

MUNICIPAL AND LOCAL DEPARTMENT.

(Rules Under the Myanmar Municipal Act, III of 1898 (Section 197))

No. 21

Dated Rangoon, the 7th March 1899.

[Amendment : 18.06.1989]

No. 21.- In exercise of the power conferred by section 197, sub-section (5), of the Myanmar Municipal Act, III of 1898, the Lieutenant-Governor makes the following rules:-

RULES.

1. A person empowered to accept composition under section 197 of the Myanmar Municipal Act for alleged offences shall, in regard to such composition, observe the following instructions, namely,-
 - (i) Before accepting money as a composition for an offence he shall carefully explain to the accused that he is at liberty, if he so wishes, to be tried for the offence.
 - (ii) Before accepting a composition he must satisfy himself by personal enquiry that there is reasonable ground to believe that the alleged offence has been committed. In this enquiry he shall always hear the statement of the accused person, unless he is prevented from doing so by unavoidable circumstances, and as far as may be possible he shall conduct the enquiry in the presence of the accused.
 - (iii) He shall not accept a larger sum than Rs. 20 in composition for any alleged offence.
 - (iv) For every composition accepted he shall grant a receipt. For this purpose he shall maintain a book of receipt forms, serially numbered, with proper counterfoils.
 - (v) He shall enter the particulars of every composition accepted in a register of the form given below.
 - (vi) He shall pay the amount received by him in composition daily to the credit of the Municipal Fund in the bank or treasury where the balance of the fund is kept. For each payment he shall obtain a receipt and keep it filed, with the register, for 12 months, after which it may be destroyed.
 - (vii) On the first working day of each month he shall submit his register with the attached receipts to the Deputy Commissioner, and shall comply with all instructions consistent with law and with the rules which the Deputy Commissioner may issue as to his proceedings in the acceptance of compositions. In the case of Rangoon the President shall take the place of the Deputy Commissioner in this rule.

<Amendment 18.06.1989>

2. No offence alleged to have been committed more than one month before the date of the first report regarding it may be compounded, except after a personal investigation by the officer empowered by law to accept compositions.

----- Footnote -----

[ပင်ရင်း- ၁၁.၃.၁၈၉၉ ရက်နေ့ထုတ် ပြန်တမ်းမှ ကူးယူတင်ပြသည်။]

----- Attachment -----

[ATTACH LIST 1] 01 FORM OF REGISTER.