

THE SUPPRESSION OF BROTHELS (AMENDMENT)
ACT, 1946.

[BURMA ACT NO. IV OF 1946.]

WHEREAS it is expedient to amend the Suppression of Brothels Act, 1921. Burma H. 1921.

AND WHEREAS by Proclamation dated the 10th day of December 1942 the Governor of Burma has assumed to himself all the powers vested by or under the Government of Burma Act, 1935, in the Legislature or in either Chamber thereof; 26 Geo. 5 c. 2

NOW THEREFORE, in exercise of the said powers, it is hereby enacted by the Governor of Burma as follows :—

1. This Act may be called the Suppression of Brothels (Amendment) Act, 1946.
Short Title.

2. For section 2 of the Suppression of Brothels Act, hereinafter Amendment of referred to as the said Act, the following shall be substituted, namely :—
section 2, Burma II, 1921.

“ In this Act, unless there is anything repugnant in the subject or context,—

‘ brothel ’ means any house, room or place which the occupier or person in charge thereof allows to be used by any other person for the purposes of prostitution ;

‘ venereal disease ’ means syphilis, gonorrhœa, or soft chancre otherwise called soft sore ; and

‘ appointed doctor ’ means any doctor appointed by the Governor for the purposes of this Act.”

3. For section 4 of the said Act, the following shall be substituted, Amendment of namely :—
section 4, Burma II, 1921.

“ 4. (1) Any person who in any street or public place or place of public resort, or within sight of and in such manner as to be seen or heard from any street or public place, whether from within any house or building or not—

(a) by words, gestures, wilful and indecent exposure of her person or otherwise attracts or endeavours to attract attention for the purpose of prostitution ; or

(b) solicits or molests any person for the purposes of prostitution ;

shall for first offence be punished with imprisonment which may extend to three months or with fine which may extend to one hundred rupees and for a subsequent offence with imprisonment which may extend to six months, or with fine which may extend to two hundred rupees.

(2) Notwithstanding anything contained in section 65 of the Penal Code, imprisonment in default of fine imposed under sub-section (1) may extend to three months in the case of a first offence, and to six months in the case of a subsequent offence.

4. In section 11 of the said Act, the expression “ one year ” and the expression “ one thousand rupee ” shall be substituted for the expression “ three months ” and the expression “ five hundred rupees ” respectively.
Amendment of section 11, Burma II, 1921.

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5. In section 12 of the said Act, the expression "two years" shall be substituted for the expression "one year".
Amendment of section 12, Burma II, 1921.

6. After section 12 of the said Act, the following shall be inserted, namely:—
Insertion of new section 12 (A).

- " 12 (A). (1) When any person is convicted under section 4 of this Act, the Magistrate shall order her to submit to examination by an appointed doctor.
- (2) If, on such examination it is discovered that such person is suffering from venereal disease, she—
- (a) shall submit to treatment by the appointed doctor and observe the directions given by the doctor, and
 - (b) shall not discontinue the treatment until she is certified by the doctor to be incapable of transmitting any venereal infection.
- (3) When the person convicted is a minor, it shall be the duty of the parents or person having the custody of the minor to ensure that the minor complies with the order of the Magistrate passed under sub-section (1), and provisions and sub-section (2).
- (4) Any person who disobeys the order of a Magistrate made under sub-section (1) or contravenes any provisions of sub-section (2) or sub-section (3) shall be punished with imprisonment which may extend to one year, or with a fine which may extend to one thousand rupees, or with both."