

THE CITY OF RANGOON MUNICIPAL (AMENDMENT) ACT (1960)

Act XXXI, 1960

[Exact Date Unknown]

It is hereby enacted as follows:

1. This Act may be called the City of Rangoon Municipal (Amendment) Act, 1960.

2. In section 7 of the City of Rangoon Municipal Act hereinafter referred to as the said Act, for the word “forty”, the word “sixty” shall be substituted.

3. For sub-section (1) of section 27 of the said Act, the following shall be substituted as sub-section (1), namely:-

(1) The Corporation shall, with the prior approval of the President of the Union, appoint a fit person to be styled the Commissioner, who shall be the chief executive officer of the Corporation, and to whom all other municipal officers and servants shall be subordinate.

4. For sub-section (7) of section 29 of the said Act, the following shall be substituted as sub-section (1), namely:

(1) The Corporation shall, with the prior approval of the President of the Union, appoint fit persons to be:

(a) Health Officer, Secretary, Assessor and Chief Accountant; and

(b) Chief Engineer or Engineers in charge of separate departments of Municipal Works.

5. In section 222 of the said Act, for the period at the end a comma shall be substituted and thereafter the following shall be inserted, namely:

“and the Democratic Local Administration Act, 1953, if in force in such local area at the time it is so included, shall, together with all rules, bye-laws, orders, directions and powers made, issued or conferred under the said Act, cease to be in force therein, and thereupon such portion of the assets and liabilities of the Local Body constituted under the said Act and having jurisdiction over such local area, shall be transferred to the Corporation or to any other authority, as the President of the Union may, by special or general order, direct.”

6. For section 223 of the said Act, the following shall be substituted as section 223, namely:

“223. (1) The proceedings of the Corporation shall be in conformity with law and the President of the Union may, by order in writing, suspend, annul or modify any resolution

or order of the Corporation or of any municipal authority or officer subordinate thereto which he considers not to be in conformity with law.

(2) The President of the Union, may, by order in writing, suspend, annul or modify any resolution, order or act of the Corporation, if in his opinion, such resolution, order or act is in excess of the powers conferred by law or the execution of the resolution or order, or the doing of the act is likely to lead to a serious breach of the peace or to cause serious injury or annoyance to the public or to any class or body of persons.”

7. In sub-section (3) of section 228 of the said Act, for the words “by the Commissioner”, the words “by such person or persons as the President of the Union shall appoint in that behalf” shall be substituted.

8. For section 229 of the said Act, the following shall be substituted as section 229, namely:

“229. (1) The President of the Union may make rules consistent with this act to carry out the objects and purposes of this Act.

(2) The power to make rules tinder this section is subject to the condition of the rules being made after previous publication.

(3) All rules made under this section shall be finally published in the Gazette and shall thereupon have effect as if enacted in this Act.”

9. For section 230 of the said Act, the following shall be substituted as section 230, namely:

“230. (1) The Corporation may, from time to time, at a special meeting, make bye-laws consistent with this Act and the rules made thereunder to provide for or regulate all or any of the matters enumerated in sections 25 and 26.

(2) The power to make bye-laws under this section is subject to the approval of the President of the Union and to the condition of the bye-laws being made after previous publication.

(3) All bye-laws made under this section shall be finally published in the Gazette and shall thereupon have effect as if enacted in this Act.”

10. After section 230 of the said Act, the following shall be inserted as section 230A, namely:

“230A. Schedules I, II, III and IV, as amended from time to time shall remain in force until such time as the President of the Union may annul them.”

11. In section 231 of the said Act for the word “Corporation” the words “President of the Union” shall be substituted.

12. Section 232 of the said Act shall be deleted.

13. In section 233 of the said Act:

(a) for sub-section (1), the following shall be substituted namely:

(1) The President of the Union may, at any time, require the Corporation to make bye-laws under section 230 in respect of any purpose or matter enumerated in sections 25 and 26.”

(b) in sub-section (2) for the word “rules” the word “byelaws” shall be substituted.

(c) in the marginal note thereof, for the word “rules” the word “bye-laws” shall be substituted.

14. In section 234 of the said Act:

(a) for the expression “In making a rule under section 230, 231 or 233, sub-sections (2) and (3), the Corporation or the President of the Union”, the expression “In making a rule under section 229 or section 231 or in making a bye-law under section 230, the President of the Union or the Corporation,” shall be substituted; and

(6) in the marginal note thereof, for the word “rules” the words “rules or bye-laws” shall be substituted.

15. In section 235 of the said Act, for the expression “sections 230, 231 and 233, sub-sections (2) and (3) “ the expression “sections 229 and 231” shall be substituted.