

The Myanmar Wireless Telegraphy (Possession) Rules, 1937.

No.200

[Amendment : 18.06.1989]

No. 200.- In exercise of the powers conferred by Section 10 of the Myanmar Wireless Telegraphy Act, the Governor of Myanmar makes the following rules regarding the possession of wireless telegraphy apparatus.

1. These rules may be called **the Myanmar Wireless Telegraphy (Possession) Rules, 1937.**

<Amendment 18.06.1989>

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

(a) "the Act" means the Myanmar Wireless Telegraphy Act;

(b) "dealer" means any person who deals in or manufactures for gain wireless telegraphy apparatus as defined in the Myanmar Wireless Telegraphy Act;

(c) "complete wireless set" means any apparatus which is capable in itself of transmitting or receiving wireless signals with or without the addition of aerials, valves, power supply, telephones, loud-speakers or equivalent devices; and

(d) "the Licensing Authority" means the telegraph authority constituted under the Myanmar Telegraph Act, that is, the Director-General, Posts and Telegraphs, Myanmar.

<Amendment 18.06.1989>

3. Subject to the provisions of these Rules, every person other than a dealer is exempted from the requirement of holding a licence to possess wireless telegraphy apparatus in respect of-

(a) such apparatus as is reasonably required for the purpose specified in a current licence issued to him under Section 4 of the Myanmar Telegraph Act, to establish, maintain and work a wireless telegraph; and

(b) wireless telegraphy apparatus other than complete wireless sets.

<Amendment 18.06.1989>

4. Application for a licence under these Rules shall be made in Form I and in accordance with the instructions contained therein.

5. Licences shall be issued to persons other than dealers in Form II and licences to dealers in Form III.

6. Licences shall be valid for a period of twelve calendar months beginning from the first day of the month of issue.
7. A fee of ten rupees shall be payable for every licence issued under these Rules.
8. Where the Licensing Authority is satisfied that a licence granted under these Rules has been lost or accidentally destroyed he may grant a duplicate or substitute licence on payment of a fee of two rupees.
9. Licences issued under these Rules shall not be transferable.
10. No refund shall be granted of any fees paid under these Rules.
11. (1) Every person licensed under these Rules shall keep the wireless telegraphy apparatus possessed by him at the premises specified in that behalf in the licence.
(2) A licence issued under these Rules shall ordinarily authorize the licensee to keep wireless telegraphy apparatus in one building only: provided that the Licensing Authority may at his discretion permit the licensee to keep the apparatus in two or more buildings.
(3) The Licensing Authority may during the currency of a licence alter the specification of the premises specified therein on receipt of a written application from the licensee together with the licence for amendment.
12. Every dealer shall require every person purchasing or acquiring a complete wireless set to produce a valid licence issued in such person's name, either under these Rules to possess wireless telegraphy apparatus, or under the Myanmar Telegraph Act, to establish, maintain and work a wireless telegraph: Provided that this rule shall not apply-when the person purchasing or acquiring a complete wireless set is not resident in Myanmar and is purchasing or acquiring the set for use outside Myanmar.

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13. Every dealer shall maintain a register of wireless telegraphy apparatus and shall cause to be entered therein-
 - (a) the details of all such apparatus in his possession together with the dates on which the apparatus came into his possession and the sources from which he obtained it;
 - (b) the name and address of every person to whom he sells or otherwise transfers wireless telegraphy apparatus together with the date and particulars of such apparatus;
 - (c) in the case of complete wireless sets the details, save where the proviso to Rule 12 is applicable, of the licence specified in the Rule.
14. (1) The Licensing Authority may, by order in writing, appoint Inspectors under these Rules.

(2) Such Inspector may inspect any wireless telegraphy apparatus in the possession of any person who is licensed or exempted under these Rules; and such person shall to the best of his knowledge and if so required by an Inspector give particulars regarding the name and address of any person to whom he may have transferred any wireless telegraphy apparatus.

(3) On demand from such Inspector, every person licensed under these Rules shall produce his licence for inspection, and every person who is exempted under (a) of Rule 3 of these Rules shall produce his licence under the Myanmar Telegraph Act.

(4) On demand from such Inspector every dealer shall produce the register required under Rule 13 of these Rules and shall permit the Inspector to make extracts therefrom.

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15. Any breach of these Rules, other than a breach which is an offence punishable under Section 6 of the Act, shall be punishable with fine which may extend to one hundred rupees.

16. The Licensing Authority may cancel any licence issued under these Rules to any person who has been convicted of a breach of these Rules or of an offence punishable under Section 6 of the Act.

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

[ပင်ရင်း- ၂၅.၁၂.၁၉၃၇ ရက်နေ့ထိ ပြန်တမ်းမှ ကူးယူတင်ပြသည်။]

----- **Attachment** -----

[ATTACH LIST 1] 01 FORM I. MYANMAR WIRELESS TELEGRAPHY ACT. Application for a Licence to possess Wireless Telegraphy Apparatus in Myanmar.

[ATTACH LIST 2] 02 FORM II. MYANMAR WIRELESS TELEGRAPHY ACT.

[ATTACH LIST 3] 03 FORM III. MYANMAR WIRELESS TELEGRAPHY ACT.