

## **The Myanmar Wireless Telegraphs Rules, 1937.**

**No. 199**

**[ Amendment : 03.11.1960, 06.05.1963, 18.06.1989 ]**

No. 199.- In exercise of the powers conferred by section 7 of the Myanmar Telegraph Act, the Governor of Myanmar makes the following rules regulating the conduct of wireless telegraphs established, maintained and worked by persons licensed under the said Act:-

### **Short Title.**

1. These rules may be called the Myanmar Wireless Telegraphs Rules, 1937.

**<Amendment 18.06.1989>**

### **Definitions.**

2. In these rules, unless there is something repugnant in the subject or context-

- (1) "Certificate of Competency" means a certificate granted in accordance with the Convention by the Telegraph Authority under these rules or by the proper authority in any British Possession or Protectorate entitling the holder to be employed as a wireless telegraph operator;
- (2) "Convention" means the International Telecommunication Convention of Madrid, 1932, and the General and Additional Radiocommunication Regulations annexed thereto and includes any modification of the said Convention or Regulations made from time to time;
- (3) "Harbour" includes harbours whether natural or artificial, estuaries, navigable rivers, piers, jetties and other works in or at which ships can obtain shelter or ship or unship goods or passengers;
- (4) "Fixed Station", "Land Station" and "Mobile Station" have respectively the meaning assigned to them in the Convention; and
- (5) "Service Signalling" means signalling by means of any system of wireless telegraphy between any fixed, land or mobile stations of His Majesty's imperial, Dominion or Myanmar Naval, Military or Air Forces.

**<Amendment 18.06.1989>**

**Working of wireless telegraphs in ships and aircraft within Myanmar territorial waters.**

**<Amendment 18.06.1989>**

3. No person shall send any message by means of the wireless telegraph in any ship (other than a ship-of-war) whilst the ship is within Myanmar territorial waters when and where such message can be forwarded by a Government telegraph.

<Amendment 18.06.1989>

4. No person shall send any message by means of the wireless telegraph in any aircraft (other than military aircraft) whilst the aircraft is within or above Myanmar or Myanmar territorial waters when and where such message can be forwarded by a Government telegraph.

<Amendment 18.06.1989>

5. Except with the general or special permission in writing of the Telegraph Authority no person shall work or use a wireless telegraph in-

(a) any ship (other than a ship-of-war) whilst the ship is in any harbour in Myanmar;

(b) any aircraft (other than military aircraft) whilst the aircraft is within or above Myanmar or Myanmar territorial waters except during actual flight or in case of forced landing:

Provided that a wireless telegraph may be worked and used in a ship which is under weigh in the Rangoon River, for the sole purpose of exchanging messages with Rangoon Radio.

<Amendment 18.06.1989>

6. The licence shall continue in force for one year from the date of issue, and thereafter so long as the licensee pays to the Licensing Authority in advance in each year on or before the anniversary of the date of initial issue, the fee as prescribed in rule 7.

<Amendment 03.11.1960>

7. . A fee of kyats fifty shall be payable for every licence issued under these rules.

<Amendment 03.11.1960>

8. When communications are made by wireless telegraph between any ship within Myanmar territorial waters or aircraft within or above Myanmar or Myanmar territorial waters and a land station the rules given in the hand-book "General Rules and Departmental Instructions for Radio-Telegraph Stations" shall be observed.

<Amendment 18.06.1989>

9. Nothing in these rules shall apply to the use of a wireless telegraph for the purpose of making or answering signals of distress.

**Certificate of Competency.**

10. No person shall work the transmitting apparatus of a wireless telegraph licensed under the Myanmar Telegraph Act unless he is a British subject or the subject of a State in Myanmar and holds a certificate of competency of the class specified in the licence.

<Amendment 18.06.1989>

11. Certificates of competency shall be granted by the Telegraph Authority subject to an examination and shall be in one of the forms set out in the First Schedule.

12. Application for permission to attend an examination for a certificate of competency shall be made to the Telegraph Authority in the form shown in the Third Schedule to these rules. The date and place of examination shall be notified to the candidate as soon as possible after the receipt of the application.

13. No person shall be eligible to attend an examination for a certificate of competency who is not a British subject, or the subject of a State in Myanmar.

<Amendment 18.06.1989>

14. A candidate for examination for a first class certificate shall not be less than eighteen years of age.

15. The application form shall be forwarded to the examining officer by the Telegraph Authority before the examination takes place.

16. A candidate for examination shall pay in cash an examination fee of K 20 in the case of a first class certificate, K 15 in the case of a second class certificate, and K 10 in the case of a third class (or special class) certificate.

<Amendment 03.11.1960>

**Declaration to observe secrecy.**

17. If the candidate passes the examination he shall sign a declaration before the examining officer in the form shown in the Second Schedule that he will observe the secrecy of correspondence.

**Photograph of Candidate.**

18. (1) A candidate presenting himself for examination shall provide two unmounted copies of a photograph of himself, head and shoulders only (approximately 2"x3"). These shall be checked by the examining officer.

(2) If the candidate is successful in the examination he shall sign and date both photographs in the presence of the examining officer. The examining officer shall attach both photographs to the candidate's application form and return both forms and photographs to the Telegraph Authority.

- (3) The photographs shall be affixed to the back of the certificate of competency in the office of the Telegraph Authority and stamped with a special date stamp overlapping photograph and certificate.
- (4) The certificate shall be completed, issued and sent to the candidate by registered post.

**Failure.**

19. In case of failure at an examination the candidate shall not be re-examined until after the lapse of three months. The fees prescribed in rule 16 shall be payable in respect of each such re-examination.

<Amendment 03.11.1960>

**Power of the Telegraph Authority to endorse, suspend or cancel certificates.**

20. (1) Should the holder of a certificate of competency be proved to the satisfaction of the Telegraph Authority wilfully or negligently to have failed to comply with the provisions of these rules or of any regulations lawfully applicable to him in respect of wireless telegraphy or apparatus within or without Myanmar, the Telegraph Authority may endorse, suspend or cancel the certificate.
- (2) The Telegraph Authority may at any time require the holder of a certificate of competency to produce the same and the holder shall comply with such requisition.
- (3) The Telegraph Authority may at any time require the holder of a certificate of competency to be re-examined in order to test his knowledge and ability and may, as a result of such examination, endorse, suspend or cancel the certificate. No fee shall be charged for such examination.
- (4) A holder of a certificate of competency' when re-examined at his own request, in order to test his knowledge and ability described in his certificate, shall pay in cash, for each subject, a fee of ten kyats for first or second class certificate and five kyats for third class (or special class) certificate, but the maximum amount of fee payable shall be as prescribed in Rule 16 above.

<Amendment 06.05.1963, 18.06.1989>

**Acceptance of certificate of competency issued under former rules.**

21. A certificate of competency issued under the Indian Wireless Telegraphs Rules, 1929, shall be deemed to be a certificate of competency of the same class issued under these rules.

**----- Footnote -----**

[ပင်ရင်း- ၂၅.၁၂.၁၉၃၇ ရက်နေ့ထုတ် ပြန်တမ်းမှ ကူးယူတင်ပြသည်။]

----- Attachment -----

[ ATTACH LIST 1 ] 01 FIRST SCHEDULE (see Rule 11). (A) Form of Certificate of Competency, First and Second Classes. GOVERNMENT OF MYANMAR POSTS AND TELEGRAPHS

[ ATTACH LIST 2 ] 02 Description and Photograph of Holder.

[ ATTACH LIST 3 ] 03 (C) Form of Certificate of Competency as Radiotelephone Operator. GOVERNMENT OF MYANMAR. POSTS AND TELEGRAPHS.

[ ATTACH LIST 4 ] 04 Description and Photograph of Holder.