

(Rules Under The Births, Deaths and Marriages Registration Act, Myanmar ActNo. XXVI of 1943.)

No.433

Simla, the 20th November 1943.

[Amendment : 18.06.1989]

No.433.- In exercise of the powers, conferred by section 9 of the Births, Deaths and Marriages Registration Act, 1943 (Myanmar Act No. XXVI, 1943), the Governor makes the following rules:-

1. In these rules unless there is something repugnant in the subject or context-

(1) "the Act" means the Births, Deaths and Marriages Registration Act, Myanmar Act No. XXVI of 1943.

(2) "Form" means a Form attached to these rules.

<Amendment 18.06.1989>

2. Applications for registration of births, deaths and marriages shall be in the forms set out in Forms A, B and C respectively.

3. Every such application shall be signed by the person making it and shall specify the capacity in which the persons claims to be authorized to make it. It shall also be supported by an affidavit or affidavits or other evidence as to the birth, death or marriage in question.

4. (i) Every such application shall ordinarily be presented in person or sent by registered post to the Registrar.

(ii) When the application is sent by registered post to the Registrar by any person with whose signature the Registrar is not personally acquainted, such person shall, before sending such application to the Registrar, sign it in the presence of-

(a) any Gazetted Officer of the Government of Myanmar or the Government of India, or

(b) any person exercising the powers of a Magistrate in British India.

<Amendment 18.06.1989>

5. For the purposes of section 6 (i) of the Act the prescribed authority for giving information that a person domiciled or ordinarily resident in British Myanmar has died in consequence of war operations shall be the District Magistrate of the District in which the death occurred, or any Gazetted Officer of the Government of Myanmar.

<Amendment 18.06.1989>

6. Any person aggrieved by an order of the Registrar either making an entry of a birth, death or marriage in the proper register, or refusing to register a birth, death or marriage may apply for a review of the order by a petition addressed to the Governor and submitted through the Chief Secretary to the Government of Myanmar.

<Amendment 18.06.1989>

7. Registers of births, deaths and marriages shall be kept in the forms set out in Forms D, E and F respectively.
8. Every certificate of registration of a birth, death or marriage given by the Registrar under the Act shall be in the form set forth in Form G.
9. At the foot of every copy of an entry given under the provisions of the Act there shall be written a certificate dated and subscribed by the registrar that the copy is a true copy of the entry.
10. The Registrar shall keep, in the form set forth in Form H a register of all certificates of Registration and copies of entries given by him.
11. The Registrar may of his own motion correct any error in forms in an entry of a birth, death or marriage in a register of births, deaths or marriages kept by him under the Act.
- In every case in which an entry is corrected under this rule intimation thereof shall (if practicable) be communicated within one week from the date of the correction being made to the person who made the application for the registration of the birth, death or marriage in question.
12. When any error in substance in any entry of a birth, death or marriage in a register of births, deaths or marriages is asserted to have been made the Registrar may correct the error upon application made in writing, and signed in the presence of two witnesses attesting the signature, by any person authorized to make application for the registration of the birth, death or marriage to which the entry relates, and provided that the Registrar is satisfied that the application is well founded.
- In correcting such error the Registrar shall correct the same by entry in the margin, without any alteration of the original entry, and by appending his signature thereto and the date of the correction.
13. The sums specified in Form J shall be the fees payable under the sections of the Act there referred to; Provided that soldiers and non-commissioned officers of His Majesty's Regular Forces, including His Majesty's Air Forces, and all Seamen shall be exempted from the payment of any fees.

14. The Registrar shall keep a register in the form set forth in Form K of all fees realized under these rules, and shall pay such fees at the end of each month into the Imperial Bank of India to be credited to Government.
15. The Registrar shall keep safely all the registers aforesaid together with the records of his office.

By order,
K.W. FOSTER,
Secretary.

----- Attachment -----

- [ATTACH LIST 1] 01 FORM A. APPLICATION FOR REGISTRATION OF A BIRTH. (Section 5, Myanmar Act No. XXVI of 1943.)
- [ATTACH LIST 2] 02 FORM B. APPLICATION FOR REGISTRATION OF A DEATH. (Section 5, Myanmar Act No. XXVI of 1943.)
- [ATTACH LIST 3] 03 FORM C. APPLICATION FOR REGISTRATION OF A MARRIAGE. (Section 5, Myanmar Act No. XXVI of 1943.)
- [ATTACH LIST 4] 04 FORM D. REGISTER OF BIRTHS. (Rule 7.)
- [ATTACH LIST 5] 05 FORM E REGISTER OF DEATHS. (Rule 7.)
- [ATTACH LIST 6] 06 FORM F. REGISTER OF MARRIAGES. (Rule 7.)
- [ATTACH LIST 7] 07 FORM G. CERTIFICATE OF REGISTRATION OF BIRTH, DEATH OR MARRIAGE. (Rule 8.)
- [ATTACH LIST 8] 08 FORM J. FEES LEVIABLE UNDER SECTIONS 7 AND 8 OF THE ACT. (Rule 13.)