

# DEVELOPMENT COMMITTEES LAW (1993)

The State Law and Order Restoration Council Law No. 5/93  
The 10th Waxing Day of Hnaung Tagu, 1354 M.E.

1 April 1993

The State Law and Order Restoration Council hereby enacts following Law:-

## CHAPTER I TITLE AND DEFINITION

1. This Law shall be called the Development Committees Law.
2. The following expressions contained in this Law shall have the meanings given hereunder:-
  - (a) “Development Committee” means an organization formed carry out the development works within the specified bound and limit, This expression includes committee and service organization;
  - (b) “Ministry” means the Ministry of Home Affairs;
  - (c) “Minister” means the Ministry for Home Affairs;
  - (d) “Department” means the Department of General Administrator;
  - (e) “Director General” means the Director General of the Department of the General Administration;
  - (f) “Officer in charge of State/ Division” means the Officer of the State/ Division Department of the General Administration;
  - (g) “Committee” means the Development Committee constituted under this Law;
  - (h) “Service Organization” means the service personnel of the Development Committee Office;
  - (i) “Executive Officer” means the Head of the service personnel of the Development Committee Office;
  - (j) “Bye-laws” means the bye-laws issued by the Ministry or the Department in respect of works prescribed under this Law;

(k) "Dangerous Trade" means any work which may cause danger to human life or its health, destruction or obstruction to property either due to the nature of the work or the manner it is carried out;

(l) "Tax" means any tax assessed under this Law. This expression also includes taxes, rates, duties and fines;

(m) "Slow-moving Vehicle" means any vehicle such as side-car, push-cart, peddled or pushed by a person or cart drawn by animals and used or hired for the purpose of transporting passengers and merchandise on payment of fare;

(n) "The Driver of Slow-moving Vehicle" means any person who peddles, pushes, pulls or drives a Slow-moving Vehicle;

(o) "Ferry Service" means any public undertaking whereby passengers, merchandise, animals and vehicles are transported across a river, a channel or a lake by boat, mechanically powered river craft or ship etc. on payment of a fare or hire, The expression also includes ferry, jetty, ferry terminal, ferry terminal buildings.

## CHAPTER II FORMATION OF DEVELOPMENT COMMITTEES

3. The Ministry, except within the limits of the City of Yangon Development and the City of Mandalay Development areas may form Committees in the remaining areas in the manner:-

(a) development committees either for a township or for adjoining townships collectively forming for the purpose development work;

(b) in forming under sub-section (a) specify the Town Development boundary limit for the purpose of carrying out works, in the Township Development areas.

## CHAPTER III FORMATION OF COMMITTEE

4. The Ministry shall form the Development Committee with suitable citizens in order to carry out the duties and functions of the Committee.

5. In forming the Committee, the Ministry shall at the same time, appoint the Chairman of the Committee.

6. The Executive Officer is the Secretary of the Committee.

7. When the Ministry is unable to form the Committee or the Committee is unable to carry out its duties and powers, the Executive Officer or a suitable citizen may be assigned with responsibilities to carry out the duties and powers of the Committee.

8. The Committee shall be a body corporate, operate under its own name and have a common seal and perpetual succession and right to sue and be sued in its corporate name.

#### CHAPTER IV DUTIES AND FUNCTION

9. The Committee shall, in respect of the following duties and functions, implement and supervise in accordance with the existing laws:-

- (a) drawing up plans and carrying out town planning;
- (b) carrying out works for water supply;
- (c) carrying out works for sanitation;
- (d) carrying out works for disposal of sewage;
- (e) carrying out works for lighting of roads;
- (f) construction, supervision and maintenance of markets owned by the Committee;
- (g) granting permission for the establishment of privately-owned markets and supervising them;
- (h) establishing cattle markets and supervising them;
- (i) stipulation of conditions in respect of roadside stalls;
- (j) stipulation of conditions in respect of bakeries and restaurants;
- (k) stipulation of conditions in respect of dangerous trade;
- (l) carrying out precautionary measures against fire, flood, storm and natural disaster;
- (m) establishing cattle slaughter houses, granting permission for slaughtering of cattle for public consumption and supervising sale of meat;
- (n) administration of ferries;
- (o) stipulation of conditions in respect of small loan business;

- (p) administration of Slow-moving Vehicles;
- (q) construction and maintenance of roads, bridges;
- (r) prescribing road bye-laws and the use of road, name of road and number for the building;
- (s) construction and maintenance of buildings under the charge of the Committee;
- (t) granting permission for construction of private buildings within the Development Committee boundary limit and supervision thereof;
- (u) with the approval of the Ministry, granting permission for the construction and supervision of private buildings in rural area outside the Development Committee boundary limit specified by notification;
- (v) demolition of squatter buildings;
- (w) granting permission for opening lodging houses and supervision thereof;
- (x) supervising the keeping and breeding of animals within the Development area and disposal of carcasses;
- (y) arresting of wandering insane persons, lepers, beggars and handing over to the authority concerned;
- (z) rounding-up, keeping in custody of wandering animals and disposing them;
- (aa) construction and maintenance of gardens, parks, play grounds, swimming pools, public baths and recreation centres;
- (bb) allotting and supervising cemeteries, constructing and maintaining crematoriums;
- (cc) with the approval of the Ministry, demolishing of cemeteries and using of land for other purposes;
- (dd) executing other development works in the public interest;
- (ee) carrying out other duties assigned by the Ministry from time to time.

#### CHAPTER V POWERS OF THE COMMITTEE

10. The Committee may, with the sanction of the Ministry, carry out the following:-

- (a) prescribing, revising, assessing and collecting various duties and taxes and their rates relating to development works in accordance with the existing laws and rules;
- (b) having the right to take loans and grants from the Government or from local or foreign organizations on its own responsibility;
- (c) having the right to carry out works contributing to the development of the town area or township area by making contact with local and foreign organizations or with local and foreign individuals;
- (d) having the right to use the foreign currency delivered from the lease of buildings or lands or by any other means for development works;
- (e) inspecting and submitting reports in respect of construction and maintenance of State-owned buildings except those buildings relating to the defence of the State or those classified as secret.

11. The Committee may carry out the following:-

- (a) drawing up bye-laws in respect of development works in accordance with existing laws and rules;
- (b) implementing works with funds owned by the Committee in accordance with existing laws and rules;
- (c) carrying out works if necessary, by forming sub-committees;
- (d) applying modern and advanced methods and technique in order to execute the development work more effectively;
- (e) consulting and coordinating, if necessary, with government departments and organisations concerned in the execution of its duties and functions;
- (f) exercising the powers conferred from time to time by the Ministry.

## CHAPTER VI

### COLLECTION OF TAXES

12. The Committee may, with the sanction of the Ministry, levy the following taxes either within the township development area or in town area:-

- (a) building and land tax;
- (b) water tax, street lighting tax, garbage tax and public sewage tax;

- (c) taxes collected on vehicles, beasts of burden and domesticated pets;
- (d) tax on vehicles and beasts of burden parking or stopping within the town area;
- (e) other taxes related to development permitted by this Law.

13. The Committee shall assess and collect taxes based on the following:-

- (a) to assess not more than 10 percent of the annual value of the rent in the case of buildings and lands;
- (b) to balance income and expenditure in assessing taxes on utility services;
- (c) to expand and improve development works;
- (d) to assess and collect taxes on buildings and lands from the owner and taxes on utility services from the occupants;
- (e) to assess not more than 5 percent of the total income derived from the privately owned land and building under Government management.

14. The Committee may prescribe or revise the annual rental value of the land and building from time to time for the purpose of assessing and collecting taxes on land, building and utility services.

15. The Committee may from time to time prescribe, revise and collect licence fees for trade connected with the development works, rent for stalls owned by the Committee, taxes on market and licence fees for grant of establishment of private markets.

16. The Committee in connection with abolishing any tax or exempting or remitting payment of any tax may carry out in the following manner:-

- (a) temporally suspending the abolishing or revising or collecting any tax assessed with the approval of the Ministry;
- (b) exempting, remitting or abolishing of tax payable by a tax payer on sufficient grounds.

17. The Executive Officer may, in respect of arrears of taxes, carry out in the following manner:-

- (a) recovery of arrears of taxes as if they were arrear of revenue;
- (b) exercising powers of the Collector under existing Laws in order to execute the matter under sub-section (a).

CHAPTER VII  
ADMINISTRATION OF DEVELOPMENT WORKS

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18. The Committee may direct the owner of any building or land or the occupant thereof to comply with the following matters in respect of any building located within the town area in accordance with the relevant Laws, rules and bye-laws:-

- (a) suspending or altering or demolishing the construction or renovation of any building which has been carried out without prior permission or without compliance with the specifications contained in the permission;
- (b) removing any building or part of any building which encroaches upon any public road, drain, water supply pipe, sewage, etc;
- (c) removing any building or part of any building which obstructs the construction or repair of public roads and bridges;
- (d) repairing, demolishing or removing any dangerous building or building unfit for human habitation or any part thereof;
- (e) white-washing or painting buildings and fences;
- (f) erecting fences around unfenced land or repairing of unrepaired fences;
- (g) clearing and removing any noxious or untidy trees, bushes and undergrowth and also filling up ravines, pitches.

19. If the present occupant is directed to comply with section 18 subsections (e), (f) and (g) the occupant shall comply as directed. If the occupant is the lawful tenant he has the right to request such expenses from the owner or set-off from the rent.

20. The Committee may direct the owner of the building or land or the occupant thereof to comply with the following matters in respect of surface well, lake, drainage and sewage in accordance with the relevant laws, rules and bye-laws:-

- (a) erecting enclosure or repairing any dangerous surface well, lake or pool of water;
- (b) cleaning, repairing, filling tip or covering up any unhygienic surface well, lake, water storage tank or receptacle used for storing water;
- (c) constructing or repairing drains, drainage pipe or drains for proper flow of water discharged from factories, workshops buildings and so as not to damage any street or public property;

- (d) repairing and improving the lay-out of the earth-work so as to drain off water properly from factories, workshops and buildings;
- (e) maintaining flushing-type toilet with, flush tank water-closet, sewage pipe and septic tank in factories, workshops, buildings and compounds;
- (f) closing or demolishing or altering and repairing the toilet with flush tank, water-closet, sewage pipe and septic tanks which have been installed either without prior permission or without compliance with the specifications contained in the permission;
- (g) constructing of sewage pipe or water pipe passing through adjacent land owned by some other person;
- (h) compensating for damages if any, incurred to the owner in constructing sewage or water pipe passing through another person's land.

21. The Committee may direct the owner of the building or land or the occupier thereof within the town area to comply with the following matters in accordance with the provisions contained in the relevant laws, rules and bye-laws:-

- (a) keeping and maintaining suitable garbage bins for the collection of rubbish and offensive matters prior to their disposal;
- (b) prohibiting the use of public or private water supply system found to be unhygienic;
- (c) maintaining the rest house room or room rented in whole to be in a clean and sanitary condition;
- (d) keeping and maintaining the buildings used for public entertainment in clean and sanitary condition as well as to ensure safety from fire hazards;
- (e) prohibiting the use of or altering or maintaining the work premises dealing in dangerous enterprises if it becomes dangerous or nuisance to the neighbourhood.

22. The Committee may direct the owner or relevant organization of the unsuitable cemetery land to comply with the relevant law, rules and bye-laws regarding the following matters:-

- (a) not to permit to use as cemetery land and to close it;
- (b) with the permission of the Ministry to transfer or demolish the burial place.



CHAPTER VII  
ADMINISTRATION OF SLOW-MOVING VEHICLES

23. The Committee may carry out the following in respect of Slow-moving Vehicles:-

- (a) drawing up and submitting bye-laws with regard to Slow-moving Vehicles classwise;
- (b) prescribing licence fees for Slow-moving Vehicles and assessing and collecting thereof;
- (c) prescribing the driving licence fees for Slow-moving Vehicles and assessing and collecting thereof;
- (d) issuing, suspending and cancelling licence for Slow-moving Vehicles;
- (e) issuing, suspending and cancelling driving licence for Slow-moving Vehicles;
- (f) inspecting and controlling the Slow-moving Vehicles;
- (g) inspecting and controlling the drivers of Slow-moving Vehicle.

24. Only a person who obtains a licence issued by the Committee has the right to operate the business of Slow-moving Vehicle.

25. Only a person who obtains a licence issued by the Committee has the to drive a Slow-moving Vehicle.

26. The owner and the driver of Slow-moving Vehicle shall comply with the bye-laws as prescribed.

CHAPTER IX  
ADMINISTRATION OF FERRIES

27. The Committee may as controller of ferries within the township area, carry out in accordance with the bye-laws in respect of ferries as follows:-

- (a) granting permission to establish ferry business or cancelling thereof;
- (b) demarcating and revising the ferry limit;
- (c) controlling ferry business;
- (d) regulating the route for ferry;
- (e) cancelling ferry licence on sufficient grounds;

(f) deciding payment of compensation and assessing the amount of compensation for ferry licence the cancellation of which is not due to violation of bye-laws;

(g) prescribing fares for ferry service;

(h) exempting Government Service personnel travelling on duty, departmental vehicles, animals and goods from payment of ferry charges for their transportation;

(i) remitting ferry licence fees or exempting thereof on sufficient ground.

28. The Officer in charge of State/Division may, as the controller of ferry service and in respect of ferry service serving two or more adjoining Townships, carry out the following in accordance with the bye-laws:-

(a) granting permission for establishment of ferry service or cancelling thereof;

(b) prescribing and revising the ferry limit;

(c) controlling the ferry service;

(d) regulating ferry route;

(e) allocating income from ferry service proportionately among the Committees which have adjoining ferry limits;

(f) cancelling ferry licence on sufficient grounds;

(g) appointing as the Controller of ferry service suitable Executive Officer of a Committee;

(h) deciding payment of compensation and assessing the amount of compensation for ferry licence cancellation of which is not due to violation of bye-laws;

(i) prescribing fares for ferry service;

(j) exempting Government Service personal travelling on duty, departmental vehicles, animals and goods from payment of ferry charges for their transportation;

(k) remitting terry licence fees or exempting thereof on sufficient grounds.

29. The Executive Officer shall be responsible as the administrator of the ferry service. The administrator of the ferry service may, in respect of ferry service, carry out as follows:-

(a) administering the ferry service;

(b) selling the ferry service licences In the prescribed manner;

(c) requiring the ferry service licensee to make arrangements to ensure the safety and convenience for the general public;

(d) selling again the ferry service licences which are cancelled due to violation of the by-laws.

30. Only a person who obtains the ferry service business licence has the right to operate within the ferry service limit.

31. The ferry service licensee shall comply with the instruction issued by the administrator of the ferry service regarding the proper maintenance and repair of either ferry boat or the equipments concerned thereof.

32. The ferry service licensee shall comply with the instruction of the administrator of the ferry service to discontinue the use of unsuitable boat or unsuitable equipments concerned thereof.

33. The Director General may decide disputes between one State/Division and another in respect of location of ferry service.

34. If the decision or order passed by the administrator of ferry service in respect of any provision contained in section 29 or section 31 or section 32 is not satisfied, appeal may be submitted to the Controller concerned of the ferry service within 30 days from the date of passing such decision or order.

35. (a) If the decision or order passed by the Controller of the ferry service under section 27 or section 28 is not satisfied, appeal may be submitted to the Director General within 60 days from the date of passing such decision or order;

(b) If the decision or order passed by the Controller of the ferry service under section 34 is not satisfied, appeal may be submitted to the Director General within 60 days from the date of passing such decision or order.

## CHAPTER X ADMINISTRATION OF ANIMAL SLAUGHTER

36. The Committee may grant permission for the slaughter of buffalo, cow, horse, sheep, goat and pig in animal slaughter house owned by the Committee for the purpose of consumption by the general public and sale of meat thereof at specified places in accordance with the regulations.

37. The Staff Officer of Township General Administration Department may, under the supervision of the Officer in charge of State/Division concerned, grant permission for the slaughter of cattle, at anywhere, for religious and other occasions other than for the purpose of public consumption under specified conditions.

38. The Committee and Staff Officer or Township General Administration Department shall in granting permission for cattle slaughter carry out, in accordance with the instruction, to prevent the wastage of cattle used in agriculture.

39. The Ministry may issue necessary instruction in respect of animal slaughter.

40. Only person with permission granted under section 36 or section 37:-

(a) may slaughter, cattle, sell meat, or possess meat and skin;

(b) may slaughter horse, sheep, goat, pig and sell meat.

## CHAPTER XI SUPERVISION

41. The Minister may confirm, revise or cancel the decision or measure made by the Director General or Officer in charge of State/Division or the Committee in respect of development works.

42. The Director General shall after scrutinizing the execution of works by the Officer in charge of State/Division or the Committee, submit to the Minister.

43. The Director General shall supervise the development works.

44. The Officer in charge of State/Division shall carry out the following in respect of the development works:-

(a) scrutinizing and submitting to the Director General annual budget estimates, short-term and long-term projects drawn up and submitted by the Committee;

(b) supervising the budget and for efficient development works in exercising powers conferred by the Director General;

(c) co-ordinating development functions so as to be in conformity with the law, rules, bye-laws and directives;

(d) inspecting works, buildings, proceedings, documents and accounts relating to the Committee and reporting to the Director General;

(e) suspending the Committee's decision, order, action or directive when it is found. to be illegal and reporting the finding to the Director General.

## CHAPTER XII

### APPEAL

45. If any decision or order made by the Committee under section 14, 18(c) (e) (f), 20 (c) (d) (g) (h), 21(b) (e), is not satisfied an appeal may be submitted to the Officer in charge of State/Division concerned within 30 days from the date of such order or decision.

46. If any decision or order passed by the Officer in charge of State/Division concerned section 45 is not satisfied, appeal may be submitted to the Director General within 30 days from the date of such order or decision.

47. In respect of the appeal:-

(a) no legal action to be taken against the person concerned pending appeal;

(b) the decision of the Director General is final.

## CHAPTER XIII

### FINANCE

48. The Minister shall approve the budget of the Committee. Collection and expenditure may be made only in accordance with the budget approved by the Minister.

49. The Committee shall:-

(a) scrutinise and submit to the Director-General, the annual budget which has been submitted to him by the Executive Officer through the Officer in charge of State/ Division;

(b) submit the annual financial and auditing situation to the Director General through the Officer in charge of State/ Division within 90 days of the expiry of the financial year.

50. The Committee shall open a separate bank account for its funds and use the funds for development works. The funds which are not required immediate use may be utilised as prescribed.

51. The Committee may open a separate Foreign Exchange Account and may utilise it in accordance with the existing laws and regulations with the permission of the Director General.

## CHAPTER XIV

### ORGANIZATIONAL SET-UP

52. The Ministry shall prepare and maintain as prescribed the necessary organizational set-up based on the duties and function of the development works and the amount of its

income. In preparing the organizational set-up, if necessary, service personnel carrying out disciplinary measure may be included.

53. The Ministry has the power to appoint the service personnel within the organizational set-up in accordance with the existing regulations. The Executive Officer may be delegated with power to exercise over the matters related to affairs of certain level of service personnel.

54. The expenditure on service personnel shall not be incurred more than 30 per cent of the annual income accrued.

55. The Ministry may appoint by transfer service personnel who are capable of carrying out the development works effectively in co-ordination with other Ministries concerned.

#### CHAPTER XV MAINTENANCE OF FUND AND AUDITING OF ACCOUNTS

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56. In order that the Executive Officer may maintain the accounts systematically and to enable auditing thereof, the Ministry shall prescribe the accounting procedure in consultation with the Auditor-General. Accounts shall be maintained in accordance with the accounting procedures so prescribed.

57. The accounts maintained by the Executive Officer shall be audited by the person assigned for this purpose by the Auditor-General.

#### CHAPTER XVI PROHIBITIONS

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58. No person shall, within the limit of the town area, without the permission or without being in conformity with the specifications contained in the permission of the Committee or without being in conformity with the terms and conditions issued:

(a) erect any building or part of a building encroaching on public street, drain, water pipe or sewage pipe;

(b) spread, hang any textile or mat or other thing road, drain, water pipe or sewage pipe causing obstruction thereof.

59. No person shall, within the limit of the town area, without the permission of the Committee or without being in conformity with the specifications contained in the permission or without being in conformity with the terms and conditions issued:-

(a) play any kind of game on public road;

(b) sell any merchandise or other things kept on display on a table, bench, box or any receptacle by placing them either on the road or over the drain causing obstruction thereof;

(c) dispose garbage, offensive matters, etc on the road or in any place not specified for such disposal;

(d) build private road;

(e) erect any building on land where there is no entrance or exit.

60. No person shall, within the limit of the town area, without the permission of the Committee or without being in conformity with the specifications, contained in the permission or without being in conformity with the terms and conditions issued:-

(a) erect, re-erect, renovate or extend a building;

(b) make use of water from public water supply system owned by the Committee;

(c) establish private water supply system for gain;

(d) establish camping ground or bathing places for the public.

61. No person shall, within the limit of the town area without the permission of the Committee or without being in conformity with the specifications contained in the permission or without being in conformity with the terms and conditions issued:-

(a) keep a corpse unburied or uncremated beyond the specified period;

(b) keep a corpse unburied or uncremated beyond 12 hours if the cause of death was due to contagious disease;

(c) bury or cremate a corpse at no other place than that specified as cemetery.

62. No person shall, within the limit of the town area, without the permission of the Committee or without being in conformity with the specifications, contained in the permission or without being in conformity with the terms and conditions issued:-

(a) establish a lodging house;

(b) open restaurant, tea shop and shop for selling milk;

(c) establish bakeries and manufacture candies and all kinds of preserved fruit.

63. No person shall in a building within the limit of the town area, without the permission of the Committee or without being in conformity with the specifications, contained in the permission or without being in conformity with the terms and conditions issued :-

(a) engage in enterprise which may involve danger;

(b) store and sell merchandise and related materials which may involve danger.

64. No person shall, within the limit of the town area, without the permission of the Committee or without being in conformity with the specifications, contained in the permission or without being in conformity with terms and conditions issued:-

(a) keep or raise animals;

(b) dispose of carcasses in a manner not being specified.

65. No person shall, without the permission of the Committee or without being in conformity with the specifications, contained in the permission or without being in conformity with the terms and conditions issued:-

(a) establish private market or shift the market from one place to another or re-establish a market previously closed or expand the permitted area of the market;

(b) sell anything by using incorrect weights, scale and measures;

(c) sell anything in the market owned by the Committee in violation of the bye-laws;

(d) establish cattle market and effect sale thereof;

(e) establish ice factories and aerated water plants;

(f) establish small loans enterprise.

66. No person shall within the limit of the town area:-

(a) prohibit the Committee or a member of the Committee or any duly authorized service personnel from entering any land or building in the day time to carry out their duties under this Law or under the rules and bye laws made under this Law;

(b) hinder or obstruct a contractor who is under contract with the Committee from carrying out the development works or any other work connected therewith without legal authority.

## CHAPTER XVII

### IMPOSITION OF ADMINISTRATIVE PENALTY

67. The Committee or the Chairman of the Committee or Executive Officer may impose administrative penalty on a person who fails to comply with or violates any provision contained in the Schedule under section 72 and the relevant rules and bye-laws.



68. Notwithstanding any provision contained in section 72, the Committee or the Chairman of the Committee of Executive Officer may compose an administrative penalty of a minimum sum of K 100 to a maximum sum of K 1000 on the first Offender.

69. Any offence for which administrative punishment has already been imposed shall not be prosecuted again in a Court of Law.

70. On failure to pay fine ordered for an administrative punishment such fine shall be recovered as if it were an arrear of and revenue.

71. The Ministry may prescribe the procedures for imposing administrative penalty.

### CHAPTER XVIII OFFENCES AND PUNISHMENTS

72. If any person fails to comply with or violates any of the provisions of the following sections or sub-sections or rules and bye-laws concerned, he shall be fined on conviction for a minimum sum of K 500 to a maximum sum of K 5000.

<i>Section, sub-section</i>	<i>Brief Provision</i>
(1)	(2)
18 (e)	Required to paint or whitewash the building, and/or fence;
18 (g)	Required to clear trees undergrowth and to fill up the uneven ground;
20 (a)	Required to erect or repair fences around dangerous surface wells, lakes or pools of water;
20 (b)	Required to clean up surface wells, lakes, reservoir, water tank and pools of water or to fill with water and cover up;
20 (c)	Required to construct or repair channel, drainage pipe or drains for water discharged from factories, workshops, buildings and high ground so not to damage any street or public property;
20 (f)	Required to close, demolish or repair flush type toilet, water-closet, sewage pipe or septic tanks;
20 (g)	Required the owner of the land to allow the construction of sewage pipe or water pipe owned by another person passing through his land if it necessary;
21 (a)	Required to keep and maintain garbage bins for the disposal of rubbish;
21 (d)	Required to keep and maintain buildings used for entertainment in accordance with the prescribed regulations;
24	Prohibiting to operate the business of Slow-moving Vehicles without licence;

<i>Section, sub-section</i>	<i>Brief Provision</i>
25	Prohibiting the driving of Slow-moving Vehicles without licence;
26	Requiring the owner and the driver of Slow-moving Vehicles to comply with prescribed bye-laws;
40 (b)	Prohibiting the slaughtering of horse, sheep, goat, pig and selling the meat without permission;
58 (b)	Prohibiting the spreading or hanging of anything obstructing the street, drains, water pipe or sewage pipe;
59 (a)	Prohibiting the playing of games or sports on public roads;
59 (b)	Prohibiting the display and sale of merchandise over the drains obstructing thereof;
59 (c)	Prohibiting disposal of garbage, offensive matters, etc. on the road or in any place not specified for such disposal;
60 (b)	Prohibiting the securing of water against the bye-laws from public water supply system owned by the Committee;
64 (a)	Prohibiting the keeping or raising of animals;
65 (b)	Prohibiting the sale of using incorrect weights, scales and measures;
65 (c)	Prohibiting the sale of merchandise in the market owned by the Committee in violation of the bye-laws.

Explanation. The statements mentioned above the heading “Brief provision” in column (2) of the above Schedule are not the definitions of the offences but are mere reference to the subject matters contained in the section and subsections.

73. If any person fails to comply with or violates any of the provisions of the following sections or sub-sections or any directive contained in the rules and bye-laws concerned, he shall be fined on conviction for a minimum sum of K. 1000 to a maximum sum of K. 10000.

<i>Section, sub-section</i>	<i>Brief Provision</i>
(1)	(2)
18 (a)	Requiring to suspend, renovate or demolish the construction of buildings against the bye-laws;
18 (b)	Requiring to remove building which encroaches upon road, drain, water pipe and sewage pipe;
18 (c)	Requiring to remove building which obstructs the construction or repair of roads and bridges;

<i>Section, sub-section</i>	<i>Brief Provision</i>
18 (d)	Requiring to repair or demolish dangerous building and to evacuate the occupants thereof;
20 (d)	Requiring to repair and improve the ground work for the efficient drainage of water discharged from factories, workshops and buildings;
20 (e)	Requiring to maintain flush-type toilet, water closet sewage pipe and septic tank in factories and workshops;
20 (h)	Requiring to pay compensation for the injury due to construction of sewage pipe or water pipe passing through the land owned by another person;
21 (b)	Requiring to close the unhygienic water supply system;
21 (c)	Requiring to carry out the maintenance of rest house or lodging house in accordance with the prescribed bye-laws;
22 (a)	Causing the closure of the cemetery land which is not proper for use;
58 (a)	Prohibiting the erection of building encroaching on street, drain, water pipe or sewage pipe.
59 (d)	Prohibiting the construction of private road;
59 (e)	Prohibiting the erection of buildings on land where there is no entrance or exit there from;
60 (a)	Prohibiting the erection, renovation or extension of a building;
60 (c)	Prohibiting the establishment of private wafer supply system for gain;
60 (d)	Prohibiting the establishment of camping ground or bathing places for the public;
61 (a)	Prohibiting the keeping of a corpse for more than the specified period;
61 (b)	Prohibiting the keeping of a corpse for more than 12 hours if the cause of death is due to epidemic disease;
61 (c)	Prohibiting the burial or cremation of corpse at no other place than that specified as cemetery;
62 (a)	Prohibiting the establishment of lodging house;
62 (b)	Prohibiting the opening of restaurant;
62 (c)	Prohibiting the establishment of bakeries and manufacturing candies and all kinds of preserved fruit;
65 (a)	Prohibiting the establishment of private market or shifting the market or re-opening already closed market or the expansion of the permitted area of the market;
65 (d)	Prohibiting the establishment of cattle market and sale thereof;

<i>Section, sub-section</i>	<i>Brief Provision</i>
65 (e)	Prohibiting the establishment of ice factories and aerated water plants;
65 (f)	Prohibiting the establishment of small loan enterprises.

Explanation. The statements mentioned under the heading “Brief provision” in column (2) of the above Schedule are not the definitions of the offences but are mere reference to the subject matters contained in the sections and sub-sections.

74. If any person fails to comply with or violates any of the provisions of the following sections or sub-sections or any directive contained in the rules and bye-laws concerned, he shall be fined for a minimum sum of K. 2000 to a maximum sum of K. 20000 or punishable with imprisonment for a term which may extend to one year or both.

<i>Section, sub-section</i>	<i>Brief Provision</i>
(1)	(2)
21 (e)	Prohibiting the use of work-premises in respect of dealing in dangerous trade or requiring the necessary repair to the premises if it becomes dangerous;
22 (b)	Demolishing the cemetery land which is. not proper for use;
63 (a)	Prohibiting the engagement in dangerous trade;
63 (b)	Prohibiting the storage and sale of merchandise related to dangerous trade;
64 (b)	Requiring to dispose of carcasses as prescribed.

Explanation. The statements mentioned under the heading “Brief provisions” in Column (2) of the above Schedule are not the definitions of the offences but are mere reference to the subject matters contained in the sections and sub-sections.

75. Whoever contravenes any of the provisions under sections 30, 31 and 32 or fails to comply with the rules and bye-laws concerned, shall be punished on conviction with fine which may extend from a minimum sum of K.1000 to a maximum sum of K. 10000.

76. Whoever contravenes any of the provisions contained in the Schedule mentioned under section 72 or fails to comply with the rules and bye-laws concerned and after being convicted for commission of aforesaid offences, shall be punished for each day that he continues so to contravene or for noncompliance with a fine of K. 50.

77. Whoever contravenes any of the provisions contained in the Schedule mentioned under section 73 or fails to comply with the rules and bye-laws concerned and after being convicted for commission of aforesaid offences, shall be punished for each day that he continues so to contravene or for noncompliance with a fine of K. 100.

78. Whoever contravenes any of the provisions contained in the Schedule mentioned under section 74 or fails to comply with the rules and bye-laws concerned and after being convicted for commission of aforesaid offences, shall be punished for each day that he continues so to contravene or for noncompliance with a fine of K. 200.

79. Whoever contravenes any of the provisions under section 66 shall be punishable on conviction with fine which may extend from a minimum sum of K. 2000 to a maximum sum of K. 20000.

80. (a) Whoever slaughters buffalo or cow or keeps in possession meat or skin of buffalo or cow shall be punished with imprisonment which may extend to one year and may also be fined.

(b) In prosecuting under this section the burden of proof is on the person to show that the meat is that of buffalo or cow slaughtered with the permission of the authority concerned or that the meat found in possession is that of buffalo or cow slaughtered lawfully or the meat is that of buffalo or cow that have died from any other cause.

81. (a) The Staff Officer of the Township General Administration Department concerned shall prosecute the cases for violation of section 37;

(b) The Committee concerned or the person delegated by the Committee shall prosecute the cases other than those mentioned in sub-section (a).

82. The Committee may, in carrying out its duties and powers under this Law, request for the assistance from the Police Department if it is necessary. The Police Department shall give the assistance on such request.

## CHAPTER XIX MISCELLANEOUS

83. If any development work is connected with two or more than two Committees, the two or more than two Committees concerned may, in carrying out the operation, co-operate among them with the approval of the Ministry.

84. Notwithstanding anything contained under any existing law, the Ministry may co-ordinate with the other Ministry concerned for the allocation of suitable proportion of taxes for the Committee out of taxes levied by other Government Departments in respect of development works performed by other Government Departments.

85. Funds owned by the Municipality, formed under the laws which are repealed by this Law, moveable and immoveable property, works in the process of execution, work which has been completed assets and liabilities shall devolve respectively on the Committee.

86. The department concerned shall give advance information to the Committee concerned regarding their work programme in respect of construction or demolition of State-owned buildings except buildings related to the security of the State or classified as secret.

87. The existing bye-laws orders and directives in respect of development works shall remain in force so long as they are not repugnant to the provisions of this Law.

88. The City of Mandalay Development Committee may apply the provisions of this Law in so far as they are not contrary to the City of Mandalay Development Committee Law.

89. In order to be able to carry out the provisions of this Law:

(a) the Ministry may, with the approval of the Government, issue necessary rules and procedures;

(b) the Ministry or the Department may issue the necessary bye-laws, orders and directives.

90. The following laws are repealed by this Law:

(a) The Hackney Carriage Act, 1879;

(b) The Government Management of Private Estates Act 1892;

(c) The Municipal Act, 1898;

(d) The Ferries Act, 1898;

(e) The Government Buildings Act, 1899;

(f) The Local Authorities Loans Act, 1914;

(g) The Myanmar Rural Self Government Act, 1921;

(h) The Local Authorities (Suspension) Act, 1946;

(i) The Buildings (Regulation of Construction and Repair) Act, 1946;

(j) The Cattle Slaughter Prohibition Act, 1947.

Sd./

Than Shwe

General Chairman

The State Law and Order Restoration Council