



Permanent Mission
of the Republic of Indonesia to the UN, WTO,
and Other International Organizations
in Geneva

Statement
by the Delegation of the Republic of Indonesia
at the Interactive Discussion with EMRIP
48th Session of the United Nations Human Rights Council
28 September 2021

Vice-President,

As part of the international community, Indonesia continues to support the UNDRIP. Nevertheless, the concept of indigenous peoples is not applicable to Indonesia.

Indeed, Indonesia is home to around 70 million people belonging to customary law communities, or what we call “Masyarakat Hukum Adat”.

Furthermore, in line with the democratic principles that is guaranteed by our Constitution, Indonesia continues to promote and protect the traditional collective rights of the sub-ethnic communities that we call *Masyarakat Adat*, as well as their contributive role to the nation.

I wish to take this opportunity to elaborate more on EMRIP’s report, presented to the Council, in particular, on **para 37**, where a reference is made regarding Indonesia.

I wish to inform the Independent Experts that the Papuan People’s Assembly has indeed met with our Coordinating Minister for Political, Legal, and Security affairs on 12 June of this year (2021), to submit inputs on the Draft Special Autonomy Law, which was **welcomed** by the Coordinating Minister.

This is a further reflection of the Government of Indonesia’s seriousness in promoting the participation of local/sub-ethnic communities in decision-making processes.

Furthermore, recalling paragraph 9 of HRC resolution 6/36 establishing EMRIP, and paragraph 6 of GA resolution 1514 of 1960 which very clearly states that any attempt to disrupt the national unity

and territorial integrity of the State is incompatible with the purposes of the UN Charter, we believe that EMRIP does not have the mandate to comment on the so-called “demands and aspirations for independence” in paragraph 37 of the draft report, as this is an encroachment to the issue of territorial integrity.

We hope that these concerns can be taken into account in EMRIP’s future work, as we work together to promote and protect the rights of indigenous peoples and local communities.

I thank you.