



Electronic Signature

"Electronic Signature is **a signature consisting of Electronic Information** that is attached, associated or related to other Electronic Information that is used as a verification and authentication tool."

Article 1 (12) of Law No. 19 of 2016 on the Amendment to Law No. 11 of 2008 on Electronic Information and Transactions defines **Electronic Signature** as a signature that consists of electronic information attached, associated, or related to other electronic information that are used as a means of verification and authentication.

Government Regulation No. 71 of 2019 regarding Implementation of Electronic System and Transactions ("**PP 71/2019**")

Legality of Electronic Signature

Article 59 (3) letter A dan article (3) of PP 71/2019

Electronic Signature referred to article 1 and article 2 has lawful legal force and legal consequence if these requirements are met:



The Electronic Signature formation data is only associated to the Signatory;



The Electronic Signature formation data on the process of electronic signing can only be in the possession of the signatory;



all changes made on the Electronic Signature after the signing are recognizable;



all changes made on the information relating to the Electronic Signature after the signing are recognizable;



Certain methods to identify the signatory; and

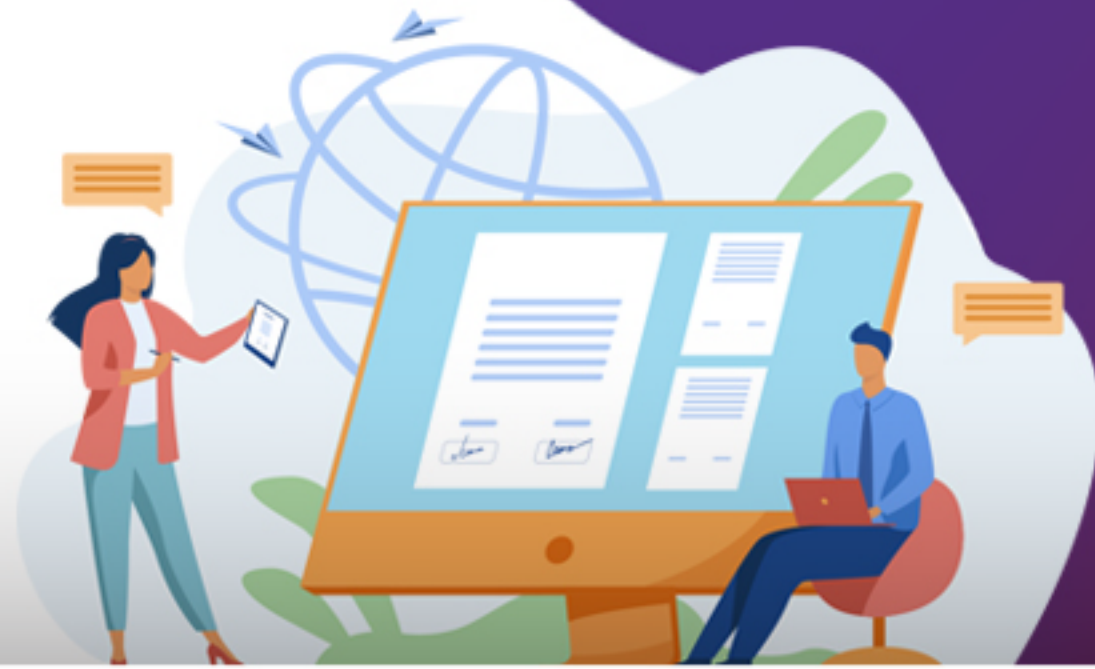


Certain methods to show that the signatory has given consent toward the electronic information in question.





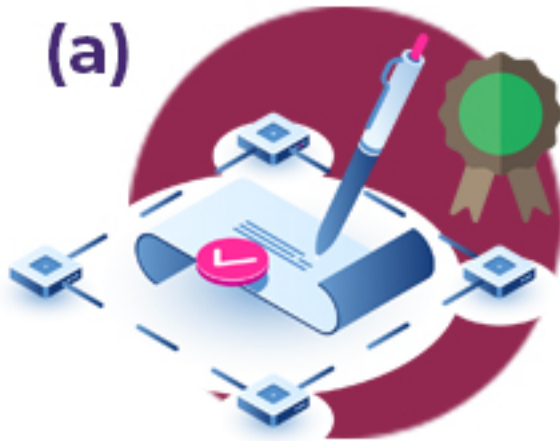
Electronic Signature



Types of Electronic Signature Article 60 (2) - (4) PP 71/2019

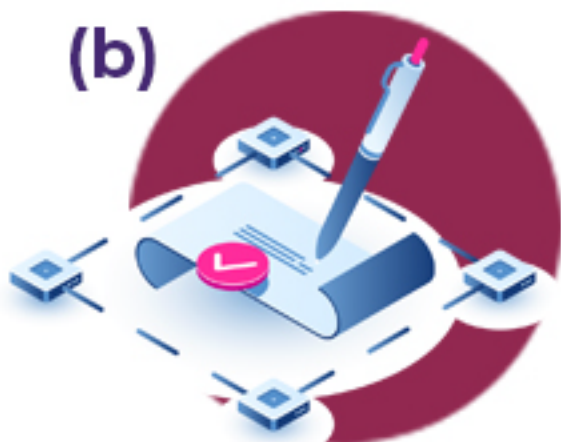
Electronic Signature covers:

(a)



certified electronic signature;

(b)



uncertified electronic signature

A certified Electronic Signature must:

a.



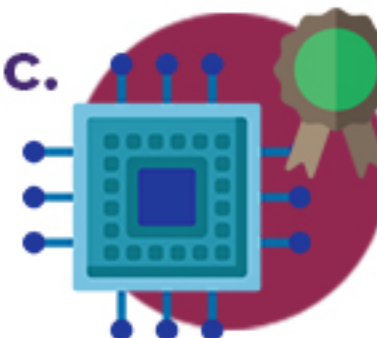
Meet the legality and the legal consequence requirement as stated on article 59 (3) PP 71/19;

b.



Use the electronic certificate issued by the Indonesian Electronic Certification Service; and

c.



Created using a certified Electronic Signature creator device.

Uncertified Electronic Signatures were made without the help of the Indonesian Electronic Certification Service.

