



**CONSTITUTIONAL COURT  
OF THE REPUBLIC OF INDONESIA**

**SUMMARY OF STIPULATION  
FOR CASE NUMBER 6/PUU-XXI/2023**

**Concerning**

**Formal Review of Government Regulation in Lieu of Job Creation Law**

- Petitioner** : **Konfederasi Serikat Buruh Seluruh Indonesia (KSBSI or Confederation of All Indonesian Trade Unions) as represented by Elly Rosita Silaban as President of the KSBSI National Executive Council, and Dedi Hardianto as Secretary General of the KSBSI National Executive Council**
- Type of Case** : Judicial Review of Government Regulation in Lieu of Law Number 2 of 2022 concerning Job Creation (Government Regulation 2/2022) against the 1945 Constitution of the Republic of Indonesia (1945 Constitution)
- Subject Matter** : Formal Review of Government Regulation 2/2022 against the 1945 Constitution
- Verdict** :
1. To grant the withdrawal of the Petitioner's petition;
  2. To declare that the Petition in Case Number 6/PUU-XXI/2023 regarding Formal Review of Government Regulation in Lieu of Law Number 2 of 2022 concerning Job Creation (State Gazette of 2022 Number 238, Supplement to State Gazette Number 6841) against the 1945 Constitution of the Republic of Indonesia is withdrawn;
  3. To declare that the Petitioner cannot resubmit the *a quo* petition;
  4. To order the Registrar of the Constitutional Court to record the withdrawal of Petition Number 6/PUU-XXI/2023 in the Electronic Constitutional Case Registration Book (*Buku Registrasi Perkara Konstitusi Elektronik* or e-BRPK) and to return a copy of the petition file to the Petitioner.
- Date of Stipulation** : Friday, 14 April 2023
- Overview of Stipulation** :

The Petition of the Petitioner was received by the Registrar's Office of the Constitutional Court on 9 January 2023 based on the Deed of Submission of the Petition of the Petitioner Number 3/PUU/PAN.MK/AP3/01/2023, dated 10 January 2023 and was recorded in the Electronic Constitutional Case Registration Book (*Buku Registrasi Perkara Konstitusi Elektronik* or e-BRPK) on 11 January 2023. Regarding this petition, the Court has held the sessions as follows: 1) on 19 January 2023, 2) on 2 February 2023, 3) on 20 February 2023, 4) on 9 March 2023, 5) on 27 March 2023 and 6) on 6 April 2023.

The Constitutional Court on Monday, 3 April 2023, received a letter dated 3 April 2023 from the Petitioner, in principle, the letter conveyed that the Petitioner is withdrawing/revoking the petition for a formal review of Government Regulation in Lieu of Law Number 2 of 2022 concerning Job Creation against the 1945 Constitution of the Republic of Indonesia because the object of the Petitioner's petition, namely Government Regulation in lieu of Law Number 2 of 2022 concerning Job Creation, has been ratified and promulgated into law, then regarding the withdrawal of the petition, it has been confirmed by the Court to the Petitioner verbally in court on 6 April 2023 ;

In accordance with Article 35 of the Constitutional Court Law, the Deliberative Meeting of Judges on 6 April 2023 has stipulated that the revocation or withdrawal of the petition for Case Number 6/PUU-XXI/2023 is legally justifiable and the Petitioner cannot resubmit the *a quo* petition, and the Court ordered the Registrar of the Constitutional Court to record the withdrawal of the Petitioner's petition in the Electronic Constitutional Case Registration Book (*Buku Registrasi Perkara Konstitusi Elektronik* or e-BRPK) and to return a copy of the petition file to the Petitioner;

Whereas in accordance with the aforementioned legal considerations, the Court passes down the following stipulations:

1. To grant the withdrawal of the Petitioner's petition;
2. To declare the Petition in Case Number 6/PUU-XXI/2023 regarding Formal Review of Government Regulation in Lieu of Law Number 2 of 2022 concerning Job Creation (State Gazette of 2022 Number 238, Supplement to State Gazette Number 6841) against the 1945 Constitution of the Republic of Indonesia is withdrawn;
3. To declare that the Petitioner cannot resubmit the *a quo* petition;
4. To order the Registrar of the Constitutional Court to record the withdrawal of Petition Number 6/PUU-XXI/2023 in the Electronic Constitutional Case Registration Book (*Buku Registrasi Perkara Konstitusi Elektronik* or e-BRPK) and to return a copy of the petition file to the Petitioner.