



New Investment Environment in Myanmar

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Myanmar Investment Law

Myanmar
Citizens
Investment
Law (2013)



Foreign
Investment
Law (2012)



Myanmar
Investment
Law

Submitting Proposal (Section 36)

- Businesses that are strategic for the Union
- Large capital intensive investment projects
- Projects which have large potential impact on the environment and the local community
- Business carried out in State-owned land and building
- businesses which are designated by the government to require the submission of a proposal to the Commission

Business except
where it concerns
investments
stipulated under
section 36

Endorsement
application to the
Commission

To enjoy the Rights to Use Land
under Chapter (12) and
Exemptions and Reliefs under
sections 75,77 and 78

Not required to submit
a Proposal to the
Commission

18 Oct 2016

**Myanmar
Investment Law**

22 Feb 2017

**Notification No.
10/2017**

**Designation of
Development
Zone**

3 March 2017

**Notification No.
11/2017**

11/2017 is for
delegating Power to
State/Region
Governments
**(endorsement,
Investment Amt
≤ \$ 5 million)**

1 April 2017

**Notification
No. 13/2017**

**Classification of
Promoted Sector**

Business:

- ⊗ the hazardous or poisonous wastes;
- ⊗ technologies, medicines and instruments which are still being tested abroad or which have not obtained relevant approvals for use, planting except for the purpose of R&D;
- ⊗ may affect the traditional culture and customs of the racial groups;
- ⊗ may affect the public health
- ⊗ may cause damage to the natural environment and ecosystem;
- ⊗ manufactured goods that are prohibited in accordance with existing laws.



Restricted Investment

- ✓ Investment activities allowed to carry out by State only;
- ✓ Investment activities restricted to foreign investors;
- ✓ Investment activities allowed only in form of joint venture with a citizen owned entity or a citizen of Myanmar; and
- ✓ Investment activities permitted with the recommendation of the relevant ministries

Restricted Investment

Promoted Sectors



Manufacturing



Infrastructure



Agriculture



Tourism





Education



Health



Renewable
Energy



Technology



**National
Treatment for
the Foreign
investors and
investments**

**Most-Favoured
Nation
Treatment**

**Fair and
Equitable
Treatment**

Treatment of Investors

Rights to Use Land



- From any government body or government organization
- From private land-holders

Initial 50 years

The period of consecutive 10 years

- From any government body or government organization
- From private land-holders

- From any government body or government organization
- From private land-holders

Further 10 years





Any Citizen

- ✓ Senior Manager
- ✓ Expert
- ✓ Advisor



Only Myanmar Citizens

The work which does not
require skills



Guarantees not to expropriate or nationalize or indirect expropriation to any investment

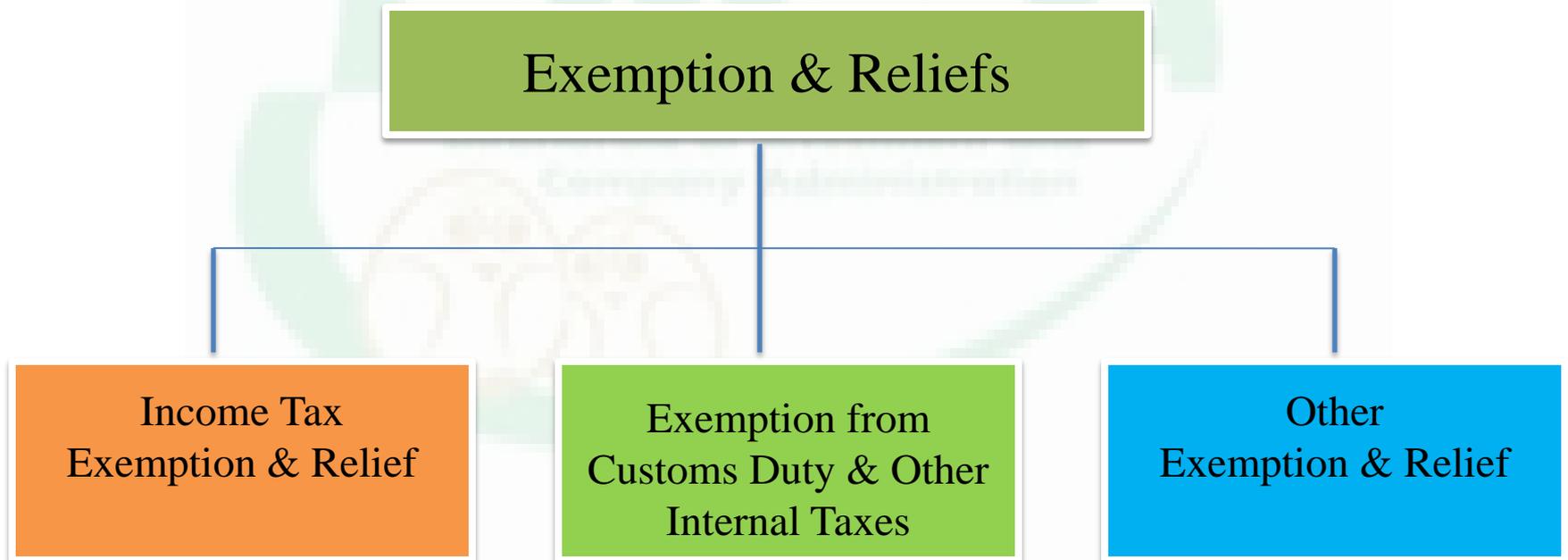


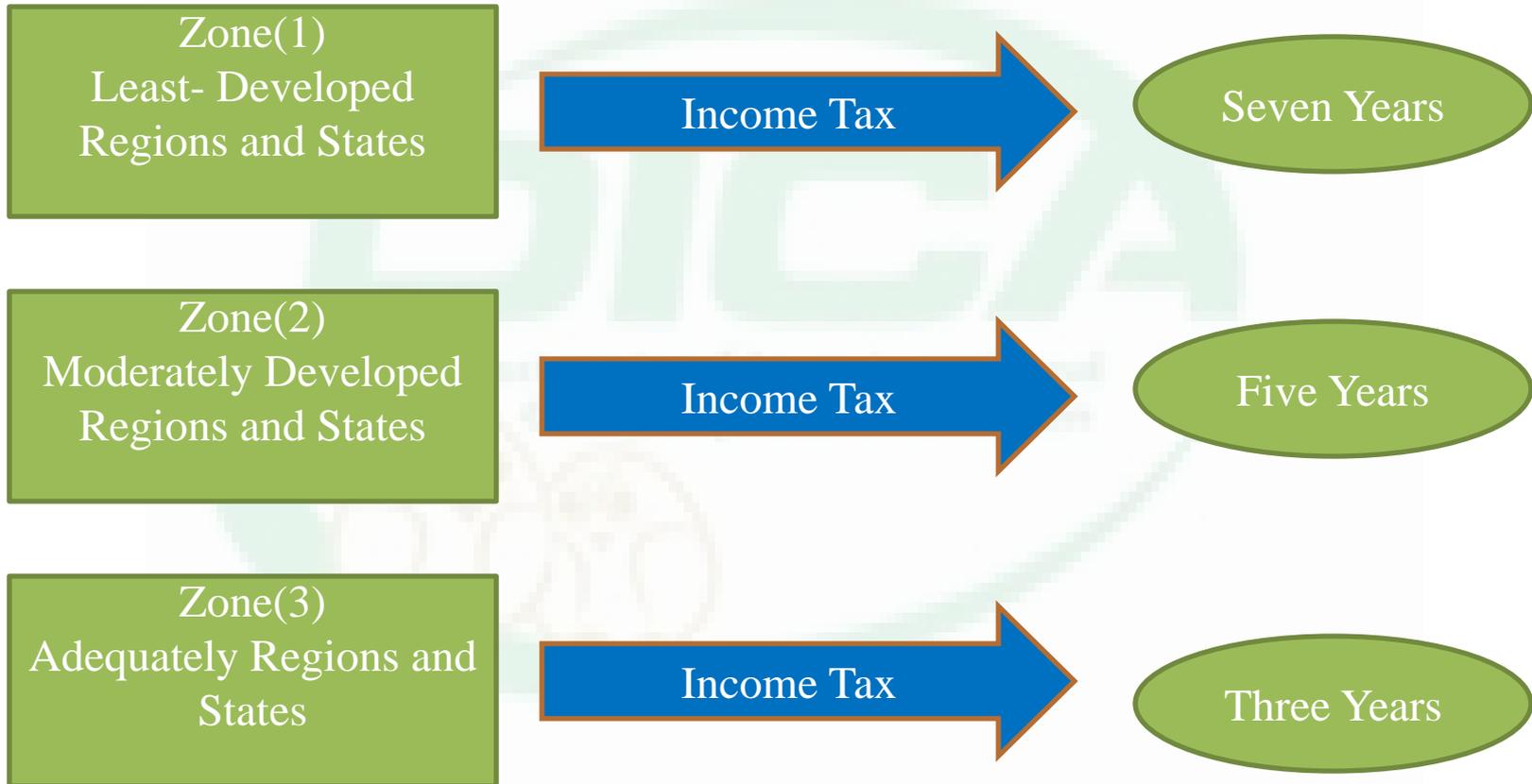
**Conditions
for
expropriation**

- ✓ For a public interest
- ✓ In a non-discriminatory manner
- ✓ In accordance with due process of law
- ✓ Upon payment of prompt, fair, adequate and effective compensation

Incentives under New Myanmar Investment Law

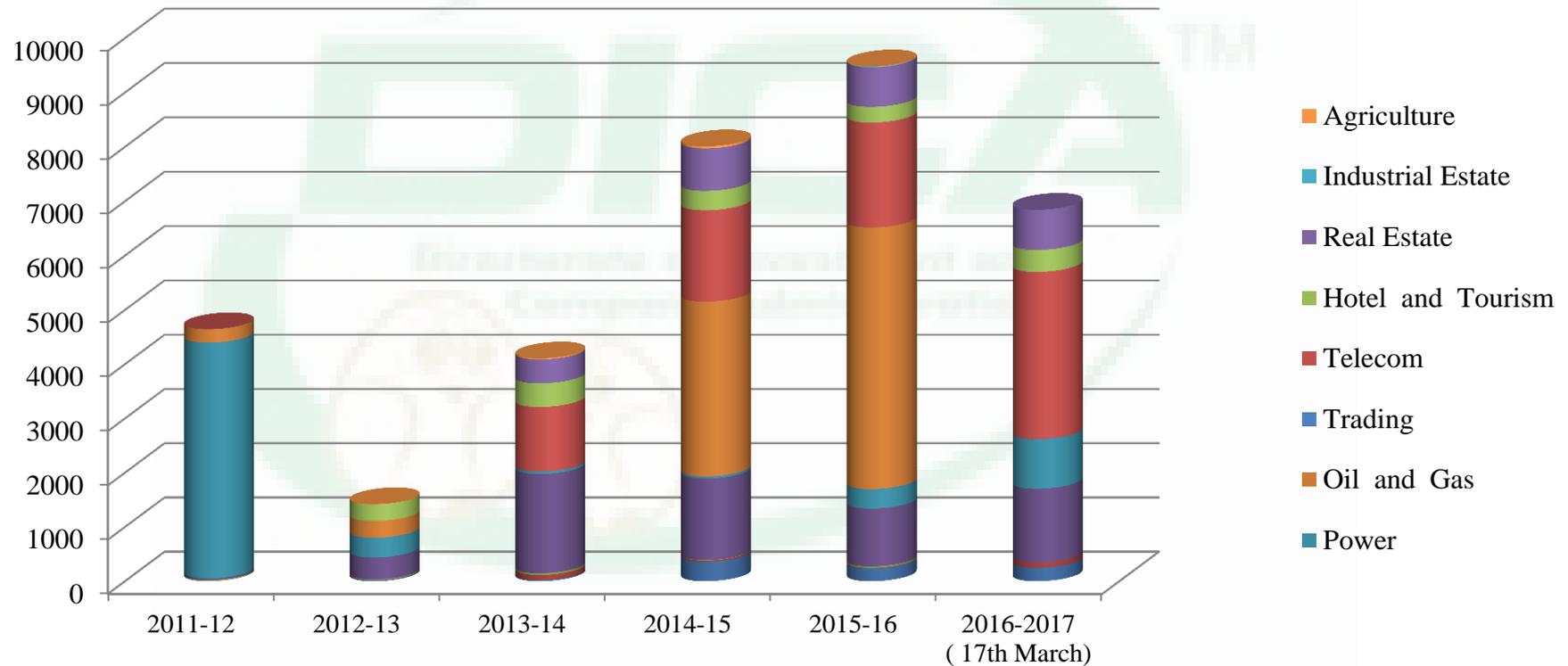
- ❖ Incentive is not granted automatically
- ❖ Investors may apply one or more than one the exemptions and reliefs





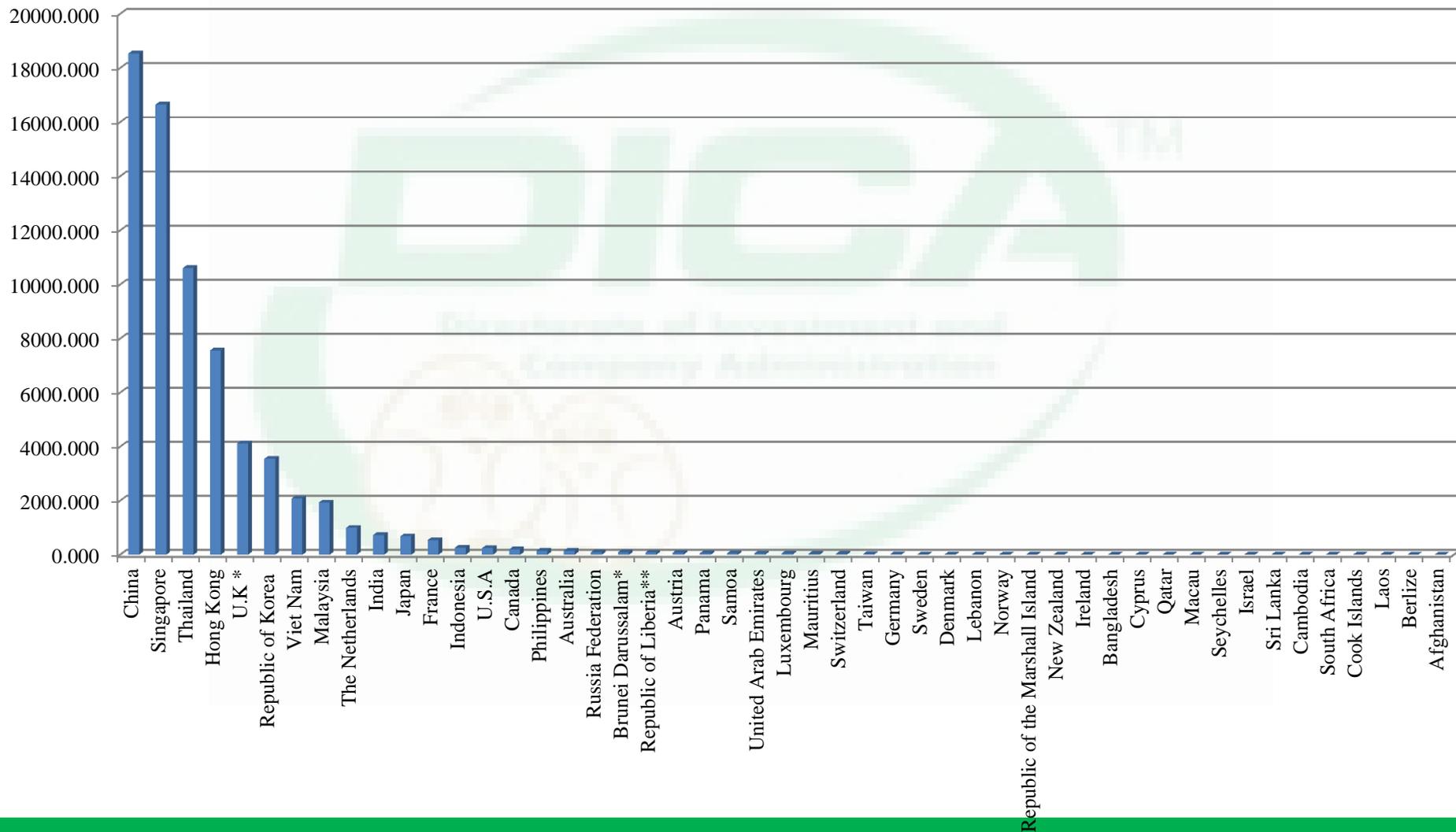
FDI in Myanmar

Foreign Investment in Myanmar (2011-2012 to 2016-2017 17th March)



Foreign Investment in Myanmar (1988-1989 to 2016-2017 17th March)

(US\$ in Million)



Top Invested Sectors



Oil and Gas
31.85%



Electric Power
29.27%



Telecommunication
11.61%



Manufacturing
11.03%



Real Estate
5.33%



Thank You



Cooperator of Business Community,

Developer of National Economy

DICA

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