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LAO PEOPLE'S DEMOCRATIC REPLUBIC
PEACE INDEPENDENCE DEMOCRACY UNITY PROSPERITY



Ministry of National Defense
General Logistic Department
National Defense Industry Department

No.109/NDID
Vientiane Capital, date 29 May 2012

Instruction on
Procedures for the Importation of Industrial Explosive Substances

- Pursuant to Government's Decree on the Import and Export of Goods No. 114/GoL, dated 6 April 2011;
- Pursuant to Prime Minister's Decree on the Goods Import Licensing Procedures No. 180/PM, dated 07 July 2009; and
- Pursuant to the Instruction of the Minister of National Defense no.2450/ND, dated 5 August 2010 on management of Explosive substances used in industry.

Director General of The National Defense Industry Department, General Logistics Department, Ministry of National Defense issues the following guidelines:

Article 1. Purpose

This Instruction sets out procedures for the importation of the industrial explosive substances through the non-automatic import licensing regime, aiming at ensuring the public safety, national security and environmental protection.

Article 2. Definition of Terms

In this Instruction "industrial explosive substances" means the explosive substances used for the industrial purposes. These include: single chemical or chemical compound produced for the explosion reaction which may be caused by mechanical stimulus, heat, chemically or electrically, by blasting cap, detonating cord, fuse, booster; and other explosive substances used to cause initial stimulus for the explosion of others explosive substances. These are under HS Code 36.01; 36.02; 36.03 and 36.04 in the Tariffs Nomenclature of Lao PDR.

Article 3. Scope of Application

This Instruction applies for the import of industrial explosive substances in Lao PDR.

Article 4. Rights and Requirements for Importing Industrial Explosive Substances

Any individual or entity that has obtained the concession agreement from the Government of Lao PDR in relation to development projects in conformity with the Law on Investment Promotion, shall have the right to apply for importation of industrial explosive substances where it is necessary to utilize such explosive substances in the project operation and shall comply with the regulation regarding the handling of industrial explosive substances in the Lao PDR.

Article 5. Application for Importation of Industrial Explosive Substances

The importation of industrial explosive substances shall obtain an import license from the National Defense Industry Department, General Logistics Department, Ministry of National Defense.

Article 6. Documents required for Application for Industrial Explosive Substances Import License

Documents required for applying for the import license of the industrial explosive substances are as follows:

1. Application for industrial explosive substance import license;
2. Copy of valid Enterprise Registration Certificate or Concession Registration Certificate;
3. Utilization plan for each specific project or annual plan for the utilization of explosive substances;
4. Invoice and Packing list; and
5. Sale-Purchase Contract.

Article 7. Industrial Explosive Substances Import License

The issuance, modification and term of the industrial explosive substances import license shall be implemented in accordance with Decree on the Goods Import Licensing Procedures No. 180/PM, dated 07 July. The import license is not transferrable.

The consideration for issuance of an import license of industrial explosive substance shall be subject to the discretion of National Defense Industry Department, General Logistics Department, Ministry of National Defense.

Article 8. Fees and Charges

Fees and charges for the issuance and modification of industrial explosive substances import licenses shall follow the Edict on “Fees and Services Charges” asset out for each period.

Article 9. Provision of Documents upon Actual Importation

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

1. Import license issued under this guideline; and
2. Other required documents as per customs regulation.

Article 10. Implementation

The National Defense Industry Department, General Logistics Department, Ministry of National Defense shall actively coordinate with relevant authorities to implement this Instruction accordingly and effectively.

Article 11. Effectiveness

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

Director General of National Defense Industry Department,

Kilakone Bounnaphon