

**THE MANDALAY INCIDENT ENQUIRY COMMITTEE ORDINANCE.**

**[BURMA ORDINANCE NO. II OF 1939.]**

**The 23rd May 1939.**

No.198.—The Governor of Burma has promulgated the following Ordinance under the powers conferred by section 41 of the Government of Burma Act, 1935.

WHEREAS it is necessary that the Mandalay Incident Enquiry Committee should have power to enforce the attendance of witnesses and generally to compel the production of evidence:

Now, THEREFORE, the Government of Burma, under section 41 of the Government of Burma Act, 1935, promulgates the following Ordinance:—

1. (1) This Ordinance may be called **the Mandalay Incident Enquiry Committee Ordinance, 1939.**

(2) It extends to the whole of British Burma.

2. The Mandalay Incident Enquiry Committee means the Committee that has been appointed by the Governor of Burma by a Resolution in the Home Department dated the 4th May 1939.

3. The Mandalay Incident Enquiry Committee shall, without prejudice to any other powers, have the powers which are vested in a Court under the Code of Civil Procedure, in respect of the following matters:—

- (a) discovery and inspection,
- (b) enforcing the attendance of witnesses and requiring deposit of their expenses,
- (c) compelling the production of documents and impounding the same,
- (d) examining witnesses on oath,
- (e) granting adjournments,
- (f) reception of evidence taken on affidavit, and
- (g) issuing commissions for the examination of witnesses,

and may summon and examine **suo motu** any person whose evidence appears to them to be material; and shall be deemed to be a Civil Court within the meaning of section 480 and 482 of the Code of Criminal Procedure:

Provided that no person employed in a force or in a post, maintained or created in the exercise by the Governor of his functions with respect to defence under section 7 of the Government of Burma Act, shall be required to give evidence or produce documents save with the consent of the Governor.

4. For the purposes of enforcing the attendance of witnesses, the local limits of the committee's jurisdiction shall be the limits British Burma.

THE MANDALAY INCIDENT ENQUIRY COMMITTEE ORDINANCE.

By Order,

F.S.V.DONNISON,

Secretary to the Govt. of Burma,

Judicial Debt.