

Appendices

APPENDIX I

List of Economic Activities Allowed for Foreign Investment

Agriculture

- Cultivating, producing, processing, and marketing of seasonal agricultural crops (including tapioca and tobacco)
- Establishing plantations (including medicinal plants, coffee, tea, palm oil, horticulture, etc.) and producing, processing, and marketing of their produce

Livestock and Fishery

- Livestock breeding, processing, canning, and marketing of livestock and its products (including pig breeding and pork processing, etc.)
- Production and marketing of animal feeds, additives, supplements, and veterinary medicines
- Breeding, fishing, processing, and marketing of fresh-water and marine fish, prawns, and other aquatic organisms including fish fry, fingerlings, post larvae of shrimp, but not including breeding and production of fish and prawns in fisheries which have been reserved for research by the government
- Production, processing, marketing of all kinds of fish feeds

Forestry

- Production and marketing of basic construction materials, furniture, parquet, etc., using teak extracted and sold by state-owned economic organizations (to be carried out jointly with state-owned economic organizations)
- Production and marketing of carvings and handicrafts made of teak that has been extracted and sold by state-owned economic organizations engaged in the extraction and marketing of the same
- Production, processing, and marketing of hardwoods (other than teak), bamboo,

cane/rattan, and other forest produce

- Production and marketing of construction material, furniture, and other products using hardwoods (other than teak), bamboo, cane/rattan, and other forest produce

Mining

- Exploration, exploitation, production, and marketing of non-metallic industrial minerals, such as coal, limestone, gypsum, etc.
- Marble quarrying and production and marketing of marble blocks and slabs
- Carrying out other quarrying industries and marketing of products thereof

Industry

Foodstuff

- Manufacturing and marketing of bakery products, including biscuits, wafers, noodles, macaroni, spaghetti, etc.
- Manufacturing and marketing of all kinds of confectionery, including those of sweets, cocoa, and chocolates
- Preserving, manufacturing, canning, and marketing of other food products
- Processing, manufacturing, and marketing of oils and fats from vegetables, animals, and other substances
- Manufacturing and marketing of soft beverages, aerated and non-aerated products
- Manufacturing and marketing of malt and malt liquors and other brewery products
- Distilling, blending, rectifying, bottling, and marketing of all kinds of spirits, beverages, and non-beverages

Textiles

- Combing, spinning, weaving, finishing, and marketing of textile materials of cotton, jute, silk, wool, synthetic fibres, mixed fibres, and other fibres of all kinds
- Manufacturing and marketing of made-up apparel of all kinds, including knitwear
- Manufacturing and marketing of made-up apparel materials of all kinds, including towels, linens of all kinds, rugs, and carpets
- Manufacturing and marketing of cordage, rope, and twine of all kinds

Personal Goods

- Manufacturing and marketing of soap of all kinds, dentifrices, cosmetics, perfumes, and toilet preparations
- Manufacturing and marketing of all kinds of personal goods not elsewhere specified, including umbrella, safety matches, etc.

Household Goods

- Manufacturing and marketing of household goods, such as textiles, glass, plastic, melamine, metal products, ceramics, and earthenware

- Manufacturing and marketing of non-electrical household goods, such as enamel-ware, cutlery, crockery of all kinds
- Manufacturing and marketing of electrical household goods and appliances, such as refrigerators, air-conditioners, hot plates, irons, cookers, fans, and other home-use appliances
- Manufacturing and marketing of radios, transistors, television receivers, videos, etc.
- Manufacturing and marketing of electrical fittings and fixtures, electric lamps, bulbs and tubes, etc.

Leather Products and the Like

- Processing of hides, skins, and leathers of all kinds, excluding synthetic leather, and manufacturing and marketing thereof, including footwear, handbags, etc.
- Processing of synthetic and artificial leather and manufacturing and marketing thereof, including footwear, handbags, etc.
- Processing and marketing of furs and skins not elsewhere specified

Transport Equipment

- Manufacturing and marketing of bicycles, tricycles, and other cycles of all kinds, component parts, and accessories
- Manufacturing and marketing of scooters, motor cycles, mopeds, etc., component parts, and accessories
- Manufacturing and marketing of motor cars, buses, trucks, van, wagons, component parts, and accessories
- Manufacturing and marketing of tractors of all kinds, ambulances, fire engines, dump trucks, bowsters, and other occupational motor vehicles, component parts, and accessories
- Manufacturing and marketing of tyres, tubes, and flaps for all kinds of vehicles and other purposes

Building Materials

- Manufacturing and marketing of bricks, tiles, floor tiles and wall tiles, refractory bricks, etc.
- Manufacturing and marketing of asbestos building materials of all kinds
- Manufacturing and marketing of cement of all kinds, cement products, lime, plaster, and related manufactures
- Manufacturing and marketing of pre-stressed concrete pipe, plants, and other concrete products
- Manufacturing and marketing of all kinds of glass and glass products

Pulp and Paper

- Manufacturing and marketing of pulp of all kinds, paper and paper board of all kinds, including newsprint
- Manufacturing and marketing of paper, paper board, including carbon paper, waxed paper, toilet paper, etc.

Chemicals, Chemical Products, and Pharmaceuticals

- Manufacturing and marketing of all kinds of basic chemicals, organic and inorganic, including caustic soda, chlorine, stearic acid, etc.
- Manufacturing and marketing of all kinds of light chemicals not elsewhere specified
- Manufacturing and marketing of all kinds of plastic wares
- Manufacturing and marketing of chemical products, such as paint, varnishes, dyes, thinners, and lacquers, etc.
- Manufacturing and marketing of industrial chemical gases, including compressed, liquified, and solid forms
- Manufacturing and marketing of ice in all forms
- Manufacturing and marketing of medicine, pharmaceuticals, and drugs, etc.
- Manufacturing and marketing of insecticides, pesticides, etc.
- Manufacturing and marketing of rubber products
- Recycling of chemicals, plastic wastes, and others, and marketing

Iron and Steel

- Manufacturing and marketing of iron and steel products, using iron and steel purchased from state-owned economic organizations or from abroad
- Manufacturing and marketing of basic iron and steel products, using iron and steel purchased from state-owned economic organizations or from abroad
- Manufacturing and marketing of basic non-ferrous metal products of all kinds, using metals purchased from state-owned economic organizations or from abroad
- Manufacturing and marketing of pre-fabricated and structural products of all kinds, including construction and building parts

Machinery and Plant

- Manufacturing and marketing of all kinds of agricultural machinery and agricultural equipment
- Manufacturing and marketing of all kinds of machinery and equipment used for the extraction of timber
- Manufacturing and marketing of all kinds of mining machinery and equipment
- Manufacturing and marketing of all kinds of machinery and equipment for other industrial purposes, including wood-based industries
- Manufacturing and marketing of scientific, medical, surgical, optical, and all other professional machinery, equipment, and accessories
- Manufacturing and marketing of machinery, equipment, and accessories required for the production and distribution of electricity, including cable, switches, transformers, generators, batteries, etc.
- Manufacturing of machinery, equipment, and accessories required for all kinds of telecommunication, including wireless sets, telephones, etc. and marketing under the permission of the government
- Manufacturing and marketing of pumps of all kinds
- Manufacturing and marketing of all kinds of machinery and equipment not

elsewhere specified, including pistons, piston rings, injection pump and nozzles, casting parts, forging parts, pressure vessels, etc.

- Manufacturing of small plants
- Manufacturing and marketing of all kinds of machine tools
- Manufacturing and marketing of all kinds of cables, ropes, twine, chains, and similar products
- Manufacturing and marketing of cinematographic and photographic films, cassettes and videotapes and related electronic and electrical products
- Manufacturing and marketing of clocks and watches of all kinds
- Manufacturing and marketing of fountain pens, ball pens, pencils, and similar writing instruments
- Manufacturing and marketing of all kinds of toys, mechanical and non-mechanical
- Manufacturing and marketing of machinery and equipment not elsewhere specified

Construction

- Construction enterprises undertaking domestic and overseas construction works
- Installation of machinery plants and equipment and provision of trial and test run service

Transport and Communications

- Road transport and vehicles repair services
- Inland water transport services
- Dockyard services
- Shipping agency services

Trade

- Hotels and tourist industries

Economic Activities to Which the State-Owned Economic Enterprises Law Applies

- Economic activities mentioned in Section 3 of the State-Owned Economic Enterprises Law, provided permission has been obtained under Section 4 of the said law

NOTE: Proposals submitted for economic activities not specified in the above-mentioned list will be considered individually by the Union of Myanmar Foreign Investment Commission.

SOURCE: Union of Myanmar Foreign Investment Commission, Yangon (1990).

APPENDIX II
State-Owned Economic Enterprises
Directly Involved in Foreign Trade

Myanmar Agriculture Service
(formerly Agricultural Corporation)

Export

Rubber, spices, ginger, gram, red kidney beans, millet, sorghum, and miscellaneous agricultural produce

Import

Fertilizers, insecticides, specific agricultural chemicals, small farm implements, and seeds for distribution to farmers

Myanmar Timber Enterprise
(formerly Timber Corporation)

Export

All timber, timber products and other minor forest produce, including ivory and agarwood (aloe wood)

Import

Earth-moving and road-construction machinery and equipment, logging equipment, log handling and transport equipment, sawmill machinery and equipment, veneer and plywood machinery, furniture and general woodworking machinery, etc.

Co-operative Syndicate, Yangon Division

Export

Bamboo, brooms, green tea, birds' nest, cane and cane products, cigars, painting and sculpture, lacquerware, woods, silver and stone carvings, stamps and coins, catch, and others (such as parasols, fabrics, breadboard, toys, earthenware, and products of co-operatives which are not handled by the state exporting agencies)

Myanmar Petrochemical Enterprise
(formerly Petrochemical Industries Corporation)

Import

Water-treatment chemicals, mild steel plates, polyethene pellets, spare parts for oil refineries and fertilizer plants

Myanmar Ceramic Industries
(formerly Ceramic Industries Corporation)

Export

Portland cement

Marble (slabs and blocks), sheet glass, glass containers, bricks

Import

Direct and indirect industrial raw materials, such as zinc oxide, soda ash, salted cake, phosphate, steel products, fire-brick, asbestos fibre, Kraft paper, crepe paper tape, machinery spares

Myanmar Foodstuff Industries

Export

Plantation white cane and refined sugar, black tea, flue-cured Virginia tobacco and air-cured burly tobacco, coffee seed and coffee powder, tapioca chip and tapioca flour, cane-based alcohol, bottled beer and canned beer, cigarettes and cigars, various kinds of canning products, monosodium glutamate, live pigs and frozen carcasses

Import

Direct and indirect industrial raw materials, such as roll sulphur, edible food carbon essence, hops and barley, chicory, cigarettes rolling paper, aluminium foil, acetate tow for cigarette filter, cellophane paper, machinery spares for factories and plants

Myanmar General Industries
(formerly General Industries Corporation)

Export

Dry salted goat skins, leather fibre boards, dry crust ox, cow leather, dry crust goat, sheep leather

Import

Direct and indirect industrial raw materials, such as tanning agent, blowing agent, chemicals, machinery spares for factories and plants

Myanmar Jute Industries
(formerly Jute Industries Corporation)

Export

Hessian cloth 45", jute carpet, jute stuffer yarn, Myanmar raw jute

Import

Dyes, chemicals and auxiliaries for jute finishing, machinery spares for factories and plants

**Myanmar Pharmaceutical Industries
(formerly Pharmaceutical Industries Corporation)**

Export

Crude glycerine/refined glycerine, high-quality ethyl alcohol, live snakes and snake products, dehusked tamarind seeds

Import

Direct and indirect industrial raw materials, such as fine chemicals and dyes, essence, palm steaming oil, tallow, coconut oil, caustic soda, hormone, drugs, machinery spares for factories and plants

**Myanmar Paper and Chemical Industries
(formerly Paper and Chemical Industries Corporation)**

Export

Kraft sack paper, pulp sheet

Import

Chemicals, pigments and dyes, filters, machinery, and equipment

**Myanmar Textile Industries
(formerly Textile Industries Corporation)**

Export

Myanmar raw cotton, cotton seed expeller cakes, raw silk, polyester, cotton blended fabric, pure cotton shirting, ready-made garments, vest cotton (short-sleeved and sleeveless)

Import

Direct and indirect industrial raw materials, such as polyester fibres, viscose rayon, stable fibres, nylon yarn, Gery cotton yarn, dyes, chemicals and auxiliaries for textile finishing, machinery spares for factories and plants

**Myanmar Fisheries Enterprise
(formerly Fisheries Corporation)**

Export

Prawns, fresh-water prawns (head on); fresh-water prawns (headless); fresh-water prawns (mixed meat); fresh-water prawns (sized meat); sea-water prawns (head on); sea-water prawns (headless); sea-water prawns (mixed meat); sea-water prawns

(sized meat); fish, sea fish, fresh-water fish; jelly fish, Great I, Great II, broken; others, such as mother-of-pearl shell, live shell, dead shell, turtle eggs

Import

Fishing vessels, fishing nets, fishing accessories, ship store, marine-diesel engine, spare parts, machinery and equipment

**Livestock Foodstuff and Milk Products Enterprise
(formerly Livestock Breeding Corporation)**

Import

Importation of good strains of livestock, farm machinery and related equipment; its present purpose is to increase livestock production for home consumption and later to export its surplus

**No. 2 Mining Enterprise
(formerly No. 2 Mining Corporation)**

Export

Tin concentrates as well as refined tin (99.95 per cent purity), wolfram concentrates, tin-wolfram scheelite and tin-wolfram mixed concentrates, gold, and other products associated with tin and tungsten minerals

Import

Machineries and mining equipments for exploration and production of tin, tungsten, gold, and associated minerals

**No. 3 Mining Enterprise
(formerly No. 3 Mining Corporation)**

Export

Export of some industrial minerals when conditions are favourable

Import

Import of coal and coke for other corporations and departments

**Myanmar Gems Enterprise
(formerly Myanmar Gems Corporation)**

Export

Gems (emporium)

Import

Bulldozers, loaders, excavators, gravel pumps, water pumps, submersible pumps, diesel engines, generators, generating sets, diamond drill, core drill, slab saw,

grinding wheels, silicon carbide powder, aloxite powder, chrome oxide powder, diamond tools, goldsmith tools and equipment, gemmological equipment, photographic stores and equipment, jewellery boxes, trays and display materials, machinery spare parts

**Myanmar Salt and Marine Chemical Enterprise
(formerly Salt Industries Corporation)**

Import

Marine engine, laboratory equipment and chemicals

**Myanmar Agricultural Produce Trading
(formerly Agriculture and Farm Produce Trade Corporation)**

Export through MIEIS

White rice, cargo rice, boiled rice, glutinous rice, broken rice, rice bran, pulses and beans, maize, oil cakes (groundnut and sesame)

Import through MIEIS

Machinery spare parts for rice mills, packing materials, gunny bags, jute twine, marking dyes, chemicals and equipment for fumigation, implements for buying-depots

**Myanmar Department Stores
(formerly Department Stores Corporation)**

Export through MIEIS

Myanmar traditional hand-woven cotton and silk fabrics, Myanmar bags, Shan bags, and Kachin bags (cotton, wool, and silk)

Import through MIEIS

Cotton and synthetic fabric, made-up articles and yarn

**General Merchandise Trading
(formerly Foodstuff and General Merchandise Trading Corporation)**

Import

Edible oils, dairy products, household goods, industrial goods

**Myanmar Export and Import Services
(formerly Myanmar Export-Import Corporation)**

Export

Rice, rice products, beans and pulses, maize, oil cakes and other animal feed, all kinds of handicrafts, lacquerware, miscellaneous items such as books, periodicals, postage stamps, coins cutch, bamboo poles, birds' nests, etc.

Import

Foodstuff and general goods, textiles, paper, stationery, photographic stores, medicines and medical stores, vehicle spare parts and tyres, machinery, construction and electrical goods

NOTE: Names within parentheses were names in use before 1 April 1989.

SOURCE: Ministry of Trade, Yangon (1990).

APPENDIX III Procedures for Export and Import and Customs Clearance

1. Procedures for Export and Import

An enterprise permitted under the Foreign Investment Law has to be registered as an exporter/importer, upon business requirement, with the Export-Import Registration Office, Directorate of Trade.

Export Procedure

- A registered exporter must obtain an export licence, in conformity with the rules and regulations laid down by the Directorate of Trade; no fee for issuance of export licence is required.
- An irrevocable letter of credit has to be opened by the buyer through a correspondent or an acceptable bank at the Myanmar Investment and Commercial Bank.
- The vessel to be shipped has to be nominated by the buyer.
- The Myanmar Port Authority has to be contracted for the shipment of cargo that is to be shipped on an f.o.b. basis.
- Pre-shipment inspection, if required, will be conducted by the Inspection and Agency Services with respect to specification, weight, quality, and packing.
- Details of the cargo, such as shipping bills, other shipping documents, and customs pass, etc., must be presented to the Myanmar Investment and Commercial Bank for transaction.

Import Procedure

- A registered importer is required to open a foreign exchange account at the Myanmar Investment and Commercial Bank in order to apply for an import licence from the Directorate of Trade.
- In applying for an import licence, the application shall be attached with the sale contract and/or proforma invoice mentioning detailed specifications, mode of packing, and delivery phasing.
- An import licence fee of 5 per cent on the c.i.f. value of the goods is to be paid to the Customs Department within one month of the issue of the licence.
- An irrevocable letter of credit (L/C) has to be opened by the importer at the

Myanmar Investment and Commercial Bank.

- If the purchase is made on an f.o.b. basis, the importer has to secure insurance from the Myanmar Insurance and freight booking from the Myanmar Five-Star Line.
- After receiving shipment advice from suppliers, the importer has to arrange for the clearance of goods.

2. Customs Clearance Procedures for Export and Import

Export

On shipment of export commodities shipping bills must be submitted to the Customs Department together with the following documents:

- (a) Export Licence
- (b) Shipping Invoices
- (c) Packing List
- (d) Form E (declaration for shipment of goods to countries outside Myanmar)
- (e) Shipping Instructions
- (f) Letter of Credit or Contract and other relevant documents
- (g) Exporter's Registration Certificate

Import

Under the existing rules and regulations all incoming consignments of goods must be cleared through the Customs Department under the Bill of Entry. The Bill of Entry is to be accompanied by the following documents:

- (a) Original Invoice
- (b) Freight Bill
- (c) Insurance Bill
- (d) Original Bill of Lading or Airway Consignment Note
- (e) Packing List
- (f) Import Licence

Customs duty is payable according to the tariff schedule based on assessed value. Together with the customs duty, a commercial tax is levied on the imported goods based on the landed cost, which is the sum of the c.i.f. value, port dues calculated at 0.5 per cent of the c.i.f. value, and customs duty. These taxes are collected at the point of entry and at the time of clearance.

Seven-eighths of the customs duty paid on goods that could be easily identified will be refunded when such goods are withdrawn from the country again under the drawback facility. Goods on which drawback is claimed must be re-exported within two years from the date of importation. The time may be extended up to three years if there is sufficient reason for such extension.

SOURCE: Union of Myanmar Foreign Investment Commission, Yangon (1990).