

THE PRIMARY EDUCATION (TEMPORARY AMENDMENT)  
ACT, 1950.

[Act No. XXI OF 1950.]

It is hereby enacted as follows :—

1. (1) This Act shall come into force on such date as the President may, by notification, appoint in this behalf.

(2) It shall remain in force until such date as the President may, by notification, direct that it shall no longer be in force.

2. So long as this Act remains in force, the Primary Education Act shall have effect as if :—

(i) for clause (i) of section 2 thereof the following were substituted, namely :—

“(i) ‘the authority’ in relation to a school means the Director of Public Instruction, Burma, or his local official representative, the Inspector of Schools in charge of the area, except in the City of Rangoon, where the Municipal Corporation of the City of Rangoon shall be the authority;”;

(ii) for the expression “A local authority” or “a local authority” or “the local authority” as the case may be wherever it occurs the expression “The Authority” or “the authority” as the case may be were substituted;

(iii) in section 5 thereof the comma (,) after the words “both sexes” and the words following thereafter were deleted;

(iv) in the proviso to section 6 thereof after the words “is satisfied that” the words “in the City of Rangoon” were inserted;

(v) for section 7 thereof the following were substituted, namely :—

“7. When a declaration has been made under section 6, the Government shall bear all expenses, except that in the City of Rangoon, it shall bear not less than a quarter of the additional recurring and non-recurring annual cost that has to be incurred in carrying out the scheme.”;

(vi) for section 8 thereof the following were substituted, namely :—

“8. (1) When a notification has been issued under section 6, the authority shall appoint supervisors or one or more Committees for the purpose of exercising the

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powers and performing the duties of the supervisors or the school committees under this Act.

(2) It shall be the duty of such supervisors or school committee, subject to the provision of this Act, to take action under the provisions of this Act respecting the attendance of children at school and the employment of children."

(vii) in section 9 thereof for the expression "If a local authority" the expression "If, in the case of the City of Rangoon, the authority" were substituted;

(viii) in clauses (i) and (ii) of section 12 thereof for the expression "school committee" the expression "supervisors or the school committee" were substituted and in clause (vii) thereof for the expression "school committee for special reasons recorded by it in writing" the expression "supervisors or the school committee for special reasons recorded by them in writing" were substituted;

(ix) for section 13 thereof the following were substituted, namely :—

"13. If the supervisors or the school committee are satisfied that a guardian who is bound under the provisions of section 11 to cause a child to attend an approved school, has failed to do so, they may, after giving the guardian an opportunity of being heard, and after such inquiry as they consider necessary, serve him with an order directing him to cause such child to attend an approved school from a date which shall be specified in the order."

(x) for section 16 thereof the following were substituted, namely :—

"16. (1) No magistrate or village committee shall take cognizance of an offence under section 14 or section 15 except on the complaint of the supervisor or the school committee concerned or a person authorized by the school committee by general or special order in this behalf; provided that the supervisor, school committee or such person shall, before instituting prosecution against any person, cause a warning to be given to him in writing.

2) The supervisor or the school committee or such person may, instead of instituting or continuing a prosecution for an offence, compound the same on the payment by the person accused of such sum as they deem proper, not exceeding the amount of the fine with which such offence is punishable under this Act."

(xi) for section 17 thereof the following were substituted, namely :—

“ 17. All sums realized on conviction or by way of composition under the provisions of this Act shall be credited to the Government and in the case of the City of Rangoon to the Municipal Corporation of the City of Rangoon.”

(xii) in section 18 thereof for the expression “ Every member, officer or servant of a school committee ” the expression “ Every supervisor and member, officer or servant of a school committee ” were substituted ;

(xiii) in clause (b) of section 22 thereof for the words “ school committee ” the words “ supervisors or the school committee ” were substituted.