

HOME DEPARTMENT.

(The Honorary Magistrates (Appointment) Rules.)

NOTIFICATIONS.

No. 148

Simla, the 10th October 1945.

No.148.- In exercise of the powers conferred by the proviso to sub-section (1) of section 12 of the Code of Criminal Procedure, the Governor makes the following rules regulating the appointment of Honorary Magistrates:-

1. These rules may be called **the Honorary Magistrates (Appointment) Rules.**
2. In these rules, the expression "Chief Justice" means the Chief Justice of the High Court of Judicature at Rangoon.
3. The number of Honorary Magistrates to be appointed in any district, and the local areas within which such persons may exercise the powers with which they are invested under the Code of Criminal Procedure shall be decided by the Governor from time to time.
4. Honorary Magistrates shall be appointed by the Chief Justice on the recommendation of the District Magistrate concerned, who shall be bound to consult the Sessions Judge concerned before making his recommendation and to report the views of the Sessions Judge to the Chief Justice.
The recommendation shall be made to the Chief Justice through the Home Department.
5. The term of appointment of Honorary Magistrates shall be for life, but an Honorary Magistrate may resign his office at any time by writing addressed to the Chief Justice, and the Chief Justice may for sufficient cause terminate any such appointment at any time. An Honorary Magistrate will ordinarily be expected to resign his office on reaching the age of sixty-five years.
6. In making appointments under these rules the Chief Justice shall, whenever possible, so provide that, where any two or more Honorary Magistrates in any place sit together as a Bench with First class powers, the Bench contains at least one retired Stipendiary Magistrate.

----- Footnote -----

[ပင်ရင်း- ၂၃.၂.၁၉၄၆ ရက်နေ့ထုတ် ပြန်တမ်းမှ ကူးယူတင်ပြသည်။]