

THE SPECIAL JUDGES (THIRD AMENDMENT) ACT, 1947.

[BURMA ACT NO. LXVII OF 1947.]

[27th October 1947.]

It is hereby enacted as follows :—

1. This Act may be called the Special Judges (Third Amendment) Act, 1947.

2. *After* sub-section (2) of section 5 of the Special Judges Act, 1946, hereinafter referred to as "the said Act," the following *shall be added* as sub-section (3) thereof :—

"(3) Notwithstanding anything contained in this Act, the provisions of sub-section (1) and (3) of section 350 of the Code of Criminal Procedure, except proviso (a) to sub-section (1) of the said section, shall apply to the trials before a Special Judge as if the Special Judge were a Magistrate for the purposes of the said sub-sections (1) and (3) of section 350 of the Code."

3. *After* section 6 of the said Act, the following *shall be inserted* as section 6A :—

"6A (1) A Sessions Judge may withdraw any case from or recall any case which has been made over to any Special Judge in his Sessions Division, and may try such case himself or transfer it for trial to any other Special Judge in his Sessions Division."

(2) This section shall be deemed to have been in force as from the date on which The Special Judges Act, 1946 came into force."

XXIX/49