

Is Carbon Taxes Will Able To Tackle Forest Fires In Indonesia: A Swot Analysis In Search Of Optimal Policy

Firman Tatariyanto*

*Universitas Pamulang, Email : dosen02739@unpam.ac.id

ARTICLES INFORMATION

ABSTRACT



JURNAL ILMIAH MANAJEMEN FORKAMMA

Vol.6, No.2, March 2023
Page/Halaman : 126 - 143

ISSN (online) : 2599-171X
ISSN (print) : 2598-9545

Keyword :

***Carbon Taxes, Land and Forest
Fire, SWOT, Indonesia***

JEL. classification :
H23, Q53, Q54, G18

Permalink:

DOI:10.32493/frkm.v6i1.29298

Article info :

Received : December 2022

Revised : January 2023

Accepted : February 2023

Licenses :



<http://creativecommons.org/licenses/by/4.0/>

Contact Author :

© LPPM & PRODI MM UNPAM
JL.Surya Kencana No.1 Pamulang Tangerang
Selatan – Banten
Telp. (021) 7412566, Fax (021) 7412491
e-mail : forkamma@unpam.ac.id

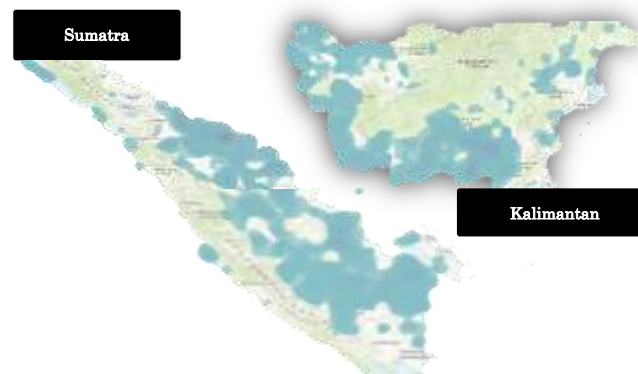
The research was inspired by the necessity to implement a comprehensive environmental strategy as a result of more than a decade of forest and land fires in Indonesia that caused haze pollution. Without thorough enforcement and the inability to identify the underlying cause of policy execution, the societal cost resulting from the economic agent's behavior will surpass the individual value and degrade the environment. After briefly describing the current command and control instrument and other arrangements in tackling land and forest fire, we do a SWOT analysis on carbon tax with the theme of preventing pollution damage. Our study shows that the ability of carbon tax policy to identify, increase fire costs, monitor compliance model, and implement a mixed policy will induce a behavioral change in economic agents. Closing the environmental policy gap, this study would be a push factor in drawing policy measures to implement the carbon tax roadmap as one of the last fortress policies in carbon pricing to tackle land and forest fire. Moreover, improving policy design is based on a 'forward-looking' approach, not pollution amounts.

A. INTRODUCTION

The haze pollution from land and forest fire has become an intermittent problem increasing the Government of Indonesia's environmental mitigation and adaptation spending in the general budget since 1980. The economic impact of haze pollution from land and forest fire in Indonesia in 2015 exceeded US \$16 billion. It was equal to about 1.8% of Indonesia's GDP, more significant than the value added to the entire palm oil production in 2014 (World Bank 2016, p.6).

Research has shown that fire coupled with environmental anomalies such as El Nino in Indonesia is one of the factors for haze pollution¹ (Wooster *et al.*, 2012, p.318). In general, haze pollution sources are mainly forest and peatland burning (Usup *et al.*, 2004, pp.1-2; Heil, 2007, pp. 8-71), slash and burn agriculture (Langner *et al.*, 2007, pp.2329-2330). Moreover, in the land use change and forestry sector, people use fire to clear and convert the land for plantation (Miettinen *et al.*, 2012, pp. 126-128; Gaveau *et al.* 2014, pp. 2; Lestari *et al.* 2014, p.6; Vadrevu *et al.* 2014, p. 247-248). Plotting of the hotspot area in the map is presented in Figure 1.

Figure 1: Forest Fire Plotting in Indonesia Period 2001 – 2016



Note: MODIS DATA – NASA and Plotting Using ArcGIS Online &ESRI. The shaded area shows intense burning during the period of observations.

Source: Author Calculation

Even though limited in success in preventing land and forest fire, Indonesia has been enacting strict “command and control” regulations (please see: Iskandar 2012, pp. 22-23; Varkkey 2015, pp. 3-7). Command and control are a policy characterized by a target coupled with punishment to be enforced if we fail to meet the emission target (Gunningham & Grabosky, 1999, p. 38). This policy instrument implementation has been widely evaluated in terms of cost for the enforcement compared to equalization marginal pollution cost by researchers (Hahn & Hester 1989, pp.110-111; Faure & Ubachs 2003, pp.34-35; Faure & Weishaar 2012, pp. 406-407; Barde *et al.*, 2012, p.47). In Indonesia cases, criminal law enforcement in the judicial sanctioning decision as a last resort with greater certainty of deterrence, severity, and celerity of punishment are less consistent in

¹ Haze pollution are smoke resulting from land and/or forest fire that cause deleterious effect of such nature as endangering human health, harming living resources and ecosystem and material property, and impairing amenities and uses of the environment (ASEAN Agreement on Transboundary Haze Pollution, 2002)

internalizing the harm caused by the land and forest fire as a result; the rigidity does not always lead to higher deterrence level without a degree effective internalizing environmental harm (Tatariyanto, 2018).

Researcher study showed that an instrument or strategy approach needs to be sufficiently flexible and resilient in addressing all environmental problems in all contexts (Gunningham & Grabosky, 1999, pp. 375-422). The complementary policy with the market-based instrument will create more optimal policy outcomes based on those conditions. Tax as a market-based instrument would be placing a direct cost on environmental damage; the polluter should bear the cost of measures to reduce pollution according to the extent of either damage done to society or the exceeding of an acceptable level (OECD, 1975). The regulatory policy or command and control and tax policy as an instrument mix is expected to have optimal policy output in the paper following Gunningham and Grabosky (1999, pp.428-429): whereas regulation is positively correlated with the board-based economic policy and supply-side incentives.

The carbon tax is part of the environmental taxation that focuses primarily on reducing the greenhouse gases emitted through land and forest fire in Indonesia. Several research on carbon tax implementation in developed countries have shown that income levels and tax administration systems do not witness rapid changes but are more or less stable (Tiezzi, 2005; Wier *et al.*, 2005; Bork, 2006; Dresner & Ekins, 2006; Callan *et al.*, 2009). Also, most of the Indonesia carbon tax research case (with a source of pollution burning fossil fuels) has been done in the theoretical, experimental study and distributional impact analysis (please see: Iskandar 2012, pp.66-102; Yusuf & Resosudarmo 2015, pp.10-33). Furthermore, there was no previous study related to taxing haze pollution in the case of Indonesia. Based on those conditions, the paper aims to contribute to solving the haze pollution puzzle, prevent land/forest fires, and promote green economy initiatives. Additionally, the article addresses the questions: Is implementing a carbon tax on land use and land use change will contribute to stopping the Indonesia haze pollution damage?

The paper follows Larsson's (1957, p.158) definition that pollution damage is the pollutant released 'in the wrong place,' negatively affecting air and further causing damage to the environment, property interests, or living conditions. Furthermore, Tax Policy in this paper refers to the Pigouvian Tax concept that pollution can be reduced by increasing a firm's marginal private cost to reflect the marginal cost of all negative externalities (Pigou, 1932, p.13). Accepting those starting points, the paper will discuss the taxes on haze pollution.

Environmental policy analyses related to haze pollution or climate change are mainly performed through the law, institutional, case studies, cost-benefit analysis, and SWOT (e.g., Fauzi and Anna, 2013; Forsyth, 2014; Quah, 2002; Nurhidayah, 2013; Fertel *et al.*, 2013). We will perform SWOT as a strategic policy analysis tool. The goal is to help define a development strategy (Jackson & Dutton, 1988, p. 371). The analysis considers internal and external factors and incorporates comprehensive economic, organizational, and legal aspects. Following Fertel *et al.* (2013, p.1140), the SWOT approach in examining tax on tackling haze pollution has advantages. Compared to simple discourse, it presents a comprehensive tax policy analysis and focuses on change by creating dynamic value in improving the current environmental policy. Furthermore, compared to the cost-benefit study, the SWOT is more practical and based on more than just an economic-rationality point of view.

The GDP development from plantations, especially in Indonesia's palm oil sector, has a positive direction. The plantation is the most significant export product, providing

3.57% of the GDP (Feintrenie *et al.*, 2010, p.1). Additionally, as a source of national revenue, the estimated contribution of the palm oil sector from tax for 2015 is reaching 1.281 billion. Please refer to Table 1 for detailed palm oil development. However, the plantations have a severe negative impact related to the environment, mainly due to the plantation expansion through forest and peat land clearing (Sheil *et al.*, 2009, pp. 22-23). The carbon tax on emissions as part of the comprehensive environmental policy is expected to help control the emission by raising the responsibility of the economic agent for polluting the environment.

Table 1: The Plantation to GDP and Total Tax Revenue Development Note: Tax Revenue from Palm Oil Plantation from unpublished data from the Directorate General of Taxes

	Plantation to GDP Current Prices (In Percentage)	Tax Revenue from Palm Oil Plantation (In Percentage)
2006	1.90	N/A
2007	2.07	0.89
2008	2.14	N/A
2009	2.00	1.27
2010	1.93	1.24
2011	3.87	1.48
2012	3.75	1.34
2013	3.75	1.14
2014	3.77	1.01
2015	3.57	1.21

Source: Author Calculation and Statistically Year Book, BPS

The paper is presented as follows. Part two analyzes Indonesia's current environmental policy and other related policy arrangements. Part three, we present Indonesia tax related environmental briefly and then explore the future approach through SWOT analysis and discuss the policy development, focusing on the interlink between environmental policy and carbon tax policy. Part four, in the conclusion, will present the conclusion and policy recommendation.

B. LITERATURE REVIEW

Current Environmental Policy in Tackling Emission from Land and Forest Fire

In chapter two, we present the current environmental-related policy that has been enacted and other arrangements mainly focusing on fire/haze pollution in Indonesia. This analysis leads to an introduction of the challenges to be analyzed through SWOT.

Indonesia Environmental Policy

Indonesia's environmental policy relevant to haze pollution and forest/land fire comprises several laws but only ones in the legal, structural hierarchy that particularly focuses on the issue. Table 2 compares the legal structure of Indonesia's environmental policy in tackling haze pollution. Despite the strength of the regulation, several drawbacks are needed to be resolved. Law No.32/2009 and Presidential Decree No. 98/2021 are policies interlinked to tax policy as part of the carbon levy, even though they are not comprehensively regulated. Implementing Law No. 7/2021 on Harmonization of Tax Regulation as the baseline of an implementation carbon tax with the first implementation

phase in the energy sector does not automatically make the provision in line with the carbon pricing policy in Presidential Decree 98/2021. Additionally, all the provision has inherent weakness due to unclear coordination between Central Government and Local Government. The autonomy decentralization in Indonesia transfers authority to define policy at the Provincial and Municipal/City level without proper guidance, creating extreme complexity in implementing environmental policy (Tacconi, 2007, pp.344-345).

Other Environmental Instruments

Intergovernmental cooperation as a part of the ASEAN country's framework has established the ASEAN Haze Agreement to mitigate forest and plantation burning. Even though the ASEAN Haze Agreement enacted no burning policy and embraced the implementation of domestic anti-burning laws (Art. 9), several drawbacks in enforcement and lack of incentives also have been identified (Tan, 2015, pp.331-334; Laode, 2015, pp.316-317).

In the private sector arrangements, the palm oil industry and NGO 2004 established a Roundtable on Sustainable Palm Oil (RSPO) to promote production and sustainability for people, the planet, and prosperity. In the RSPO NEXT² principle and criteria for using fire for land clearing in new planting or replanting are not permitted, except has been approved by appropriate authorities (NFR 1.1-RSPO). Despite its comprehensiveness in promoting environmental sustainability, the RSPO has yet to receive comments regarding the stringency of principles and criteria and the ability to enforce economic agent compliance on the ground (Pacheco *et al.*, 2017, p.33). An example is the company's noncompliance to RSPO HCV (High Conservation Value) with no deforestation and no peatland criteria. However, a significant company group that is a member of RSPO identified clearing tropical forests via their subsidiaries in Indonesia (Greenpeace, 2007;2015)

Table 2: Comparison of Selected Environmental Related Policy in Indonesia

Provision	Law No. 4/2001 amended by Presidential Instruction No. 16/2011	Law No. 32/2009	Presidential Decree No. 98/2021
Topic Regulation	Environmental Control Impact and/Pollution	Environmental Protection Management	Carbon Pricing
Burning Activities	<ul style="list-style-type: none"> • Forbidden (Art. 11) 	<ul style="list-style-type: none"> • No rules regulated land/forest fire define as part ecosystem damage (Art. 21) • Zero Burning Policy (only in sanction) 	Provision on NDC Sector implementation strategy (Art.3)
Enforcement/Punishment	<ul style="list-style-type: none"> • Administrative for fail to preventing event of environmental degradation (Art. 48) • Criminal for negligent 	<ul style="list-style-type: none"> • Administrative from formal notice to revocation of license • Criminal action burning Sentence to jail 3 – 10 	<ul style="list-style-type: none"> • Mitigation through carbon pricing implementation • Carbon trading, carbon levy, and results based

² RSPO Next certification voluntary effort that engages with RSPO Board of Governors, that companies have met the current requirements and guidance of the RSPO P & C to directly tackle deforestation and implement forest safeguards.

	burning and failure to provide adequate infrastructure and mitigate land/forest fire (Art. 52)	years and/ fine Rp. 3 – 10 Billions for uncomplying to policy (Art. 108)	payments. (Art. 47) <ul style="list-style-type: none"> • Administrative sanction and criminal sanction as part mitigation action in climate change (Art.70)
Institutional Capacity	<ul style="list-style-type: none"> • Segregated responsibility (Monocentric Approach) (Art 23, 24,27,28, 30) • Improve in Presidential Instruction by multi-level governance and Appointed National Disaster Management (BNPB) based on Law No.24/2007 	<ul style="list-style-type: none"> • Segregated responsibility between Central Government and Regional (Chapter IX) • Role of society in environmental protection (Art. 70) • Appointed Environmental Investigator and Investigator for criminal action (Art.74) 	Segregated responsibility between Central Government and Regional in Carbon Pricing
Specific Measures	<ul style="list-style-type: none"> • The only legal structure hierarchy focus to the issue land/forest fire 	<ul style="list-style-type: none"> • Implementation AMDAL, Environmental License before applying for business permit • Tax on Environmental as part incentive (Art.43) 	<ul style="list-style-type: none"> • Incorporating International Carbon Trading • Carbon Offset

Source: Author

C. RESEARCH METHODOLOGY

SWOT Analysis in Tackling Haze Pollution

There have been previous attempts, as presented in part two, to tackle haze pollution but have yet to be successful. Therefore, an observation for shifting the policy to a comprehensive policy mix with tax policy as a market-based approach is worth doing, pushing the economic agent to reduce haze pollution. Indonesia's current tax policy is imposing a traditional environmentally related tax³ without specific measures for haze pollution prevention. Moreover, from provision⁴, we can observe that the tax is mainly the source of income for the Central/Province/Municipal to finance Indonesia's development. Departing from this point, in this next part, we will analyze future tax policies to tackle pollution damage in Indonesia. Table 3 will present our analysis.

³ Motor vehicle tax, motor vehicle changes ownership duty, fossil fuel of motor vehicle tax, surface water tax, cigarette tax administered by Provincial. Non-metallic minerals and rocks, groundwater tax, land and building tax for urban and rural regions, acquisition of land and building duty are administered by Municipal/District.

⁴ Law No.28/2007 on General Provision and Law No.28/2009 Law No.34/2000 that amendment with Law No.28/2009 on Local Tax and Charges.

The Analysis of Pollutant Damage Prevention

Land and forest fire has created persistent severe pollution of haze in Indonesia (Friend of the Earth *et al.* 2008, p.58; Greenpeace, 2007, p.3). Closing the gap from the regulatory policy (command and control), the carbon tax policy is expected to induce positive behavior through the policy scheme that puts pollution damage (emission) as the tax base and lower risk of evasion than fixed emission standard policy that is monitored by inspection. However, as a general rule design, the policymaker should achieve a balance between taxing the actual damage with administration feasibility. In the case of Indonesia, the Ministry of Finance identified that most emissions in 2015 came from land use and forestry (Jakarta Post, September 27, 2017). Indonesia's Green House Gas projection in 2030 from the agriculture sector would increase by 1.9 times, and net emissions from land use would increase by 1.7 times from 2005 (Hasegawa & Matsuoka, 2013, p. 417). Understanding the share of emission magnitude, the model of the carbon tax would be optimal if levied on polluting source fire as proxies for the emission of carbon dioxide. In the land use and land use change context, the intentionally burned area is the taxable event that reflected emissions with administrative feasibility. Essential requirements policy in assessing agricultural land is based on current use (Bell *et al.*, 2009). In addition, the policy favors the use of land with a smaller environmental footprint (Vasijevic, 2016, p.717).

Following the first strength in the tax policy, identifying entities subject to the tax is also one of the basic structures in designing tax policy. Based on Crowding Theory, the way tax administration identifies taxpayers (as an external intervention) has an impact on taxpayers' behavior (as intrinsic motivation) (Frey & Feld, 2002, p.7). In the carbon tax on land and forest fire, the tax administration's ability to "tag" the personal characteristic, income, and land ownership records from pool data integration would be the most substantial factor in identifying the taxpayers who are non-compliance with the carbon tax policy.

Furthermore, following Pigou, the carbon tax design will increase the emitter's cost by giving explicit and implicit prices driven to encourage behavioral change. This increases human welfare from environmental benefits (Pigou, 1932, p.13; Ekins & Baker 2001, pp.327-328). In Indonesia's land and forest case, the carbon tax through design in the taxable event will increase the cost of planting/replanting using the burning method since it is cheaper than heavy machinery. The price of zero burning by using heavy machinery is much higher at 44% to 70% than the cost of burning (Simorangkir, 2007, p.151). This point would be the foremost opportunity for implementing the carbon tax on land use and land use change. Nevertheless, this design also creates a threat where the economic agent in palm oil plantations seems to have a license to burn as long as they pay the tax. This condition will emerge if the tax administration fails to mitigate the tax obligation equal to or lower than the cost that creates environmental pollution.

Table 3: Synthesis of SWOT Analysis

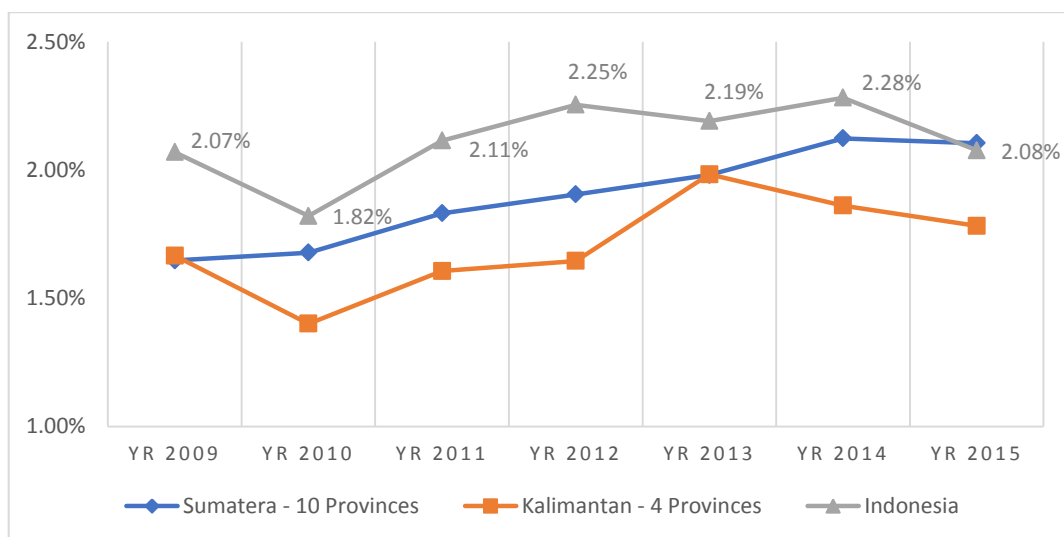
Internal (Positive) Strengths (S)	Internal (Negative) Weaknesses (W)	External (Positive) Opportunities (O)	External (Negative) Threats (T)
<ul style="list-style-type: none"> • Tax Base on direct pollution source not proxy. • Identified the 	<ul style="list-style-type: none"> • Increasing Tax Collection Cost • Corruption • Limited Officer 	<ul style="list-style-type: none"> • Market-based driven behavioral change (the implementation 	<ul style="list-style-type: none"> • Licence to burn • Tax policy not fully linked

Personal Characteristic on Income and Land • Revenue for Environmental Improvement • Increasing Compliance • Institutional Capacity • Law No. 7/ 2021 the implementation on Carbon Tax	with Environmental Competencies	of Presidential Decree No. 98/2021) • Carbon Trading as policy mix • Intradepartmental Coordination	with Environmental Policy • Carbon Leakage
--	---------------------------------	---	---

Source: Author

Further discussion on the strength of carbon tax in land use and land use change is the additional revenue allocation. Figure 3 provides the current Indonesian Government National and Regional Budget, whereas only 2,08% of the total spending is allocated for environmental functions. Furthermore, the carbon tax would link the revenue scale to the degree of environmental mitigation and adaptation in Indonesia. Maatta (1999, p.11) underlined that fiscal and environmental taxes primarily generate revenue but significantly positively affect the environment (see also: Maatta, 2006). Additional revenue in the state budget allocated for specific purposes (e.g., ecosystem protection and rehabilitation project) will also increase the acceptance of the citizen (Soares, 2012, p.110; Kallbekken & Aasen, 2010, p.1). This approach is earmarked. The revenue also has been taken in Japan and India (World Bank 2017, p.128).

Figure 3: Spending on Environmental Function 2009 – 2015



Note: The figure compares the budget pattern for environmental spending for Regional Government (the Province heavily impacted by Indonesia's haze pollution in Sumatera and Kalimantan Island) and National Level.

Source: Indonesia Ministry of Finance and Author Calculation

In the institutional arrangement, the approach is from the point of view Central Government. In contrast, as a Tax Administrator, the Directorate General of Taxes can intervene to control environmental damage. The current command and control policy in the plantations, especially palm oil, still needs comprehensive enforcement to address correct actors when haze returns to blanket the region (Varkkey, 2016, pp.6-7). Imposing a tax on haze pollution will close the gap due to Tax Administration being equipped with compliance model⁵ to enforce non-compliance behavior. Furthermore, the capability of tax administration in Indonesia, with 586 operational offices and 37.987 employees⁶, will be supporting and monitoring the effective mean of the taxpayer's compliance. Additionally, Appraisal Officer will be able to measure the environmental damage level and calculate the fire impact tax. However, the institutional capability also has potential weaknesses in the issue of corruption/bribery (Iskandar, 2013, p.25).

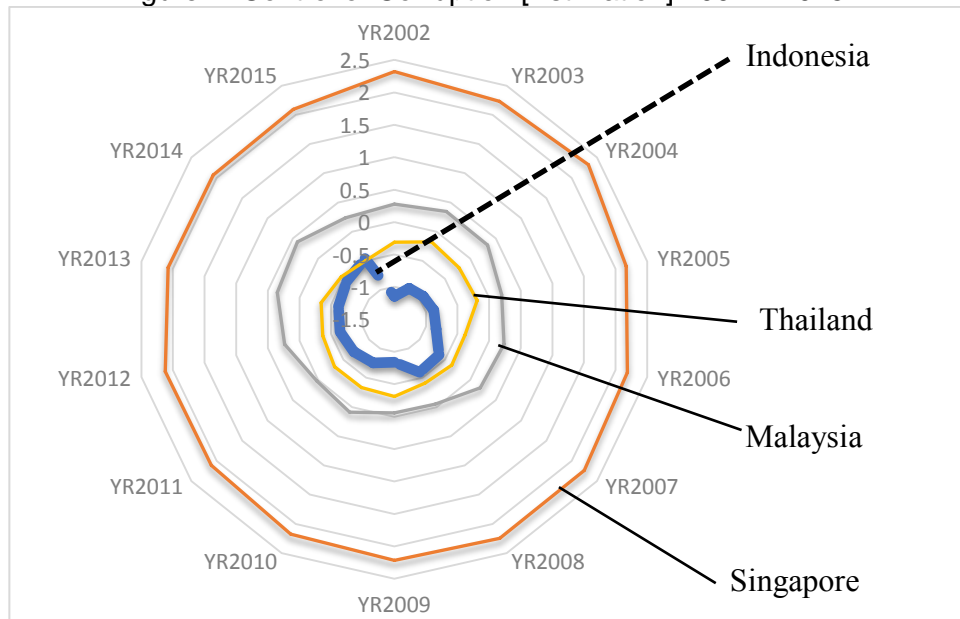
As stated in Law No. 7/2021 on tax harmonization, the carbon tax implementation will be implemented gradually by the carbon tax roadmap and considering the carbon trade roadmap to support the Indonesia NDC target. The first sector that began on April 1, 2022, is the energy sector, especially power generators that use coal, with a cap and tax scheme at IDR 30 per kg of carbon dioxide equivalent or IDR 30,000/tCO₂e. As a result, implementing the carbon tax in land use and land use change throughput in the roadmap would be a strong point for implementation.

Furthermore, as shown in Figure 4, the Indonesian control of corruption score has increased significantly, even though still at the lowest level compared to the neighboring countries. The second potential weakness is the limited tax officer with environmental knowledge. The interlink between environmental policy and tax policy needs a policymaker who can design a comprehensive tax on haze pollution and a Tax Officer with a sufficient understanding of environmental aspects. Directorate General of Taxes is limited to overcoming both conditions. In addition, the third's potential weakness of institutional capacity is related to increasing the Tax Administration collection cost, especially for compliance monitoring. The board range empirical studies cost of collection is between 0.34– 4.5 percent from revenue (OECD, 2006, p.147; HMRC, 2009, p. 32; Convey *et al.* 2007, pp.7-8). The Tax Administration has to mitigate all the weaknesses and reduce the escalation risk of tax evasion in implementing a carbon tax on haze pollution.

⁵ Compliance model as part of Compliance Risk Management is a structured process for systematic identification, assessment, and treatment of tax compliance risk (e.g., failure to report tax liabilities, etc.) (OECD, 2004)

⁶ Directorate General of Taxes Annual Report 2015, The Guidance Year of Taxpayers Compliance: Building a Culture of Tax Compliance.

Figure 4: Control of Corruption [Estimation] 2002 – 2015



Note: The score reflects the degree to which public authority is exploited for private benefit, including small and large types of corruption and the "capture" of the state by elites and commercial interests.

Source: Worldwide Governance Indicator and Author Calculation

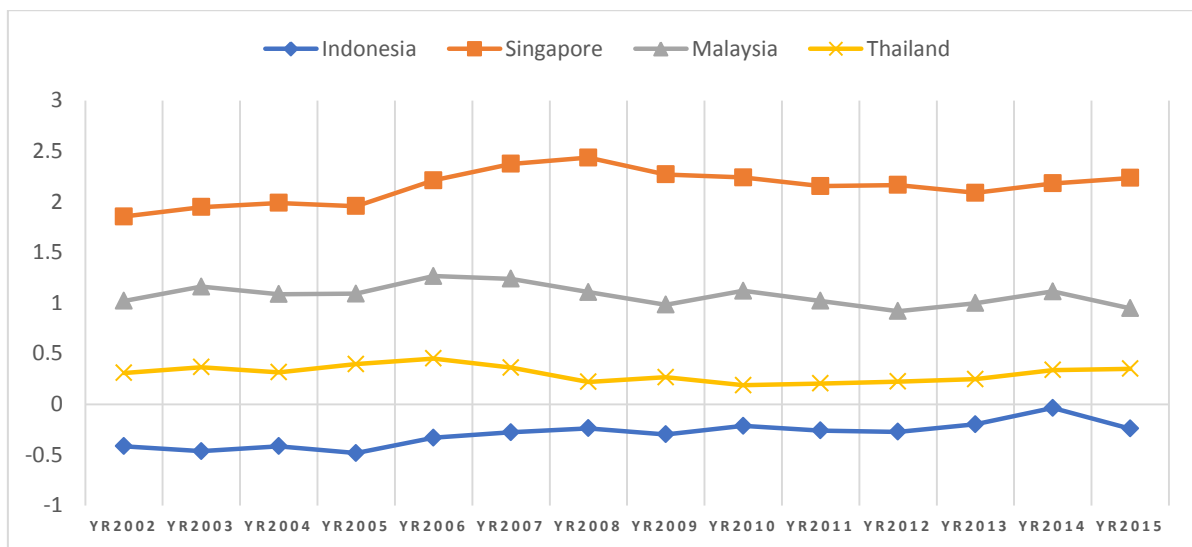
Regardless of the rapid development of palm oil plantation in Indonesia, smallholders⁷ palm oil plantation has inequality issue and coupled with the political economy in the district, that stated-based elites, creating fewer incentives for agriculture development (Potter, 2016, pp. 164-165; McCarthy *et al.*, 2012a, p.559). Based on those conditions, the implementation incentive policy as part of mix instrument with the tax on haze pollution is acceptable to mitigate resistance and unacceptability. This is in line with Molina (2012, p.96). Tax benefits for polluting-intensive businesses may be justified only as a transitory measure to help implement a higher environmental standard essential for taxpayers' economic survival. The incentive option has to promote standard field planting or in the form of tax deduction such as Value-Added Taxes reduction for sustainable environment goods and service purchases. Additionally, incentive options could be given to enable environmental conservation for plantation areas.

In the competitiveness issue, an overview of the current literature suggests that no strong universal relationship exists between environmental pressure and competitive performance at the firm or industry levels (Jenkins, 1998, p.30). Even though it does not directly correlate between tax and competitiveness, granting special provisions such as a refund system where the smallholder's act is paying the minimum rate as part of compensation measures.

⁷ RSPO definition is farmer growing oil palm, where the family provides the majority of labor and the farm provides the principal source of income and where the planted area of oil palm is usually below 25 hectares.

In the last part of the analysis, we observe that the command and control model has a highly troublesome coordination issue in Indonesia. This is due to the current policy design being under the supervision of several ministries without a linked and comprehensive design. The range of responsibility increases and creates more burden on the economic agent. Implementing tax haze pollution as a policy mix does not automatically remove the barrier. However, it will improve intra-departmental coordination and policy implementation on the ground. Furthermore, tax type administered only by the Directorate General of Taxes would effectively promote and monitor governance effectiveness and policy compliance.

Figure 5: Governance Effectiveness Estimation 2002 – 2015



Note: Indonesia Government has the lowest aggregate indicator of effectiveness (e.g., the quality of public services, the quality of the civil service, the quality of policy formulation and implementation, and the credibility of the government's commitment to such policies) compared to neighboring countries in South East Asia.

Source: Worldwide Governance Indicator and Author Calculation

Policy Development

The SWOT analysis has been given a foundation for designing policies in tax areas for tackling the haze pollution damage. Building on the policy model, we see that tax policy's ability to comprehend command and control through tagging personal information and monitoring taxpayer compliance will strengthen the perceived detection of polluters. In addition, the policy mixes are also equipped with an incentive for smallholders as one of the driving factors in the transitory measure to enable the optimal environmental policy. Furthermore, implementing a carbon tax on haze pollution will also close the gap in the intergovernmental barrier of command control policy through a single administrator. Moreover, with a comprehensive implementation strategy, earmarking tax revenue policy, controlling emission reduction, and maintaining competitiveness will be manageable. Although the carbon tax on haze policy will support command and control in building optimal environmental policy, the tax instrument must resolve and mitigate weaknesses and potential threats such as corruption, increased collection costs, and limited competency issues.

Implementing a mixed policy, supported by burning plantation land, will serve as one of the tax base options for haze pollution tax. The land would be closely related as the proxy of carbon dioxide emission and administratively feasible to administer. Moreover, tax with proxy on land will increase the cost of planting/replanting as results will likely encourage behavioral change. The drawback of this policy development that needs to mitigate is the taxpayer's perception of having a license to burn as long as they pay the tax. In addition, this condition will exist if the tax administration fails to measure the economic agent's opportunity cost.

D. CONCLUSIONS AND SUGGESTIONS

This study has examined the necessity to enforce comprehensive regulation in environmental management due to more than a decade of environmental destruction through land and forest fire in Indonesia. In the current policy analysis, we found that the clarity of how the sectoral institutions coordinate and ineffective enforcement created an unsuccessful economic agent behavioral change and prolonged the Indonesia land and forest fire episode. The complexity of haze pollution creates no single instrument that could conceivably be successful in addressing all the issues, so we reroute in searching complementary measures in the market-based instrument.

In the paper, we concluded that the ability of tax policy as a market-based instrument, identify the source of pollution and the personal characteristic, earmark the tax revenue, and enforce based on compliance model becoming a driving factor to the behavioral change in preventing the pollution damage caused by haze in Indonesia. Additionally, implementing incentives for smallholder farmers will be a leading factor in preventing pollution damage on forward-looking policy. Based on those conditions, we proposed two critical strategies as a determinant in tackling land and forest fire. First, we proposed implementing a carbon tax on land use and land use change in the second part as part carbon tax roadmap as a complementary command and control policy instrument. Second, we proposed that the tax base is the plantation land burned due to the closeness linearity to emissions or direct pollution sources.

REFERENCES

- Akerlof, G. (1978). The Economics of 'Tagging' Applied to the Optimal Income Tax, Welfare Programs, and Manpower Planning. *American Economic Review*. Vol. 68(1).
- ASEAN Secretariat. (2008). Information on Fire and Haze. In: DIVISION, E. (ed.) Haze Online. ASEAN Secretariat. <http://haze.asean.org/asean-agreement-on-transboundary-haze-pollution/>.
- Barde, J., and Oliver G. (2012). Economic Principles of Environmental Fiscal Reform. In Milne, J and M S Andersen (eds) *Handbook of Research on Environmental Taxation*. Cheltenham: Edward Elgar Publishing Limited, pp.33– 58.
- Bontems, P. & Bourgeon, J. (2005). Optimal Environmental Taxation and Enforcement Policy. *European Economic Review*. Vol. 49(2). pp. 409–435.
- Bork, C. (2006). Distributional Effects of Ecological Tax Reform in Germany: An Evaluation with Micro Simulation Model. In Serret, Y and Nick J (eds) *The Distributional Effects of Environmental Policy*. Cheltenham: Elgar Publishing Limited, pp.139–170.
- Bell, M., Bowman, J., German, J. (2009). The Assessment Requirements for a Separate Tax on Land. In *Land Value Taxation: Theory, Evidence, and Practice*. Cambridge: Lincoln Institute of Land Policy.
- Callan, T., S. Lyons., S. Scott, R. S. J. Tol and S. Verde. (2009). The Distributional Implications of a Carbon Tax in Ireland. *Energy Policy*. Vol. 37(2). pp. 407–412.
- Convey, F., S. McDonnell., and Susana F. (2007). The Most Popular Tax in Europe? Lessons from Irish Plastic Bag Levy. *Environmental and Resource Economics*. Vol.38. pp.1-11.
- Crew, M.A. and Parker, D. (2006). *International Handbook on Economic Regulation*. Cheltenham: Edward Elgar Publishing Ltd.
- Cramb, Rob. and John F, McCharty. (2016). *The Oil Palm Complex: Smallholders, Agribusiness and the State in Indonesia and Malaysia*. Singapore: National University of Singapore Press.
- Dresner, S. and P, Ekins. (2006). Design of Environmentally and Socially Conscious Water Metering Tariff for U.K. *Journal of Environmental Planning and Management*. Vol. 49(6). pp. 909-928.
- Ekins, P. and T, Baker. (2001) Carbon Taxes and Carbon Emissions Trading. *Journal of Economics Survey*. Vol.15 (3). pp. 325-376.
- Faure, M. and S, Ubachs. (2003). Comparative Benefits and Optimal Use of Environmental Taxes.” in J. Milne *et al.*, *Critical Issue in Environmental Taxation: International and Comparative Perspectives*. Vol. 1, *Richmond Law and Tax*. pp.29-49.
- Faure, M. and S, E, Weishaar. (2012). The Role of Environmental Taxation: Economics and The Law, in J.E Milne and M.S Andersen (eds), *Handbook of Research of Environmental Taxation*. Cheltenham: Edward Elgar Publishing Ltd.

- Fauzi, A. and Z, Anna. (2013). The Complexity of the Institution of Payment for Environmental Service: A Case Study of Two Indonesia PES Scheme. *Ecosystem Service*. Vol.6. pp. 54-63.
- Fertel, C., O. Bahn., K, Vaillancourt. and J. Waaub. (2013). Canadian Energy and Climate Policies: A SWOT Analysis in Search of Federal/Provincial Coherence. *Energy Policy*, Vol. 63. pp. 1139 – 1150.
- Fitzpatrick, J. J. (2016). Environmental Sustainability Assessment of Using Forest Wood for Heat Energy in Ireland. *Renewable and Sustainable Energy Reviews*. Vol. 57. pp. 1287 – 1295.
- Frey, Bruno S. and Lars P, Feld. (2002). Deterrence and Morale in Taxation: An Empirical Analysis. *Working Paper 760, CESIFO*.
- Friend of the Earth, LifeMosaic, and Sawit Watch. (2008). Losing Ground: The Human Rights Impacts of Oil Palm Plantation Expansion in Indonesia. *Report Friend of the Earth, LifeMosaic, and Sawit Watch*.
- Feintrenie, L., Chong, W K., and Levang P. (2010). Why do Farmers Prefer Oil Palm? Lessons Learnt from Bungo District, Indonesia. *Center for International Forestry Research – Small Scale Forestry*, pp. 379-396.
- Forsyth, T. (2014). Climate Justice is Not Ice. *Geoforum*. Vol. 54. pp. 230–232.
- Fullerton, D., Leicester, A., & Smith, S. (2008). Environmental Tax. *NBER Working Paper*, No. 14197.
- Friend of Earth. (2003). Greasy Palms: Palm Oil, The Environment and Big Business. *Friend of The Earth*.
- Gaveau, D.L.A., M.A. Salim., K. Hergoualc'h., B. Locatelli., S. Sloan., M. Wooster., M.E. Marlier., E. Molidena., H. Yaen., R. DeFries., L. Verchot., D. Murdiyarso., R. Nasi., P. Holmgren., and D. Sheil. (2014). Major Atmospheric Emissions from Peat Fires in Southeast Asia During Non-Drought Years: Evidence from the 2013 Sumatran Fires. *Sci. Rep*, Vol. 4, p. 6112.
- Gunningham, N., P, Grabosky., and D Sinclair. (1999). *Smart Regulation: Designing Environmental Policy*. New York: Oxford Socio-Legal Studies.
- Greenpeace. (2007). *How the Palm Oil Industry is Cooking the Climate*. Jakarta: Greenpeace.
- Greenpeace. (2016). *Why IOI's Destruction in Ketapang is A Burning Issue for RSPO and The Palm Oil Plantation Sectors*. Greenpeace International.
- Government Regulation No.4/ 2001 on The Damage Control and/ Environmental Pollution Related to Forest Fires and/ Land, *Government of Indonesia*.
- Heil, A. (2007). *Indonesian Forest and Peat Fires: Emissions, Air Quality, and Human Health, Report on Earth System Science*, Max Plank Institute for Meteorology.
- Harford, J.D. (1978). Firm Behavior Under Imperfectly Enforceable Pollution Standards and Taxes. *Journal of Environmental Economics and Management*, Vol. 5, pp. 26-43.
- Harris, N., S, Minnemewer., F, Stolle., and O, A, Payne. (2015). Indonesia's Fire Outbreaks Producing More Daily Emissions than Entire US Economy. *World Resources Institute*.

- Hasegawa, Tomoko., and Matsuoka, Yusuru. (2015). Climate Change Mitigation Strategies in Agriculture and Land Use in Indonesia. *Mitig Adapt Strateg Glob Change*. Vol. 20. pp. 409 – 424.
- Hahn, R.W. and G.L Hester. (1989). Where did All the Market Go? An Analysis of EPA's Emission Trading Program. *Yale Journal on Regulation*, Vol.6. pp. 195-211.
- HMRC. (2009). *Meeting Our Challenges – Departmental Autumn Performance Report 2009*. UK: The Stationery Office.
- Iskandar, D, D. (2013). Dealing with Bribery in An Emission Tax Scheme: Theoretical and Experimental Evidence Based on Indonesia Case. *Centre for Development Research, University of Bonn*. pp. 118.
- Jackson, S, E. and J, E, Dutton. (1988). Discerning Threats and Opportunities. *Administrative Science Quarterly*. Vol. 33. pp. 370–387.
- Johansson, A., C, Heady., J. Arnold, B, Brys., and L, Vartia. (2008). Tax and Economic Growth. *OECD Economic Department Working Papers*. No. 620.
- Jenkins, R. (1998). Environmental Regulation and International Competitiveness: A Review of Literature and some European Evidence. *UNU/INTECH Discussion Paper*. Vol. 9801.
- Kallbekken, S. and M, Aasen. (2010). The Demand for Earmarking: Results from a Focus Group Study. *Ecological Economics*. Vol. 69 (11). pp. 2183 – 2190.
- Klinge, J H., Birr-Pedersen, K., and Wier, M. (2003). Distributional Implications of Environmental Taxation in Denmark. *Fiscal Studies*. Vol. 24. pp.477–499.
- Langner, A., J, Miettinen., and F, Siegert. (2007). Land Cover Change 2002-2005 in Borneo and the Role of Fire Derived from MODIS Imagery. *Global Change Biology*. Vol. 13. pp. 2329 – 2340.
- Laode, M S. (2015). *Evaluating the (In)effectiveness of ASEAN Cooperation Against Transboundary Air Pollution*, Cheltenham: Edward Elgar Publishing Limited, pp. 295–350.
- Larsson M. (1957). Legal Definitions of the Environment and of Environmental Damage. *Stockholm Institute for Scandinavian Law 1957-2009*.
- Law No. 7/2021 on *Harmonization of Tax Regulation*. Jakarta: Government of Indonesia.
- Law No. 12/2011 on *The Establishments of Rule and Regulations*. Jakarta: Government of Indonesia.
- Law No. 32/2009 on *Environmental Protection and Management*. Jakarta: Government of Indonesia.
- Law No. 39/2014 on *Plantation*. Jakarta: Government of Indonesia.
- Law No. 24/2007 on *Disaster Management*. Jakarta: Government of Indonesia.
- Law No. 28/2009 on *Local Taxes and Charges*. Jakarta: Government of Indonesia.
- Law No. 6/1983 on *General Provisions and Tax Procedures as lastly amended by Law No. 16/2009*. Jakarta: Government of Indonesia.
- Lestari, R.K., M. Watanabe., Y, Imada., H, Shiogama., R,D, Field., T, Takemura., and M, Kimoto. (2014). Increasing Potential of Biomass Burning Over Sumatra, Indonesia Induced by Anthropogenic Tropical Warming. *Environ. Res. Lett*. Vol. 9(10). pp.1-7.

- McCarthy, J.F., Gillespie, P., & Zen, Z. (2012a). Swimming Upstream: Local Indonesia Production Networks in Globalized" Palm Oil Production. *World Development*. Vol. 40. pp.555–569.
- Mirrlees, J. (1971). An Exploration in the Theory of Optimal Income Taxation. *Review of Economic Studies*. Vol. 38. pp. 175–208.
- Miettinen, J., C, Shi,S., and C, Liew. (2012). Two Decades of Destruction in Southeast Asia's Peat Swamp Forests. *Front. Ecol. Environ*. Vol. 10. pp. 124-128.
- Maatta, K. (1999). Financing Environmental Taxes, A Source Revenue for Environmental Protection. *Working Paper University of Helsinki*.
- Maatta, K. (2006). *Environmental Taxes: An Introductory Analysis*. Cheltenham. UK: Edward Elgar.
- Macho-Stadler, I. and Pérez-Castrillo, D. (2006). Optimal Enforcement Policy and Firms' Emissions and Compliance with Environmental Taxes. *Journal of Environmental Economics and Management*. Vol.51. pp. 110-131.
- Molina, P H. (2012). Design Options and Their Rationale. *Handbook of Research on Environmental Taxation*, Elgar Publishing Limited, pp. 85–101.
- Nurhidayah, L. (2013). Legislation, Regulation, and Policies in Indonesia Relevant to Addressing Land/Forest Fires and Transboundary Haze Pollution: A Critical Evaluation. *Asia Pacific Journal of Environmental Law*. Vol.16. pp.215-239.
- OECD. (1975). *The Polluter Pays Principle*. France: OECD.
- OECD. (2006). *The Political Economy of Environmentally Related Taxes*. France: OECD.
- OECD. (2005). *Environmentally Related Subsidies, Challenges for Reform*. France: OECD.
- OECD. (2010). *Taxation, Innovation, and The Environment*. France: OECD.
- Patton, M. (1990). *Qualitative evaluation and research methods (2nd ed.)*. Newbury Park, CA: Sage.
- Pacheco, P., Sophia G., A, Dermawan., H, Komarudin., and B, Okarda. (2017) "The Palm Oil Global Value Chain: Implications for Economic Growth and Social and Environmental Sustainability." *Working Paper CIFOR*. Vol. 220.
- Pigou, A. C. (1932). *The Economics of Welfare*. Macmillan. Vol.4.
- Potter, L M. (2016). *Alternative Pathways for Smallholders Oil Palm in Indonesia: International Comparisons, The Oil Palm Complex: Smallholders, Agribusiness, and State in Indonesia and Malaysia*. Singapore: NUS Press.
- Presidential Instruction No. 16/2011 on *Improvement Forest and Land Fire Controls*. Jakarta: Government of Indonesia.
- Presidential Decree No. 98/2021 on *The Implementation of Carbon Pricing To Achieve The Nationally Determined Contribution Target And Control Over Greenhouse Gas Emissions In The National Development*. Jakarta: Government of Indonesia.
- Quah, E. (2002). Transboundary Pollution in Southeast Asia: the Indonesian Fires. *World Dev*.Vol.30. pp. 429–441.
- Roderick, M. L., G. D. Farquhar., S. L. Berry., and I. R. Noble. (2001). On the Direct Effect of Clouds and Atmospheric Particles on the Productivity and Structure of Vegetation. *Ecologies*. Vol. 129. pp. 21–30.

- RSPO. (2016). *RSPO NEXT Guidance Document*, Kuala Lumpur: RSPO-GUI-T07-004.
- Roth, J.A., Scholz, J.T., and Witte, A.D. (1989) *Taxpayer Compliance*. Philadelphia: University of Pennsylvania Press.
- Simorangkir, Dicky. (2007). Fire Use: Is It Really the Cheaper Land Preparation Method for Large Scale Plantation. *Mitig Adapt Strat Global Change*. Vol. 12. pp. 147–164.
- Soares, C.D. (2012). Earmarking Revenue from Environmentally Related Taxes. In *Handbook of Research Environmental Taxation*, Edited by Jane E. Milne and Mikael Skou Andersen. Edward Elgar Publishing.
- Schlegelmilch, K. (2000). Energy Taxation in the EU – Recent Process. *on behalf of the Heinrich –Boll-Foundation, Brussels Office*.
- Sven, T., S, Sawyer., O, Shafer. (2015). *Energy Revolution: A Sustainable World Energy Outlook 2015*, Greenpeace International.
- Sheil, D., A, Carson., E, Meijaard., M, Noordwijk., J, Gaskel., J, Sunderland-Groves., K, Wertz., M, Kannien. (2009). The Impacts and Opportunities of Palm Oil in Southeast Asia. *Occasional Paper Center for International Forestry Research*. Vol. 51.
- Tan, Alan Khee-Jin. (2015). *Can't We Even Share Our Maps? Cooperative and Unilateral Mechanism to Combat Forest Fires and Transboundary 'Haze' in Southeast Asia*. Edward Elgar Publishing Limited. pp. 327–360.
- Tatariyanto, Firman. (2018). Controlling Environmental Harm: Assessing Criminal Law Enforcement on Haze Pollution Using Content Analysis of Court Decision in Indonesia. *Journal of Environmental Information Science*. Vol. 2018 (1). pp. 32–43.
- Tiezzi, S. (2005). The Welfare and Distributive Effects of Carbon Taxation on Italian Households. *Energy Policy*. Vol. 33(12). pp. 1597 – 1612.
- Tacconi, L. (2007). Decentralization, Forests and Livelihoods: Theory and Narrative. *Global Environmental Change*. Vol. 17. pp.338–348.
- Usup, A., Y, Hashimoto., H, Takahashi., and H, Hayasaka. (2004). Combustion and Thermal Characteristics of Peat Fire in Tropical Peatland in Central Kalimantan Indonesia. *Tropic*. Vol. 14(1).
- Uryu, Y., C, Mott., N, Fuad., K, Yulianto., A, Budiman., Setiabudi., F, Takaki., N, Fadli., C, Hutajulu., J, Jaenike., R, Hatano., F, Siegert., M, Stuwe. (2008). Deforestation, Forest Degradation, Biodiversity Loss, and CO2 Emission in Riau, Sumatra Indonesia. *WWF Indonesia Technical Report*, Jakarta, Indonesia.
- Vadrevu, K.P., K, Lasko., L, Giglio., and C, Justice. (2014). Analysis of Southeast Asian Pollution Episode During June 2013 Using Satellite Remote Sensing Datasets. *Environmental Pollution*. Vol. 195. pp. 245-256.
- Varkkey, H. (2016). *The Haze Problem in Southeast Asia: Palm Oil and Patronage*. Routledge Abingdon.
- Vasiljevic, D. (2016). Taxation of Agricultural and Forest Land: Comparative Perspective and Practice in Serbia. *Economic of Agriculture*. Vol. 2. pp. 713 – 726.
- Wilson, J.K. & Damania, R. (2005). Corruption, Political Competition, and Environmental Policy. *Journal of Environmental Economics and Management*. Vol. 49. pp. 516–535.

- Wier, M., Birr-Pedersen, K., Jacobsen, H. K., Klok, J. (2005). Are CO2 taxes regressive? Evidence from the Danish experience. *Ecological Economics*. Vol. 52, pp. 239–251.
- Wooster, M.J., G. L. W. Perry., and A. Zoumas. (2012). Fire, drought and El Niño relationships on Borneo (Southeast Asia) in the pre-MODIS era (1980–2000). *Biogeosciences*. Vol. 9. pp. 317–34.
- World Bank. (2009). *Investing in a More Sustainable Indonesia: Country Environmental Analysis*. Jakarta: World Bank.
- World Bank. (2015). *Indonesia Fire and Haze Crisis*. Jakarta: World Bank.
- World Bank. (2017). *Carbon Tax Guide: A Handbook for Policy Makers*. Washington D.C: World Bank.