Exemption Order No. 4 Under the Registration of Foreigners Act

AS AMENDED UP TO 1ST OCTOBER 1960.

1. The provisions of the Registration of Foreigners Rules, 1940 (hereinafter in this Order referred to as the rules), shall not apply to, or in relation to, any person who proves to the satisfaction of the Registration Officer that he has not attained the age of eighteen years, provided that the necessary particulars in regard to such person are entered against item 12 of Form A in respect of his parents and that he holds a Certificate of Identity in Form AA.

2. The provisions of the rules shall not apply to—

(1) members inhabiting areas adjacent to the land border of the Union of Burma, provided that this exemption shall not apply to any such person who proceeds into the Union beyond twenty-five miles from the land border, or remains continuously within the Union for a period exceeding thirty days;

(2) seasonal labourers and caravan traders, provided that they are in possession of documents issued by the Immigration Department indicating that they belong to these classes, and provided also that they do not proceed beyond the limits of the areas specified in their documents.

2. The provisions of the rules shall not apply to any vessel travelling solely between ports or places in Burma, or to, or in relation to, any person travelling in any such vessel.

4. The provisions of the rules, except Rule 2 and such of the provisions of Rules 4, 14, 15 and 16 as apply to, or in relation to, passengers and visitors who are not foreigners, shall not apply to, or in relation to—

(a) any foreigner in the service of the Union;
(b) any Consul-General;

(c) the wife and any child of any person in categories (a) and (b) above;

(d) the wife and any child of—
(i) any person duly appointed by a foreign Government to exercise diplomatic functions;
(ii) any Consul or Vice-Consul;

(e) the officers and staff of all Diplomatic Missions and their families;

(f) members of foreign delegations and missions visiting Burma on the invitation of the Government of Burma;

(g) officials of the United Nations Organization and its specialized agencies who are visiting Burma in the course of their official business;

(h) foreign Heads of states, Cabinet Ministers of foreign states and other important foreign personages approved by the Foreign Office;

(i) any foreigner not specified in any of the preceding clauses of this declaration who enters Burma solely in transit to a destination beyond Burma, provided that his entry and stay in Burma is covered by a transit visa or transit permit issued by competent authority;

(j) domestic servants of Heads of Diplomatic Missions in Burma;

(k) qualified ground and airborne personnel, of any air crash rescue party, properly accredited by the State of Registry of the aircraft who are allowed to enter the Union of Burma on rescue mission;

(l) any foreigner who enters Burma for a short visit not exceeding three months but exceeding 30 days; provided his stay in Burma is covered by a valid passport duly visaed or an immigration permit issued by competent authority;

(m) the wife and children, who are foreigners, of a citizen of the Union in the service of the Union Government;

Provided that a foreigner mentioned in clause (a) or clause (j) shall, within thirty days from the date on which he ceases to be in the service of the Union or of the diplomatic mission, as the case may be, register as required by Rule 5 (1);

Provided also that the foreigners mentioned in clause (e) or clause (m) shall, subject to the provisions in paragraph 1, within thirty days from the date on which the husband or the child's or children's father ceases to be in the service of the Union or of the diplomatic mission, as the case may be, register as required by Rule 5 (1).

5. Subject to the condition that he has obtained permission from the Controller of Immigation to land in Burma, the provisions of the rule except Rules 8 and 14 shall not apply to, or in relation to, any passenger who arrives in Burma on any vessel in transit to a destination beyond Burma and who re-embarks and continues his journey on the vessel on which he arrived in Burma or who enters Burma for a short visit not exceeding 30 days.

6. The provisions of the rules except Rules 8 and 14 and sub-clause (d) of sub-rule (1) of Rule 16 shall not apply, for so long as the vessel on which he is employed remains at a port or airport in Burma to, or in relation to, any seaman or airman as defined in the rules who is not a resident of Burma and does not land in Burma for discharge.

7. This Exemption Order supersedes Exemption Order Nos. 1 to 3 made by the Governor of Burma under section 6 of the Registration of Foreigners Act and published in Home Department (Passport Branch) Notification No. 11, dated the 5th January 1940, No. 92, dated the 31st January 1942, and No. 119, dated the 11th February 1942.

Note: Foreigners who are poor or destitutes or who are unable to pay the fees for registration of foreigners certificate due to old age or infirmity, may apply to the Deputy Commissioner concerned and instructions have been issued by the Government to exempt such persons from payment of the required fees.