

The Republic of the Union of Myanmar
Myanmar Investment Commission
Notification No. 49/2014

Nay Pyi Taw
(14th August 2014)

Classification of Types of Economic Activities

The Republic of the Union of Myanmar, Myanmar Investment Commission in exercise of the powers conferred under section 56 sub-section (b) of the Foreign Investment Law, with the approval of the Union Government, prescribed the List of Economic Activities under Prohibited, List of Economic Activities to be allowed only in the form of Joint Venture with Myanmar Citizens and List of Economic Activities which shall be allowed under the specific condition, which are stipulated in Chapter 2 of Foreign Investment Law are as follow :

List of Economic Activities under Prohibition

Sr. No.	Type of Economic Activities
1	Manufacturing and related services of Arms and ammunition for the national defence.
2	Management of natural forests
3	Prospecting, exploration and production of jade/gem stones
4	Production of minerals by medium scale and small scale
5	Supervisory control of electric power system
6	Inspection of electrical works
7	Air navigation services
8	Exploitation of minerals including gold in the rivering and waterway
9	Pilotage
10	Cross ownership between print media and broadcasting media service without approval of the Union Government
11	Periodicals in languages of national races including Myanmar

**List of Economic Activities to be allowed only in the form of Joint Venture with
Myanmar Citizens**

Sr. No.	Type of Economic Activities
1	Production and distribution of hybrid seeds
2	Production and propagation of high-yield seeds and local seeds
3	Manufacturing and domestic marketing, distribution and sale of cereal products such as biscuits, wafers, all kinds of noodles, vermicelli and other cereal related food products
4	Manufacturing and domestic marketing of all kinds of confectionery including those of sweets, cocoa, and chocolate
5	Preserving, manufacturing, canning and domestic marketing of other food products except milk and dairy products
6	Manufacturing and marketing of malt and malt liquors and non-aerated products
7	Distilling, blending, rectifying, bottling and marketing of all kinds of spirits, alcohol, alcoholic beverages and non-alcoholic beverages
8	Manufacturing and marketing of all kinds of purified ice
9	Manufacturing of purified drinking water
10	Manufacturing and marketing of all kinds of rope
11	Manufacturing and domestic marketing of enamelware, cutlery, crockery of all kinds
12	Manufacturing and domestic marketing of plastic wares
13	Manufacturing of rubber and rubber products
14	Packaging
15	Processing of hides, skins and leathers of all kinds, excluding synthetic leather, and manufacturing and domestic marketing thereof including foot wears, handbags, etc.
16	Manufacturing and marketing of all kinds of paper, raw materials for paper, all kinds of products made by paper, paper board including carbon paper, waxed paper, toilet paper, etc.
17	Manufacturing and marketing of chemicals based on natural resources available domestically. (excluding products of petroleum and gas)
18	Manufacturing and marketing of solid, liquid, gaseous fuels and aerosol (Acetylene, Gasoline, Propane, Hair Sprays, Perfume, Deodorant, Insect spray) .(excluding products of petroleum and gas)
19	Manufacturing and marketing of Oxidants (Oxygen, Hydrogen Peroxide), compressed (Acetone, Argon, Hydrogen, Nitrogen, Acetylene) .(excluding products of petroleum and gas)

Sr. No.	Type of Economic Activities
20	Manufacturing and marketing of corrosive chemicals (Sulfuric Acid, Nitric Acid)
21	Manufacturing and marketing of industrial chemical gases including compressed, liquified and solid forms
22	Manufacturing of pharmaceutical raw materials
23	Small and medium scale production of electricity
24	Development of international standard golf courses and resorts
25	Development, sales and lease of residential apartments /condominiums
26	Development and sales of office/commercial buildings
27	Development, sales and lease of residential apartments in areas related to industrial zones
28	Development of affordable housing
29	Domestic air transport service
30	International air transport service

List of Economic Activities Permitted with the Specific Condition

1. List of Economic Activities Permitted with the recommendations of the Relevant Ministry and Required Joint Venture with the Citizen

Sr. No.	Type of Economic Activities
(1)	(2)
1	<p>Permitted with the Recommendation of Ministry of Livestock, Fisheries and Rural Development</p> <p>1 Production of bee and bee products</p> <p>2 Manufacturing of fishing net</p> <p>3 Construction of fishing jetty and fish auction market</p> <p>4 Research activities for the livestock and fisheries product (Department of Fisheries), Research on livestock breeding and fisheries (Livestock Breeding and Veterinary Department)</p> <p>5 Fishing activities on Sea</p> <p>6 Processing and manufacturing of fisheries products</p> <p>7 Export / Import of animals and fishery products including live fish species</p> <p>8 Culture of fresh water and marine fish and prawn</p>
2	<p>Permitted with the Recommendation of Ministry of Environmental Conservation and Forestry</p> <p>1 National park</p> <p>2 Ecotourism</p> <p>3 Business related to reduction of carbon emission</p> <p>4 Establishment of forest plantations for production purpose in forest lands (reserve forests and protected public forest) with long term leases</p> <p>5 Import, multiplication and sale genetically modified organism and living modified organism</p> <p>6 Technical research and business related to breeding, culture and production of genetically superior quality seeds, propagules, tissues, etc. of valuable and rare flora species</p> <p>7 Development of high technology, research and human resources in forestry sector</p>

Sr. No.	Type of Economic Activities
(1)	(2)
8	Extraction of natural resources in forest land and forested land at the disposal of the government
9	Importing, exporting, breeding and production of wild flora and fauna species for commercial purposes
3	Permitted with the Recommendation of Ministry of Industry
1	Manufacturing and marketing of soft beverages, aerated and non-aerated products
2	Production of seasoning powder
3	Production of the medicinal drugs by using the controlled chemical
4	Permitted with the Recommendation of Ministry of Transport
1	Passengers and cargo transport services by vessels and barges
2	To establish nautical and training school
3	Dockyard services
4	Water transport related services on land plots owned by Inland Water Transport
5	Permitted with the Recommendation of Ministry of Communications and Information Technology
1	Domestic and international postal service
6	Permitted with the Recommendation of Ministry of Health
1	Private hospital services
2	Private clinic services
3	Private diagnostic services
4	Private pharmaceuticals and medical devices production
5	Research on vaccine and diagnostic test kit production
6	Private medical institute and health related institute and training school
7	Trading of traditional pharmaceutical raw materials

Sr. No.	Type of Economic Activities
(1)	(2)
8	Traditional herbal cultivation and production
9	Traditional medicine research and laboratory
10	Manufacturing of traditional drugs
11	Traditional hospitals
7	Permitted with the Recommendation of Ministry of Information
1	Publishing of periodical newspapers in foreign languages (or) publishing newspaper in foreign languages
2	FM radio programmes
3	Business on broadcasting industry Direct to Home (DTH) system
4	Business on broadcasting industry using DVB-T2 system
5	Business on broadcasting industry using Cable TV system
6	Business on movies production
7	Business on movies showing

2. List of Economic Activities Permitted with Other Conditions and required Joint Venture

Sr. No.	Type of Economic Activities	Condition
(1)	(2)	(3)
1	Construction and implementation of storage tank, loading port, pipe line, related machineries and equipment and construction of building for importing, transporting, storage, distribution and selling of oil, gas and petroleum products.	Permitted only under the condition of the Joint Venture with the Ministry of Energy
2	Importing, producing, constructing and installing of equipment, accessories and part of installations as for exploring and interpreting of oil and gas by geologically, geophysically and geochemically methods.	Permitted only under the condition of the Joint Venture with the Ministry of Energy
3	Importing, producing, constructing and installing of equipment, accessories and part of installations as for exploiting, producing and researching of oil and gas	Permitted only under the condition of the Joint Venture with the Ministry of Energy
4	Importing, producing, constructing and installing of equipment, accessories and part of installations as for transporting and constructing the pipeline network for oil and gas	Permitted only under the condition of the Joint Venture with the Ministry of Energy
5	Importing, producing, constructing and installing of equipment, accessories and part of installations as for construction of the various kind of offshore drilling	Permitted only under the condition of the Joint Venture with the Ministry of Energy
6	Construction of the various type of refinery, maintaining and upgrading the old refinery and implementation of the work	Permitted only under the condition of the Joint Venture with the Ministry of Energy
7	Manufacturing of Cigarette	The local Virginia must be used 50% within the first (3) years or At least 50% of Raw materials bought from the export earnings of local Virginia shall be used in the production. The export shall be 90%. The list of local raw materials to be used and planned exportation must be attached in the investment proposal. Required the recommendation of the Ministry of Industry.

Sr. No.	Type of Economic Activities	Condition
(1)	(2)	(3)
8	Production and marketing of explosive chemicals. (TNT, Nitro-glycerin, Ammonium Nitrite)	Permitted only for joint venture with the State Government.
9	Production and marketing of flammable liquid and solid.(Titanium Powder), self reactive substance (Potassium Sulfide), substance which is contact with water, emit flammable gases (Calcium Phosphide)	Permitted only for joint venture with the State Government.
10	Distribution in local market and exporting crops after cultivating and producing using imported necessary input materials	Permitted only for production of value-added products. Allow foreigner shareholding up to 49 percent. Allow trading locally /export sales, depending on the production of such JV. Strictly prohibited for exporting paddy by sea or through Border Trade.
11	E-Lottery	Required to obtain recommendation of Ministry of Finance. Only permitted for joint venture with the Government.
12	Development of new satellite town	Need recommendation of Ministry of Construction. It is only allowed to do joint venture with the Government.
13	Urban redevelopment	Need recommendation of Ministry of Construction. It is only allowed to do joint venture with the Government.
14	Construction of new railway line, new station and new building	Need permission of Union Government. It is allowed to joint venture with relevant enterprise / directorate. Require recommendation of Ministry of Rail Transportation.
15	Train operation and maintenance	Need permission of Union Government. It is allowed to joint venture with relevant enterprise/ directorate. Require recommendation of Ministry of Rail Transportation.

Sr. No.	Type of Economic Activities	Condition
(1)	(2)	(3)
16	Manufacture and maintenance of locomotive, carriages, wagons and spare parts.	Need permission of Union Government. It is allowed to joint venture with relevant enterprise/ directorate. Require recommendation of Ministry of Rail Transportation.
17	Laying fiber optic cable, construction of Tower, machine room on the land owned by Ministry of Rail Transportation.	Need permission of Union Government. It is allowed to joint venture with relevant enterprise/ directorate. Require recommendation of Ministry of Rail Transportation.
18	Comprehensive utilization of land and building owned by Ministry of Rail Transportation for commercial purpose.	Need permission of Union Government. It is allowed to joint venture with relevant enterprise/ department. Require recommendation of Ministry of Rail Transportation.
19	Automobile services for passenger and freight transport operating under the Ministry of Rail Transportation	Need permission of Union Government. It is allowed to joint venture with relevant enterprise/ department/organization (department and private). Require recommendation of Ministry of Rail Transportation.
20	Vehicle inspection, driving training centre, repair and maintenance training	Need permission of Union Government. It is allowed to joint venture with relevant enterprise/ department/organization (department and private). Require recommendation of Ministry of Rail Transportation.
21	Generation of electric power to be used for train operation	Need permission of Union Government. It is allowed to joint venture with relevant enterprise/ department. Require recommendation of Ministry of Rail Transportation.

2. The economic activities excluded from this notification can be carried out 100 % foreign investment.

3. The Notification No.1/2013 issued by the Myanmar Investment Commission on 31st January 2013 is repealed by this notification.

(Zay Yar Aung)

Chairman