

ပြည်ထောင်စုမြန်မာနိုင်ငံတော်

UNION OF MYANMAR
STATE PEACE AND DEVELOPMENT COUNCIL

နယ်စပ်ဒေသနှင့်တိုင်းရင်းသားလူမျိုးများဖွံ့ဖြိုးတိုးတက်ရေးဥပဒေ(၁၉၉၃)

နှင့်

နယ်စပ်ဒေသနှင့်တိုင်းရင်းသားလူမျိုးများဖွံ့ဖြိုးတိုးတက်ရေးဥပဒေကို
ပြင်ဆင်သည့်ဥပဒေ (၂၀၀၆)



DEVELOPMENT OF BORDER AREAS AND
NATIONAL RACES (LAW) (1993)
AND

THE LAW AMENDING DEVELOPMENT OF BORDER AREAS
AND NATIONAL RACES LAW (2006)

နယ်စပ်ဒေသနှင့် တိုင်းရင်းသားလူမျိုးများ
ဖွံ့ဖြိုးတိုးတက်ရေးဥပဒေ

**DEVELOPMENT OF BORDER AREAS AND
NATIONAL RACES LAW**

The State Law and Order Restoration Council
Development of Border Areas and National Races Law
(The State Law and Order Restoration Council Law No. 11/93)
The 11th Waning Day of Second Waso, 1355 ME.
(13th August, 1993)

The State Peace and Development Council^{1/} hereby enacts the following Law:-

CHAPTER I

Title and Definition

1. This Law shall be called the Development of Border Areas and National Races Law.
2. The following expressions contained in this Law shall have the meanings given hereunder:-
 - (a) **Development Area** means the border areas determined by the State Peace and Development Council^{2/} for the implementation of the development of border areas and national races;

1/ Reconstituted by the State Peace and Development Council Notification No. 1/97 dated 15th November 1997

2/ Reconstituted by the State Peace and Development Council Notification No. 1/97 dated 15th November 1997

- (b) **Central Committee** means the Central Committee for the implementation of the Development of the Border Areas and National Races formed by the State Peace and Development Council^{1/} under this Law;
- (c) **Work Committee** means the Work Committee for the implementation of the Development of the Border Areas and National Races formed by the Central Committee under this Law;
- (d) **Work Sub-Committee** means the respective Work Sub-Committees formed for each work by the Work Committee under this Law;
- (e) **Regional Work Committee** means the respective Regional Work Committee for the Implementation of the Development of Border Areas and National Races formed by the Work Committee under this Law;^{2/}
- (f) **Ministry** means the Ministry of Progress of Border Areas and National Races and Development Affairs.^{3/}

1/ Reconstituted by the State Peace and Development Council Notification No. 1/97 dated 15th November 1997

2/ Amended provision under the Law Amending the Development of Border Areas and National Races Law enacted by the State Peace and Development Council Law No. (7/2006) dated 11th August 2006

3/ Amended provision under the Law Amending the Development of Border Areas and National Races Law enacted by the State Peace and Development Council Law No. (7/2006) dated 11th August 2006

CHAPTER II

Objectives

3. The objectives of this Law are as follows:-
- (a) to develop the economic and social works and roads and communications of the national races at the border areas, in accordance with the aims which non-disintegration of the Union, non-disintegration of the national solidarity and perpetuation of the sovereignty of the State;
 - (b) to cherish and preserve the culture, literature and customs of the national races;
 - (c) to strengthen the amity among the national races;
 - (d) to eradicate totally the cultivation of poppy plants by establishing economic enterprises;
 - (e) to preserve and maintain the security, prevalence of law and order and regional peace and tranquillity of the border areas.

CHAPTER III

Formation of the Central Committee and Duties and Powers thereof

4. The State Peace and Development Council^{1/-}
- (a) shall form the Central Committee for the Implementation of the Development of the Border Areas and National Races;
 - (b) shall determine the Chairman and the Secretary in forming the Central Committee, and may determine the Vice-Chairman and Joint-Secretary, if necessary;

1/ Reconstituted by the State Peace and Development Council Notification No. 1/97 dated 15th November 1997

5. The duties and powers of Central Committee are as follows:-
- (a) laying the policy for implementation of the objectives mentioned in this Law;
 - (b) confirming, giving guidance and causing the implementation of long-term and short-term master plans drawn up by the Ministry and submitted through the Work Committee;
 - (c) laying down development works which should be carried out immediately at the border areas and causing implementation thereof;
 - (d) laying down and carrying out measures with a view to maintain the culture, literature and customs of the national races;
 - (e) laying down and carrying out measures for maintaining security, prevalence of law and order and regional peace and tranquillity, in order to raise the perpetual momentum of the development works at the border areas;
 - (f) giving decision to enable determination of Development Areas which should be expended.

CHAPTER IV

Formation of Work Committee and Duties and Powers thereof

6. The Central Committee:
- (a) shall form the Work Committee;

(b) shall determine the Chairman and Secretary in forming the Work Committee, and may determine the Vice-Chairman and Joint-Secretary, if necessary.

7. The duties and powers of the Work Committee are as follows:-

- (a) scrutinizing long-term and short-term master plans drawn up and submitted by the Ministry and submitting and obtaining confirmation of the Central Committee;
- (b) giving guidance for the implementation of long-term and short-term master plans, which have been confirmed by the Central Committee and supervising and inspecting the works;
- (c) giving guidance for the implementation of development works which have been prescribed for immediate performance by the Central Committee and supervising and inspecting the works;
- (d) forming Work Sub-Committees at the Central level and determining the duties thereof;
- (e) forming Regional Work Committees and determining the duties thereof;
- (f) causing the drawing up and submission of work schemes sectorwise by the Work Sub-Committees and Regional Work Committees and causing implementation thereof;
- (g) co-ordinating the activities of the Ministry, Work Sub-Committees and Regional Work Committees;

- (h) making the arrangement for for enabling to co-operate with the United Nations Organizations, International Organizations, Regional Organizations, Foreign States, Non-Governmental Organizations and Persons;^{1/}
- (i) making arrangement, as may be necessary for obtaining funds and allocation thereof;
- (j) determining privileges for employees who are performing duties in the prescribed areas within the Development Area;
- (k) scrutinizing and submitting to the Central Committee for the determination of Development Areas submitted by the Ministry;
- (l) reporting to the Central Committee on its activities.

CHAPTER V

Duties and Powers of the Ministry

8. The duties and powers of the Ministry in respect of the implementation of the development works of the border areas and national races are as follows:-
- (a) recommending for determination of Development areas;
 - (b) drawing up and submitting long-term and short-term master plans, after co-ordinating with the Work Sub-Committees and Regional Work Committees in respect of the development of border areas and national races;

1/ Amended provision under the Law Amending the Development of Border Areas and National Races Law enacted by the State Peace and Development Council Law No. (7/2006) dated 11th August 2006

- (c) supervising and co-ordinating to implement the confirmed long-term and short-term master plans within the prescribed period;
- (d) implementing, supervising and co-ordinating the development works which have been prescribed by the Central Committee or Work Committee for immediate performance;
- (e) apportioning the sanctioned funds and other contributions in cash and kind to the Work Sub-Committees and Regional Work Committees in accordance with the guidance of the Work Committee;
- (f) supervising and inspecting whether or not the utilization is in accordance with the financial regulations and procedures;
- (g) laying down programmes for disseminating knowledge and exchanging culture for the national races in the Development Areas;
- (h) establishing and opening schools for giving vocational education for the future of the youths of the national races in the Development Areas;
- (i) making arrangements for the promotion and propagation of the sasana in the Development Areas;
- (j) making arrangements for establishing crops cultivation, livestock breeding and cottage industries in substitution for poppy cultivation;
- (k) imparting knowledge to prevent cultivation of poppy plants, use and trafficking of opium;

- (l) laying down and carrying out special projects for medical treatment and rehabilitation of narcotic drug users in the Development Areas;
- (m) co-operating with the relevant organizations in total eradication of cultivation of poppy plants in the border areas;
- (n) assigning duties for preservation and protection of boundary pillars and markers in the Development Areas;
- (o) recommending to the Work Committee for determination of the areas where privileges should be granted to employees performing duties in the Development Areas;
- (p) reporting to the Work Committee on its activities.

9. The Ministry may obtain assistance from the United Nations Organizations, International Organizations, Regional Organizations, Foreign States, Non-Governmental Organizations and Persons, for performance of implementing the development works of the border areas and national races.^{1/}

1/ Amended provision under the Law Amending the Development of Border Areas and National Races Law enacted by the State Peace and Development Council Law No. (7/2006) dated 11th August 2006

CHAPTER VI

Miscellaneous

10. Before re-constituting under this Law, the existing Central Committee for the Implementation of the Development of National Races and Work Committee, Work Sub-Committees and Regional Work Committees shall be deemed to be committees formed under this Law.
11. (a) The office staff under the Ministry shall undertake responsibility for the office work of the Central Committee and Work Committee;
- (b) The expenditure of the Central Committee and the Work Committee shall be incurred from the budget funds of the Ministry.
12. For the purpose of carrying out the provisions of this Law:-
- (a) the Ministry may issue such rules and procedures as may be necessary, with the approval of the Government;
- (b) the Central Committee, Work Committee or the Ministry may issue such orders and directives as may be necessary.

(Sd.) Than Shwe

Senior General

Chairman

The State Peace and Development Council

The Union of Myanmar
The State Peace and Development Council
The Law Amending the Development of Border Areas and
National Races Law

(The State Peace and Development Council Law No. 7/2006)

The 3rd Waning Day of Wagaung, 1368 ME

(11th August, 2006)

The State Peace and Development Council hereby enacts the following Law:-

1. This Law shall be called the Law Amending the Development of Border Areas and National Races Law.

2. The expression contained in section 2 of the Development of Border Areas and National Races Law:

(a) Sub-section (e) shall be substituted as follows:

"(e) **Regional Work Committee** means the respective Regional Work Committee for the Implementation of the Development of Border Areas and National Races formed by the Work Committee under this Law;"

(b) Sub-section (f) shall be inserted after sub-section (e) as follows:

"(f) **Ministry** means the Ministry of Progress of Border Areas and National Races and Development Affairs."

3. Sub-section (h) of Section 7 of the Development of Border Areas and National Races Law shall be substituted as follows:

"(h) making arrangement for enabling to co-operate with the United nations Organizations, International Organizations, Regional Organizations, Foreign States, Non-Governmental Organizations and Persons;"

4. Section 9 of the Development of Border Areas and National Races Law shall be substituted as follows:

"9. The Ministry may obtain assistance from the United Nations Organizations, International Organizations, Regional Organizations, Foreign States, Non-Governmental Organizations and Persons, for performance of implementing the development works of the border areas and national races."

(Sd.) Than Shwe

Senior General

Chairman

The State Peace and Development Council