

**The Law Amending the Fertilizer Law**  
**(The Pyidaungsu Hluttaw Law No. 15, 2015)**  
**The 4<sup>th</sup> Waxing of Tagu, 1376 M.E.**  
**(23 March, 2015)**

The Pyidaungsu Hluttaw hereby enacts this Law.

1. This Law shall be called **the Law Amending the Fertilizer Law**.
2. (a) The expression “manager” contained in the Fertilizer Law shall be substituted by the expression “officer in-charge”.
- (b) The expression “inspector” contained in the Fertilizer Law shall be substituted by the expression “inspection team”.
- (c) The expression “Myanmar Agriculture Service” contained in the Fertilizer Law shall be substituted by the expression “Department of Agriculture”.
- (d) The expression “Managing Director” contained in the Fertilizer Law shall be substituted by the expression “Director General”.
3. In section 2 of the Fertilizer Law:
  - (a) sub-section (e) shall be substituted as follows:

“(e). **Standard** means minimum proportion and quality standards stipulated by the Fertilizer Committee in respect of plant nutrient or other required materials contained in the relevant fertilizer;”
  - (b) sub-section (m) shall be substituted as follows:

“(m) **Licence** means a permit issued that permitting storage or distribution and sale of fertilizer by this Law for commercial purpose;”

(c) sub-section (o) shall be substituted as follows:

“(o) **Inspection team** means the team formed with persons assigned duty by the Department of Agriculture under section 22 of this Law;”

4. Sub-section (b) of section 5 of the Fertilizer Law shall be substituted as follows:

“(b) stipulating the standardization of fertilizer, deciding whether or not the laboratory test result of the sample of the fertilizer submitted by the inspection team meets the standardization of the fertilizer;”

5. Sub-section (a) of section 13 of the Fertilizer Law shall be substituted as follows:

“(a) A person desirous of operating on the storage of fertilizer business for commercial purpose shall, in accord with the stipulations, apply to the Department of Agriculture to obtain a business licence.”

6. Section 16 of the Fertilizer Law shall be substituted as follows:

“16. A person operating a business of fertilizer shall mention, on the package or container of fertilizer the following particulars:

- (a) import, manufacture registration certificate number;
- (b) label;
- (c) net weight of fertilizer;
- (d) quality assurance;
- (e) percentage of plant nutrient contained in the fertilizer;
- (f) manufacturing company, business, name of association, place of manufacture, manufactured date and expiry date, storage system;
- (g) prescription for use and cautions in Myanmar Language.

7. Section 17 of the Fertilizer Law shall be substituted as follows:

“17. The licensee shall store or distribute and sell fertilizer only which has registration certificate which the particulars contained in section 16 are mentioned.”

8. Sub-section (a) of section 19 of the Fertilizer Law shall be substituted as follows:

“(a). If a licensee of the business on storage of fertilizer is desirous of continuing the business, he shall apply to the Department of Agriculture in accord with the stipulations for the renewal of licence at least 30 days prior to the expiry of the licence.

9. Section 22 of the Fertilizer Law shall be substituted as follows:

“22. The Department of Agriculture may, in order to perform the inspection contained in this Law:

(a) form and assign duty to the Nay Pyi Taw Council, Region or State Level Inspection Team as follows:

(i) in-charge of Region, or State officer                      team leader  
in Land Use Division

(ii) two service personnel assigned duty by the    members  
Region or State Officer in-charge

(b) form and assign duty to the District Level Inspection Team as follows:

(i) in-charge of District officer                                      team leader  
in Land Use Division

(ii) two service personnel assigned duty by                      members  
the District officer in-charge

(c) form and assign duty to the Township Level Inspection Team as follows:

- (i) township officer in-charge team leader
- (ii) two service personnel assigned duty by members  
the township officer-in-charge

10. In section 23 of the Fertilizer Law:

(a) sub-section (b) shall be substituted as follows:

“(b) obtaining the sample of fertilizer to test whether or not the fertilizer meets the standardization, carrying out laboratory test and submitting the test result to Land Use Division;”

(b) sub-section (d) shall be substituted as follows:

“(d) if it is found out that any prohibition contained in this Law has been violated, submitting to the Fertilizer Committee through the Department of Agriculture in accord with the prescribed manners;”

11. In section 26 of the Fertilizer Law:

(a) sub-section (a) shall be substituted as follows:

“(a) failing to comply with any duty contained in section 15 by a licensee who obtained the storage of fertilizer business;”

(b) sub-section (b) shall be deleted.

12. Sub-section (a) of section 29 of the Fertilizer Law shall be substituted as follows:

“(a) A person dissatisfied with the order or decision passed by the Department of Agriculture in respect of the business licence of the storage of fertilizer may appeal to the Fertilizer Committee in accord with the stipulations within 30 days from the date of receipt of such order or decision.

13. The expression “compounding, mixing, repackaging” contained in section 32 of the Fertilizer Law shall be deleted.
14. The expression “with imprisonment for a term which may extend to 3 years or with fine which may extend to kyats 150,000” contained in section 36 of the Fertilizer Law shall be substituted by the expression “with imprisonment for a term which may extend to three years or with fine which may extend to ten hundred thousand kyats”.
15. The expression “with imprisonment for a term which may extend to 1 year or with fine which may extend to kyats 50,000” contained in section 37 of the Fertilizer Law shall be substituted by the expression “with imprisonment for a term which may extend to one year or with fine which may extend to five hundred thousand kyats”.

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I hereby sign under the Constitution of the Republic of the Union of Myanmar.

Sd/  
Thein Sein  
President  
Republic of the Union of Myanmar