

KELVIN CHIA YANGON

LOCAL KNOW-HOW WITH INTERNATIONAL EXPERTISE

Issue No. 39 | April 2018



Kelvin Chia Yangon Ltd. (KCY) has been in active operation in Myanmar since 1995, currently with offices in Yangon and Mandalay. KCY is the firm of choice for those seeking to navigate the fast-changing legal and regulatory landscape in Myanmar, where we have gained extensive experiences and expertise across all the fast-changing legal and regulatory landscape in Myanmar areas of commercial practice.

Level 8A

Union Financial Center (UFC) |
Corner of Mahabandoola Road and
Thein Phyu Road |
Botahtaung Township | Yangon,
Myanmar

Pyi Gyi Tagon Room, 1st Floor, Noble
Mingalar Hotel | Corner of 73rd Street
and Ngu Shwe War Street | Chan Mya
Thar Zi Township | Mandalay,
Myanmar

esg@kcyangon.com

www.kcyangon.com

Tel /Fax (951) 8610348

Fax: (951) 8610349

MYANMAR INVESTMENT COMMISSION ISSUES NOTIFICATION ON EDUCATION SERVICES ALLOWABLE FOR INVESTMENT

The Myanmar Investment Commission (“MIC”) designates five types of education services allowable for investment with Notification 7/2018

The MIC’s Notification 7/2018 (“the Notification”), issued on 20 April 2018 designated the following five types of private schools utilizing a curriculum stipulated by the Ministry of Education or relevant ministries, or an international curriculum, which are allowable for investments by the MIC.

1. Privately-operated basic education school,
2. Privately-operated technical, vocational and training school,
3. Privately-operated higher education school,
4. Privately-operated subject-based school,
5. Other privately-operated schools as designated by a relevant ministry.

In allowing investments in private schools, the Notification defines a private schools as all schools other than those operated by the State, and prescribes that the MIC allows private schools which are 100% fully owned by a Myanmar citizens or organizations, private schools established as a joint-venture between a Myanmar entity and a foreign entity through joint capital contribution, and a private school established with 100% of the capital contributed by a foreign entity. In allowing the investments in private schools, the Notification itself did not specify a minimum capital requirement or whether such investments require a MIC Permit.

The Notification states that the private schools are required to abide by the provisions of the Myanmar Investment Law and its Rules, and the National Education Law. Furthermore, the Notification specifies that it will be in effect until the time that the relevant laws relating to private schools, technical and vocational educations, and higher level educations are enacted.

While the Notification allows investments for both types of private schools utilizing the international curriculum as well as the curriculum as prescribed by the Ministry of Education or other ministries, neither the MIC nor the Ministry of Education had announced a detailed list of criteria required for investments in the private education services allowed by the Notification.