

THE RAILWAYS (MOTOR TRANSPORT SERVICES)
ACT, 1947.

[BURMA ACT No. XXII OF 1947.]

[3rd May 1947.]

WHEREAS it is expedient that the Railway Board should be authorized to undertake the operation of motor transport services in Burma;

AND WHEREAS by Proclamation, dated the tenth day of December, 1942, the Governor of Burma has assumed to himself all powers vested by or under the Government of Burma Act, 1935, in the Legislature or in either Chamber thereof;

NOW, THEREFORE, in exercise of the said powers, it is hereby enacted by the Governor of Burma as follows:—

1. (1) This Act may be called the Railways (Motor Transport Services) Act, 1947.

(2) It shall extend to the whole of British Burma.

(3) It shall come into force at once.

2. In this Act, unless there is anything repugnant in the subject or context, "the Railway Board" means the Railway Board as constituted by the Governor under the provisions of the Burma Railways (Emergency Provisions) Act, 1943 (Burma Act II of 1943).

3. (1) Notwithstanding anything to the contrary contained in any other law for the time being in force, the Railway Board may frame a scheme for the operation, maintenance and control of motor transport services for passengers, animals or goods with termini at or near railway stations.

(2) The scheme shall be submitted to the Governor who may sanction it subject to such modifications and conditions as he may prescribe.

(3) The scheme shall set out for the information of the public and of the road transport operators in the areas in question,

(a) the routes of the motor transport operation,

(b) an indication of the probable frequency of services,

(c) an indication of the probable date on which the scheme shall come into effect in each area,

(d) the places where the motor transport services will carry local passengers and goods or will be merely the extension of the railway services, and

(e) the places where the motor transport services under this scheme will be operated on the general profit and loss account of the Railway.

Price,—One anna.]

(4) The scheme shall be published in the Gazette and upon such publication the Railway Board shall, subject to the provisions of section 4, have the powers to provide and maintain motor transport services in accordance therewith.

4. The motor transport services operated, controlled and maintained by the Railway Board under this Act shall not be deemed to be included in the Railway or its rolling stock and shall be subject to all the enactments and rules for the time being in force relating to motor vehicles and roads.

5. The Governor may, by notification in the Gazette, after giving to the Railway Board twelve months' notice of his intention so to do, withdraw his sanction to any scheme sanctioned under sub-section (2) of section 3, or may modify the scheme or impose further conditions on it.