



DuaneMorris®

& SELVAM LLP

A JOINT LAW VENTURE

# MYANMAR

## DUANE MORRIS & SELVAM (MYANMAR)

Duane Morris & Selvam (Myanmar) provides on-the-ground, high-quality counsel to foreign and domestic businesses seeking to seize opportunities while minimizing the inherent risks in the dynamic, emerging market of Myanmar. The firm's attorneys have built strong relationships in Myanmar with various union government ministries and departments and have worked closely with the Attorney General's Office for several years.

Headquartered in Yangon, Myanmar, we are able to offer both local and global legal support. Our network of 29 offices and more than 800 lawyers globally enables us to act as effectively for multinational businesses seeking market entry in Myanmar as we do for local businesses seeking to globalise and regionalise their structures. We provide a full suite of legal services for companies seeking inbound and outbound opportunities across a wide range of industry sectors.

The firm's attorneys in Myanmar (both local and international lawyers) are well-suited to assist in a full suite of practice areas, and focus on foreign direct investment, power projects, infrastructure, real estate and employment.

## DISTINGUISHED SERVICE TO MYANMAR AWARD



Significantly, in recognition of our longstanding commitment to Myanmar in representing the Attorney General's Office in transactional and dispute resolution matters for more than a decade, we are the only recipient of the Distinguished Service to Myanmar Award by the Attorney General of the Union.

## RANGE OF SERVICES

- ▶ Mergers & Acquisitions
- ▶ Corporate Finance
- ▶ Licensing/Market Entry
- ▶ Funds, Private Equity & Venture Capital
- ▶ Project Financing
- ▶ U.S. Foreign Corrupt Practices Act and UK Bribery Act Matters
- ▶ Corporate Commercial
- ▶ Corporate Real Estate
- ▶ Dispute Resolution (Selvam LLC)
- ▶ Intellectual Property
- ▶ Tax
- ▶ Banking & Finance
- ▶ Energy, Oil & Gas

## INDUSTRIES SERVED

- ▶ Energy & Natural Resources
- ▶ Oil & Gas
- ▶ Real Estate
- ▶ Infrastructure
- ▶ Telecommunications
- ▶ Private Equity
- ▶ Resources
- ▶ Manufacturing
- ▶ Food, Beverage & Hospitality
- ▶ Project Finance
- ▶ Technology, Media & Telecommunications
- ▶ Financial Institutions

## ACCOLADES

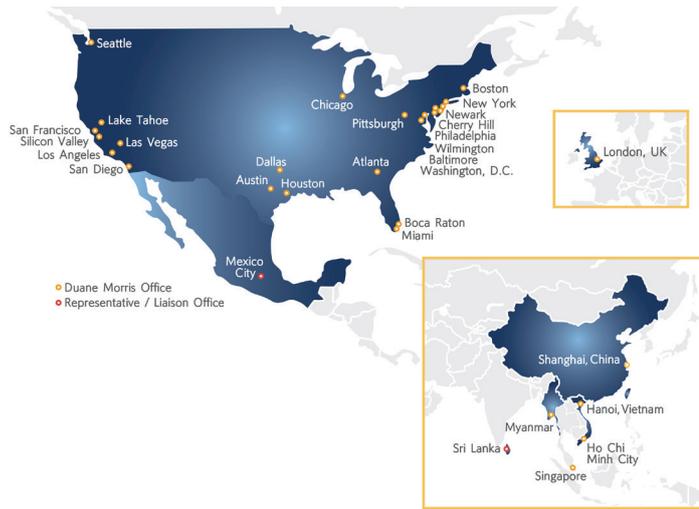
- ▶ Ranked as a Leading Firm for Corporate and M&A and Projects (including Energy) in Myanmar by *The Legal 500 Asia Pacific 2020*.
- ▶ Ranked as a Recommended Firm for Financial & Corporate and Project Development in Myanmar by *IFLR1000 2020*.
- ▶ Ranked as a Highly Recommended Firm for Banking & Financial Services, Energy and General Business Law, and a Recommended Firm for Infrastructure, Technology & Telecommunications and Real Estate by *asiaLaw Profiles 2020*.
- ▶ Ranked in *Chambers Asia-Pacific 2020* for General Business Law.



## EXAMPLES OF OUR MYANMAR-RELATED WORK

- ▶ Advised First Myanmar Investment Co. Ltd., one of Myanmar's most established conglomerates, in relation to the first ever listing on the Yangon Stock Exchange in March 2016.
- ▶ Advised Sembcorp Utilities Limited as lead sponsors on the implementation of a \$300 million 225MW gas-fired power plant on BOT basis in Myingyan, Mandalay area of Myanmar, the first internationally tendered power project in the country and its biggest gas-fired power station to date. Advised and negotiated all in-country projects documents the MOA, PPA, BOT Agreement, land lease agreement and EPC contracts.
- ▶ Advised Shwe Minn Gan Finance Company Limited, a Myanmar nonbanking financial institution, on structuring its collaboration with Rent2Own.
- ▶ Advised on the Myingyan IPP, a 225MW combined cycle gas turbine power plant located in Myingyan District, Mandalay Region, Myanmar and its subsequent project financing – Project Finance International (PFI) and IFLR Asia Awards for 'Asia-Pacific Deal of the Year 2017' and 'Project Finance Deal of the Year 2018', respectively.
- ▶ Advised a conglomerate on the legal aspect of a sovereign guarantee in Myanmar.
- ▶ Advising one of the largest Indian oil & gas exploration and production companies in connection with its envisaged novation in the joint venture for the Myanmar-China border gas pipeline project.
- ▶ Acted for a Myanmar conglomerate with its US\$13.5 million financing transaction for its hotel & resort venture in Myanmar.
- ▶ Advised a foreign licenced bank on its short-term revolving credit of US\$2.5 million to a foreign company dealing with construction material in Myanmar.
- ▶ Acted for Oil India Limited to obtain a DICA permit and advised on various other matters relating to the establishment of its exploration and production base in Myanmar.
- ▶ Advised a Myanmar automobile company on being granted exclusive distribution rights of commercial trucks and buses, including reviewing and negotiating a distribution agreement, and advising on relevant laws, regulations and government policy in relation to implementing and structuring to optimize possible investment incentives, comply with best practices and minimize the risks associated with investments in the automobile trading business in Myanmar.
- ▶ Representing a Myanmar construction company in an ongoing, US\$2 million arbitration involving a construction project in Myanmar.
- ▶ Advised CITIC Construction on a consortium bid for the design, build, finance, operation and transfer of a deep sea port and an industrial port at a Special Economic Zone in Myanmar.
- ▶ Advised an Indian oil & gas company on tax implications arising out of an envisaged acquisition of participating interest in an offshore oil & gas block in Myanmar.
- ▶ Advised a foreign investor on the cross-border acquisition of two solar power plants and a project company in Myanmar worth in excess of US\$500 million.
- ▶ Advised the developer and investor on the preparation of all project-related agreements from the perspective of tax, insurance and corporate law. The developer has plans to build and operate six solar power plants in Myanmar with a combined power generation output of 420MW.
- ▶ Advised on the market entry, establishment and incorporation of the Representative Office for a Taiwanese bank in Yangon with the Central Bank of Myanmar and DICA, and provided ongoing corporate secretarial work.
- ▶ Advised on regulatory and compliance aspects of dual-currency product transaction between a Singapore bank and Myanmar local bank.
- ▶ Advised on a syndicate project financing transaction of up to an aggregate of US\$20 million involving a Singaporean Bank and a local Myanmar bank.
- ▶ Advised Singapore subsidiary of PRC oil and gas company PetroChina in the acquisition of a stake in terminal storage facilities in the Union of the Republic of Myanmar.
- ▶ Acted for a Myanmar conglomerate with its settlement of disputes to the tune of US\$300,000 with its foreign joint venture partner, involved with operating and management of a food and beverage franchise.
- ▶ Assisted Union of Myanmar Federation of Chambers of Commerce and Industry with the preparation of a paper on Myanmar's power sector, which highlighted challenges and recommended establishing a regulatory framework and creating standard documents for power projects.
- ▶ Advising a foreign development finance agency on its first US\$250 million project financing of a telecommunications project in Myanmar.
- ▶ Advised a Singapore company with its envisaged venture involving power-to-tower project in Myanmar. Involved with negotiations on the Master Services Agreement and advising the client on regulatory and compliance matters.
- ▶ Represented edotco Myanmar Limited on the amendment of master tower lease agreements with Myanmar Posts and Telecommunications.
- ▶ Advised PRC property developer Qingjian Group Co., Ltd. on the setting up of a joint venture for the construction, development and management of a mixed-use development project in Yangon, Myanmar.
- ▶ Advised a foreign licensed bank on its short-term revolving credit of MMK 7.5 billion to a Korean microfinancing company in Myanmar.

## OFFICE LOCATIONS AND REACH



The firm's Asia offices in Singapore, Yangon, Hanoi, Ho Chi Minh City and Shanghai are backed by a global infrastructure of offices across the United States and in London.



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This is for general information. The invitation to contact attorneys in Duane Morris & Selvam (Myanmar) Limited is not a solicitation to provide professional services and should not be construed as a statement as to any availability to perform legal services in any jurisdiction in which such attorney is not permitted to practice.

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