



**Dear Readers,**

Welcome to a new edition of our newsletter.

### **1. The new Condominium Rules**

We have analysed the new Condominium Rules in detail (<https://tinyurl.com/yd4aux86>). The in-depth analysis - and our seminar on 9 January 2018 - should be of great interest to developers, construction companies, potential buyers and banks.

If you are interested in attending our seminar, please contact [sebastian@lincolnmyanmar.com](mailto:sebastian@lincolnmyanmar.com) or [nyeinchanzaw@lincolnmyanmar.com](mailto:nyeinchanzaw@lincolnmyanmar.com). The seminar invitation can be found here: <https://tinyurl.com/yd9vled2>

You may also wish to contact us if you wish to have further information or are interested in how we can assist you.

### **2. New offshore block tender round in 2018?**

7 Day Daily reported on 17 December 2017 (our translation):

***“Tenders will be called for 13 vacant offshore petroleum blocks early next year***

*Tenders will be called for 13 vacant offshore petroleum blocks in early 2018 as reported by U Htay Aung, Deputy Permanent Secretary of the Ministry of Electricity and Energy. He said: ‘There are parties interested in these blocks and there are parties that relinquished their blocks. Therefore, we are planning to call tenders for the vacant blocks.’*

*There are 51 offshore petroleum blocks in the whole country of which 38 are operational and 13 are currently vacant.*

*U Htay Aung said that companies that had been awarded petroleum blocks explored their blocks and relinquished them after finding unsatisfactory reserves.*

*Indian petroleum company Reliance arranged to relinquish its two offshore blocks this year.*

*Furthermore, Norwegian government-owned company Statoil is arranging to relinquish its offshore block AD-10 in Rakhine according to one of its official.”*



# LINCOLN LEGAL SERVICES (MYANMAR) LIMITED

## NEWSLETTER 39 - 27<sup>th</sup> December 2017

We are not so sure if there will be a large number of participants given that participants from the last licensing round are dropping out, but please do contact us if you are interested. Sebastian assisted two companies in the 2013 licensing round; one of them actually won a block.

### 3. MIC announcements promoting certain sectors

In two announcements (<https://tinyurl.com/y8zgkpg>, <https://tinyurl.com/ybpmgag3>), the MIC said that it welcomed foreign and local investment in the following sectors:

#### (a) Logistics

Dry port services; bonded warehouse services; high-way bus and freight terminals; warehouses and wholesale centres

#### (b) Import substitution

Manufacturing of vehicles and related goods; tractors and trailers; telephone and telecommunication equipment; electricity distribution and control apparatus; iron and steel; fertilisers; plastic raw materials; paper; emulated fibre; edible oil; medicine; cosmetics

The MIC seems to assist in obtaining land and electricity where required and promises speedy review of the proposal.

### 4. Big real estate development tenders (planning and design stage)

(a) **Yangon Metropolitan Development Public Co., Ltd.:** Solicitation of a master plan and architectural design for a mixed use project converting the former office building of the Ministry of Hotels and Tourism in Sule Pagoda Road: <https://tinyurl.com/ycgtqrpw> (Amendment: <https://tinyurl.com/yayb6xdu>)

(b) **Yangon Metropolitan Development Public Co., Ltd.:** Overall master plan and detailed design of an integrated logistics part and IWT jetty in Hlaing Thayar Township: <https://tinyurl.com/yb5vu3k3>

### 5. Separate, short fiscal year from 1 April to 30 September 2018

As reported in a previous newsletter, Myanmar changed its fiscal year from currently “1 April to 31 March” to “1 October to 30 September”, starting from 2018. It had been unclear what would happen to the period from 1 April to 30 September 2018. Apparently, the tax authorities have now decided that this period will be a separate, short fiscal year for which separate tax filings



# LINCOLN LEGAL SERVICES (MYANMAR) LIMITED

## NEWSLETTER 39 - 27<sup>th</sup> December 2017

will have to be made (<https://tinyurl.com/ydxxzaka> - scroll down to the end for this piece of information, or read the entire article; it is worth reading).

### 6. Presentations online

We have uploaded the following presentations to our homepage:

- The new Companies Law - seminar on 19 December 2017: <https://tinyurl.com/y9gsr3tn>
- Labour law seminar on 28 November 2017: <https://tinyurl.com/y7n4vwy5>

### 7. Electricity and energy news

- (a) 11 power projects planned in Yangon Region from 2018-2040: <https://tinyurl.com/y88e7h5c> (article lists the projects)
- (b) Indonesia sends LPG to aid electric sector: <https://tinyurl.com/y7z8fmei>
- (c) PTTEP to focus on Myanmar assets in 2018: <https://tinyurl.com/y8fapgtx>
- (d) Japan may build first waist to diesel fuel plant in Bago: <https://tinyurl.com/ybut98jt>

### 8. Market access and other news

- (a) Social Security Board owned hospitals to be upgraded in public private partnership schemes: <https://tinyurl.com/y78pbgkg> (apparently, three local and four foreign companies have made “offers”)
- (b) Hello Cabs presses criminal charges under the Competition Law against Grab: <https://tinyurl.com/ya8om7n9> (Hello Cabs apparently alleges that Grab stole its business secrets despite a non-disclosure agreement. Ride-hailing operators also seem to complain that Grab breaches the Competition Law by offering services below costs. In a way, it is nice to see that the Competition Law seems to have an effect.)
- (c) Coffee plantation zone planned for Kayin State: <https://tinyurl.com/y8jzxeok>
- (d) The Heritage Hotel Kempinski Yangon to open in 2018: <https://tinyurl.com/y9z9jlk7>
- (e) ANA seeks new venture in Myanmar after two failed attempts: <https://tinyurl.com/y99k6rgg>
- (f) Government exploring ways to restart Dawei SEZ: <https://tinyurl.com/y99bavwy>



## LINCOLN LEGAL SERVICES (MYANMAR) LIMITED

### NEWSLETTER 39 - 27<sup>th</sup> December 2017

- (g) **Preferential loans for the agriculture and construction sector and small and mid-sized enterprises:** <https://tinyurl.com/y73aa37v> (article specifies terms and conditions, in particular interest rates and repayment term)

#### 9. Tenders

- (a) **Myanma Railways:** Purchase of a track recording car and small track maintenance machinery (sellers from India only): <https://tinyurl.com/ybkmdlrl>
- (b) **Department of Rural Development:** Township technical assistance consulting services in Rakhine, Bago and Shan: <https://tinyurl.com/yadeeaoz>
- (c) **Department of Bridge:** Bago River Bridge construction (three packages - Japanese prime contractor as JICA funded): <https://tinyurl.com/ya4ns43v>

We hope that you have enjoyed reading our newsletter and found it useful.

Sebastian Pawlita  
Managing Director

Nyein Chan Zaw  
Director