

Datasheet for business formalities.

Technical Assistance for Business Regulation Review and Rationalization in Lao PDR

REGISTRATION DATA		
Name of formality	License to Operate Mineral and Mineral Products Trading Business	
Type of formality	License	
Formality Code	Date of last modification	Responsible Authority
MoEM-MD-18	07.11.2017	Mine Department

BACKGROUND DATA	
Means of presentation	At the Authority Offices
Specific sector linked to the formality	B - Mining and quarrying
Purpose for enforcing the business formality	In order to assure that all the mineral and mineral products that will be traded in Lao PDR will have an authorised source. Also, this Formality should assist in reducing the illegal exploitation of mineral since those illegal mining operation will not be tradable in the market.
Who should complete this business formality?	Any person or legal entity that intends to operate mineral and mineral products trading business - both the trader who also has the mine exploitation license under their own concession agreement; and the trader who purchase mineral and mineral products from other's sources.
The formality has online information?	NO
Link to online information	
The formality has an application form?	NO
Any additional comment concerning the formality	

REQUIREMENTS AND SUPPORTING EVIDENCE		
Time it takes to the authorities to process the formality	15	- In case the Formality will be issued for the trader who also has the Mine Exploitation License under their own concession, the review period shall not exceed 15 working days; - In case the Formality will be issued for the trader who does not have the concession, the review period shall not exceed 10 working days.
Qualifications needed by the business to get the formality	1. In case that the applicant gets the Mining Exploitation License, they shall be entitled to get this Formality automatically but they will have to provide all the evidence of their incorporation and rights to mine exploit; and shall have a mine stockyard that meets the required technical standards; 2. In case the applicant	

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REQUIREMENTS AND SUPPORTING EVIDENCE	
	does not have the mining exploitation rights or the concession, the applicant shall have the Enterprise Registration Certificate that they can conduct trading business; shall have entered into the purchase-sale agreement for all the mineral and mineral products that they will purchase and sell - they shall only buy from the authorised mining exploitation; and shall have a mine stockyard that meets the required technical standards.
Is there any reason for the authority to deny the issuing of the formality?	Deny in case that the applicant cannot meet the required standards or qualifications.

RENEWAL INFORMATION	
Does the formality have a validity or an expiration date?	How long will the formality be valid for? (in months)
YES	360
What is the process and conditions to renew the formality?	1. In case the applicant has the concession right and the Mining Exploitation License, the validity for this Formality shall last for the same period as the Mining Exploitation License; 2. In other case, if the applicant does not have the concession right but apply for this Formality just to trade those mineral products, this Formality shall be valid for 12 months and can be renewed on an annual basis.

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	300000.00	0.00	300000.00
Comments	Reference: Presidential Edict No. 03/PR If the License to Conduct the Mining Exploitation is issued, no fee will be collected separately.			

RENEWAL FEES				
Has renewal fees?	Service fees businesses need to disburse	Certificate fees businesses need to disburse	Renewal fees businesses need to disburse	Total renewal fees businesses need to disburse
YES	0.00	300000.00	0.00	300000.00

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Comments	Reference: Presidential Edict No. 03/PR If the License to Conduct the Mining Exploitation is issued, no fee will be collected separately.

LEGAL FRAMEWORK			
Name	Number	Date	Comment
Order on the Purchase - Sale of Minerals and Mineral Products	0481/ພບ	20.04.2012	Chapter II Trade of Minerals and Mineral Products (Article 4 to Article 8)
Law on Mineral (Revised)	02/ສພຊ	26.12.2011	Part III Mining Business (Article 19 and Article 25)

REQUIRED DOCUMENTS	
Document Name	Comment
Certificate of Annual Tax Payment	
Mineral Purchase and Sale Agreement	ສັນຍາຂາຍແຮ່ທາດກັບຜູ້ຊື້ຢູ່ປາຍທາງ
Letter of Intention to Trade Mineral & Mineral Products	
Certificate for Enterprise Registration of Company Limited	
License to Conduct Mining Exploitation	

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

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