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**LAO PEOPLE'S DEMOCRATIC REPLUBIC
PEACE INDEPENDENCE DEMOCRACY UNITY PROSPERITY**



Ministry of Industry and Commerce

No 0237/MOIC.DIMEX
Vientiane Capital, date 02 February 2012

--Decision

on Procedure for Import and Distribution of Petroleum in the Lao PDR

- Pursuant to the Enterprise Law No. 11/NA, dated 09 November 2005;
- Pursuant to the Government's Decree on the Import and Export of Goods No. 114/GoL, dated 6 April 2011; and
- Pursuant to the Prime Minister's Decree on the Goods Import Licensing Procedures No. 180/PM, dated 07 July 2009,

The Minister of Industry and Commerce hereby issues the following Decision:

**Section 1
General Provisions**

Article 1. Purpose

This Decision sets out procedures for petroleum import and distribution in the Lao PDR. This Decision has no purpose to restrict the quantity or value of importation, but only for statistical and import monitoring purposes, through the automatic import licensing regime.

Article 2. Definition of Terms

In this Decision, "petroleum" means all kinds of petroleum including gasoline, diesel, bensin, lubricants and others as defined in the Lao PDR's Customs Nomenclature of 2710.

Article 3. Scope of Application

This Decision applies for the import and distrition of petroleum in the Lao PDR.

**Section 2
Rights and Requirements of Import and Distribution of Petroleum**

Article 4. Rights and Requirements for Importation of Petroleum

Any individual, entity and organization located in or outside the Lao PDR has the rights to import Petroleum to the Lao PDR in accordance with relevant laws and regulations of the Lao PDR.

Article 5. Rights and Requirements for Distribution of Petroleum

Petroleum distribution enterprises registered under Lao PDR law have the rights to distribute petroleum in the Lao PDR.

Petroleum distribution enterprises shall comply with the following requirements:

1. Be an authorized distributor of a petroleum company;
2. Have a petroleum storage or warehouse;
3. Have a sales or customer service station and other facilities to provide services to customers; and
4. Have a safety system.

Section 3

Petroleum Import Licensing Procedures

Article 6. Application for Importation of Petroleum

The import of petroleum shall obtain an import license from the Department of Import and Export, Ministry of Industry and Commerce.

Article 7. Required Documents for Petroleum Import License Application

Documents required for applying for a petroleum import license are as follows:

1. Application for petroleum import license;
2. Copy of the following:
 - Valid Enterprise Registration Certificate or Concession Registration Certificate (for enterprises located in the Lao PDR); or
 - Valid enterprise registration certificate issued by the competent authority of the relevant country (for enterprises located outside the Lao PDR).
3. Any documents in foreign language shall be accompanied with its Lao translation as certified by the Notary Office of Lao PDR.

Article 8. Petroleum Import License

The issuance, modification and term of petroleum import licenses shall follow the Goods Import Licensing Procedures No. 180/PM, dated 07 July 2009.

The import license is not transferrable.

Article 9. Fee and Charge

Fees and charges for the issuance and modification of petroleum import licenses shall follow the Presidential Edict No. 03/P, dated 19 November 2008 on “Fees and Services Charges”.

Article 10. Provision of Documents upon Actual Importation

- Upon actual importation, importers shall provide the following documents to the customs authority:

1. Petroleum import license as issued under this Decision; and
2. Other required documents as per customs regulations.

Section 4
Final Provisions

Article 11. Implementation

Department of Import and Export shall actively coordinate with relevant authorities to implement this Decision accordingly and effectively.

Article 12. Effectiveness

This Decision shall be effective 30 days after the date of signature.

Minister of Industry and Commerce,

[Signed and sealed]
Dr. Nam Viyaketh