



The 26th Asian Export Control Seminar

Current Myanmar Export Control Regulations

Ministry of Commerce

**2019 , February 26 – 28
Tokyo, Japan**



Contents



Export and Import Law



Export and Import controlled by Licensing



Implementation Stages on Dual-Used Trade Control



The Export and Import Law (2012)

Chapter III (supervising and administering in respect of export and import matters)

4. The Ministry may carry out the followings in respect of the matters of export and import:
- (a) determining the category and criteria of export and import goods;
 - (b) determining the restricted goods, prohibited goods and banned goods for export and import;
 - (c) determining the method to be exported and imported goods and other necessary conditions;
 - (d) issuing permit and determining conditions relating to permit for export and import goods;



Determining the prohibited export/import items as per the Export and Import Law

According to the law, the Ministry determines the prohibited export/import items.

- ❖ Prohibited Export Items;

Diamond, Petroleum (crud oil), Ivory , elephant, horse and rare animals , Arms and ammunitions , Antiques, (prohibited products as per existing laws, including the atomic energy law, communication law, Arms Act, etc;

- ❖ Prohibited Import Items

liquor, beer , cigarette and prohibited items as per existing laws and regulations.



Export/Import Control by Licensing

❖ **Import Negative List**

- ❖ According to the trade liberalization, Negative List for import announced to be consistent with WTO Import Licensing Agreement.

About 43% of Myanmar HS Code 2017 Version are needed to apply import license.

Chemical, dual use products and other hazard products are in the list of negative with non auto-licensing system.

❖ **Export Negative List (2018)**

- ❖ About 30% of HS Code 2017 Version are needed to apply export license.
- ❖ Chemical, some dual use machine and products, other hazard products in the export negative list.



Import Control by Licensing

According to the trade liberalization pillar, Negative List for import and export announced to be consistent with WTO Import Licensing Agreement considering on national security, human, animal and environment protection

- **Import Negative List**

- ❖ About 40 % of HS Code has to be apply import licensing
- ❖ chemical, dual use products and other hazard products are in the list of negative with non auto-licensing system.

- **Export Negative List**

- ❖ About 30 % of HS Code has to be apply export License
- ❖ Raw material of natural resources, Telecommunication items, arms and ammunitions, Nuclear Reactors and parts



License System

- ❖ Export/import licenses and permits are issued by the Department of Trade (DOT) under the Ministry of Commerce at Yangon and Mandalay branch offices and border trade posts.

- ❖ To apply export/import license
 - Pro-forma Invoice or Sale contract
 - Exporter/importer registration
 - Recommendation (if required)



Certain Items Needed Recommendation

Commodity	Ministry / Department
Precursor	Central Committee for Drug Abuse Control
Fertilizer and Pesticides	Department of Agriculture, Ministry of Agriculture and Irrigation
Sodium Cyanide	Ministry of Resources and Environment, Department of Mine
Chemical substances	Ministry of Industry



Implementation Stages on Dual-Used Trade Control Mechanism

❖ Drafting the Trade Law

- ❖ Included the clause “ Ministry of Commerce shall administer on trading activities of strategic goods”

❖ Cooperating with EU

- ❖ 3 times for Awareness Workshop under EU Outreach Programme 2015-2017 on Export Control of Dual-Use Goods
- ❖ 2 times capacity building workshop on the national dual-use trade controls legal framework of Myanmar under EU P2P Programme 2017-2018 on Export Control of Dual-Used goods
- ❖ To establish Export Control List by getting assistance from EU P2P



Thank You All

ကျေးဇူးတင်ပါ
တယ်