

Republic of the Union of Myanmar

Ministry of Finance and Revenue

Notification No. 143/ 2025

The 5th Waxing Day of Pyatho, 1387 M.E.

23rd December, 2025

In order to implement the provisions of the World Trade Organization (WTO) Trade Facilitation Agreement, and to ensure that high-quality goods are available for domestic consumption at affordable prices, the Ministry of Finance and Revenue, in exercise of the powers conferred under Section 204, Sub-section (b) of the Sea Customs Act, hereby issues the following procedures.

Chapter (1)

Title and Definition

1. These procedures shall be called the "Procedures of Outward Processing."
2. The terms contained in these procedures shall have the same meanings as defined in the Sea Customs Act. Furthermore, the following terms shall have the meanings as described below:
 - (a) **Director General** means the Director General of the Customs Department.
 - (b) **Outward processing** means the Customs procedure under which goods that are in free circulation within the State and domestic products may be temporarily exported for manufacturing, processing or repair abroad and then re-imported with total or partial exemption from import duties and taxes.
 - (c) **Goods in free circulation** means goods on which duties, other taxes, and fees have been paid, and may be disposed of without Customs restriction.
 - (d) **Value Added (VA)** means the amount of value increased from the original value of a raw material or a finished product by utilizing a certain

technology or by integrating and processing it with other materials or goods to enhance the value of the original product.

- (e) **Semi-finished Goods** means goods that have been processed by utilizing a certain technology or by combining them with other goods, and which are intended for use in the production of finished goods.
- (f) **Compensating products** means the products obtained abroad and resulting from the manufacturing, processing or repair of goods for which the use of the outward processing procedure is authorized;
- (g) **Form** means a specific format prescribed by these procedures.

Chapter (2)

Basic Principles

3. The goods applied for under the Outward Processing procedures, if necessary, at the time of application, will be examined in cooperation with experts from relevant government authorities, organizations, and private sectors. The following goods shall not be allowed for application:

- (a) Prohibited goods to be imported or exported under existing laws, or in accordance with notifications issued by relevant government authorities and organizations;
- (b) Goods which are capable of being manufactured or processed as finished products within the State;
- (c) Gems and jewelries that can be processed for higher differential duty;
- (d) Goods to be re-imported after being manufactured or processed abroad, of which the characteristics have significantly changed from the original nature of goods;
- (e) Goods which cannot be presented for the whole process of the outward processing at the time of application.

Chapter (3)

Exportation

4. Any person who intends to carry out Outward Processing operations shall apply to the Customs Department using Form (1).
5. In applying under Paragraph 4, the following documents shall be submitted:
 - (a) A copy of the Certificate of Company Registration issued by the Directorate of Investment and Company Administration (DICA);
 - (b) A copy of the Exporter/Importer Registration Certificate issued by the Department of Trade;
 - (c) A copy of the sale contract of the company in the importing country that will perform the manufacturing, processing, or repair operations;
 - (d) Form (2) for the calculation of the percentage of wastage that will occur during the Outward Processing operations outside the State;
 - (e) Samples and records of the goods to be exported;
 - (f) A description of the whole process and estimated costs per unit for carrying out the Outward Processing operations outside the State.
6. The Customs Department shall grant permission to carry out the Outward Processing operations if the submitted documents are fulfilled.
7. The authorized person to operate the Outward Processing operations shall submit an Export Declaration (ED) to the Customs Department together with the following documents:
 - (a) Invoice, Packing List, and Booking Note;
 - (b) Export license or export permit, and recommendations from relevant government authorities and private sectors (if required);

- (c) An undertaking of commitment stating that the exported goods will be re-imported back into the State; and
- (d) Other necessary documents.

8. The Customs Department may examine the exported goods after the lodgment of Export Declaration (ED) in cooperation with other government authorities or private sectors (if necessary).

9. The Customs Department shall record the Export Declaration (ED) in the Myanmar Automatic Cargo Clearance System (MACCS) and register it in the Registration list Form (5).

10. The authorized person to operate the Outward Processing operations shall, after the exportation of the goods, submit a complete set of copies of the relevant document file, including the Export Declaration (ED), to the Customs Department without fail within seven days from the date of export.

11. The authorized person to operate the Outward Processing shall, after the exportation of goods, present the relevant documents, including the Export Declaration (ED), and the Registration List Form (5) whenever required for verification by the Customs Department.

Chapter (4)

Importation

12. The authorized person to operate the Outward Processing shall apply together with Form (3) for the re-importation of the compensating products into the State to the Customs Department.

13. In accordance with Paragraph 12, the following documents shall be submitted:

- (a) The case file including the Export Declaration (ED) lodged at the time of exportation, along with the documents specified in Paragraph 5 and Paragraph 7;

- (b) Evidence of production or processing of the goods undertaken abroad, issued by the company performing the Outward Processing operation outside the State;
- (c) A report confirming the completion of the Outward Processing operation and a statement of costs incurred during such operations abroad;
- (d) Form (4) for the calculation of the percentage of wastage incurred during the Outward Processing operations outside the State;
- (e) Invoice, Packing List, Bill of Lading or Air Waybill;
- (f) Import License or Import Permit, and recommendations from relevant government authorities and private sectors (if required);
- (g) Other required documents.

14. The Customs Department shall grant permission for the re-importation of the compensating products into the State, provided that the submissions are found to be complete and correct.

15. If importation is permitted under Paragraph 14, the Customs Department shall allow the lodgment of the Import Declaration (ID).

16. The compensating products must be easily identified from the original characteristics of goods that are based on original raw materials or semi-finished goods.

17. Upon granting permission to open the Import Declaration (ID), the Customs Department may examine the imported goods in cooperation with experts from relevant government authorities and private sectors, if necessary.

18. If it is found during examination under Paragraph 17 that the compensating products are not suitable for domestic consumption, a decision shall be made to either destroy or re-export such products. The importer shall be required to bear all costs or carry out the re-exportation.

19. The Customs Department shall record the approved Import Declaration (ID) in the Myanmar Automatic Cargo Clearance System (MACCS) and register the information in Form (5).

20. The authorized person to operate the Outward Processing operations shall, in respect of multiple re-importations, resubmit the previous Import Declarations (ID) to the Customs Department.

21. The authorized person to operate the Outward Processing operations shall, upon re-importation of the goods, present the relevant documents, including the Import Declaration (ID), as well as the Registered Record Form (5), whenever the Customs Department conducts a visit.

Chapter (5)

Determination of Time Period

22. The authorized person to operate the Outward Processing operations shall re-import the compensating products within one year from the date of declaring the Export Declaration (ED). If the goods cannot be re-imported within the prescribed period, an application for an extension must be submitted to the Customs Department one month prior to the expired date.

23. The Director General may grant two extensions, each for a duration of one year, upon application within the prescribed period.

Chapter (6)

Levy of Duties and Taxes, and Granting of Tax Exemptions

24. The Customs Department shall levy customs duties on the compensating products at the rates prescribed in the Myanmar Customs Tariff according to the type of products. In addition, Commercial Tax, Special Goods Tax, and Advance Income Tax shall be collected in accordance with the relevant existing laws. In such collection, the Value Added (VA) amount shall be assessed as the Assessable Value.

25. Advanced income tax shall not be collected at the time of exportation.

26. Although the compensating products are based on the exported goods, if there is a discrepancy between the compensating products and declared products for re-importation, the Customs Department shall collect customs duties at the rates prescribed in the Myanmar Customs Tariff. In addition, Commercial Tax, Special Goods Tax, and Advance Income Tax shall be collected in accordance with the relevant existing laws.

27. The authorized person to operate the Outward Processing operations shall report to the Customs Department if the exported goods, whether totally or partially, cannot be re-imported into the State.

28. Upon receipt of the submission pursuant to Paragraph 27, the Customs Department shall promptly notify the Internal Revenue Department (IRD), providing all requisite information to ensure compliance with the statutory requirements for Commercial Tax, Special Goods Tax, and Advance Income Tax.

29. If goods exported for Outward Processing are re-imported within three years from the date of exportation, they may be granted exemption from customs duties in accordance with Section 25 of the Sea Customs Act. Furthermore, exemptions from Commercial Tax, Special Income Tax may also be granted.

Chapter (7)

Transfer of ownership

30. The authorized person to operate the Outward Processing operations shall, if they wish to transfer the ownership, whether totally or partially, to another authorized person, apply to the Director General for approval.

31. The Director General shall, if he thinks fit, grant permission for the transfer of ownership.

Chapter (8)

Financial Compliance and Foreign Exchange Management

32. In performing operations under these procedures, all matters relating to payments shall be conducted in compliance with the Laws, Rules, Notifications, Orders, Directives, and Procedures issued by the Central Bank of Myanmar.

33. If the authorized person to operate the Outward Processing operations reports that the exported goods cannot be re-imported, totally or partially, or if the Customs Department identifies that the goods have not been re-imported despite the expiration of the permitted period, the Customs Department shall promptly provide the relevant information to the Central Bank of Myanmar for the necessary oversight of export earnings.

Chapter (9)

Enforcement

34. Although the compensating products are based on the exported goods, if there is a discrepancy between the goods actually imported and the goods declared for re-importation, a penalty equivalent to one-fourth of the customs value of such imported goods shall be imposed.

35. If the compensating products are found not to have been manufactured based on the exported goods, and different products are imported instead, such products shall be confiscated.

36. The person who has been granted permission to carry out Outward Processing for the goods specified in Paragraph 35 shall not be granted further permission to conduct Outward Processing.

37. The person, who has been granted permission to operate an Outward Processing and is unable to re-import totally or partially the exported goods into the State, shall be liable to pay a penalty. This penalty shall be assessed at one-half of the customs value declared in the Export Declaration Form at the time of exportation, in accordance with the valuation principles set forth in Section 38 of the Sea Customs Act.

38. For applications requesting an extension of the validity period after its expiration, penalties shall be paid as follows:

- (a) For a period of not exceeding six months, three percent of the customs value of the exported goods;
- (b) For a period of exceeding six months but not exceeding one year, five percent of the customs value of the exported goods;

- (c) For a period of exceeding one year but not exceeding two years, twenty percent of the customs value of the exported goods;
- (d) For a period of exceeding two years, thirty percent of the customs value of the exported goods.

Chapter (10)

Miscellaneous

39. The authorized person to operate the Outward Processing operations shall, at the time of lodging the Export Declaration (ED) and Import Declaration (ID), submit the complete case file, including all original documentation provided during the application process, to the Customs Department for the purpose of valuation verification.
40. The Customs Department may, if necessary, collaborate with experts from relevant government authorities and private sectors for the verification of the valuation.
41. For the purpose of ensuring systematic supervision and records management regarding Outward Processing operations, it shall be operated only at international Customs sea ports, airports, and inland ports/ Inland Container Depots located within the Yangon Region.
42. In respect of the determination of the country of origin of the compensating products, it shall be conducted in accordance with notifications, orders, directives, and procedures of the Customs Department which are issued in accordance with the Rules of Origin and procedures in the relevant Free Trade Area (FTA) agreements.
43. The re-importation of any waste and scrap products resulting from Outward Processing operations conducted outside the State shall not be permitted.
44. When goods in free circulation within the State are exported to carry out Outward Processing operations, the refund or drawback of customs duties, other taxes, and charges paid at the time of their original importation shall not be permitted.
45. The person authorized to operate Outward Processing operations shall ensure that the trademark affixed to the compensating products for distribution is a registered trademark in accordance with the Trademark Law.

46. Failure to comply with these procedures shall be subject to legal action under the Sea Customs Act and existing laws.
47. These procedures shall take effect commencing from [1 - 2 - 2025].

Dr. Kan Zaw
Union Minister

To

FORM (1)

Director General

Customs Department

Subject: **Application regarding raw materials or semi-finished goods to be temporarily exported under the Outward Processing procedures.**

1. Our [Company / Business / Organization], named _____, in accordance with the procedures relating to Outward Processing, will export [Raw Materials / Semi-finished Goods] known as _____ from _____ to [Country Name] _____. These will be processed into [Compensating Products] _____ and will be re-imported within an estimated period of _____.

2. I hereby apply and undertake that the compensating products will be re-imported into the State within one year from the date of the Export Declaration (ED). Furthermore, I agree to take full responsibility for any matters arising from discrepancies in that product at the time of re-importation.

Sign _____

Name _____

Company Name _____

Address _____

Phone Number _____

Email _____

Calculation of Wastage Percentage in the Outward Processing Operation

| Sr | Type of compensating products to be re-imported | | Required Goods | | Calculation of the percentage of wastage in the production of compensating products | Remark |
|----|-------------------------------------------------|----------|----------------|----------|-------------------------------------------------------------------------------------|--------|
| | Item | Quantity | Item | Quantity | | |
| | | | | | | |

Note: If there is difficulty in providing the description per unit, it may be provided per 1,000 units.

I hereby certify that the information provided above is true and correct.

Sign -----

Name -----

Company Name -----

Address -----

Phone Number -----

Email -----

To

FORM (3)

Director General

Customs Department

Subject: **Application for permission to re-import compensating products into the State after completion of Outward Processing.**

1. I/We, representing ----- [Company/ Business/ Organization Name], in accordance with the procedures relating to Outward Processing, exported ----- [Raw Materials or Semi-finished Goods] from ----- on -----[Date] under ED No. [Number] / ED Date [Date], to -----[Country Name] for the purpose of manufacturing and processing into -----[Finished Goods Name].
2. In respect of the said goods, I/We hereby apply for the clearance and release of the goods, confirming that the re-importation of the compensating products from abroad into the State is being carried out within _____ months from the date of issuing the Export Declaration (ED), and submit this application together with the attached documents.

Sign -----

Name -----

Company Name -----

Address -----

Phone Number -----

Email -----

Calculation of Wastage Percentage in Outward Processing Operations

We/I, on behalf of [Organization/Company Name], hereby submit that in the production of one unit of the following compensating products, the temporarily exported raw materials or semi-finished goods were utilized as specified in the attachment. Furthermore, the wastage/loss percentage incurred during the manufacturing, processing and repair of the products is presented as follows:

| Sr | Export Declaration (ED No/ Date) | The quantity of goods required to produce one unit of the compensating product. | | | Re-importation of compensating products | | | Detailed statement of the percentage of wastage and loss incurred during the manufacturing and processing of the products. | Remark |
|----|----------------------------------------|---------------------------------------------------------------------------------|------|----------|-----------------------------------------|------|----------|----------------------------------------------------------------------------------------------------------------------------|--------|
| | | Item | Unit | Quantity | Item | Unit | Quantity | | |
| | | | | | | | | | |

Note: If there is difficulty in providing the description per unit, it may be provided per 1,000 units.

I hereby certify that the information provided above is true and correct.

Date-----

Sign -----

Name -----

Company Name -----

Address -----

Phone Number -----

Email -----

Registration of Re-imported Goods after Outward Processing by ----- [Name of Company/ Business/ Organization]

[illegible]