



LINCOLN LEGAL SERVICES (MYANMAR) LIMITED

COMPLIANCE CHECKLIST FOR AN INVESTMENT IN MYANMAR

(Excerpt: Immigration Compliance)

Immigration compliance

Sr. no.	Obligation	Which authority?	When?	Potential penalty for non-compliance
1	<p>Report of arrival (“form C”)</p> <p>Foreigners have to notify their arrival to the ward administration office and the township immigration department with “form C: report of arrival” within (theoretically) 24 hours after their arrival (rule 14(6) Registration of Foreigners Rules “RFR”).</p> <p>Form C first has to be taken to the ward administration office and then to the township immigration department. The township immigration department will stamp an original and hand it back to the foreigner; the foreigner is strongly advised to carefully keep this document.</p> <p>Form C has to be renewed whenever the foreigner has obtained a new visa.</p> <p><u>Remarks:</u></p> <ul style="list-style-type: none"> ▪ “Form C” according to the RFR is actually the form with which keepers of hotels are supposed to inform the authorities about the arrival of foreign 	<p>Ward administration office; township Immigration Department</p>	<p>Form C theoretically has to be filed within 24 hours after the foreigner’s arrival (rule 14(6) RFR).</p>	<p>Imprisonment of up to 3 years and/or a fine, and deportation, for failure to notify the foreigner’s arrival (section 5(a), (b) Registration of Foreigners Act “RFA”)</p>

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	<p>guests. If a foreigner stays at a hotel, the hotel keeper takes care of this paperwork.</p> <p>Although the RFR only refer to hotel stays, the immigration department expects to be informed about the arrival of any foreigner, irrespective of whether he stays in a hotel or in private accommodation. If his landlord does not take care of this notification, the foreigner has to take care of it himself.</p> <ul style="list-style-type: none"> ▪ According to administrative practice (nowhere to be found in the law), holders of tourist visas are not allowed to stay in private accommodation, but only in hotels. 			
2	<p>Foreigner registration certificate (“FRC” or “form A”)</p> <p>A foreigner wishing to stay in Myanmar for 90 consecutive days or longer has to notify the township immigration department accordingly (rule 5(1) RFR).</p> <p>The township immigration department will</p>	Township immigration department	The foreigner has to file the application for issuance of the FRC within 90 days after his arrival.	Imprisonment of up to 3 years and/or a fine, and deportation, for failure to notify the immigration department within the

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	<p>issue a foreigner registration certificate (“FRC” or “form A”); the foreigner is strongly advised to carefully keep this document.</p> <p>The FRC is valid for 1 year until 30th November of the respective year; an application for renewal has to be filed 30 days prior to expiry.</p>		<p>All FRCs are valid for up to 1 year and uniformly expire on 30th November. Applications for renewal have to be filed 30 days prior to expiry.</p>	<p>initial 90 days if the stay exceeded 90 days (section 5(a), (b) Registration of Foreigners Act “RFA”)</p>

- Up-to-date as of 24th May 2022.
- COVID-19 related exemptions are not included as they are temporary in nature.
- Links provided are to English translations of laws for the benefit of readers who are not conversant in the Myanmar language. These English translations may not (i) be accurate and (ii) reflect recent amendments to the respective law. Recent amendments are, however, reflected in our comments.