

(2) It extends in Burma; and

(3) It shall come into force at once.

2. [Power to declare "intoxicating drugs" for purposes of Act XII of 1896.¹ *Re V. > Act 7 of 1906.*

Penalty on vendor of spirits, &c., selling during prohibited hours, or by or to prohibited persons.

8. Every person licensed to sell by retail spirit or fermented liquor or intoxicating drugs under the provisions of the said Act, who—

(a) keeps his premises open during prohibited hours, or

(b) employs any person he is prohibited from employing to assist him, or

(c) sells to any person to whom he is prohibited from selling,

shall be punished with fine which may extend to two hundred rupees.

Further power to make rules respecting excise licenses.

4. In addition to rules made under section 65 of the said Act and notwithstanding anything contained in the said Act, the Chief Revenue Authority may, in respect of licenses under the said Act, make rules—

(i) as to the hours during which licensed premises may be kept open;

(ii) as to the persons who may be employed by a licensee to assist him in his business, whether in the sale of liquor or in any other capacity; and

(Ht) as to the persons to whom a licensee may sell.

¹ BURMA ACT No. I OF 1905.

(APPLIES TO LOWER AND UPPER BURMA.)

\ 25th February, 1905; 24th March. 1905.1

An Act to amend the Burma Gambling Act, 1899.

Preamble.

WHEREAS it is expedient to amend the Burma Gambling Act, 1899; Bur. Act I It is hereby enacted as follows: —

of 1899.

Short title and commencement.

1. (1) This Act may be called the Burma Gambling Act Amendment Act, 1905; and

(2) It shall come into force at once.

Amendment of section 6 of Burma Act], 1899.

2. (1) In sub-section (2) of section 6 of the Burma Gambling Act, Bur. Act I 1899, for the words "upon credible information, has reason to believe" 1899. that any house, enclosure, room, vessel or place is used as a common gaming-house, he may, after recording in writing the substance of such

¹ For Statement of Objects and Reasons, see Burma Gazette, 1904, Pt. III, p. 26; for report of the Select Committee, see *ibid*, 1905, p. 7; and for Proceedings in Council, *ibid*, 1904, p. 81, and *ibid*, 1905, p. 2.

information and the grounds of such belief” the following shall be substituted, namely: —

[Ante, p. 437.]

(2) In sub-section (2) of the said section the words “ or District Superintendent of Police ” shall be inserted after the word “ Magistrate,” and the word “ or ” shall be substituted for the word “ and.”

(3) For sub-section i(4) of the said section the following shall be substituted, namely:—

[Ante, p. 438.]

3. For section 8 of the said Act the following section shall be substituted, namely : —

[Ante, p. 438.]

Substitution
of new section
for section 8 of
Burma Act
I, 1899.

4. In section 9 of the said Act for the words “who shall be examined as a witness” the following shall be substituted, namely:—

“who shall be examined (under section 8 or otherwise) as a witness.” Act I, 1899.

5. In section 12 of the said Act for the words “ two hundred rupees ” the words “ five hundred rupees ” shall be substituted ; and for the words “four hundred rupees” the words “one thousand rupees” shall be substituted.

Amendment
of section 9
of Burma
Act I, 1899.

Amendment
of section 12
of Burma
Act I, 1899.

6. (1) In section 14 of the said Act for the words “ No Magistrate

shall take cognizance of” the following shall be substituted, namely:—

“ No Court shall try.”

Amendment
of section 14
of Burma
Act I, 1899.

(2) In the said Section 14, for the words “ to him,” wherever the same occur in clauses (a) and (b) of the said section, the following shall be substituted, namely: —

“ to, or cognizance thereof has been taken by, a Magistrate.”

THE BURMA CANAL ACT. 1905.

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