation of Efforts to Improve the Welfare of the Elderly (State Gazette of the Republic of Indonesia of 2004 Number 144, Supplement to the State Gazette of the Republic of Indonesia Number 4451);

10. Government Regulation Number 39 of 2012 on 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);

11. Government Regulation Number 12 of 2019 on 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);

12. Government Regulation Number 52 of 2019 on the Implementation of Social Welfare for Persons with

Disabilities (State Gazette of the Republic of Indonesia of 2019 Number 138, Supplement to the State Gazette of the Republic of Indonesia Number 6368);

13. Regulation of the Minister of Social Affairs Number 1 of 2018 on the Family Hope Program (State News of the Republic of Indonesia of 2018 Number 187);

14. Regulation of the Minister of Social Affairs Number 9 of 2018 on Technical Standards for Basic Services in Minimum Service Standards for Social Affairs in Provinces and in Regencies/Cities (State News of the Republic of Indonesia of 2018 Number 868);

15. Regulation of the Minister of Home Affairs Number 77 of 2020 on Technical Guidelines for Regional Financial Management (State News of the Republic of Indonesia of 2020 Number 1781);

16. Regulation of the Minister of Social Affairs Number 3 of 2021 on the Management of Integrated Social Welfare Data (State News of the Republic of Indonesia of 2021 Number 578);

17. Regulation of the Governor of East Java Number 6 of 2019 on General Guidelines for the Elderly Social Security Program of East Java Province (East Java Provincial Gazette of 2019 Number 6 Series E) as amended by Governors Regulation Number 28 of 2020 concerning Amendments to Governors Regulation of East Java Number 6 of 2019 concerning General Guidelines for the Elderly Social Security Program of East Java Province;

18. Regional Regulation of Gresik Regency Number 13 of 2012 on the Implementation of Social Welfare

(Gresik Regency Regional Gazette of 2012 Number 13);

19. Regional Regulation of Gresik Regency Number 5 of 2015 on the Welfare of the Elderly (Gresik Regency Regional Gazette of 2016 Number 3);

20. Regional Regulation of Gresik Regency Number 12 of 2016 on the Formation of Regional Apparatus of Gresik Regency (Gresik Regency Regional Gazette of 2016 Number 18) as amended several times most recently by Regional Regulation Number 8 of 2021 on the Second Amendment to Regional Regulation Number 12 of 2016 on the Formation of Regional Apparatus of Gresik Regency (Gresik Regency Regional Gazette of 2021 Number 24);

21. Regional Regulation of Gresik Regency Number 14 of 2019 on Poverty Reduction Acceleration (Gresik Regency Regional Gazette of 2019 Number 19, Supplement to the Gresik Regency Regional Gazette of 2019 Number 14);

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

DECIDES:

To establish: THE REGENT REGULATION ON THE INCLUSIVE FAMILY HOPE PROGRAM FOR THE ELDERLY AND PERSONS WITH DISABILITIES IN GRESIK REGENCY.

CHAPTER I

GENERAL PROVISIONS

Article 1

In this Regent Regulation:

1. Region means Gresik Regency.
2. Regional Government means the Gresik Regency Government.
3. Regent means the Regent of Gresik.
4. Social Service means the Gresik Regency Social Service.
5. Regional Revenue and Expenditure Budget, hereinafter referred to as APBD, means the Gresik Regency Regional Revenue and Expenditure Budget.
6. Social Welfare means the condition of 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.
7. Social Empowerment means all efforts aimed at preventing and handling risks from social shocks and vulnerabilities.
8. Social Security means an institutionalized scheme to ensure that all people can meet their basic needs decently.
9. 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 and aim to protect

against the possibility of social risks.

10. Minimum Basic Needs means the needs that must be met by humans in order to live decently, including food, drink, housing, clothing, education and health.

11. Integrated Social Welfare Data, hereinafter referred to as DTKS, means the master data containing data on those in need of social welfare services, recipients of social assistance and empowerment, as well as the potential and sources of social welfare.

12. Management of Integrated Social Welfare Data, hereinafter referred to as Data Management, means systematic activities in managing, storing, and maintaining data that includes the data proposal process, verification and validation, determination, and use of data needed to ensure data accessibility, reliability, timeliness, and accountability in its use for the implementation of Social Welfare.

13. Elderly, hereinafter referred to as Elderly, means a person who has reached the age of 60 (sixty) years and over.

14. Person with Disabilities means any person who experiences long-term physical, intellectual, mental, and/or sensory limitations which, in interacting with the environment, may experience obstacles and difficulties in participating fully and effectively with other citizens based on equal rights.

15. Assistive Device means an object that helps the independence of Persons with Disabilities in carrying out daily activities.

16. Inclusive means an effort to improve the standard of

living of the elderly and persons with disabilities to achieve a better and more prosperous quality of life.

17. Family Hope Program, hereinafter referred to as PKH, means a program providing conditional Social Assistance to poor and vulnerable families and/or individuals registered in the integrated data of the poor handling program, processed by the social welfare data and information center and designated as PKH beneficiary families.

18. Inclusive Family Hope Program, hereinafter referred to as Inclusive PKH, means a program providing conditional social assistance to the Elderly and Persons with Disabilities.

19. PT Pos Indonesia (Persero) Gresik Branch Office means PT Pos Indonesia Gresik Branch Office as a social assistance channel in Gresik Regency.

20. Mentoring means the implementation of activities by a person who is given tasks, functions, and authority by the Social Service for a certain period of time in providing Inclusive PKH Social Assistance in the Region.

21. Village means Village in Gresik Regency.

22. Kelurahan means Kelurahan in Gresik Regency.

CHAPTER II

INTENT, OBJECTIVES, AND TYPES OF PROGRAMS

Article 2

The intent of this Regent Regulation is to serve as a

guideline in the implementation of the Inclusive PKH for the Elderly and Persons with Disabilities in the Region.

Article 3

The Inclusive PKH as referred to in Article 2 aims to:

- a. improve the standard of living and welfare of beneficiaries through the utilization of Social Assistance in the form of money disbursed in cash and/or non-cash;
- b. reduce expenditure burdens and increase the income of beneficiaries;
- c. create better behavioral changes and independence of beneficiaries in accessing Social Welfare; and
- d. reduce poverty and inequality.

Article 4

The Inclusive PKH as referred to in Article 2 consists of:

- a. Social Assistance; and
- b. Mentoring.

CHAPTER III

BENEFICIARIES

Article 5

(1) Beneficiaries of Inclusive PKH Social Assistance as referred to in Article 4 are intended for the Elderly and Persons with Disabilities with the following criteria:

- a. registered in the DTKS;
- b. Elderly and/or Persons with Disabilities who have not received Social Assistance; and

c. residents of the Region who have an Identity Card (KTP), Citizen Identity Number (NIK), Family Card (KK) in accordance with applicable regulations, and domiciled in Gresik Regency.

(2) Beneficiaries of Persons with Disabilities as referred to in section (1) consist of:

- a. Persons with physical disabilities;
- b. Persons with intellectual disabilities;
- c. Persons with mental disabilities; and/or
- d. Persons with sensory disabilities.

(3) Beneficiaries as referred to in section (1) are not State Civil Apparatus/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.

(4) In the event that the beneficiary of Inclusive PKH Social Assistance is the Elderly as referred to in section (1) paragraph b who are husband and wife, only one of them will receive it.

(5) The beneficiaries of Inclusive PKH Social Assistance as referred to in section (1) are at most 2 (two) people in 1 (one) Family Card (KK).

(6) The criteria for the Elderly who have not received Social Assistance as referred to in section (1) paragraph b are the Elderly who have not received Non-Cash Food Assistance (BPNT), Cash Social Assistance (BST), PKH, and the East Java Provincial Social Security program.

(7) The number of beneficiaries for each fiscal year as referred to in section (1) is determined based on the regional financial capacity.

CHAPTER IV

SOCIAL ASSISTANCE

Article 6

(1) Social Assistance as referred to in Article 4 paragraph a is provided in the form of money disbursed non-cash.

(2) The amount of Social Assistance as referred to in section (1) is given 4 (four) times in 1 (one) year with an amount of Rp500,000.00 (five hundred thousand rupiah) for each stage.

(3) The name of the recipient, the address of the recipient, and the amount of Social Assistance as referred to in section (1) are determined by the Regents Decision.

CHAPTER V

MENTORING

Article 7

The Elderly and Persons with Disabilities also receive Inclusive PKH Social Assistance in the form of Mentoring as referred to in Article 4 paragraph b in the form of:

- a. facilitation for the utilization of health and social welfare services;
- b. education, family capacity-building meetings;
- c. entrepreneurship assistance; and

d. advocacy for the receipt of other social assistance.

Article 8

(1) Mentoring as referred to in Article 7 is carried out by:

- a. expert team;
- b. coordinator;
- c. social volunteers; and
- d. relevant regional apparatus.

(2) The implementers of mentoring as referred to in section (1) are determined by the Regents Decision.

CHAPTER VI

DISBURSEMENT MECHANISM

Article 9

(1) The disbursement mechanism for Inclusive PKH Social

Assistance is carried out through several stages as

follows:

- a. Activity planning;
- b. Verification of Inclusive PKH Social Assistance recipients data by the Village Head based on nominative DTKS data from the Social Service;
- c. Determination of prospective participants in Inclusive PKH Social Assistance by the Village Head;
- d. Validation of prospective beneficiaries data for Inclusive PKH Social Assistance by the Social Service;
- e. Determination of beneficiaries of Inclusive PKH Social Assistance by the Regent;
- f. Disbursement of Inclusive PKH Social Assistance

through PT Pos Indonesia (Persero) Gresik Branch

Office;

g. Mentoring of Inclusive PKH Social Assistance

beneficiaries;

h. Verification of the commitment of Inclusive PKH Social

Assistance beneficiaries;

i. Reconciliation of data on disbursed Inclusive PKH

Social Assistance beneficiaries;

j. Disbursement of Inclusive PKH Social Assistance can

be represented if the beneficiary is in the following

condition:

1) illness proven by a medical certificate from a

community health center or hospital; and

2) traveling proven by a Village certificate signed and

stamped by the Village Head.

k. Replacement of Inclusive PKH Social Assistance

beneficiaries can be done if the beneficiary

experiences the following conditions:

1) death;

2) double bansos;

3) relocation;

4) capable;

5) not found; and

6) refusing Bansos.

l. The replacement mechanism is in accordance with

applicable laws and regulations.

(2) The technical mechanism for the disbursement of

Inclusive PKH Social Assistance as referred to in section

(1) is regulated in the Technical Guidelines for the

Implementation of Inclusive PKH Social Assistance,

which is determined by the Decision of the Head of the Social Service.

CHAPTER VII

MONITORING, EVALUATION, AND SUPERVISION

Article 10

(1) Monitoring of the implementation of Inclusive PKH as referred to in Article 4 is carried out at each stage of the activity or as needed.

(2) Monitoring as referred to in section (1) is carried out by the Inclusive PKH Technical Implementation Team.

(3) The Technical Implementation Team as referred to in section (2) is determined by the Head of Services Decision.

Article 11

The Inclusive PKH Technical Implementation Team as referred to in Article 10 section (3) is tasked with:

- a. implementing all policies for the implementation of Inclusive PKH including target setting, validation, verification, termination, assistance disbursement, partnership and human resource management;
- b. ensuring that the implementation of Inclusive PKH is in accordance with the plan;
- c. resolving problems in the implementation of Inclusive PKH;
- d. building networks and partnerships with various parties for the expansion and improvement of Inclusive PKH;

- e. conducting monitoring and control of Inclusive PKH activities; and
- f. compiling and submitting reports on the implementation of Inclusive PKH to the Head of the Social Service.

Article 12

Supervision of the implementation of Inclusive PKH as referred to in Article 13 paragraph d can be carried out by the community in accordance with the provisions of applicable laws and regulations.

CHAPTER VIII

REPORTING AND COMPLAINTS

Article 13

- (1) PT Pos Indonesia (Persero) Gresik Branch Office submits reports on the implementation of Inclusive PKH to the Head of the Social Service.
- (2) The Head of the Social Service submits reports on the implementation of Inclusive PKH as referred to in section (1) to the Regent.
- (3) The reports as referred to in section (1) and section (2) include:
 - a. implementation report; and
 - b. accountability report.
- (4) The form and procedure for reporting as referred to in section (3) are determined by the Decision of the Head of the Social Service.

Article 14

(1) Complaints regarding the implementation of Inclusive PKH are formed as a manifestation of program openness and accountability to the community.

(2) Complaints regarding the implementation of Inclusive PKH as referred to in section (1) can be made by individuals, groups, institutions, or community organizations.

(3) Complaints regarding the implementation of Inclusive PKH as referred to in section (1) are handled at the village and sub-district levels.

(4) Complaints as referred to in section (1) can be made through:

- a. official Regional Government media;
- b. Social Service; and
- c. PT Pos Indonesia (Persero) Gresik Branch Office.

Article 15

(1) The resolution of complaints as referred to in Article 14 is carried out hierarchically.

(2) The resolution of complaint handling as referred to in section (1) is carried out in accordance with the provisions of applicable laws and regulations.

CHAPTER IX

FUNDING

Article 16

Funding for the Inclusive PKH as referred to in Article 4 is sourced from:

- a. APBD; and
- b. other legitimate and non-binding funding sources in accordance with the provisions of applicable laws and regulations.

Article 17

Upon the commencement of this Regent Regulation, Regent Regulation of Gresik Number 47 of 2022 on the Inclusive Family Hope Program for the Elderly and Persons with Disabilities of Gresik Regency (Gresik Regency Regional Gazette of 2022 Number 47), is revoked and declared null and void.

CHAPTER X

CLOSING

Article 18

This Regent Regulation shall come into force on the date of its promulgation.

In order for everyone to know, order the promulgation of this Regent Regulation by placing it in the Gresik Regency Regional Gazette.

Established in Gresik
on January 16, 2024

REGENT OF GRESIK,

(Signature)

FANDI AKHMAD YANI

Promulgated in Gresik

on January 16, 2024

SECRETARY OF REGENCY OF GRESIK,

(Signature)

Ir. ACHMAD WASHIL M.R., M.T.

Senior Main Official

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GRESIK REGENCY REGIONAL GAZETTE OF 2024 NUMBER 5