

**The Republic of the Union of Myanmar**  
**Myanmar Investment Commission**  
**Notification No. 26/2016**

Nay Pyi Taw  
(21<sup>st</sup> March 2016)

**Classification of Types of Economic Activities**

1. 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, issued the List of Economic Activities under Prohibited, List of Economic Activities only allowed in the form of Joint Venture with Myanmar Citizens and List of Economic Activities which shall be allowed under the specific circumstances, 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.	Activities which are deemed to deteriorate the watershed forests, sites for religious and spirited affairs , pasture land , cultivated farm land and water sources,)
3.	Management of natural forests
4.	Prospecting, exploration and production of jade/gem stones
5.	Production of minerals by medium scale and small scale
6.	Administration of electric power system
7.	Inspection of Electrical Works
8.	Air Navigation Services
9.	Exploitation of minerals including gold in the rivering and water way
10.	Pilotage Services
11.	Cross ownership between Print Media and Broadcasting Media Service without approval of the Union Government
12.	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.	Manufacturing and domestic marketing of cereal products such as biscuits, wafers, all kinds of noodles, vermicelli and other cereal related food products
2.	Manufacturing and domestic marketing of all kind of confectionery including those of sweet, cocoa and chocolate
3.	Processing, manufacturing and marketing of food products except milk and dairy products
4.	Manufacturing and marketing of malt and malt liquors and non-aerated products
5.	Distilling, blending, rectifying, bottling and marketing of all kinds of spirits, alcohol, alcoholic beverages and non-alcoholic beverages
6.	Manufacturing and marketing of all kinds of purified ice
7.	Manufacturing of purified drinking water
8.	Manufacturing and marketing of all kinds of rope
9.	Manufacturing and domestic marketing of enamelware, cutlery, crockery of all kinds
10.	Manufacturing and domestic marketing of plastic wares
11.	Packaging
12.	Processing of hides, skins and leathers of all kinds, except synthetic leather, and manufacturing and marketing of lather products including foot wears, handbags, etc. to domestic market
13.	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
14.	Manufacturing and marketing of chemicals based on natural resources available domestically, (excluding products of petroleum and gas)
15.	Manufacturing and marketing of flammable solid, liquid, gaseous fuels and aerosol( Acetylene, Gasoline, Propane, Hair Sprays, Perfume, Deodorant, Insect spray) (excluding products of petroleum and gas)
16.	Manufacturing and marketing of oxidants( Oxygen, Hydrogen Peroxide), compressed (Acetone, Argon, Hydrogen, Nitrogen, Acetylene) (excluding products of petroleum and gas)
17.	Manufacturing and marketing of corrosive chemicals( Sulphuric Acid, Nitric Acid)
18.	Manufacturing and marketing of industrial chemical gases including compressed, liquefied and solid forms
19.	Manufacturing of pharmaceutical raw materials

20.	Small and medium scales production of electricity
21.	Development of international standard golf courses and resorts
22.	Development, sales and lease of residential apartments/ condominiums
23.	Development and sales of office/ commercial buildings
24.	Development, sales and lease of residential apartments in areas related to industrial zones
25.	Development of affordable housing
26.	Domestic air transport service
27.	International air transport service

### List of Economic Activities Permitted with the Specific Condition

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

Sr.No	Type of Economic Activity
(1)	(2)
<b>1.</b>	<p><b>Permitted with the Recommendation of Ministry of Livestock, Fisheries and Rural Development</b></p> <ol style="list-style-type: none"> <li>1. Production of bee and bee products</li> <li>2. Manufacturing of fishing net</li> <li>3. Construction and establishment of Fishing jetty and fish auction market</li> <li>4. Research activities related with aquatic animals (Department of Fisheries) and terrestrial (Livestock Breeding and Veterinary Department)</li> <li>5. Marine Fishing</li> <li>6. Processing and Manufacturing of fisheries products</li> <li>7. Export / Import of animals and fishery products including live fish species</li> <li>8. Marine and Freshwater Aquaculture</li> </ol>
<b>2.</b>	<p><b>Permitted with the Recommendation of Ministry of Environmental Conservation and Forestry</b></p> <ol style="list-style-type: none"> <li>1. National park and gardens</li> <li>2. Business in relation with low carbon emission</li> <li>3. Logging and timber concession in forest land (reserved forests and protected public forest)</li> <li>4. Reproduction and distribution of importing Genetically Modified Organism (GMO) and Living Modified Organism (LMO) for commercial purposes</li> <li>5. Advanced technical research and commercial activities in production of improved valuable and rare tree species , conservation, and tissue culture production</li> <li>6. Developing advanced technology , researches and human resource in forest sector</li> <li>7. Extraction of natural resources in forest land and forested area at the disposal of the government</li> </ol>

	8.	Importing of plants and wildlife animals for breeding and production, distribution through importation and exportation
<b>3.</b>		<b>Permitted with the Recommendation of Ministry of Industry</b>
	1.	Manufacturing and marketing of soft beverages, aerated and non-aerated products
	2.	Production of seasoning powder
	3.	Production of medicinal drugs by using the controlled chemical.
<b>4.</b>		<b>Permitted with the Recommendation of Ministry of Transport</b>
	1.	Domestic Maritime Transport Services for Passengers and Cargo)
	2.	To establish Maritime Training School
	3.	Dockyard services
	4.	Water transport related services on land plots owned by Inland Water Transport
<b>5.</b>		<b>Permitted with the Recommendation of Ministry of Communications and Information Technology</b>
	1.	Domestic and International Postal Services
<b>6.</b>		<b>Permitted with the Recommendation of Ministry of Health</b>
	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
	8.	Traditional Herbal cultivation and Production
	9.	Traditional medicine research and Laboratory
	10.	Manufacturing of traditional drugs
	11.	Traditional hospitals

<b>7.</b>	<b>Permitted with the Recommendation of Ministry of Information</b> <ol style="list-style-type: none"><li data-bbox="326 239 1323 310">1. Publishing of periodical newspapers in foreign languages (or) Publishing newspaper in foreign languages</li><li data-bbox="326 338 1323 373">2. FM radio programmes</li><li data-bbox="326 405 1323 441">3. Business on broadcasting industry Direct to Home (DTH) system</li><li data-bbox="326 472 1323 508">4. Business on broadcasting industry using DVB-T2 system</li><li data-bbox="326 539 1323 575">5. Business on broadcasting industry using Cable TV system</li><li data-bbox="326 606 1323 642">6. Business on movies production</li><li data-bbox="326 674 1323 709">7. Business on movies showing</li></ol>
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## 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 pipe line 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.
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. Only permitted for joint venture with the Government.
	13.	Urban Redevelopment	Need recommendation of Ministry of Construction. It is only allowed for joint venture with the Government.
	14.	Construction of new rail-road , new station and new building	Need permission of Union Government. It is allowed to joint venture or BOT system with Myanma Railways. Require recommendation of Ministry of Rail Transportation.
	15.	Train operation and Maintenance	It is allowed to joint venture or rental or BOT system with Myanma Railways. Require recommendation of Ministry of Rail Transportation.
	16.	Manufacture and Maintenance of Locomotives, Carriages , Wagons and Spare parts	It is allowed to joint venture or rental or BOT system with Myanma Railways. Require recommendation of Ministry of Rail Transportation.
	17.	Laying Fibre Optic Cable, construction of Tower, machine room on the land owned by Ministry of Rail Transportation.	It is allowed to joint venture or rental or BOT system with Myanma Railways. Require recommendation of Ministry of Rail Transportation.
	18.	Comprehensive Utilization of land and Building owned by Ministry of Transport and Communications. For Commercial Purpose.	It is allowed to joint venture or rental or BOT system with Myanma Railways. Require recommendation of Ministry of Rail Transportation.

	19.	Passenger and Freight Transport Services by Trains and Automobiles	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 workshop	It is allowed to joint venture with citizen 50% and foreigner 50%. Require recommendation of Ministry of Rail Transportation.
	21.	Generation of Electric Power to be used for Train Operation and Railway Workshops.	It is allowed to joint venture or rental or BOT system with Myanma Railways. Require recommendation of Ministry of Electric Power and need permission of Ministry of Rail Transportation.
	22.	Manufacturing and distribution of Vaccines	Permitted only under the condition of the Joint Venture with the Government. To comply with at least WHO GMP Standard.

2. The economic activities excluded from this notification, unless the MIC considers that the enterprises need to take the comment of relevant ministries according to their business nature, can be carried out 100% foreign investment.

3. The service businesses not related to investments can be carried out with the permission or approval of relevant ministries.

4. The Notification No.49/2014 issued by the Myanmar Investment Commission on 14<sup>th</sup> August 2014 was repealed by this Notification.

**By Zeyar Aung**  
**Chairman**