

**Rules of use by Superintendents and Assistant Superintendents Exercising Jurisdiction in the Chill Hill (The Chin Hills Regulation 1896)**

**No.16**

**(The Burma Gazette, May 8th 1897)**

No.16 - Under the provisions of section 39 of the Chin Hills Regulation, 1896, the Lieutenant-Governor is pleased to make the following rules and to prescribe the forms attached thereto for use by Superintendents and Assistant Superintendents exercising jurisdiction in the Chin Hills:-

**RULES.**

1. Whenever there is reason to believe that an offence punishable under section 14 of the Regulation has been committed, the Assistant Superintendent shall ordinarily visit the scene of the offence as soon as possible and make a full local inquiry into the facts of the case. When a local enquiry cannot conveniently be held, the Assistant Superintendent shall record the reasons in writing before commencing his inquiry elsewhere.
  2. If the Assistant Superintendent is of opinion that a fine should be imposed, he shall prepare an estimate of the value of the property owned by the villagers.
  3. If the case cannot suitably be disposed of by the Assistant Superintendent him-self under the powers conferred by Political Department Notification No.13, dated the 1st May 1897, he shall forward the estimate to the Superintendent with the record of the inquiry held under Rule 1 and with a report of the facts of the case, together with his recommendation as to the amount and nature of the fine to be imposed.
  4. If in a case referred to the Superintendent under Rule 3 the Assistant Superintendent considers that compensation or reward should be given, he shall submit a recommendation to that effect, stating the names of the person or village to whom compensation should be paid, the amount recommended, and the reasons for his recommendation. If the Superintendent considers that a fine should not be imposed, he shall record an order to this effect and inform the Assistant Superintendent.
- If the Superintendent considers that a fine should be imposed, he shall record an order to this effect, stating the amount and nature of the fine and the compensation, if any, sanctioned.

The Superintendent shall send a copy of his order to the Assistant Superintendent for immediate action and shall submit a summary of the proceedings to the Local Government.

5. The Superintendent's proceedings should deal only with fines and compensation which alone can be paid out of the fine. The question of a reward must be dealt with separately. If the Superintendent cannot sanction it under the rules published in Judicial Department Notification No. 286, dated the 20th August 1896, he should submit a report setting out the facts and the reward recommended.
6. When the imposition of a fine is ordered, it should be levied and the compensation (if any) paid at once and the realization reported in Form Miscellaneous-Villages 4.
7. When a fine is levied under section 36 of the Regulation, the Superintendent or Assistant Superintendent shall give a receipt in writing to the headman of the village by which the fine is paid, and a copy of the receipt shall be filed with, the record of the Superintendent's proceedings in the case.
8. Compensation ordered to be paid under section 14, sub-section (2), of the Regulation, shall be paid by an officer not inferior in rank to an Assistant Superintendent, who shall obtain a receipt and certify on it that the compensation was paid in his presence. Every receipt under this rule shall be in duplicate. A copy of it shall be filed with the record of the Superintendent's proceedings in the case and the original shall be sent to the treasury as a voucher for the payment.
9. Whenever the Superintendent takes action under section 16 of the Regulation, he shall record in writing an order stating the action to be taken and the reasons for it, as well as the manner and place of detention or confinement of the members of the tribe, clan, or village which is the subject of the order. A copy of the order shall be submitted at once to the Local Government. The detention or confinement of any person, and the detention or confiscation of any property, in pursuance of the order shall be recorded by the Superintendent in a proceeding filed in his office and in a register kept in the form (III) prescribed for that purpose.
10. A copy of the entries made in the register prescribed by Rule 9 shall be submitted monthly to the Local Government.
11. Whenever the Superintendent orders the removal of a village under section 20 of the Regulation, he shall record a proceeding embodying the orders issued and the reasons therefor, and the amount and kind of compensation, if any, recommended. The proceeding shall be submitted to the Local Government.

12. Whenever the Superintendent takes action ,under section 21 (2) of the Regulation, he shall submit his recommendations in writing to the Local Government, stating the name of the person or persons to be removed, and the reasons for removal. A return of all persons who have been ordered to remove and not permitted to return shall be submitted monthly, in the form (VII) attached, to the Local Government.
13. A register of orders issued under section 24 or section 25 of the Regulation shall be kept by the Superintendent in the form (VIII) attached to these rules.
14. The register of firearms kept under section 31, sub- section (2), of the Regulation shall be in the form (IX) annexed to these rules.
15. Besides the registers hereinbefore prescribed, the undermentioned registers shall be maintained in the forms attached to these rules by the Superintendent, and, if so ordered by the Superintendent, by Assistant Superintendents, namely-
  - (i) Register of headmen.
  - (ii) Register of fines imposed under section 14.
  - (iv) Register of punishments of headmen.
  - (v) Register of orders directing the removal of villages.
  - (vi) Register of persons ordered to remove.
  - (x) Register of taxes.
16. Every Assistant Superintendent invested with powers under section 11 of the Regulation shall exercise those powers subject to the control of the Superintendent, and shall submit reports, returns, and proceedings to the Superintendent and not to the Local Government direct.

----- Footnote -----

[ပင်ရင်း- ၈.၅.၁၈၉၇ ရက်နေ့ထုတ် ပြန်တမ်းမှ ကူးယူတင်ပြသည်။]

----- Attachment -----

- [ ATTACH LIST 1 ] 01 No. I –Register of headmen in the Chin Hills.
- [ ATTACH LIST 2 ] 02 No. II- Register of fines imposed under section 14 of the Chin Hills Regulation.
- [ ATTACH LIST 3 ] 03 No. III- Register of persons detained or confined and of property detained or confiscated under section 16 of the Chin Hills Regulation.

[ ATTACH LIST 4 ] 04 No. IV.- Register of punishments of headmen (section 17).

[ ATTACH LIST 5 ] 05 No. V.- Register of orders directing removal of villages (section 20).

[ ATTACH LIST 6 ] 06 No. VI.- Register of persons ordered to (remove section 21).

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