

Brief Information Kit for Investment in Dawei

Dawei: capital city of Tanintharyi region, southern city of Myanmar located around 614.3 kilometres to the south of Yangon, with a population of 146,964 people (Population Census, 29 March 2014).

Reasons for investing in Dawei:

- July 2015: Japan signed a trilateral cooperation agreement to develop the DSEZ with Myanmar and Thailand.
- August 2015: the Myanmar government signed a concession agreement with a consortium of private developers, including Italian-Thai Development (ITD) Public Company, the Japanese–Thai joint venture Rojana Industrial Park Public Company, and LNG Plus International Company from Thailand, for the DSEZ.
- The agreement marked a significant milestone in Myanmar's economic development, as the DSEZ is expected to create hundreds of thousands of jobs in the long term and contribute up to 5% of Myanmar's Gross Domestic Product (GDP) by 2045.
- The initial phase will involve the construction of a small port, power plants, a two-lane road to Thailand, an LNG (liquid natural gas) terminal, an initial township, a telecom landline and an industrial estate focusing on labor-intensive industries. The long term master plan is more ambitious, targeting industries, including automotive, steel, electronics and electric goods, rubber, metals, chemicals, refinery, fertilisers, plastics and pharmaceuticals. A deep sea port will also eventually be built, as well as a highway to Thailand.
- The DSEZ is a 7-year mega project lasting from 2015 – 2022. The initial phase must be completed by 2018 and will cost US\$350 million or about 450 billion Kyat.

Types of business for investment in Dawei: According to U Kyaw Kyaw Oo, Director of Dawei Development Public Co. Ltd., the hotel and tourism sector is currently the best for doing business in Dawei, as well as transportation, restaurants, marine products (cold storage and export facilities), local products, fruit, cashew nuts, rubber markets for export and the electric sector.

High potential for the hotel and tourism industry: Dawei is surrounded by the following beautiful beaches:

- Maungmagun Beach, located 12 kilometres west of Dawei, with its beautiful setting of hills rising straight up from the shoreline.
- San Maria Bay, about 45 minutes to the south of Maungmagan, located on the road to Myawiyik Pagoda.
- Teyzit Beach, located further south, which makes for a full day trip.

- Nabule Beach, 18 kilometers north of Maungmagan beach.

These are just a few examples, as there are more beautiful beaches around Dawei. As more local people and foreign tourists are interested in visiting Dawei, there will also be rising demand for hotels and tourism services.

Incentives: At present, most of the consumer products in the Dawei area are from Thailand. Tanintharyi region has a long border with Thailand and local people are accustomed to, and prefer Thai consumer products. The DSEZ will play a major part in driving forward business collaboration between Thailand and Myanmar, and raising the business potential of both countries.

Channel of communication: Prospective investors have to contact the Myanmar Investment Commission (MIC) to proceed with the company registration process for doing business in Dawei. The MIC has extended branch offices to several States/ Regions to offer more support to investors, including branches in

- 1) Yangon (Head Office)
- 2) Nay Pyi Taw
- 3) Mandalay
- 4) Taunggyi, Shan State
- 5) Patheingyi, Ayeyawady Region

The following new offices will also open soon:

- 6) Monywa, Sagaing Region
- 7) Dawei, Tanintharyi Region

Please kindly refer to the attached guidelines for foreign investment proposals and registration of foreign companies.

Reference:

<http://www.mmmtimes.com/index.php/business/15872-government-signs-dawei-agreement-with-itd-again.html>

Directorate of Investment and Company Administration
Guidelines for Registration of Foreign Companies

STEP 1
**Check availability of
company name**

1. **Submit signed name-check form (from Directorate of Investment and Company Administration (DICA) or DICA website)**
 - *Name-check form (1,000 kyat)*

STEP 2
**Obtain company
registration forms
from DICA or DICA
website**

2. **Obtain company registration forms from DICA or DICA website (5,100 kyats)**
 - *Application cover letter*
 - *Declaration of registration (Form 1)*
 - *Situation of registered office form*
 - *Declaration of Legal Version*
 - *Certificate of Translation*
 - *Directors details (Form 26)*
 - *Memorandum of Association*
 - *Articles of Association*
 - *Application Form for Permit (Form A)*
 - *Statement of company objectives & Undertaking not to conduct trading activities*

Other documents to be provided by applicants:

- *Copy of passport of shareholder (if an individual) or copy of directors' resolution (if a company)*
- *Copy of passport of foreign directors or copy of N.R.C for local directors*

3. **Pay stamp duty at One Stop Service (OSS) or Internal Revenue Department**

STEP 3
**Submit signed
company
registration
documents at DICA**

4. **Submit completed and signed forms at DICA**
 - *Application cover letter*
 - *Declaration of registration (Form 1)*
 - *Situation of registered office form*
 - *Declaration of Legal Version*
 - *Certificate of Translation*
 - *Statement of company objectives & Undertaking not to conduct trading*
 - *Directors details (Form 26)*
 - *Memorandum of Association*
 - *Articles of Association*
 - *Application Form for Permit (Form A)*
 - *Copy of passport of shareholder or copy of directors' resolution*
 - *Copy of passport of foreign directors or copy of N.R.C for local directors*

STEP 4

Pay registration fee

5. Pay registration fee at OSS (1,000,000 kyats)

- Letter regarding permit conditions issued by DICA
- "Conditions letter" issued by DICA
- Payment acceptance letter issued by OSS

STEP 5

Obtain temporary registration and Permit to Trade (if desired)

6. Obtain temporary incorporation certificate and temporary Permit at DICA (if desired)

- Temporary incorporation certificate issued by DICA
- Temporary Permit to Trade issued by DICA

STEP 6

Transfer minimum capital and submit other documents

7. Provide evidence of minimum capital transfer and signed "conditions letter" to DICA

- USD\$50,000 minimum capital required for "services" companies
- USD\$150,000 minimum capital required for other foreign companies

- Credit advice form to show transfer of minimum capital required
- Submit "conditions letter" signed by company

8. Confirm registered office address (within one month of registration)

- Letter from DICA requesting confirmation of registered office address
- Submit confirmation from township office

STEP 7

Permanent incorporation certificate and Permit

9. Obtain permanent incorporation certificate and permanent Permit to Trade from DICA

- Incorporation Certificate (Permanent) issued by DICA
- Permit to Trade (Permanent) issued by DICA

List of Documents to be attached along with Proposal Form (1) in making Investment in accordance with Foreign Investment Law

1. Company Registration Certificate (Copy)
2. National Identification Card (Copy) and Passport (Copy)
3. Evidences on financial and business landscape of the promoter accompanying economic justification
4. Joint Venture Agreement (Draft), and Recommendation of the Union Attorney General's Office if the proposed investment is related to the State
5. Memorandum of Association and Articles of Association of the Company
6. Certificate on Land Ownership with land location map
7. Land Lease Agreement (Draft), and Recommendation of the Union Attorney General's Office if the proposed investment is related to the State
8. Recruitment of employees (Local/Foreign)
9. Plans for Social Security and Welfare for employees
10. Environmental Impact Assessment
11. Socio-economic Impact Assessment

Processing upon the Foreign Investment Proposal

