



LINCOLN LEGAL SERVICES (MYANMAR) LIMITED

CONVENIENCE TRANSLATION - ACCURACY NOT GUARANTEED

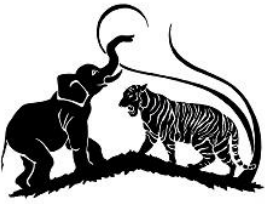
**Ministry of Planning and Finance
(Union Minister's Office)**

(Prescribing the rates to be paid, and the methods, when exporting or importing goods from the country to a destination abroad or from abroad into the country)

Notification No. 38/2019

**Nay Pyi Taw, 1380, 4th Waxing Day of Tagu
(8 April 2019)**

1. Exercising the powers conferred by section 16-B Income Tax Law, The Ministry of Planning and Finance hereby prescribes the rates and methods for collecting advance tax on goods imported or exported from the country to a destination abroad or from abroad into the country during the income year as follows:
 - (a) If the export is made in MMK, 2% of the value of the exported goods, and if the export is made in foreign currency, 2% of the value of the exported goods calculated at the foreign exchange rate determined by the Central Bank of Myanmar on the date of export, shall be collected in MMK as advance tax during the income year.
 - (b) 2% of the assessed value of imported goods shall be collected in MMK as advance tax during the income year.
2. Imports and exports subject to advance tax collection during the income year include the following:
 - (a) Imports and exports carried out through the Border Trade System;
 - (b) imports and exports carried out through the Normal Trade Through Border System;
 - (c) imports and exports carried out through the Normal Trade System.
3. The following imported and exported goods shall not be subject to advance tax collection during the income year:
 - (a) Goods imported and exported by ministries and departments, and goods imported and exported by state-owned economic enterprises using an allocated budget;
 - (b) vehicles imported in the name of an individual who has deposited an old vehicle;
 - (c) imported machinery, equipment and accessories actually needed during the construction period of the business, and raw materials imported for the manufacturing of goods for the



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first 3 years after completion of business construction, in accordance with a tax exemption granted according to a permit from the Myanmar Investment Commission (MIC);

- (d) goods imported with donations and aid from local and foreign organisations;
 - (e) fire trucks, hearses, ambulances (excluding hospital vehicles imported by private businesses);
 - (f) raw materials imported for contract manufacturing;
 - (g) goods imported under the Draw Back system;
 - (h) goods imported under the Temporary Importation system.
4. Advance taxes collected during the income year at the rates specified in section 1 above shall be set off against income tax due according to the final assessment.
5. This notification shall take effect from 1 May 2019.
6. Ministry of Planning and Finance Notification No. 7/2018 dated 22 January 2018 is repealed by this notification.

Soe Win
Union Minister
Government of the Republic of the Union of Myanmar
Ministry of Planning and Finance



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About Lincoln Legal Services (Myanmar) Limited

Lincoln Legal Services (Myanmar) Limited provides the full range of legal and tax advisory and compliance work required by investors. We pride ourselves in offering result-oriented work, high dependability and a fast response time at very competitive prices. Please do not hesitate to contact us:

Sebastian Pawlita, Managing Director
E-Mail: sebastian@lincolnmyanmar.com

Phone: +95-9-262546284 (English) or +95-9-428372669 (Myanmar)

Office address: No. 35 (D), Inya Myaing Road, Golden Valley, Bahan Township, Yangon Region

Web: www.lincolnmyanmar.com