

**Dear Readers,**

Welcome to a new edition of our newsletter.

### **1. Amendment of the Law Protecting the Privacy and Security of Citizens**

After the dissolution of the State Administration Council (“SAC”), the National Defence and Security Council (“NDSC”) amended the Law Protecting the Privacy and Security of Citizens to suspend the following provisions. The same amendment had already been made by the SAC on 13 February 2021, but the amending law at the time explicitly provided that the suspension would lapse with the SAC’s dissolution.

- Suspended section 5

*The relevant ministries and officials:*

- (a) *Shall protect any person from harm to their personal privacy or personal security, unless this occurs according to a law in force.*
- (b) *May carry out the action only in the presence of 2 witnesses of which one must be either the administrator of the relevant ward or village tract, the person in charge of the village or the household head, or the head of ten households, if they wish to enter according to a law in force a person’s home, and a room, building or compound and a building within the compound used as a person’s home, to search for or seize [a thing] or to search for or arrest a person.*

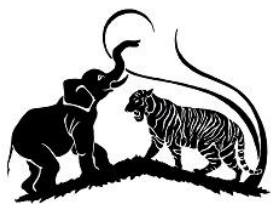
- Suspended section 7

*No one shall be detained for more than 24 hours without the permission of a court, except in cases permitted by any law in force.*

- Suspended section 8

*No person having duties and powers may, without a permit, authorisation or warrant according to a law in force, or without the permission of the President of the Republic or the Union Government:*

- (a) *Enter a citizen’s home, and a room, building or compound and a building within the compound used as a citizen’s home, to search for or seize [a thing] or to arrest a person.*



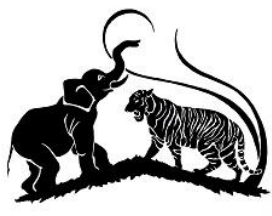
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- (b) Conduct surveillance, investigation and scrutiny that would interfere with a citizen's personal privacy and personal security or could harm their human dignity.*
- (c) Intercept, listen to, or otherwise interfere with any communication between persons using any communication device.*
- (d) Request or obtain personal telephone and electronic communications information from telecommunications operators.*
- (e) Open, search, seize, conceal, destroy, or damage any correspondence, letter, envelope, package, or parcel sent or delivered to communicate someone else's personal matters.*
- (f) Forcibly interfere in the personal or family matters of a citizen or in any way insult or harm a person's honor and reputation.*
- (g) Unlawfully seize or directly or indirectly damage or destroy on purpose any movable or immovable property legally acquired by a citizen.*

It should be noted that the NDSC did not suspend other laws that to a limited extent contain similar protections (more information in our [primer on criminal procedure](#)):

- The police may enter premises to conduct a search for things only in the presence of two witnesses of good repute (sections 103 (2), 165 (3) Code of Criminal Procedure; para. 1706 Police Manual).
- No detention beyond 24 hours without court order (sections 61, 167 Code of Criminal Procedure).
- Importantly, however, the police may enter premises to search for the accused or for things without a court order (sections 48, 165 (1) Code of Criminal Procedure).
- Myanmar Post may be compelled to hand over a document, parcel or thing only by the district or a higher court (section 95 (1) Code of Criminal Procedure).
- An order compelling a bank to produce ledgers and other books used in its ordinary business may only be made by a court (section 5 Bankers' Book Evidence Act).
- Cutting off, limiting, or intercepting telecommunication "related to terrorism" requires approval from the Working Committee to Prevent and Suppress Terrorism with the consent of the Central Committee (paras. 80 (a), (c), 85 Counter-Terrorism Rules). Otherwise, section



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77 Telecommunications Law suggests that only the Ministry of Transport and Communications may (without court order) compel a telecom operator in an emergency to intercept or disable communication.

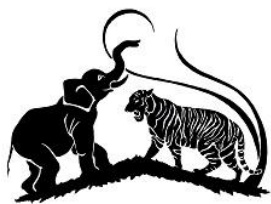
#### CONVENIENCE TRANSLATION - ACCURACY NOT GUARANTEED

**Republic of the Union of Myanmar**  
**National Defence and Security Council**  
**Law No. 1/2025**  
**1387, 8<sup>th</sup> Waxing Day of Wagaung**  
**(1 August 2025)**

1. The National Defence and Security Council has enacted this law according to article 427 of the Constitution of the Republic of the Union of Myanmar.
2. This law shall be known as the Law to Amend the Law Protecting the Privacy and Security of Citizens, 2025.
3. With reference to article 382 of the Constitution of the Republic of the Union of Myanmar, the provisions of sections 5, 7 and 8 of the Law Protecting the Privacy and Security of Citizens are suspended.
4. This law shall be deemed to be in force only during the period in which the National Defence and Security Council exercises legislative, executive and judicial powers according to article 427 of the Constitution before the *hluttaws* are formed according to the Constitution.

I hereby sign according to article 427 of the Constitution of the Republic of the Union of Myanmar.

(Signature) Min Aung Hlaing  
Senior General  
Interim President (Acting)



### 2. Dissolution of committees

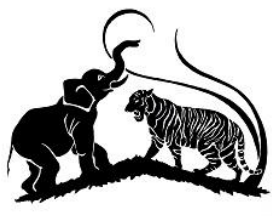
Furthermore, the NDSC on 1 August 2025 dissolved 194 committees, commissions and teams created by the SAC ([English translation of the list](#)), among them:

- Central Committee and Working Committee for Ensuring Smooth Flow of Trade and Goods
- Vacant, Fallow and Virgin Land Management Central Committee
- CMP Businesses Supervisory Committee
- KMIC Industrial Zone Establishment Steering and Coordination Committee
- Myanmar Press Council
- Myanmar Special Economic Zone Central Body and Working Body
- Central Committee for the Supervision and Care of Foreigners
- Gold and Currency Market Monitoring, Control and Supervisory Working Committee
- Foreign Exchange Supervisory Committee
- Mobile Financial Services Supervisory Committee
- Import Value Review Team
- Irrawaddy Confluence - Upper River Basin [*i.e., the Myitsone*] Hydropower Project Steering Committee

However, at least the Foreign Exchange Supervisory Committee has been re-constituted in the meantime as in the grey box below.

*CONVENIENCE TRANSLATION - ACCURACY NOT GUARANTEED*

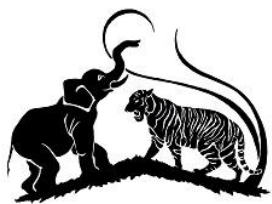
**Republic of the Union of Myanmar**  
**National Defence and Security Council**  
**Order No. 20/2025**  
**1387, 13<sup>th</sup> Waxing Day of Wagaung**



(6 August 2025)

### Establishment of the Foreign Exchange Supervisory Committee

1. To carry out the tasks necessary to stabilise the foreign exchange rate and efficiently use foreign currency for the economic development of the Republic of the Union of Myanmar, the Foreign Exchange Supervisory Committee is hereby established with the following persons:
  - (a) U Nyo Saw Chairman  
Prime Minister and Union Minister  
Prime Minister's Office and Ministry of National Planning
  - (b) Dr. Wah Wah Maung Member  
Union Minister  
Ministry of Investment and Foreign Economic Relations
  - (c) U Chit Swe Member  
Union Minister  
Ministry of Commerce
  - (d) Dr. Khin Naing Oo Member  
Auditor General  
Office of the Auditor General of the Union
  - (e) Daw Than Than Swe Member  
Governor  
Central Bank of Myanmar
  - (f) Dr. Kan Zaw Secretary  
Union Minister  
Ministry of Finance and Revenue
2. The duties of the Foreign Exchange Supervisory Committee are as follows:
  - (a) Reviewing and permitting the use of foreign currency needed for importing machinery, commercial vehicles, equipment and raw materials needed for



manufacturing, etc., that are needed for investment activities and manufacturing activities in the country;

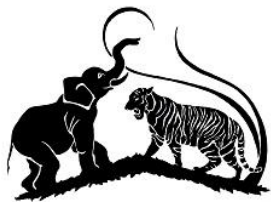
- (b) reviewing and permitting the use of foreign currency needed for the purchase and import of items that are necessary for the livelihoods of people: fuel, pharmaceuticals, cooking oil, fertilisers, pesticides, construction materials that cannot be purchased locally, etc.;
  - (c) reviewing and permitting the use of foreign currency needed by citizens going abroad for social reasons: medical treatment, educational visits, religious visits, etc.;
  - (d) reviewing and permitting the use of foreign currency required for the import of general goods, the remittance abroad to repay loans and interest, pay service fees or remit profits from investments, etc.;
  - (e) reviewing and permitting the use of foreign currency for the import of social accessories and luxury goods only if necessary;
  - (f) supervising and controlling foreign currency transactions made for domestic and foreign investment activities, manufacturing industries, export/import businesses, and services businesses (including education and health) that exist in the country.
3. The Foreign Exchange Supervisory Committee shall furthermore carry out other duties as may be assigned in addition to foreign exchange supervisory duties.

By order

Aung Lin Dwe  
Chief Executive

### 3. Additional social security payouts

The Ministry of Labour under the NDSC announced the following deadlines for applications for additional social security payouts:



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- **6 September 2025** for applications for **natural disaster family support** for insured workers in areas affected by the earthquake on 28 March 2025 in the amount of 40% of the respective worker's wage. According to rule 136 (a) Social Security Rules, workers are only eligible for this support if they paid contributions for at least 36 months within the last 48 months preceding the disaster.
- **16 September 2025** for applications for an **education allowance** if the insured worker has children pursuing full-time education. According to rule 132 Social Security Rules, eligibility is limited to workers with low income who paid contributions for at least 36 months within the last 48 months. We understand that the maximum monthly wage that a worker may earn to qualify for the education allowance is MMK 300,000, and that the allowance per month amounts to 10% (MMK 30,000) for primary school, 15% (MMK 45,000) for middle school, 20% (MMK 60,000) for high school, and 25% (MMK 75,000) for university.

#### CONVENIENCE TRANSLATION - ACCURACY NOT GUARANTEED

##### Notice to insured workers

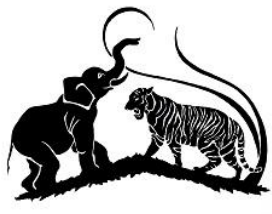
Exercising the powers conferred by section 103 (b) Social Security Law, the Social Security Board of the Ministry of Labour issued Notification No. 104/2025 dated 6 May 2025, stating that natural disaster family support will be granted as prescribed in an amount equivalent to 40% of the insured worker's wage or income to insured workers in the areas in the Union Territory (Nay Pyi Taw), Mandalay Region, Sagaing Region, Bago Region, Magway Region and Shan State that were affected by the earthquake that occurred on 28 March 2025. Therefore, insured workers in earthquake-affected areas are hereby notified to submit applications for the 40% natural disaster family support to the relevant Township Social Security Offices by 6 September 2025.

Ministry of Labour

*[Original published on the MoL's website on 6 August 2025]*

##### Notice to insured workers

Exercising the powers conferred by section 103 (b) Social Security Law, the Social Security Board of the Ministry of Labour issued Notification No. 1/2025 dated 16 May 2025, stating that starting from the 2025-2026 academic year, assistance is available with educational expenses



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for the children of an insured person who study full-time at state-owned schools or schools recognised by the state, provided that the insured person contributed to the social security fund for at least 36 months; the assistance is determined by the maximum wage or income of the insured person and the rate of child education allowance determined according to rule 135 Social Security Rules. Therefore, we would like to inform you that applications requesting educational expenses for children in full-time education of insured workers who are registered with the Social Security Board must be submitted to the relevant Township Social Security Offices by 16 September 2025.

Ministry of Labour

*[Original published on the Facebook page of "Yangon Stock Broker" on 16 August 2025]*

We hope that you have found this information useful.

Sebastian Pawlita  
Managing Director





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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](mailto:sebastian@lincolnmyanmar.com)

Phone: +95-9-262546284 (English) or +95-9-886699332 (Myanmar)

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

Web: [www.lincolnmyanmar.com](http://www.lincolnmyanmar.com)