

Republic of the Union of Myanmar
Office of the President
Directive No 1/2020

1st Waning of Tagu 1381 ME
(8 April 2020)

Compliance with the Convention on the Prevention
and Punishment of the Crime of Genocide

1. The Republic of the Union of Myanmar signed on 30 December 1949 and ratified on 14 March 1956 the Convention of the Prevention and Punishment of the Crime of Genocide (“Genocide Convention”).
2. The Republic of the Union of Myanmar respects its obligations arising under the Genocide Convention and other sources of international law to prevent and punish the crime of genocide.
3. This Directive is addressed to all Ministries and all Regions and States Governments to ensure that its personnel, officers , staff—whether military or other security forces, or civil services—and local people, under its control or direction do not commit the acts mentioned in Articles II and III of the Genocide Convention, the text of which is set out in full in the attached Annex.
4. If anyone obtains credible information that one or more persons have violated paragraph 3 above—by commission of any of the acts mentioned there, or by attempting, aspiring to or inciting the commission of, or by being complicit in, any such acts—he or she shall inform the Office of President either through his or her superiors or directly or through other appropriate mechanisms that may be established.
5. Each Ministry and each Region and State Government shall transmit any credible information that it may receive from subordinates about possible acts referred to in paragraphs 3 and 4 above to the Office of the President. Each Ministry and each Region and State Government shall also provide a quarterly report on relevant developments to the Office of the President.

By order,

Khin Latt
Permanent Secretary

Annex
Convention on the Prevention and Punishment of the Crime of Genocide

Article II

In the present Convention, genocide means any of the following acts committed with intent to destroy, in whole or in part, a national, ethnical, racial or religious group, as such:

- (a) Killing members of the group;
- (b) Causing serious bodily or mental harm to members of the group;
- (c) Deliberately inflicting on the group conditions of life calculated to bring about its physical destruction in whole or in part;
- (d) Imposing measures intended to prevent births within the group;
- (e) Forcibly transferring children of the group to another group.

Article III

The following acts shall be punishable:

- (a) Genocide;
- (b) Conspiracy to commit genocide;
- (c) Direct and public incitement to commit genocide;
- (d) Attempt to commit genocide;
- (e) Complicity in genocide.

Republic of the Union of Myanmar
Office of the President
Directive No 2/2020

1st Waning of Tagu 1381 ME
(8 April 2020)

Preservation of evidence and property in areas of
northern Rakhine State

1. The Government of the Republic of the Union of Myanmar established the Independent Commission of Enquiry (ICOE) on 30th July 2018 as part of its national initiative to address reconciliation, peace, stability and development in Rakhine. The Independent Commission was tasked to investigate the allegations of human rights violations and related issues, following the terrorist attacks by ARSA. The Commission submitted its final report to the President on 20th January 2020.
2. The Government of Myanmar has forwarded the final report of ICOE to the Commander in Chief of the Tatmadaw (Myanmar Defence Services) and to the Union Attorney General. The Union Attorney General’s Office and the Office of Judge Advocate General have announced that they are undertaking criminal investigations of incidents mentioned in the ICOE’s report.
3. The Government of Myanmar took necessary steps, on the ground as well as through the use of satellite imagery, to document and inventory the current state of the sites in question.
4. To assist and ensure that criminal investigations can be undertaken, all Ministries and the Rakhine State government, their agencies, departments, offices, and personnel are prohibited from destroying, or removing or permitting the destruction, or removal of:
 - i. any property, immovable or movable, in any area of northern Rakhine State, that may provide evidence of events referred to in the ICOE’s final report;
 - ii. anything that may provide evidence of:
 - a. killing members of a group;
 - b. causing serious bodily or mental harm to members of a group;
 - c. deliberately inflicting on a group conditions of life calculated to bring about its physical destruction in whole or in part;
 - d. imposing measures intended to prevent births within a group;
 - e. forcibly transferring children of a group to another group.
5. In paragraph 4 (ii) above, “group” means any national, ethnical, racial or religious group.
6. All ministries and Rakhine State government are further directed to preserve documents, images, videos, audios and other media related to the events that occurred in northern Rakhine State referred to in the ICOE’s final report.
7. Any person suspected of violating this directive shall be referred to the appropriate national criminal justice system for necessary action and action may also be taken against them under section 201 of the Penal Code.
8. Each ministry and Rakhine State Government shall report to the Office of the President on the measures it has taken to abide with the directive.

By Order,

Khin Latt
Permanent Secretary

COVID-19 positive patient’s family
transferred to Waibargi Hospital
in Yangon

FAMILY members of the COVID-19 positive person in Paukkaung Township have gotten medical checkups on 8 April to be transferred from Pyay Hospital to Waibargi Specialist Hospital in Yangon, said Director-General U Zaw Htay of Ministry of Office of the State Counsellor. He said the mother (the COVID-19 patient) wished for her family to be transferred to Yangon and the State Counsellor said if the family was in good health

and travel could be warranted then they will be transported to Waibargi Hospital from a humanitarian perspective. U Zaw Htay said the two children and niece are in good health and the ambulance with nurses and medical equipment are all ready and they are estimated to arrive in Yangon on the evening of 8 April. —Htet Hlian

(Translated by Zaw Htet Oo)

Correction

Please read “12 at Waibargi hospital,” instead of “21 at Waibargi hospital,” in the announcement “Updated information about COVID-19 surveillance at 8:00 pm, 7 April 2020” on page-4 of 8 April 2020 issue of *the Global New Light of Myanmar*. — Ed