

Datasheet for business formalities.

Technical Assistance for Business Regulation Review and Rationalization in Lao PDR

REGISTRATION DATA		
Name of formality	License to Develop Special Economic Zone	
Type of formality	License	
Formality Code	Date of last modification	Responsible Authority
MoPI-PMSEZO-5	03.01.2018	Specific Economic Zone Promotion and Management Office

BACKGROUND DATA	
Means of presentation	At the Authority Offices
Specific sector linked to the formality	L - Real estate activities
Purpose for enforcing the business formality	The Special Economic Zone shall be subject to separate management mechanism that is different from the general investment and since this Zone is considered one of the fundamental infrastructure for the investment in Lao PDR, it is necessary to ensure that the developer of this Zone has all the required qualifications.
Who should complete this business formality?	Any legal entity that intends to invest in the development of the Special Economic Zone established by the Government that has their specific management mechanism that intends to facilitate the investment - including Industrial Cluster, Processing Zone for export, Technology and information development zone, service / trade / tourism development zone.
The formality has online information?	NO
Link to online information	
The formality has an application form?	NO
Any additional comment concerning the formality	1. Ministry of Planning and Investment will enter into the Memorandum of Understanding with the applicant to enable them to conduct detailed research and study for the development of the proposed Special Economic Zone for consideration and approval within the maximum period of 18 months; 2. The holder of this Formality shall establish a project company to manage the Special Economic Zone; provided that the project company shall comply with the required registered capital and capital importation conditions defined for Concession Business in the Investment Promotion Law.

REQUIREMENTS AND SUPPORTING EVIDENCE

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Time it takes to the authorities to process the formality	7	The relevant legal act does not define the review period but the authority informed that in practice, after the Government agree and approves the application by the relevant investor, the Authority will issue this Formality within 7 working days.
Qualifications needed by the business to get the formality	1. The applicant shall be a juristic person; 2. The applicant shall have stable and strong financial status as inspected and certified by the reliable domestic or foreign financial institution; 3. The applicant shall have experience and successful track record as certified and confirmed by the relevant authorities; 4. The applicant shall never be adjudicated as being bankrupt or imprisoned due to a wrongful and intentional conviction.	
Is there any reason for the authority to deny the issuing of the formality?	Deny in case that the applicant cannot meet the defined conditions and requirements; the proposed zone is reserved specifically for government investment; or the applicant requests for the privileges that exceed the permitted scope.	

RENEWAL INFORMATION	
Does the formality have a validity or an expiration date?	How long will the formality be valid for? (in months)
YES	600
What is the process and conditions to renew the formality?	The investment period for Special Economic Zone will depends on the type, size, investment value, conditions and the feasibility of each investment; provided that the maximum period shall not exceed 50 years and the renewal shall be subject to the approval from the Government or National Assembly or the Provincial Assembly.

ISSUING FEES				
Has application fees?	Service fees businesses need to disburse	Certificate fees businesses need to disburse	Application fees businesses need to disburse	Total fees businesses need to disburse
YES	0.00	5000000.00	0.00	5000000.00
Comments	Reference: According to the information provided by the authority			

RENEWAL FEES				
Has renewal fees?	Service fees businesses need to disburse	Certificate fees businesses need to disburse	Renewal fees businesses need to	Total renewal fees businesses need to disburse

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RENEWAL FEES				
			disburse	
YES	0.00	5000000.00	0.00	5000000.00
Comments	Reference: According to the information provided by the authority			

LEGAL FRAMEWORK			
Name	Number	Date	Comment
Law on Promotion of Investment (Revised)	14/ສພຊ	17.11.2016	Part IV Development of Special Economic Zone Article 59-63

REQUIRED DOCUMENTS	
Document Name	Comment
Certificate to approve the Environmental and Social Impact Assessment	
Special Economic Zone Development Master Plan	
Certificate of Special Economic Zone Area	ໃບຢັ້ງຢືນຂອບເຂດເນື້ອທີ່ດິນລະອຽດຂອງໂຄງການ ຈາກອົງການປົກຄອງທ້ອງຖິ່ນ ແລະ ຂະແໜງການທີ່ກ່ຽວຂ້ອງ
Draft Special Economic Zone Development Agreement	
Construction Layout	ແຜນຜັງກໍ່ສ້າງເບື້ອງຕົ້ນ
Environmental and Social Impact Assessment	
Feasibility Study	
Request Letter	ໃບສະເໜີຂໍຮັບຮຽນ

STATISTICS (Issue or/and renewed number)		
Year	Issued	Renewed
2016	5	0

LIST OF ATTACHED DOCUMENTS		
Name of document	Type of document	File of document