# The NEW LIGHT OF MYANNAR

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Friday, 3 August, 2007

<ul> <li>stability of the State, community peace and tranquillity, prevalence of law and order</li> <li>National reconsolidation</li> <li>Emergence of a new enduring State Constitution</li> <li>Building of a new modern developed notion in accord with the new State</li> </ul>	Four economic objectives velopment of agriculture as the base and all-round velopment of other sectors of the economy as well oper evolution of the market-oriented economic tem velopment of the economy inviting participation in ms of technical know-how and investments from arces inside the country and abroad e initiative to shape the national economy must be kept he hands of the State and the national peoples		<ul> <li>Four social objectives</li> <li>* Uplift of the morale and morality of the entire nation</li> <li>* Uplift of national prestige and integ- rity and preservation and safeguard- ing of cultural heritage and national character</li> <li>* Uplift of dynamism of patriotic spirit</li> <li>* Uplift of health, fitness and education standards of the entire nation</li> </ul>
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# **Clarifications on four chapters presented to Plenary Session of National Convention**



#### Chairman of National Convention Convening Commission Secretary-1 Lt-Gen Thein Sein presides over Plenary Session of the National Convention.—MNA

YANGON, 2 Aug — The Plenary Session of the National Convention continued at Pyidaungsu Hall in Nyaunghnapin Camp, Hmawby Township, here, at 9 am today. Members of the National Convention Convening Work Committee (NCCWC) presented clarification of the Chairman of the NCCWC on laying down detailed basic principles for the chapters "Amendment of the

Constitution", "State Flag, State Seal, National Anthem and the Capital", "Transitory Provisions" and "General Provisions" to be included in the State Constitution to the Plenary Session of the National

#### Convention.

Present on the occasion were Chairman of the National Convention Convening Commission Secretary-1 of the State Peace and Development Council Lt-Gen Thein Sein and members, Chairman of NCCWC Chief Justice U Aung Toe and members, Chairman of the National Convention Convening Management Committee Auditor-General Maj-Gen Lun Maung and members, chairmen and officials of subcommittees, delegates of political parties such as National Unity Party, Union Pa-O National Organization, Shan State Kokang Democratic Party, Mro (or) Khami National Solidarity Organization, Lahu National Development Party, Union Kayin League, Kokang Democracy and Unity Party and WaNational Development Party, representativeselect of National Unity Party and Mro (or) Khami

Kayin, Chin, Mon, Rakhine, Shan (South), Shan (North) and Shan (East) States, Sagaing, Taninthayi, Bago, Magway, Mandalay, Yangon and Ayeyawady

#### Clarifications of NCCWC Chairman on detailed basic principles for four chapters to be published

YANGON, 2 Aug— Clarifications of the National Convention Convening Work Committee on laying down detailed basic principles for the chapters "Amendment of the Constitution", "State Flag, State Seal, National Anthem and the Capital", "Transitory Provisions", and "General Provisions" to be included in the State Constitution will be published in this paper.—*MNA* 

National Solidarity Organization, independent representatives-elect, delegates of national races from Kachin, Kayah,

Divisions, delegates of
peasants from Kachin,
Kayah, Kayin, Chin, Mon,
Rakhine, Shan (South),
, (See page 9)



Members of NCCC, NCCWC and NCCMC and delegates to National Convention seen at Plenary Session of the National Convention. — MNA

Emergence of the State Constitution is the duty of all citizens of Myanmar Naing-Ngan.

## PERSPECTIVES

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### Strive to boost per acre yield of paddy to meet target

It has been targeted that Myanmar is to cultivate 20 million acres of paddy - 17 million acres of monsoon paddy and three million acres of summer paddy - in anticipation of producing 1,500 million baskets of paddy.

So, the State is taking measures to provide enough irrigation water by building more and more dams, reservoirs and riverwater pumping stations.

The Ayeyawady Division is praiseworthy to be called the granary of the State because of its thriving paddy plantations. In the past, 400 acres of paddy plantations each were established at the gateway and exit of all 26 townships of the division. But the acreage has now reached 1000-acre plantations. In the previous year, the Ayeyawady Division produced 74 baskets of paddy per acre and now it is trying to produce 78 baskets. Being able to yield 100 baskets of paddy per acre depends on systematic cultivation, choice of quality paddy strains, proportional mixture of chemical fertilizers and natural fertilizers and protection of the crop against pests.

All in all, responsible people from the agricultural field and farmers are urged to work hard to meet the targeted paddy production of the State so as to ensure the domestic sufficiency in rice and surplus for export.



Maintenance course for machinery opens **Myanmar delegation** leaves for Malaysia

# Read Restre

- \* Oppose those relying on external elements, acting as stooges, holding negative views
- Oppose those trying to jeopardize stability of the State and progress of the nation
- Oppose foreign nations interfering in internal affairs of the State
- Crush all internal and external destructive elements as the common enemy

### **Religious Affairs Ministry offers Waso robes to monks**

NAY PYI TAW, 2 Aug - The 2nd Waso robes offering ceremony of the ministry of Religious Affairs was held at the ministry, here, this morning, attended by Presiding Nayaka Sayadaw Agga Maha Pandita Bhaddanta Kavisara of Nay Pyi Taw Pyinmana Maha Withutayama Monastery and members of the Sangha, Minister for Religious Affairs Brig-Gen Thura Myint Maung and wife Daw Aye Aye Tun, departmental heads and staff.

First, Members of the Sangha led by Sayadaw Bhaddanta Kavisara consecrated the Buddha Image. The congregation received the Five Precepts form the Sayadaw and members of the Sangha re-



Minister Brig-Gen Thura Myint Maung and wife Daw Aye Aye Tun donate Waso robes and provisions to a Sayadaw.— MNA

cited the parittas. Next, the minister and wife offered Waso robes and provisions to the mem-

Later, member of the

bers of the Sangha.

State Sangha Maha Nayaka Committee Presiding Nayaka Sayadaw Maha Ganthavacaka Pandita Bhaddanta Vimala delivered a sermon and those

present shared the merits gained. After the ceremony, the minister and party offered 'soon' to the members of the Sangha.

MNA

#### Commander, Minister visit construction of Buddha Image in Monywa

NAY PYI TAW, 2 Aug Chairman of Sagaing Division Peace and Development Council Commander of North-West Command Maj-Gen Tha Aye and Sports Minister

Brig-Gen Thura Aye Myint assisted in the construction of Bodhi Tahtaung Laykyunsekkya Standing Buddha Image on 31 July. They also donated pro-

visions to Sayadaws of Bodhi Tahtaung Monastery during the visit to Buddha Image.

During the tour of Monywa, the commander and the minister attended the presentation of Union Solidarity Development Association membership applications at Technologi-

cal University (Monywa) and University of Computer Studies (Monywa).

The acting principal of the technology university presented 1083 membership applications to the secretary of Monywa Division USDA. Afterwards, the acting principal accepted K 3 million donated by Sagaing Division PDC, K 1 million each by Minister for Sports and Yadana Aung Co Ltd to be spent on installation of water purification machine.

The minister presented sports gear to the students of Technological University (Monywa) and University of Computer Studies (Monywa) through officials concerned.

At Monywa USDA office, the minister presented cash assistance to two medical students of Phaungpyin Township who are studying at University of Medicine in Magway and also met with division/district/township USDAs. - MNA

NLD committing destructive acts after receiving instructions from big countries through embassies

YANGON, 1 Aug — Myanmar Forest Products and Timber Merchants Association opened the maintenance course No 8 for machinery of saw mills at the association in Dagon Myothit (North) Township today.

Chairman U Sein Lwin of the association delivered a speech. General Manager U Tin Soe of Myanma Timber Enterprise explaned basic techniques for maintenance of machinery for saw mills.

A total of 30 trainees are attending the 6-week course and the arrangements are made to hold further courses.- MNA

YANGON, 2 Aug — A four-member delegation of Myanmar Hockey Federation left here for Malaysia by air this morning to participate in Technical Official Course to be held in Kuala Lumpur, Malaysia from 3 to 6 August. The delegation led by the vice-President of the federation was seen off at Yangon International Airport by the officials of the Myanmar Hockey Federation.

The delegation will hold talks with the officials of the Women Hockey Subcommittee of Malaysia, Thailand and India to promote hockey here.— MNA

### US Embassy officials visited NLD Headquarters 11 times in July

YANGON, 2 Aug -National League for Democracy (Central) is attempting to push the nation to a life of servitude and to become a minion of the imperialists without serving the interests of the nation and the people.

The acts of the party have proved that the party relies too much on big countries by contacting with their embassies in Yangon. Now, the party is committing destructive acts after receiving the instructions of the big countries through embassies. Hence, the public is keeping watch on their contacts.

Officials of the US Embassy visited the NLD Headquarters on West Shwegondine Road 11 times in April, 21 times in May and 18 times in June. Likewise, the US Embassy officials visited the NLD (Headquarters) 11 times in July. The Embassy officials met with CEC members of the party and sent letters and parcels to them. -MNA

# US officials say Iraq role to

# last years, cost more

WASHINGTON, 1 Aug— President George W Bush's nominee to be top military adviser said on Tuesday the United States would be in Iraq for "years not months" and a Pentagon official said the war was costing even more than expected.

Navy Admiral Michael Mullen, picked as chairman of the Joint Chiefs of Staff, warned US lawmakers unhappy with the conflict against seeking a rapid pullout from Iraq, saying it could turn the country into a "caldron".

While prudence dictated planning for an eventual pullout, Mullen said that under one scenario it could take three to four years just to halve the 160,000 US troops now in Iraq. Many Democrats want to pull out combat troops by April. "I do think we will be there for years, not months," Mullen told the Senate Armed Services Committee at his confirmation hearing. "But I don't see it (Iraq) as a permanent — you know, on a permanent base at this point."

Mullen, 60, now chief of naval operations, was nominated last month after the Bush Administration decided against seeking a second two-year term in the job for Marine General Peter Pace. Defence Secretary Robert Gates concluded Pace's role in the unpopular Iraq war would have led to contentious hearings to reconfirm him. Mullen appeared headed for approval.

In testimony to the House Budget Committee, Deputy Defence Secretary Gordon England said next year's war tab would exceed the administration's existing request for 141.7 billion US dollars. That's on top of over 600 billion US dollars in war checks already written for Iraq and Afghanistan, with 70 per cent for Iraq.

MNA/Reuters



Actress Ana Ortiz, one of the stars of the television series "Ugly Betty", displays her wedding ring as she arrives as a guest at the Los Angeles premiere of the film "El Cantante" at the Directors Guild Theatre in Los Angeles, California on 31 July, 2007.—INTERNET

> Mississippi bridge collapse: 20 feared dead

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Mexico's Alejandra Rodriguez Rivera poses in costume during a news conference ahead of the World Cosplay Summit 2007 in Tokyo on 1 August, 2007. Fans of anime and manga comics are gathering for an international Cosplay Summit, part of Tokyo's efforts to raise its world profile and promote a "Cool Japan" as admirers of its pop culture increase rapidly.—XINHUA

# Iran rules out higher level talks with US

TEHERAN, 1 Aug—Iran on Monday ruled out the need to hold higher level talks with the United States on Iraq's security, the official IRNA news agency reported. "Upgrading the talks' level between Iran and the US over Iraq is not necessary, Foreign Ministry spokesman Mohammad Ali Hosseini said at the weekly Press conference. He also strongly rejected rumours that Iran had proposed to the US to raise the level of Teheran-Washington talks, saying that "no such proposal has been made by Iran".

Hosseini's remarks seemed to contradict with Foreign Minister Manouchehr Mottaki, who said several days ago that Iran was ready to consider further talks with the United States over Iraq's security at the level of Deputy Foreign Minister.

"The issue can be considered if a formal request is received from the US side," said Mottaki.

But US State Department spokesman Sean McCormack has said that "no request would be brought forward by Washington for higherlevel talks between US and Iran".US and Iranian ambassadors to Iraq met in Baghdad and held the second round of talks over Iraq on 24 July. During the meeting, the two sides decided to set up a joint subcommittee to "coordinate and lobby on the establishment of stability and security" there.

MNA/Xinhua

### Dozens poisoned by relief foodstuffs in western Iraq

# UK soldier killed in Afghanistan

LONDON, 1 Aug— British Defence Ministry announced on Monday that a British Royal Marines was killed in southern Afghanistan on Sunday.

The Defence Ministry had informed the death to the next of kin and further details would be issued after a 24-hour period, a spokesman of the ministry said.

It is the fourth member of the British Armed Forces had been killed in the region in the past week, and brings the number of British military fatalities in Afghanistan since operations began in 2001 to 68.

The Britain is among the largest contributors to the NATO mission in Afghanistan, with 7,100 troops based in Helmand Province in the south of the country.

MNA/Xinhua



The I-35W bridge that spans the Mississippi River in Minneapolis, Minnesota, lies in pieces after it collapsed on I August, 2007. The highway bridge collapsed and hurled vehicles into the Mississippi River in central Minneapolis during evening rush hour on Wednesday, killing nine people and injuring dozens, officials said.—INTERNET -

MINNEAPOLIS, 2 Aug — As many as 29 people are feared dead after an eight-lane bridge collapsed into the Mississippi River at rush hour.

Authorities in Minneapolis, Minnesota, said that nine bodies had been already discovered and several people are still missing.

Around 50 cars and lorries were thrown into the river, injuring dozens, after the road collapsed on Wednesday evening. Many were crushed by falling shards of concrete.

A school bus carrying about 60 children had a narrow escape, remaining intact despite the destruction around it. All those on board were saved, although 10 had to be taken to hospital. *—Internet*  RAMADI (Iraq), I Aug—Dozens of Iraqis were transferred to hospitals in the capital of Anbar Province after eating suspected toxic foodstuffs distributed as part of relief efforts, a provincial police source said on Tuesday.

"Dozens of families in Ramadi, and five other nearby towns, were transferred to hospitals on Monday after apparently being poisoned by toxic foodstuffs," the source told *Xinhua* on condition of anonymity. The relief foodstuffs had been distributed by unknown groups of men to poor families earlier in the day in the violence-laden province, the source said.—*MNA/Xinhua* 

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*(from page 16)* with the Constitution in a Region or a State or a Union territory or a Self-Administered Area, he shall, after coordinating with National Defence and Security Council, issue ordinence having the force of law to declare a state of emergency."

- 2. In the matters concerning the declaration of a state of emergency in accord with the paragraph 1, the President shall have the power to:
  - (a) exercise the executive power of the Region or State or Self-Administered Area concerned. Moreover, he shall form a suitable organization and entrust the executive power to an organization concerned, or to a suitable person.
  - (b) In doing so, out of the legislative matters of the respective Regions and States and the Self-Administered Areas, the President shall have the power to exercise the legislative power concerning the executive affairs. But the legislative power shall not be entrusted to any organization or any person."
- 3. (a) when there arises or there is sufficient reason to arise a state of emergency endangering life and property of the people in a Region or a State or a Self-Administered Area or in any part of them, the President after consulting with the National Defence and Security Council may issue an ordinance having the force of the law to declare a state of emergency.
  - **(b)** If not all the members of the National Defence and Security Council can attend the meeting in which the President consults with the National Defence and Security Council as prescribed in the above paragraph (a), the President, may after coordinating with the Commander-in-Chief of the Defence Services, the Deputy Commander-in-Chief of the Defence Services, the Minister of Defence and the Minister of Home Affairs who are the members, declare a state of emergency in time. The declaration shall be submitted to the National Defence and Security Council soonest for approval."
- 4. In connection with the declaration of a state of emergency in accord with the paragraph 3, the President shall:
  - (a) take the assistance of the Tatmadaw to ensure local authorities and members, and civil services and members to effectively carry out their functions in accord with the existing laws in order to swiftly restore the situation of an area where a state of emergency has been declared.
  - (b) issue martial law order. In doing so, the President shall prescribe in the martial law

citizens residing in the area affected by a state of emergency declaration."

- 6. The President from the date of the promulgation shall present the measures taken in accord with the paragraphs 1 and 2 and the measures taken in accord with the paragraphs 3 and 4:
  - (a) to the nearest Pyidaungsu Hluttaw session within 60 days for approval.
  - (b) shall cause to convene a special session of the Pyidaungsu Hluttaw for approval, if the Pyidaungsu Hluttaw has not any schedule to hold a session within 60 days."
- 7.(a) If the Pyidaungsu Hluttaw session approves the submission of the President concerning the matters prescribed in the paragraph 6, the ordinance having the force of law shall be still in force till the fixed time and date.
  - (b) In addition to the approval, if the period of the ordinance is extended, the ordinance having the force of law shall be still in force till the extended time and date.
  - (c) The ordinance shall cease to have effect from the date on which it is disapproved by the Pyidaungsu Hluttaw session."
- 8. When there arises or there is sufficient reason to arise a state of emergency that may cause disintegration of the Union, disintegration of national solidarity and loss of national sovereignty, due to take over of sovereign State power or attempts by wrongful forcible means such as insurgency or violence, the President after consulting with the National Defence and Security Council shall proclaim an ordinance and shall declare a state of emergency. The proclamation shall stipulate that the area that the ordinance is in force is the entire nation and that its duration is one year from the date it is proclaimed."
- **9.(a)** In declaring a state of emergency under paragraph 8, the President shall declare the transfer of legislative, executive and judicial powers to the Commander in-Chief of the Defence Services to enable the latter to take necessary measures in order to restore the nation to normal situation. It shall be deemed that all the Hluttaws and leading bodies beginning from the date of declaration shall suspend all their legislative functions. It shall be also deemed that when the term of the respective Hluttaws ended they are automatically dissolved.
- (b) Notwithstanding anything contained in the Constitution, all the members of the organizations and members of the leading bodies of the Self-Administered Division or Self-Administered Zones, except the President and Vice-President, assigned with the approval of the Hluttaws in accord with the Constitution are terminated from their duties beginning from the date the State power is transferred to the Commanderin-Chief of the Defence Services."



Member of NCCWC Deputy Attorney-General Dr Tun Shin. — MNA

**12.The President shall:** 

- (a) proclaim a state of emergency according to the paragraphs 8 and 9 and shall submit the matter concerning the transfer of State power to the Commander-in-Chief of the Defence Services to the Pyidaungsu Hluttaw if the Pyidaungsu Hluttaw is in session, and shall convene an emergency session of the Pyidaungsu Hluttaw if it is not in session to submit the matter.
- (b) normally extend the period to six months at a time for two terms if the Commander-in-Chief of the Defence Services presents a submission giving reasonable fact to him to extend the period if the Commander-in-Chief of the Defence Services has not yet accomplished his duties assigned to him. Concerning the matter, the Pyidaungsu Hluttaw emergency session shall be called."
- 13. The President shall, after receiving the report of the Commander-in-Chief of the Defence Services concerning the completion of the duties assigned to him, annul the order empowering the State power to the Commander-in-Chief of the Defence Services in accord with the paragraph 9 on the date of his submission after convening the Pyidaungsu Hluttaw if the term of the Pyidaungsu Hluttaw is not ended yet, or on the date he receives it from the Commander-in-Chief of the Defence Services if the term of the Pyidaungsu Hluttaw is ended."
- 14. The President shall, after receiving the report of the Commander-in-Chief of the Defence Services in accord with the paragraph 13, revoke the suspension of legislative functions of all the Hluttaws and leading bodies if the term of the Hluttaw has not ended yet. The President shall assign duties to the new Constitutional executive and judicial bodies in accord with the Constitution. The bodies shall discharge duties only for the remaining period of the term of the Hluttaw."
- 15.Even though the term of the Pyidaungsu Hluttaw has ended the President, the Vice-Presidents, the Speaker of the Pyithu Hluttaw and the Speaker

order the administrative powers and functions and judicial powers and functions concerning community peace and the rule of law entrusted to the Commander-in-Chief of the Defence Services. The Commanderin-Chief of the Defence Services shall exercise the powers and functions himself or empower them to a suitable military officer."

- 5. The President when issues an ordinance having the force of law and declares a state of emergency, shall:
  - (a) specify the area covered by the ordinance and the duration.
  - (b) if necessary, restrict or revoke one or more provisions of the fundamental rights of the

10. The Commander-in-Chief of the Defence Services who has been transferred the State power shall have the power to exercise the legislative, executive and judicial powers. The Commander-in-Chief of the Defence Services shall exercise the legislative power by himself or shall form an organization with his own participation to exercise the legislative power. He shall empower a suitable organization or a suitable person to exercise the executive and judicial powers."

11. The Commander-in-Chief of the Defence Services during the declaration of a state of emergency shall restrict or terminate a provision or more than one provision of the fundamental rights of citizens, as necessary." of the Amyotha Hluttaw shall remain in their positions till the new President, the new Vice-Presidents, the new Speaker of the Pyithu Hluttaw and the new Speaker of the Amyotha Hluttaw have been elected in accord with the Constitution."

16. The National Defence and Security Council shall normally extend the period to six months at a time for two terms if the Commander-in-Chief of the Defence Services presents a reasonable submission to extend the period as the Commander-in-Chief of the Defence Services has not yet accomplished his duty assigned to him."
17. In connection with the matter of transferring the State power to the Commander-in-Chief of

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the Defence Services by the President after declaring a state of emergency, the National Defence and Security Council shall, after receiving the report on the completion of the functions of the Commanderin-Chief of the Defence Services shall, declare to annul the order empowering the Commander-in-Chief of the Defence Services to exercise State power in accord with the paragraph 9."

- 18. The National Defence and Security Council shall:
- (a) exercise the legislative power, executive power and judicial power before the Hluttaws are formed in accord with the Constitution
- (b) have the right to exercise the State power till the time a new President has been elected and Union level organizations formed in accord with the provisions contained in the Constitution. In so doing, the National Defence and Security Council shall exercise the legislative power by itself. The National Defence and Security Council shall empower a suitable organization or a suitable person to exercise the executive and judicial powers at Union, Region, State, Self-Administered Division and Self-Administered Zone levels."
- 19. The National Defence and Security Council shall form the constitutional administrative bodies at different levels, leading bodies of Self-Administered Division and Self-Administered Zones and Union Election Commission with suitable persons whose qualifications meet the stipulations contained in the Constitution and assign duties to them."
- 20. The National Defence and Security Council shall hold a general election in accord with the provisions of the Constitution within a period of six months beginning from the date on which the order is annulled in accord with the paragraph 17."
- 21. The bodies formed according to the paragraph 19 shall continue to carry out their functions till legislative, executive and judicial bodies have been formed according to the Constitution after the general election."
- 22. The National Defence and Security Council shall exercise the State power in the name of the President."
- 23.During the time a state of emergency has been declared, the measures taken officially by a local

NDSC and the President are empowered with the same powers for the same functions.

"Moreover, in our view the para 17 - In connection with the matter of transferring the State Power to the Commander-in-Chief of the Defence Services by the President after declaring a state of emergency, the National Defence and Security Council shall, after receiving the report on the completion of the functions of the Commander-in-Chief of the Defence Services, declare to annual the order empowering the Commander-in-Chief of the Defence State Power in accord with the para 9 - I is the same as the power entrusted to the President in the para 13.

"The point 22 says 'The National Defence and Security Council shall exercise the State power in the name of the President'.

"Measures should be taken to separate the constitutional powers entrusted to the President and the National Defence and Security Council."

Concerning the suggestion, the para (12) states the transfer of State Power to the Commander-in-Chief of the Defence Services before the end of the Pyidaungsu Hluttaw term and the submission of the matter concerning the extension of the emergency period to the Pyidaungsu Hluttaw. The para 13 states the annulment of the order empowering the State power to the Commander-in-Chief of the Defence Services.

The paras 17 and (18) state the extension period for the Commander-in-Chief of the Defence Services and the annulment of the order empowering the State power to the Commander-in-Chief of the Defence Services after the end of the Pyidaungsu Hluttaw term, by the National Defence and Security Council, on behalf of the Pyidaungsu Hluttaw.

The para 22 states "The National Defence and Security Council shall exercise the State Power in the name of the President".

The above-mentioned paras state the separate work programmes and functions to be implemented step by step in accord with the schedule. So, they are not for the some functions or purposes, but for the separate ones.

Mro or Khami National Solidarity Organization in its separate suggestion said, "The point — If not all the members of the National Defence and Security Council can attend the meeting in which the President consults with the National Defence and Security Council as prescribed in the above paragraph (a), the President may, after according with the Commander-in-Chief of the Defence Services, the Deputy Commander-in-Chief of the Defence Services, the Minister of Defence and the

#### The National Defence and Security Council shall exercise the legislative power, executive power and judicial power before the Hluttaws are formed in accord with the Constitution.

administrative body or a member of the body, or a civil body or a member of the body, or a military body or a member of the body, formed in order to take measures to restore security, stability, community peace and the rule of law soon on behalf of the President or during the period the Commander-in-Chief of the Defence Services is exercising the State power or during the period the National Defence and Security Council is exercising the State power, shall be legitimate. No legal action shall be taken against them for those legitimate measures."

Minister of Home Affairs who are the members, declare a state of emergency in time" should be replaced with the point "The President may, if not all members of the National Defence and Security Council cannot attend the meeting in which the President consults with the Council, declare a state of emergency in time in accordance with the remaining members of the Council".

As regards the suggestion, the said prescription



Member of NCCWC Deputy Attorney-General U Tun Tun Oo. — MNA

by the Work Committee Chairman.

"We would like to suggest that instead of stating the para as "1. If the President learns that the administrative functions cannot be carried out in accord with the Constitution in a Region or a State or a Union territory or a Self-Administered Area, he shall, after coordinating with National Defence and Security Council, issue ordinance having the force of law to declare a state of emergency" it should be prescribed as follows:

"1. If the respective local administrative body submits that the administrative functions cannot be carried out in accord with the Constitution in a Region or a State or a Union territory or a Self-Administered Area, the President shall, after coordinating with National Defence and Security Council, issue ordinance having the force of law to declare a state of emergency."

"Concerning the para 3 (a) "when there arises or there is sufficient reason to arise a state of emergency endangering life and property of the people in a Region or a State or a Self-Administered Area or in any part of them, the President after consulting with the National Defence and Security Council may issue an ordinance having the force of the law to declare a state of emergency", we would like to state as follows:

"If the respective local administrative body submits that there arises or there is sufficient reason to arise a state of emergency endangering life and property of the people in a Region or a State or a Self-Administered Area or in any part of them, the President after consulting with the National Defence and Security Council may issue an ordinance having the force of the law to declare a state of emergency."

As regards the para (1), the Delegate Group of Other Invited Persons also presented a similar suggestion. It will be more inclusive as the suggestion concerning the para (1) is like allowing the respective local administrative bodies to present the matter. In our view, the point will become more profound if the suggested expression is added to it as "If the President learns that or if the respective local administrative body submits that the administrative functions cannot be carried out in accord with the Constitution".

The para 3 (a) will become more inclusive as the suggestion amounts to permitting the respective local administrative bodies to present the matter. It will have greater essence and be more comprehensive if it is stated "when there arises or there is sufficient reason to arise a state of emergency endangering life and property of the people or if the respective local administrative body submits that there is sufficient reason to arise such state of emergency". The suggestions deserve serious consideration as they are in conformity with the adopted fundamental principles. The Work Committee discussed the matter with the members of the panel of chairmen whether to adopt them as detailed basic principles or not. The members of the panel of chairman also discussed the matter with delegates. The opinions of the Delegate Groups were sent to the Work Committee in writing. All the Delegate Groups have suggested to state the para 1 and subpara (a) of para 3 as follows:

#### Mr Chairman,

Now, I will present the separate suggestions of the National Convention delegates.

National Unity Party of the Delegate Group of Political Parties gave a suggestion, saying, "In connection with the para 16, it states "The National Defence and Security Council shall normally extend the period to six months at a time for two terms if Commander-in-Chief of the Defence Services presents a reasonable submission to extend the period as the Commander-in-Chief of the Defence Services has not yet accomplished his duty assigned to him." Similar power has been granted to the President in subpara (b) of the para 12. We find that the

Is made as with the Commander-in-Chief of the Defence Services, the Deputy Commander-in-Chief of the Defence Services, the Minister of Defence and the Minister of Home Affairs are dealing with the national security every day, and they are the most responsible persons for national security and know best about the matter. Moreover, other members also have the permission to attend the meeting. No amendment is required as it is stipulated that a state of emergency should be submitted to and measures to be taken should be sought approval from the National Defence and Security Council soonest.

In its suggestion, Wa National Development Party said, "The President should have the power to declare a state of emergency, if he assumes that a grave situation is endangering the security of the entire nation or any part of the nation. But we would like to give a suggestion in connection with the para 1 that was explained

1. If the President learns that or if the respective local administrative body submits that the administrative functions cannot be carried

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#### (from page 5)

out in accord with the Constitution in a Region or a State or a Union territory or a Self-Administered Area, he shall, after coordinating with National Defence and Security Council, issue ordinance having the force of law to declare a state of emergency."

3. (a) when there arises or there is sufficient reason to arise a state of emergency endangering life and property of the people or if the respective local administrative body submits that there is sufficient reason to arise such state of emergency in a Region or a State or a Self-Administered Area or in any part of them, the President after consulting with the National Defence and Security Council may issue an order having the force of the law to declare a state of emergency."

#### Mr Chairman,

The representatives included in the Delegate Group of Representatives-Elect of the political parties presented the opinion of their own respective parties.

Independent representatives-elect Dr Hmu Htan of Thantlang Township Constituency in Chin State, U Aung Thein of Ywangan Township Constituency in Shan State (South) and U Tun Kyaw of Namhsan Township Constituency in Shan State (North) said, "When there arises or there is sufficient reason to arise a state of emergency endangering life and property of the people in a Region or a State or a Self-Administered Area or in any part of them, the President after consulting with the National Defence and Security Council may issue an ordinance having the force of law to declare a state of emergency.

"If not all the members of the National Defence and Security Council can attend the meeting in which the President consults with the National Defence and Security Council, it will be more appropriate if the President should declare a state of emergency in time after coordinating with the members who are present at the meeting, except the members who are absent due to unavoidable circumstances instead of coordinating with the Commander-in-Chief of the Defence Services, the Deputy Commander-in-Chief of the Defence Services, the Minister of Defence and the Minister of Home Affairs who are the NDSC members.

"We would like to suggest that the subpara (b) of the para 3 should be amended as follows:

"If not all the members of the National Defence and Security Council can attend the meeting in which the President consults with the National Defence and Security Council, it will be more appropriate if the President should declare a state of emergency in time after coordinating with the members who are present at the meeting, except from the members who are absent due to unavoidable circumstances. The declaration shall be submitted to the National Defence and Security Council soonest for approval." and judicial powers to the Commander-in-Chief of the Defence Services to enable the latter to take necessary measures in order to restore the nation to normal situation. Other detailed basic principles also state the duties of the President in a state of emergency. But there is no explanation concerning the persons who will discharge those duties on behalf of the President, if the President cannot discharge those duties as he is on a state visit to other nations, or on health grounds or other reasons. In our view, there should be a detailed basic principle concerning the person who will discharge the duties on behalf of the President in such matters.

"We would like to suggest the Work Committee Chairman to present the matter concerning the person who will discharge the duties on behalf of the President in such matters."

As regards the suggestion, we have already explained the means, if the post for the President becomes vacant, to fill it and assign duties to the new President in adopting the detailed basic principles the chapter "Head of State".

The Delegate Group of National Races gave the following suggestion:

The para 12 (b) says

"The President shall:

"(b) normally extend the period to six months at a time for two terms if the Commander-in-Chief of the Defence Services presents a submission giving reasonable fact to him to extend the period if the Commander-in-Chief of the Defence Services has not yet accomplished his duties assigned to him. Concerning the matter, the Pyidaungsu Hluttaw emergency session shall be called."

We assume that the matter concerns the extension of period during the term of Hluttaw.

The para 16 states "The National Defence and Security Council shall normally extend the period to six months at a time for two terms if the Commanderin-Chief of the Defence Services presents a reasonable submission to extend the period as the Commanderin-Chief of the Defence Services has not yet accomplished his duty assigned to him."

We assume that the above para concerns the extension of period after the end of the Hluttaw's term.

In our view the expression "at the end of the term of Pyidaungsu Hluttaw" should be added to the para 16 as follows:

"16. The National Defence and Security Council, at the end of the term of Pyidaungsu Hluttaw, shall normally extend the period to six months at a time for two terms if the Commander-in-Chief of the Defence Services presents a reasonable submission to extend the period as the Commander-in-Chief of the Defence Services has not yet accomplished his duty assigned to him."

We assume that if the suggestion is added to point, it will become more inclusive and will state the timetable for carrying out the mentioned task more precisely. The suggestion should be taken into serious consideration as it is in conformity with the adopted detailed basic principles. The Work Committee discussed the matter with the members of the panel of chairmen whether to adopt it as a detailed basic principle or not. The members of the panel of chairman also discussed the matter with delegates. The opinions of the Delegate Groups were sent to the Work Committee in writing. All the Delegate Groups have suggested stating the para 16 as follows: "16. The National Defence and Security Council, at the end of the term of Pyidaungsu Hluttaw, shall normally extend the period to six months at a time for two terms if the Commander-in-Chief of the Defence Services presents a reasonable submission to extend the period as the Commander-in-Chief of the Defence Services has not yet accomplished his duty assigned to him."

in presenting a suggestion said:

"According to the para 4 (b), the President empowers the Commander-in-Chief of the Defence Services with judicial powers in addition to executive powers. According to the subparas (a) and (b) of the para 2, the executive power and the legislative power concerning the executive functions are vested in the President, but not the judicial power. In empowering the Commander-in-Chief of the Defence Services with the judicial power in the para 4, it can be assumed that the President seems to empower the Commander-in-Chief of the Defence Services with the power that is not entrusted in him in accord with the para 2.

"Hence, we would like to add subpara (c) saying "The President shall exercise the judicial power of the Region or State or Self-Administered Area concerned for community peace and the rule of law. Moreover, he shall form a suitable organization and entrust the judicial power to an organization concerned, or to a suitable person" to the para 2 as subpara (c)."

Concerning the suggestions, I would like to say that the detailed basic principles (1) and (2) of the chapter are the first stage of the functions. In the stage, the President is empowered with only administrative power of the respective Regions and States or respective selfadministered areas. The points also explain that the President shall have the power to exercise the legislative power concerning the executive affairs and that the legislative power shall not be entrusted to any organization or any person.

"The Delegate Group of Other Invited Persons in presenting suggestion said, "Para 9 (a) states the expression "the President shall declare the transfer of legislative, executive and judicial powers to the Commander-in-Chief of Defence Services". The para 10 also states "The Commander-in-Chief of Defence Services who has been transferred the State power shall have the power to exercise the legislative, executive and judicial powers." The para 12 (a), the para 13 and the para 17 use the expression "State sovereign power" to be in conformity with the said paras. In our assumption, the para 9 should use the expression "State power" instead of "legislative, executive and judicial powers of the State".

"The para 12 (b) states "**The President shall** normally extend the period to six months at a time for two terms if the Commander-in-Chief of Defence Services presents a submission giving reasonable fact to him to extend the period if the Commander-in-Chief of Defence Services has not yet accomplished his duties assigned to him. Concerning the matter, the Pyidaungsu Hluttaw emergency session shall be called."

"The President, if the Commander-in-Chief of Defence Services presents a reasonable submission to extend the period as the Commander-in-Chief of Defence Services has not yet accomplished his duty assigned to him, should consult the matter with the National Defence and Security Council.

"Hence, we would like to suggest that the para 12 (b) should be stated "The President after consulting with the National Defence and Security Council shall normally extend the period to six months at a time for two terms if the Commander-in-Chief of Defence Services presents a submission giving reasonable fact to him to extend the period if the Commander-in-Chief of Defence Services has not yet accomplished his duties assigned to him. Concerning the matter, the Pyidaungsu Hluttaw emergency session shall be called." The para 13 states, "The President shall, after receiving the report of the Commander-in-Chief of Defence Services concerning the completion of the duties assigned to him, annul the order empowering the State power to the Commander-in-Chief of Defence Services in accord with the paragraph 9 on the date of his submission after convening the Pyidaungsu Hluttaw if the term of the Pvidaungsu Hluttaw is not

The suggestion is similar to that of the suggestion presented by Mro or Khami National Solidarity Organization. Hence, our explanation regarding the suggestion is the same as that for the said party.

Independent representatives-elect U Tin Win of Kyaiklat Township Constituency-2, U Thein Kyi of Taungdwingyi Township Constituency-1, U Hla Soe of Minbu Township Constituency-2, U Mya Hlaing of Twantay Township Constituency-2, U Kyi Win of Mingaladon Township Constituency-1 and U Tin Tun Maung of Mingaladon Township Constituency-2 said.

"The para 8 states that the President after consulting with the NDSC issues the ordinance to declare a state of emergency and subpara (a) of para 9 states that in declaring a state of emergency under paragraph 8, the President shall declare the transfer of legislative, executive

Mr Chairman,

The Delegate Group of State Service Personnel

(See page 7)

3-8-07 NL

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# Detailed basic principles that should be ...

#### (from page 6)

ended yet, or on the date he receives it from the Commander-in-Chief of Defence Services if the term of the Pyidaungsu Hluttaw is ended." We would like to add the expression "after consulting with the National Defence and Security Council" to the para as follows:

"The President shall, after receiving the report of the Commander-in-Chief of Defence Services concerning the completion of the duties assigned to him, after consulting with the National Defence and Security Council, annul the order empowering the State power to the Commander-in-Chief of Defence Services in accord with the paragraph 9 on the date of his submission after convening the Pyidaungsu Hluttaw if the term of the Pyidaungsu Hluttaw is not ended yet, or on the date he receives it from the Commander-in-Chief of Defence Services if the term of the Pyidaungsu Hluttaw is ended."

Apart from all the points explained by the Work Committee Chairman, we would like to suggest adding the following new point to the chapter.

"The President shall submit the matter concerning the extension of period for the Commander-in-Chief of Defence Services to exercise the power he has empowered to the latter and revocation of the ordinance empowering the Commander-in-Chief of Defence Services to exercise the State power to the first session of the new Pyidaungsu Hluttaw, if the term of the Pyidaungsu Hluttaw has ended."

The meaning of the suggestion in connection with the advice to use the word "State sovereign power" is similar to that of the wordings of the clarifications of the Work Committee Chairman. No amendment is required as the term the legislative power, the executive power and the judicial power that are the three organs of State power is used to have a broader and deeper meaning.

As regards the suggestion which states the President's submission of the matters concerning extension of period during which power is entrusted to the Commanderin-Chief and the revocation of the ordinance to the new Pyidaungsu Hluttaw. I will explain that the after end of the term of Pyidaungsu Hluttaw, the NDSC will carry out the The members of the panel of chairmen also discussed the suggestions with delegates. The opinions of the Delegate Groups were sent to the Work Committee in writing. All the Delegate Groups have suggested stating the para 12 (b) and para (13) as follows:

- 12 (b). "The President after consulting with the National Defence and Security Council shall normally extend the period to six months at a time for two terms if the Commander-in-Chief of Defence Services presents a submission giving reasonable fact to him to extend the period if the Commander-in-Chief of Defence Services has not yet accomplished his duties assigned to him. Concerning the matter, the Pyidaungsu Hluttaw emergency session shall be called."
- 13. "The President shall, after receiving the report of the Commander-in-Chief of Defence Services concerning the completion of the duties assigned to him revoke the order empowering the State power to the Commander-in-Chief of Defence Services in accord with the paragraph 9 after consulting with the National Defence and Security Council, on the date of his submission after convening the Pyidaungsu Hluttaw if the term of the Pyidaungsu Hluttaw is not ended yet, or on the date he receives it from the Commander-in-Chief of Defence Services if the term of the Pyidaungsu Hluttaw is ended." Mr Chairman,

At the meeting between members of the Work Committee and members of the Panel of Chairmen of the National Convention, the Work Committee Chairman in his clarification in connection with the laying down of the detailed basic principles for the chapter stated the para (4) as follows:

- 4. In connection with the declaration of a state of emergency in accord with the paragraph 3, the President shall:
  - (a) take the assistance of the Tatmadaw to ensure local administrative bodies and members, and civil bodies and members to effectively carry out their functions in accord with the existing laws in order to swiftly restore the situation of an area where a state of emergency has been declared.
  - (b) issue martial law order. In doing so, the President shall prescribe in the martial law order the administrative powers and functions

#### The National Defence and Security Council shall exercise the State power in the name of the President.

tasks that cover the provisions of state of emergency. When the nation returns to normal situation and the term of the Pyidaungsu Hluttaw is ended, the NDSC will hold a general election in accord with the para 20.

The suggestion to add the expression "**after consulting with the National Defence and Security Council**" to para 12 (b) is appropriate. The detailed basic principle concerned will be more inclusive if this expression is added to it.

Likewise, suggestion to add the expression "after consulting with the National Defence and Security **Council**" to para 13 is appropriate and meaningful. If the addition is made at the end of the expression "revoke the order empowering the State power to the Commander-in-Chief of the Defence Services in accord with the paragraph 9", and stated as "revoke the order empowering the State power to the Commander-in-Chief of the Defence Services in accord with the paragraph 9 after consulting with the National Defence and Security Council", the detailed basic principle will cover the functions before and after the end of the term of the Pyidaungsu Hluttaw. The above-mentioned facts are worthy of serious consideration as they are in accord with the adopted fundamental principles. The Work Committee discussed the suggestions with members of the panel of chairmen whether or not to adopt them as detailed basic principles.

and judicial powers and functions concerning community peace and the rule of law entrusted to the Commander-in-Chief of the Defence Services. The Commander-in-Chief of the Defence Services shall exercise the powers and functions himself or empower them to a suitable military officer."

But actually, the para was stated for the President to take necessary measures in accord with the subpara (b) of the para (4) and not with both subparas (a) and (b) of the given para. But according to its expression, the para was like stating that the President will have to take measures in accord with both subparas (a) and (b). Hence, it is found that the para should be amended as follows as the President will have to take measures in accord with the stipulations contained in the subpara (b): (b) the President shall issue martial law order if necessary. In doing so, the President shall prescribe in the martial law order the administrative powers and functions and judicial powers and functions concerning community peace and the rule of law entrusted to the Commander-in-Chief of the Defence Services. The Commander-in-Chief of the Defence Services shall exercise the powers and functions himself or empower them to a suitable military officer."

The Work Committee discussed the matter with the Panel of Chairmen. Members of the Panel of Chairmen then discussed the matter with the respective Delegate Groups. The Delegate Groups sent their opinions in writing to the Work Committee. All the Delegate Groups have agreed to state the para (4) as follows:

- 4. In connection with the declaration of a state of emergency in accord with the paragraph 3,
  - (a) local administrative bodies and members, and civil services and members shall take the assistance of the Tatmadaw to be able to effectively carry out their functions in accord with the existing laws in order to swiftly restore the situation of an area where a state of emergency has been declared.
  - (b) the President shall issue martial law order if necessary. In doing so, the President shall prescribe in the martial law order the administrative powers and functions and judicial powers and functions concerning community peace and the rule of law entrusted to the Commander-in-Chief of the Defence Services. The Commander-in-Chief of the Defence Services shall exercise the powers and functions himself or empower them to a suitable military officer."

In accord with the great majority of the delegates, the following detailed basic principles for the chapter "Provisions on State of Emergence" have been adopted.

- 1. If the President learns that or if the respective local administrative body submits that the administrative functions cannot be carried out in accord with the Constitution in a Region or a State or a Union territory or a Self-Administered Area, he shall, after coordinating with National Defence and Security Council, issue order having the force of law to declare a state of emergency."
- "2. In the matters concerning the declaration of a state of emergency in accord with the paragraph 1, the President shall have the power to:
  - (a) exercise the executive power of the Region or State or Self-Administered Area concerned. Moreover, he shall form a suitable body and entrust the executive power to an organization concerned, or to a suitable person.
  - (b) In doing so, out of the legislative matters of the respective Regions and States and the Self-Administered Areas, the President shall have the power to exercise the legislative power concerning the executive affairs. But
- 4. In connection with the declaration of a state of emergency in accord with the paragraph 3,
  - (a) local administrative bodies and members, and civil services and members shall take the assistance of the Tatmadaw to be able to effectively carry out their functions in accord with the existing laws in order to swiftly restore the situation of an area where a state of emergency has been declared.

the legislative power shall not be entrusted to any body or any person."

- 3. (a) When there arises or there is sufficient reason to arise a state of emergency endangering life and property of the people or if the respective local administrative body submits that there is sufficient reason to arise such a state of emergency in a Region or a State or a Self-Administered Area or in any part of them, the President after consulting with the National Defence and Security Council may issue an order having the force of the law to declare a state of emergency."
  - (b) If not all the members of the National Defence and Security Council can attend the (See page 8)

#### (from page 7)

meeting in which the President consults with the National Defence and Security Council as prescribed in the above paragraph (a), the President, may after coordinating with the Commander-in-Chief of the Defence Services, the Deputy Commander-in-Chief of the Defence Services, the Minister of Defence and the Minister of Home Affairs who are the members, declare a state of emergency in time. The declaration shall be submitted to the National Defence and Security Council soonest for approval."

- 4. In connection with the declaration of a state of emergency in accord with the paragraph 3,
  - (a) local administrative bodies and members, and civil services and members shall take the assistance of the Tatmadaw to be able to effectively carry out their functions in accord with the existing laws in order to swiftly restore the situation of an area where a state of emergency has been declared.
  - (b) the President shall issue martial law order if necessary. In doing so, the President shall prescribe in the martial law order the administrative powers and functions and judicial powers and functions concerning community peace and the rule of law entrusted to the Commander-in-Chief of the Defence Services. The Commander-in-Chief of the Defence Services shall exercise the powers and functions himself or empower them to a suitable military officer."
- 5. The President when issues an ordinance having the force of law and declares a state of emergency shall:
  - (a) specify the area covered by the ordinance and the duration.
  - (b) if necessary, restrict or revoke one or more provisions of the fundamental rights of the citizens residing in the area affected by a state of emergency declaration."
- 6. The President from the date of the promulgation shall present the measures taken in accord with the paragraphs 1 and 2 and the measures taken in accord with the paragraphs 3 and 4:
  - (a) to the nearest Pyidaungsu Hluttaw session within 60 days for approval.
  - (b) shall cause to convene a special session of the Pyidaungsu Hluttaw for approval, if the Pyidaungsu Hluttaw has not any schedule to hold a session within 60 days."
- 7. (a) If the Pyidaungsu Hluttaw session approves the submission of the President concerning the matters prescribed in the paragraph 6, the ordinance having the force of law shall be still in force till the fixed date and time.
  - (b) In addition to the approval, if the period of the ordinance is extended, the ordinance having the force of law shall be still in force till the extended time and date.
  - (c) The ordinance shall cease to have effect from

- 9. (a) In declaring a state of emergency under paragraph 8, the President shall declare the transfer of legislative, executive and judicial powers to the Commander in-Chief of the Defence Services to enable the latter to take necessary measures in order to restore the nation to normal situation. It shall be deemed that all the Hluttaws and leading bodies beginning from the date of declaration shall terminate all their legislative functions. It shall be also deemed that when the term of the respective Hluttaws ended they are automatically dissolved.
  - (b) Notwithstanding anything contained in the Constitution, all the members of the bodies and members of the leading bodies of the Self-Administered Division or Self-Administered Zones, except from the President and Vice-President, assigned with the approval of the Hluttaws in accord with the Constitution are terminated from their duties beginning from the date the State power is transferred to the Commander-in-Chief of the Defence Services.
- 10. The Commander-in-Chief of the Defence Services who has been transferred the State power shall have the power to exercise the legislative, executive and judicial powers. The Commander-in-Chief of the Defence Services shall exercise the legislative power by himself or shall form a body with his own participation to exercise the legislative power. He shall empower a suitable body or a suitable person to exercise the executive and judicial powers.
- 11. The Commander-in-Chief of the Defence Services during the declaration of a state of emergency shall restrict or terminate a provision or more than one provision of the fundamental rights of citizens, as necessary.
- 12. (a) The President shall proclaim a state of emergency according to the paragraphs 8 and 9 and shall submit the matter concerning the transfer of State power to the Commanderin-Chief of the Defence Services to the Pyidaungsu Hluttaw if the Pyidaungsu Hluttaw is in session, and shall convene an emergency session of the Pyidaungsu Hluttaw if it is not in session to submit the matter.
  - (b). The President after consulting with the National Defence and Security Council shall normally extend the period to six months at a time for two terms if the Commander-in-Chief of the Defence Services presents a submission giving reasonable fact to him to extend the period if the Commander-in-Chief of Defence Services has not yet accomplished his duties assigned to him. Concerning the matter, the Pyidaungsu Hluttaw emergency session shall be called.
- 13. "The President shall, after receiving the report of the Commander-in-Chief of Defence Services concerning the completion of the duties assigned to him annul the order empowering the State power to the Commander-in-Chief of Defence Services in accord with the paragraph 9 after

remaining period of the term of the Hluttaw."

- 15. Even though the term of the Pyidaungsu Hluttaw has ended the President, the Vice-Presidents, the Speaker of the Pyithu Hluttaw and the Speaker of the Amyotha Hluttaw shall remain in their positions till the new President, the new Vice-Presidents, the new Speaker of the Pyithu Hluttaw and the new Speaker of the Amyotha Hluttaw have been elected in accord with the Constitution.
- 16. The National Defence and Security Council, at the end of the term of Pyidaungsu Hluttaw, shall normally extend the period to six months at a time for two terms if the Commander-in-Chief of the Defence Services presents a reasonable submission to extend the period as the Commander-in-Chief of the Defence Services has not yet accomplished his duty assigned to him.
- 17. In connection with the matter of transferring the State power to the Commander-in-Chief of the Defence Services by the President after declaring a state of emergency, the National Defence and Security Council shall, after receiving the report on the completion of the functions of the Commander-in-Chief of the Defence Services shall, declare to annul the order empowering the Commander-in-Chief of the Defence Services to exercise State sovereign power in accord with the paragraph 9.
- 18. The National Defence and Security Council shall:
  - (a) exercise the legislative power, executive power and judicial power before the Hluttaws are formed in accord with the Constitution
  - (b) have the right to exercise the State sovereign power till the time a new President has been elected and Union level organizations formed in accord with the provisions contained in the Constitution. In so doing, the National Defence and Security Council shall exercise the legislative power by itself. The National Defence and Security Council shall empower a suitable body or a suitable person to exercise the executive and judicial powers at Union, Region, State, Self-Administered Division and Self-Administered Zone levels.
- 19. The National Defence and Security Council shall form the constitutional administrative bodies at different levels, leading bodies of Self-Administered Division and Self-Administered Zone and Union Election Commission with suitable persons whose qualifications meet the stipulations contained in the Constitution and assign duties to them.
- 20. The National Defence and Security Council shall hold a general election in accord with the provisions of the Constitution within a period of six months beginning from the date on which the order is annulled in accord with the paragraph 17.
- 21. The bodies formed according to the paragraph 19 shall continue to carry out their functions till legislative, executive and judicial bodies have been formed according to the Constitution after the general election.
- 22. The National Defence and Security Council shall exercise the State power in the name of the

- the date on which it is disapproved by the Pyidaungsu Hluttaw session."
- 8. When there arises or there is sufficient reason to arise a state of emergency that may cause disintegration of the Union, disintegration of national solidarity and loss of national sovereignty, due to take over of sovereign State power or attempts by wrongful forcible means such as insurgency or violence, the President after consulting with the National Defence and Security Council shall proclaim an ordinance and shall declare a state of emergency. The proclamation shall stipulate that the area that the ordinance is in force is the entire nation and that its duration is one year from the date it is proclaimed.

consulting with the National Defence and Security Council, on the date of his submission after convening the Pyidaungsu Hluttaw if the term of the Pyidaungsu Hluttaw is not ended yet, or on the date he receives it from the Commander-in-Chief of Defence Services if the term of the Pyidaungsu Hluttaw is ended."

14. The President shall, after receiving the report of the Commander-in-Chief of the Defence Services in accord with the paragraph 13, revoke the suspension of legislative functions of all the Hluttaws and leading bodies if the term of the Hluttaw has not ended yet. The President shall assign duties to the new Constitutional executive and judicial bodies in accord with the Constitution. The bodies shall discharge duties only for the President.

23. During the time a state of emergency has been declared, the measures taken officially by a local administrative body or its member or a civil service or its member or a military body or its member, formed in order to take measures to restore security, stability, community peace and the rule of law soon on behalf of the President or during the period the Commander-in-Chief of the Defence Services is exercising the State power or during the period the National Defence and Security Council is exercising the State power, shall be legitimate. No legal action shall be taken against them for those legitimate measures.

MNA



Plenary Session of the National Convention at Nyaunghnapin Camp in Hmawby Township in progress. — MNA

### Clarifications on four chapters presented to Plenary Session of National Convention

#### (from page 1)

Shan (East) States, Sagaing, Taminthayi, Bago, Magway, Mandalay, Yangon and Ayeyawady Division, delegates of Workers from Kachin, Kayah, Chin, Mon, Rakhine, Shan (South), Shan (North) and Shan (East) States, Sagaing, Taninthayi, Bago, Magway, Mandalay, Yangon and Ayeyawady Divisions, delegates of intellectuals



Secretary of National Convention Convening Commission Minister for Information Brig-Gen Kyaw Hsan acts as MC. — MNA

and intelligentsia, delegates of State service personnel from the State Peace and Development Council Office, the President Office, the Pyithu Hluttaw Office, the Government Office, the Supreme Court, the Attorney-General's Office, the Auditor-General's Office, the Multi-party Democracy General Election Commission Office, the Civil Service Selection and Training Board, the Yangon City Development Committee, the Mandalay City Development Committee and the State service personnel of the respective ministries, other invited delegates, delegates from Shan State (North) Special Region-1, Shan State (North) Special Region-2, Shan State (North) Special Region-3, Shan State (East) Special Region-4, Shan State (North) Special Region-5 (KDA), Shan State (South) Special Region-6, Kachin State Special Region-1, Kachin State Special Region-2, Kayah State Special Region-1, Kayah State Special Region-2, Kayah State Special Region-3, Kayinni National Democratic Party (KNDP) (Dragon) Group, Kayinni National Progressive Party (KNPP) Breakaway (Hoya), Kayinni National Unity and Solidarity Organization (Ka Ma Sa Nya), Democratic Kayin Buddhist Organization (DKBA) and Haungthayaw Special Region Group who had returned to the legal fold, Nyeinchanyay Myothit Group from Hpa-an Township of Kayin State, Burma Communist Party (Rakhine

Group), Arakan Army (AA), Homein Region Development and Welfare Group, Shwepyiaye (MTA), Manpan People's Militia Group, Mon Peace Group (Chaungchi Region) and Mon (Breakaway) Nai Saik Chan Group that had exchanged arms for peace.

At 7.30 am, before the plenary session of the National Convention, Chairman of National Convention Convening Commission Secretary-1 of the State Peace and Development Council Lt-Gen Thein Sein and members, Chairman of National Convention Convening Work Committee Chief Justice U Aung Toe and members, Chairman of National Convention Convening Management Committee Auditor-General Maj-Gen Lun Maung and members, chairmen of the respective subcommittees and members. delegates of political parties, representatives-elect, delegates of national races, delegates of peasants, delegates of intellectuals and intelligentsia, delegates of workers, delegates of state service personnel and other invited delegates signed in the attendance books at Pyidaungsu Hall and the recreation hall for National Convention delegates.

At the plenary session, National Convention Convening Commission Chairman State Peace and Development Council Secretary-1 Lt-Gen Thein Sein presided over the meeting and Secretary of NCCC Minister for Information Brig-Gen Kyaw Hsan acted as MC. The MC declared the start of the meeting with the permission of the alternate chairman as 1047 out of 1071 delegates were in attendance, accounting for 97.76 per cent.

Chairman of the National Convention Convening Work Committee Chief Justice U Aung Toe clarified laying down detailed basic principles for the chapter "Amendment of the Constitution", out of chapters "Amendment of the Constitution", "State Flag, State Seal, National Anthem and the Capital", "Transitory Provisions" and "General Provisions" to be included in the State Constitution to the plenary session of the National Convention.

Next, Vice-Chairman of the National Convention Convening Work Committee Attorney-General U Aye Maung presented clarification of Chairman of the National Convention Convening Work Committee Chief Justice U Aung Toe on laying down detailed basic principles for the chapters "State Flag, State Seal, National Anthem and the Capital", to be included in the State Constitution. The plenary session took a break at 9.45 am. When the plenary session resumed at 10.00 am, U Thaung Nyunt, Secretary of NCC Work Committee, continued to present the clarification of Chairman of the NCCWC Chief Justice U Aung Toe on laying down detailed basic principles for the chapter "Transitory Provisions" to be included in the State Constitution.

# Lt-Gen Khin Maung Than attends ceremony to mark...

#### (from page 16)

prevalence of law and order, strengthening State's economy and development of human resources-are the most important in the building of a peaceful modern and developed nation. In this regard, the Government has laid down three gigantic projects and they are progress of border areas and national races, 24 development regions and five rural development tasks. Ayeyawady Division has set the target to grow summer paddy on over 1.3 million acres this year if monsoon paddy cultivation has been completed. The division has over 288.62 per cent of rice sufficiency of the whole division. Rice was in surplus in the division. It cultivated 400,000 acres of edible oil crops in 2006-2007, accounting for 59 per cent of edible oil sufficiency. It will grow 700,000 acres of edible oil crops to exceed the target in 2007-2008. The division grew 120,000 acres of physic nut plants against the target of 200,000 in 2007-2008 and also 10 major crops. Out of 201 dams built by the State in the whole nation, 3 dams, 4 sluice gates and 23 river water pumping projects are in the division and Kanyin dam is under construction.

Next, Commander Maj-Gen Thura Myint Aung made a speech on the occasion, saying that the division is making efforts to meet 77.88 baskets of per acre yield by using fertilizer and agricultural methods. There had 178.91 per cent of cultivation capacity in the division in 2006-2007. Efforts are to be made to meet the target of 184.82 per cent in 2007-2008. Local authorities, departmental officials and farmers are to take cooperative measures in the growing of edible oil crops to hit the target in 2007.

Afterwards, Lt-Gen Khin Maung Than and party watched transplanting skills contest and inspected model and trail-run plots in 1000-acre model paddy plantation Kyaunggon Township carried out by Myanma Agriculture Service and gave necessary instructions.

After that they presented fingerlings and put them into the paddy fields. They viewed farm implements show room, MAS booth, power tillers shop. Next, they attended a ceremony to hand over diesel-run harvesters produced by Agricultural Mechanization Department to Agriculture and Rural Development Bank and the Union Solidarity and Development Association.

Afterwards, Lt-Gen Khin Maung Than presented first prize to Pathein District, Commander Maj-Gen Thura Myint Aung second prize to Myaungmya and third to Hinthada, and General Manager U Hla Myo of MAS consolation prizes to two teams. — *MNA* 

Attorney-Generals Dr Tun Shin and U Tun Tun Oo, continued to present the clarification of Chairman of the NCCWC Chief Justice U Aung Toe on laying down detailed basic principles for the Chapter "General Provisions" to be included in the State Constitution. The plenary session was adjourned at 11.20

Afterwards, members of the NCCWC Deputy

am.

(The clarification of the NCCWC on laying down detailed basic principles for the chapters "Amendment of the Constitution", "State Flag, State Seal, National Anthem and the Capital", "Transitory Provisions" and "General Provisions" to be included in the State Constitution to the plenary session of the National Convention will be published in the papers.) The plenary session of the National Conven-

tion will continue on 6 August (Monday) at the same venue.

MNA

3-8-07 NL

#### Personnel urged to strive ...

(from page 16) Managing Director U Thein Htay of Myanma Port Authority also reported on efforts being made by MPA for improvement of the ports, the brief history of Yangon Port, duties and functions of Myanma Port Authority, organizational of MPA, set-up development of jetties of Yangon Port and container yards after 1988, installation of modern waterway signal lights for ensuring safely driving of vessels, capabilities of the port service, efforts made for prompt handling of freight, dredging of silt in Yangon River and future tasks for development of the port.

In his speech, Lt-Gen Myint Swe said that he met with the officials to fulfill the requirements of the tasks for ensuring prompt and regular freighthandling and operation of ports at full capacity. As freight handling tasks were carried out slowly in the past, ocean-going liners waited for the entrance at

the mouth of sea to berth at Yangon Port. Therefore, the Committee for Ensuring Prompt and **Regular Freight-handling** and Operation in Full Capacity was formed and the duties were assigned to it. Now, ocean-going liners can berth at the port without waiting for the entrance and carry out loading and unloading. As a result, more and more foreign exchange can be earned.

He continued to say that if silt in Yangon River can be dredged deeper, the liners with deep draught will use the waterway of the river. Hence, more income can be earned. He stressed the need to strive for ensuring prompt freight handling at Yangon Port and Yangon Airport free from corruption. He cited that it is necessary to maintain the roads, sanitation and beautifying facilities at the port and its environs.

Also present on the occasion were Chairman of Yangon Division Peace and Development Council Commander of Yangon

Command Maj-Gen Hla Htay Win, Secretary of the Committee for Ensuring Prompt and Regular Freight-handling and Operation in Full Capacity Maj-Gen Win Myint and members, Commander of No 77 Light Infantry Division Brig-Gen Win Myint, Director-General U San Thaung of the Customs Department, General Manager U Cho Than Maung of Myanma Port Authority, Secretary of Yangon Division PDC U Hla Soe and officials. At 3.30 pm, Lt-Gen Myint Swe and party inspected clearance of commodities and inspection tasks at Bo Aung Kyaw Jetty. Director-General U San Thaung and officials of the Customs Department conducted them round the jetty.

At Sule Jetty, they also viewed loading and unloading tasks by car.

They proceeded to Asia World Port in Ahlon and inspected clearance of commodities and inspection task. After viewing tasks at the port, Lt-Gen Myint Swe left there. — MNA



to mark the "World Breastfeeding Week 2007" at the meeting hall of the MMCWA Building in South Okkalapa Township this morning.

responsible persons of Yangon Division MCW Supervisory Committee, chairpersons and members of District level MCWSCs and contestants. First, MMCWA

A WARE LIVER MARY WAR THE THE ARE NOT THE TO BE

President Daw Khin Khin Win delivered an opening address.

Next, teams representing MCWSCs of four districts in Yangon took part in the contest under the motto "Breasting: The 1st Hour-Save ONE million babies". — MNA

It was attended by

#### An, Thandwe Airports under inspections

YANGON, 2 Aug — Chairman of Rakhine State Peace and Development Council Commander of Western Command Maj-Gen Maung Shein, Minister for Transport Maj-Gen Thein Swe and Deputy Minister for Health Dr Mya Oo, accompanied by officials concerned went on an inspection tour of An Airport on 30 July.

Upon arrival, they looked into progress in building the airport and the minister gave instructions on timely completion of the earth work for safety, construction of fences at the airport and measures for building aviation control tower as soon as possible.

The following day at the lounge of Thandwe airport, Director-General of Directorate of Civil Aviation U Tun Hlaing briefed the commander and the minister on upgrading tasks of the airport with the use of the charts.

After hearing the reports, the minister called for officials concerned to fulfill construction materials necessary for the airport and grow physic nut plants round the fence of the airport.

Next, the commander, the minister and party oversaw airport lounge, passenger toilets and construction tasks of retaining walls and earth work. — MNA

#### Meeting on conservation and greening of Inlay Lake sanctuary organized

NAY PYI TAW, 2 Aug — The meeting on conservation of Inlay Lake sanctuary and greening its 20 miles radius was held at the meeting hall of the ministry, here, this morning, with an address by Minister for Forestry Brig-Gen Thein Aung.

It was also attended by the directorsgeneral, the Rector, the deputy directorsgeneral and officials of the Ministry of Home Affairs, Ministry of Agriculture and Irrigation, Ministry of Hotels and Tourism, Ministry for Progress of Border Areas and National Races and Development Affairs and Shan State (South) Peace and Development Council.

Director-General U Soe Win Hlaing reported matters related to permits for construction of hotels in the sanctuary in collaboration with the Ministry of Forestry and other related ministries. Next, the minister gave concluding remarks. — MNA



Commander Maj-Gen Wai Lwin delivers an address at a ceremony to mark World Breastfeeding Week 2007. — MNA

### **Commander attends ceremony in commemoration** of World Breastfeeding Week 2007

NAY PYI TAW, 2 Peace and Development the handicapped. Aug — A ceremony to | Council, Dr Aye Ko Ko of | After that, Daw

O, shampoo chooses lucky draw winners YANGON, 2 Aug three GSM mobiles, seven | computers, 15 MP-4 and Europe & Asia I-pods, three sets of 25 MP-3.—MNA Commercial Co Ltd held a lucky draw programme of O<sub>2</sub> Anti Dandraff Shampoo at Traders Hotel on 28 July. At the lucky draw program, the mediamen and guests picked the Traders winners. The prizes are A lucky draw winner O, Shampoo receives gift from an official.

the World mark Breastfeeding Week 2007 was held at No 1 Basic Education High School in Nay Pyi Taw Pyinmana this afternoon, with an address by Commander of Nay Pyi Taw Command Maj-Gen Wai Lwin. It was also attended by Daw Swe Swe

Oo, wife of the

commander, Chairman U

Khin Maung Zaw of Nay

Pyi Taw Pyinmana District

District Health Department, the chairmen of the Township PDCs, heads of departments, members of the social organizations and guests. Next, Dr Daw Thazin Nyunt gave educative talks on breastfeeding. Later, the commander presented four wheelchairs donated by the Ministry of Social Welfare, Relief and Resettlement to

Swe Swe Oo, Dr Aye Ko Ko and Chairperson Daw Win Shwe of Nay Pyi Taw Pyinmana District Maternal and Child Welfare Supervisory Committee presented awards to outstanding contestants in quiz contests in commemoration of the World Population Day 2007 and the World Breastfreeding Week 2007. MNA

3-8-07 NL

8/3/07, 03:18 AM

MNA



Commander Maj-Gen Ohn Myint and Minister Maj-Gen Maung Maung Swe inspect issuing of Citizenship Scrutiny Cards to locals in Shwegu Township. — MNA

NAY PYI TAW, 2 Aug — A ceremony to provide relief aids to families of flood-hit wards and villages in Shwegu Township was held at Shwegu Township Peace and Development Council on 31 July morning.

Chairman of Kachin State Peace and Development Council Commander of Northern Command Maj-Gen Ohn Myint and Minister for Social Welfare, Relief and Resettlement and Minister for Immigration and Population Maj-Gen Maung Maung Swe delivered addresses.

The commander pre- District Maternal and

sented 150 bags of rice, medicines and clothes donated by Northern Command Headquarters and Kachin State PDC, the minister six relief items each for flood-hit households, Kachin State Red Cross Society clothes worth K 875,000, shopkeepers of Thiri Yadana Market of Shwegu 10 bags of rice, 125 viss of potato and 150 viss of onion, Bhamo Township PDC 15 bags of rice and 15 viss of edible oil, Shwegu Township Development Affairs Committee 10 bags of rice, five bags of potato and five bags of onion, Bhamo

Child Welfare Supervisory Committee and Women's Affairs Organization, Shwegu Township USDA, Township Police Force and MCWA foodstuff.

The donation for the flood victims totalled cash and kind worth K 8,985,800. The Chairman of the Township PDC and flood victims accepted the relief aids.

Next, the commander and the minister inspected issuing of Citizenship Scrutiny Cards at Shwegu BEHS No 1.

In Shwegu Township, 150 CSCs were issued to the people. -MNA

## Minister inspects construction of Bago Bridge

YANGON, 2 Aug — Minister for Construction Maj-Gen Saw Tun accompanied by officials inspected construction of Bago Bridge being built by Bridge Construction It is 360 feet long with sixlane motor road flanked by six feet wide pedes-*MNA* 

#### Ayeyawady floods into low-lying areas

NAY PYI TAW, 2 Aug — Ayeyawady River is in flood and has caused damages to its banks in Myaung

# Signing ceremony on construction of 500-ton cement plant held

NAY PYI TAW, 2 Aug — A signing ceremony of the contract for a 500ton cement plant to be built near Taungphila Limehill in Nay Pyi Taw Lewe Township was held at the meeting hall of the Ministry of Industry-1, here, this afternoon.

It was attended by Minister for Industry-1 U Aung Thaung, directors-general and managing directors, Managing Director U Zaw Zaw of Max Myanmar Group, Managing Director Mr Wang Jia An of Jiangsu Peng Fei Group Companies of the People's Republic of China and officials.

First, Managing Director U Zaw Zaw explained the purpose of

### Myanmar Judo team leaves for Vietnam

Yangon, 2 Aug — As part of preparations for the upcoming XXIV SEA Games 2007, Myanmar Judo team led by Vice-President UAye Kyi of Myanmar Judo Federation, left for Vietnam to take part in the Vietnamese Invitational Judo Tournament for their second attempt to test ranking to be held in Ho Chi Minh City from 2 to 5 August this morning.

Myanmar judo team was seen off at the Airport by Deputy Director of Sports and Physical Education Department U Zaw Win, Executive of MJF Lt-Col Saw Shwe, and familes.

building the plant. Next, U Zaw Zaw and Mr Wang Jia An signed the contract and MrA

#### **Minister receives guests**

NAY PYI TAW, 2 Aug —Minister for Mines Brig-Gen Ohn Myint received Chairman of Kungbao Mining Ltd Mr Yang Xiaoqing and party at the minister's office here today.

Also present at the call were Director-General U Win Ti of Geological Survey and Mineral Exploration Department, Managing Director U Saw Lwin of No 1 Mining Enterprise, Director U Tun Tun of No 3 Mining Enterprise and Director U Zaw Win of Mining Department.— *MNA* 

#### Роем

#### The Best Times for a Breast-fed Baby

- \* From an embryo to a fetus Inside a world completely dark For about nine months I stayed
- While, with a rythmic chant, time ticked away \* Nowhere could I roam
- When, with a sudden 'boom' Crashed was my tiny cosy room
- And I was thrown into a strange world soon
- \* Silhouettes of all shapes Clad mostly in long drapes Not a single one could I gape Far away, I wanted only to escape
- \* Everything's extremely bright The whole world full of light Gripped with so much fright I shut my eyes pretty tight
- \* Stripped off warmth and security In no time, feeling cold and hungry I greatly yearned for anything To bring those back to my feelings
- \* Then I was handed onto someone Who clasped me in her arms Fed me from her bosom
- For sure, kept me secured and warm \* Mornings and evenings rush in and go
- Nights and days I quickly came to know Over time I started to grow With bits of memories well in store
- \* For me, the breastfeeding times are the best The most memorable and the happiest My secured feelings, warmest and coziest Through all the tender cuddling and caresses With the person of whom I'm fondest

Project Special Group-2 on Yangon-Mandalay Highway yesterday.

After hearing the reports on progress and future task of the project presented by Senior Engineer U Khin Maung Swe and Superintending Engineer U Sein Maung, the minister gave necessary instructions and attended to the needs.

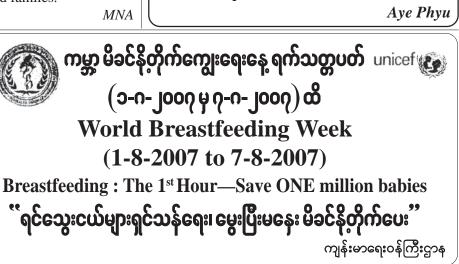
Bago Bridge is the reinforced concrete type.

and Ywathit, Sagaing Division, and Ywathit Village on 31 July. Residents in some villages in Kalewa Township were evacuated.

Sand bags were used to repair the damages of the river bank.

Meanwhile, residents in low-lying areas in seven townships in Magway Division were evacuated as the river was in flood.

As the river flooded into the low-lying areas in NyaungU and TadaU townships in Mandalay Division, Maungdaw Township in Rakhine State and some low-lying areas in Yangon Division, people in floodhit areas were also evacuated. Local authorities have provided relief aids to the victims and have carried out evacuation in the areas. — *MNA* 



#### 12 THE NEW LIGHT OF MYANMAR Friday, 3 August, 2007



#### sentencing in Mumbai blasts

MUMBAI, 1 Aug—One of India's top film stars, convicted of acquiring illegal weapons from gangsters linked with the country's worst bombings, will appear in court on Tuesday for likely sentencing.

Sanjay Dutt, 48, was cleared of conspiracy in the serial blasts in India's financial capital in 1993 that killed 257 people, but found guilty of unauthorized possession of an AK-56 rifle and a pistol.

Dutt's punishment carries a maximum sentence of 10 years and fines, but he could appeal.

"I'm mentally prepared for any sentence, but please pray for me," Dutt told the Times of India newspaper last week.—MNA/Reuters

MBILAN VOY NO (EAL 05) are hereby notified that the vessel will be arriving on 3.8.2007 and cargo will be discharged into the premises of MYANMA PORT AUTHORITY where it will lie at the consignee's risk and expenses and subject to the byelaws and conditions of the Port of Yangon.

Damaged cargo will be surveyed daily from 8 am to 11:20 am and 12 noon to 4 pm up to Claims Day now declared as the third day after final discharge of cargo from the vessel.

No claims against this vessel will be admitted after the Claims Day.

SHIPPING AGENCY DEPARTMENT MYANMA PORT AUTHORITY **AGENT FOR: EASTERN CAR LINER LTD** Phone No: 256924/256914

ADDIS ABABA, I Aug—Ethiopian Prime Minister Meles Zenawi said Monday the Democratic People's Republic of Korea (DPRK) and Ethiopia should strengthen cooperation in agriculture and irrigation development sectors.

During talks with King Yong Nam, president of DPRK's Presidium of the Supreme People's Assembly, Meles said the two countries should bring their relations to a higher level.

The Ethiopian Prime Minister expressed readiness of his government to enhance cooperation with the DPRK in various sectors.

Kim for his part said Ethiopia plays a key role in building peace, security and stability in the Horn of Africa.— MNA/Xinhua

#### THE NEW LIGHT OF MYANMAR Friday, 3 August, 2007 13

# ပညာရေးဖြင့် ခေတ်မီဖွံ့ဖြိုးတိုးတက်သော နိုင်ငံတော်ကြီး တည်ဆောက်အွံ



A screenshot from the video game "Harry Potter and the Order of the Phoenix" in an image courtesy of Entertainment Arts. —INTERNET

# Laser printers could be hazardous to health

Los Angeles, 1 Aug-Laser printers may emit high levels of potentially hazardous particles, according

to a new study. Some printers released almost as many ultra-fine particles as a smoldering cigarette, said the study appearing on the Los

Angeles Times Website on Wednesday. The study provides the most extensive look yet at particle emissions of office printers, including Canon, Hewlett-Packard, Ricoh and Toshiba models.

"Particles have been shown beyond any doubt to be a health hazard," said study author Lidia Morawska, a physicist at Queensland University of Technology in Australia.

Inhaling fine particles can cause health problems



#### Laser printer

ranging from respiratory irritation to cardiovascular problems and cancer, depending on the particle composition, Morawska said.

The emissions varied widely among printers. Morawska and her colleagues classified 37 printers as non-emitters, eight as mediumor low emitters, and 17 as high emitters.

The study did not consider variables such as

### Los Angeles museum to return 40 antiquities to Italy

Los Angeles, 1 Aug-The private J Paul Getty Museum in Los Angeles will return 40 antiquities to Italy under an agreement that ends a long-

The two sides reached an agreement on the antiquities, but did not decide on the fate of "the Statue of a Victorious Youth," also known as the

illegally removed from an Italian fishing village.

Italian Culture Minister Francesco Rutelli, and J Paul Getty Museum director Michael Brand announced in a joint statement that they would wait to discuss the fate of the Greek bronze, believed to date from around 300 BC, until "the outcome of ongoing legal proceedings, which are now underway in Pesaro, Italy." Most of the disputed works will be returned over the next few months, according to the statement.

# NASA to replace leaky valve aboard shuttle Endeavour

WASHINGTON,1 Aug-Just a week before launch, NASA is scrambling to resolve the problem of a leaky valve in space shuttle Endeavour's crew cabin.

The problem has been traced to one of two positive pressure-relief valves, which ensure that the crew cabin does not become over-pressurized, according to NASA website updates.

Workers plan to remove and replace the faulty valve using a valve from shuttle Atlantis.

printer age or cartridge

type, leading to variations

even among printers of the same model. —Internet



The space shuttle Endeavour sits on launch pad 39A after rolling out of the Vehicle Assembly Building at Kennedy Space Centre in Cape Canaveral, Florida, on 11 July, 2007. —INTERNET

This work will begin Wednesday night and be completed on Thursday. The newly installed component will be tested Thursday. All the extra work

can be completed in time for Endeavour's planned lift-off on 7 Aug, said NASA spokesman George Diller, though it will be tight.

ments of optic nerve

function and the retina's

electrical activity showed

dramatic improvement in

the rats' visual functions

Internet

# New treatment for glaucoma shows promise in laboratory

WASHINGTON, 1 Aug-Iowa State University researchers have developed a new technique that successfully treated rats for blindness caused by glaucoma, the university announced Wednesday.

Their experimental treatment will be used on canine patients in the next year. If successful, it is expected to move to human trials.

People with elevated intraocular pressure are at greatest risk for developing glaucoma.

The researchers previously determined that animals with glaucoma increase production of proteins with neuronprotective capabilities (neurotrophins) in an attempt to shield against blindness. So, they imitated that process in the

A sophisticated computerized analysis of noninvasive measure-

Sakaguchi, the neuroscientist in the study said. Internet

laboratory, modifying after the procedure. bone marrow-derived "One of the really stem cells to produce the unique aspects of this approach is that we can neurotrophin. Then they transplanted isolate these stem cells from the same individual the cells into the glaubeing treated," Donald comatous eyes.

standing dispute, officials announced Wednesday.



Getty Bronze, which Italian officials say was

This picturetaken on 5 Dec, 2005 shows a 4th century BC stone sculpture representing Aphrodite that they claim was illegally excavated from Morgantina, Sicily, and is now part of the JPaul Getty Museum in Los Angeles, CA in the US. INTERNET

Internet



The first man rescued, who is identified as Nan Jianning, meets with an applauding crowd when heis brought to the ground. All sixty-nine miners who have been trapped in a flooded coal mine for more than three days were rescued alive by 12:54 on Wednesday in central China's Henan Province.—XINHUA

8/3/07, 03:18 AM





Manchester United's Patrice Evra, top, jumps for the ball with Inter Milan's Marco Materazzi during their pre-season friendly soccer match at Old Trafford Stadium, Manchester, England, on Wednesday, 1 Aug, 2007. —INTERNET

#### Iraqi heroes fly to Amman after celebrations in Dubai

DUBAI, 2 Aug — Asian Cup champions Iraq flew out of Dubai on Wednesday morning for Amman after "a show of Arab unity" in the city which hosted a special party to honour their heroes.

The Iraqi team, who defied odds to beat Saudi Arabia in the final, were awarded a cash prize of 20 million riyal (5.2 million US dollars) by UAE vicepresident and Prime Minister Sheikh Mohammed bin Rashid al-Maktoum

"It's a big honour to celebrate the team's victory in the UAE," Hussein Saeed, chairman of Iraqi Football Federation, said at the reception where more than 5,000 welcomed the team.

"Despite the suffering of our people and the poor preparations, we fought hard in all matches. What kept us going was our resolve to bring joy to our people," Iraqi captain Younis Mahmoud was quoted as saying in local media.

Iraqi midfielder Haitham Kazim said: "This could well be the start of a trend with world leaders beginning to think more about restoring peace in Iraq.

"Believe it or not, we had this feeling that even the Saudis were praying for us to win the final. The Saudis are one of the best sides in the continent and they are not easy to beat, but we were determined to win for our people.— *MNA/Reuters* 



#### Suazo double fires Inter to 3-2 win over Man United

MANCHESTER (England), 2 Aug — Manchester United failed to impress as Italian champions Inter Milan won 3-2 at Old Trafford in a pre-season friendly on Wednesday.

United manager Alex Ferguson left summer signings Nani, Anderson and Owen Hargreaves on the sidelines as his team laboured.

Inter recorded the first victory of their pre-season tour to England with two goals from striker David Suazo and another from Swede Zlatan Ibrahimovic all in the first half.

Wayne Rooney, by far United's most dangerous player, had opened the scoring in the first half with Adriano heading into his own net to gift the Premier League champions a second.— *MNA/Reuters* 

# Mayer crushes Patience to reach Sopot quarterfinals

SOPOT (Poland), 2 Aug — Seventh-seed Florian Mayer of Germany reached the quarterfinals of the Polish Open at Sopot with a 6-1, 6-1 demolition of Frenchman Olivier Patience on Wednesday.

"It was one of my best matches in career but still my long-term goal is to improve my play on a hard courts," Mayer, beaten finalist for the last two years on the clay in Sopot, told reporters.

The German next plays Jose Acasuso, champion in 2002, after the Argentine beat his compatriot Sergio Roitman 6-4, 6-4.

Russian Igor Andreev and Frenchman Gilles Simon also advanced to the last eight. — *MNA/Reuters* 



### Thailand to host Asian Hopman Cup

BANGKOK, 2 Aug — Thailand has been selected to



### Salzburg on song, Besiktas have work to do

MILAN, 2 Aug — A hat-trick from Rene Aufhauser inspired FC Salzburg to a 3-0 win at Latvia's Ventspils in the first leg of the Champions League second qualifying round on Wednesday.

The Austrian champions, coached by former Italy boss Giovanni Trapattoni and bankrolled by energydrink mogul Dietrich Mateschitz, should have little trouble wrapping up the tie in next week's second leg.

A brace from livewire Burkina Faso striker Yssouf Kone and a penalty from former Tottenham Hotspur striker Steffen Iversen also gave Norwegian title holders Rosenborg a healthy 3-1 away victory at Kazakhstan's FC Astana.

Dinamo Zagreb beat Slovenian side Domzale 2-1 away but 1991 European Cup winners Red Star Belgrade have more work to do if they are to reach August's third round, which will include big guns such as Liverpool and Lazio.

Serbia winger Ognjen Koroman netted with a swivelling shot from 25 metres after side-stepping a defender to grab the only goal as Red Star beat Estonia's Levadia Tallinn 1-0 at home.

Besiktas also stuttered to a 1-0 win over Moldova's Sheriff in Istanbul while Slavia Prague were held to a goalless draw over the border at Slovakia's Zilina, who beat Luxembourg's Dudelange 7-5 on aggregate in July's first round. Seven other first leg ties were played on Tuesday with the return legs all taking place next week. — MNA/Reuters

### Pope says Iraq soccer triumph lifts peace hopes

VATICAN CITY, 2 Aug — Pope Benedict said Iraq's celebration of its Asian Cup soccer victory was a sign of a people yearning for peace, and expressed hope on Wednesday the event would help pave the way to an end of bloodshed.

Los Angeles Dodgers' Rafael Furcal (bottom) steals second base as San Francisco Giants shortstop Omar Vizquel fails to catch an errant throw from catcher Bengie Molina in the first inning of a MLB National League baseball game in Los Angeles, California on 1 August, 2007. —INTERNET host the Asian Hopman Cup in November, with the winners assured of a place in next year's Hopman Cup in Perth.

Japan, China, South Korea, Taiwan, Uzbekistan and the hosts have been invited to contest the event in Bangkok from November 8-11, organizers told *Reuters* on Wednesday.

The competition will feature men's and women's singles events and mixed doubles, to be played in a round-robin format with two groups of three countries. The group winners will meet in the final, with the eventual champions guaranteed a place in Perth next January.

Hosts India won the inaugural Asian Hopman Cup in Hyderabad last year. — *MNA/Reuters* 

"Just as many times I have cried with the Iraqis, in this circumstance I rejoice with them," the Pontiff said at the end of his weekly general audience.

"This experience of shared delight shows the desire of a people to have a normal and peaceful life."

The Iraqi national team that won the Asian Cup on Sunday includes Shiite, Sunni Arab and Kurdish players. "I was moved with happiness by the enthusiasm that seized the people, drawing them into the streets to celebrate," the Pontiff said.

"I hope the event can contribute to creating in Iraq, with the support of everyone, a future of authentic peace, in freedom and mutual respect."

#### MNA/Reuters

#### THE NEW LIGHT OF MYANMAR Friday, 3 August, 2007 15

#### Flood Bulletin (Issued at 12:30 hr MST on 2-8-2007)

According to the (06:30) hr MST observation today, the water level of Ayeyawady River at Katha (1049) cm is exceeded (9) cm above its danger level. It may fall below its danger level (1040) cm during the next (48) hours commencing noon today.

According to the (06:30) hr MST observations today, the water levels of Ayeyawady River at Mandalay (1302) cm and Sagaing (1192) cm are exceeded (42) cm each above their respective danger levels. The water levels may remain above the danger levels of Mandalay (1260) cm and Sagaing (1150) cm during the next (48) hours commencing noon today.

According to the (06:30) hr MST observations today, the water levels of Ayeyawady River at Minbu (1725) cm, Magway (1715) cm and Hinthada (1392) cm are exceeded (25) cm at Minbu, (15) cm at Magway and (50) cm at Hinthada above their respective danger levels. The water levels may remain above the danger levels of Minbu and Magway (1700) cm each and Hinthada (1342) cm during the next (72) hrs commencing noon today.

According to the (06:30) hr MST observations today, the water levels of Chindwin River at Mawlaik (1396) cm, Kalewa (1649) cm and Monywa (1036) cm are exceeded (166) cm at Mawlaik, (99) cm at Kalewa and (36) cm at Monywa above their respective danger levels. The water levels may remain above the danger levels of Mawlaik (1230) cm, Kalewa (1550) cm and Monywa (1000) cm during the next (72) hours commencing noon today.

According to the (06:30) hr MST observation today, the water level of Dokehtawady River at Myitnge (907) cm is exceeded (37) cm above its danger level. It may remain above its danger level (870) cm during the next (48) hours commencing noon today. — MNA

## German Minister criticizes US arms to Middle East

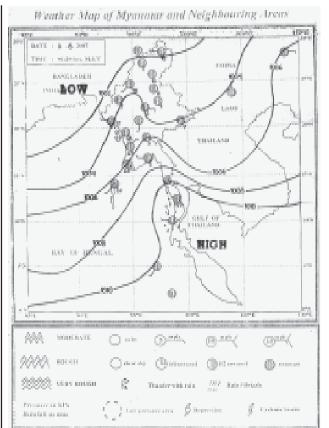
BERLIN, 2 Aug — Germany's Foreign Minister has criticized US plans to funnel more than 43 billion US dollars in military aid to Middle East allies, saying only diplomacy would solve the problems of the troubled region.

Frank-Walter Steinmeier is the most senior German politician and first Cabinet-level member to question the aid package for Egypt, Israel, Saudi Arabia and other Gulf states since Washington announced it on Monday.

"A military buildup is hardly the best solution to the unstable situation in the Middle East," Steinmeier told the Thursday edition of German daily *Handelsblatt* 

His comments echo those of other German officials in recent days, including Ruprecht Polenz, head of the parliamentary foreign affairs committee and a senior member of Chancellor Angela Merkel's conservative party.

Steinmeier, a member of the centre-left Social Democrats who rule in coalition with Merkel, has also been sharply critical of US plans to deploy parts of a missile shield in Central Europe.



MNA/Reuters



A policeman stands guard in front of an Indian Air Force plane carrying bodies and injured tourists in Srinagar on 30 July, 2007. Six people, including four women, were killed and at least 21 wounded on Sunday by an explosion aboard a tourist coach in Kashmir's main city, police and witnesses said. — INTERNET

Friday, 3 August View on today 7:00 am 1. Recitation of Parittas by Missionary Sayadaw U Ottamathara 7:15 am	8:20 am 7.	5:25 pm         7. Song of yesteryears         5:35 pm         8. "ຈູໄຈ້ດູຈໍ່ເດີ,"         (ເຈົ້າເອົາເພີ່ມເຊິ່ງເວັດ, ເພື່ອເຊິ່ງເປັນ         (ຈໍາເອົາເພີ່ມເຊິ່ງເປັນ         (ຈໍາເອົາເພີ່ມເປັນ         (ຈໍາເອົາເພີ່ມເປັນ         (ຈໍາເອົາເພີ່ມເປັນ         (ຈໍາເອົາເພີ່ມເປັນ         (ຈໍາເອົາເພີ່ມເປັນ         (ຈໍາເອົາເພີ່ມເປັນ         (ຈໍາເພີ່ມເປັນ         (ຈໍາເພີ່ມເປັນ
7:15 am 2. တိပိဋကဓရ၊ ဓမ္မဘဏ္ဍာဂါရိက၊		6:35 pm 12.

Friday, 3 August Tune in today 8:30 am Brief news 8:35 am Music: -Colours of your dream (Solid Base) 8:40 am Perspectives 8:45 am Music: -It's only love (Bryan Adans) 8:50 amNational news/ Slogan 9:00 am Music: -Loving every minute (Jennifer Brown) 9:05 am International news 9:10 am Music: -More than a feeling (No Mercy) 1:30 pm News / Slogan 1:40 pm Lunch time music: -Sweetheart like you (Rod Steward) -Tenderly (Tiffany) -Hands to heaven

#### WEATHER

#### Thursday, 2 August, 2007

**Summary of observations recorded at 09:30 hours MST:** During the past 24 hours, rain or thundershowers have been isolated in Magway Division, scattered in Kayah State and Mandalay Division, fairly widespread in Chin State, Bago and Taninthayi Divisions and widespread in the remaining areas with locally heavyfall in Rakhine State and isolated heavyfalls in Shan, Kachin and Mon States, lower Sagaing and Taninthayi Divisions. The noteworthy amounts of rainfall recorded were Maungtaw (4.64) inches, Hpa-an (4.21) inches, Kawkareik (4.17) inches, Dawei (3.66) inches, Sittway and Taunggyi (3.54) inches each and Mawlamyine (3.31) inches.

Maximum temperature on 1-8-2007 was 87°F. Minimun temperature on 2-8-2007 was 72°F. Relative humidity at 09:30 hours MST on 2-8-2007 was 92%. Total sunshine hours on 1-8-2007 was (2.5) hours approx.

Rainfall on 2-8-2007 was (0.36) inch at Mingaladon, (0.08) inch at Kaba-Aye and (0.04) inch at Central Yangon. Total rainfall since 1-1-2007 was (80.75) inches at Mingaladon, (82.64) inches at Kaba-Aye and (82.95) inches at Central Yangon. Maximum wind speed at Yangon (Kaba-Aye) was (8) mph from West at (17:30) hours MST on 1-8-2007.

**Bay inference:** Monsoon is generally strong in the Andaman Sea and Bay of Bengal.

**Forecast valid until evening of 3-8-2007:** Rain will be isolated in Mandalay and Magway Divisions, scattered in Chin and Kayah States, fairly widespread in lower Sagaing and Bago Divisions and widespread in the remaining areas. Degree of certainty is (80%).

**State of the sea:** Squalls with moderate to rough sea are likely at times off and along Myanmar Coasts. Surface wind speed in squalls may reach (35) to (40) mph.

Outlook for subsequent two days: Strong monsoon. Forecast for Nay Pyi Taw and neighbouring areas

ອຍູສາຫຼາກໃຈໂກເ         ສດອບກາບຫຼືອກເຊື່ອກ         ສດອບກາບຫຼືອກ         ລິຄັງສາກີດໍລາ         ເພງສາກີດໍ່ສາງ         ເພງສາກີດໍ່ສາງ         ເພງສາກີດໍ່ສາງ         ເພງສາກີດໍ່ສາງ         ເພງສາງ         ເພງສາງ	-၀ထမနှစ်(သရာ)၊ဓာတုဗေဒ၊ ရှပဗေဒ၊စီးပွားရေးပညာ၊ စီးပွားစီမံ၊ပြည်သူ့ရေးရာ အထူးပြုများ)(သင်္ချာ) 4:45 pm 4. Song of national races 5:00 pm 5. မြန်မာစာ မြန်မာစကား 5:15 pm 6. "ငါရစ်မျိုးငါး– – – တို့မစား"(ဧရာ၊ နိုင်သင်းကြည်၊ မေပိုးအိ၊ ညိုသို့စီမို့၊ မြသက်ထား)	7:05 pm         13. နိင်ငံခြားဓာတ်လမ်းတွဲ         "ຈຸတိယအရွယ်၏ ချစ်မေတ္တာ"         (အဝိုင်း-၉)         8:00 pm         14. News         15. International news         16. Weather report         17. နိုင်ငံခြားဓာတ်လမ်းတွဲ         "ချစ်စိတ်ကူးလေး         တဝဲလည်လည်"(အဝိုင်း-၄)         18. The next day's	-Hands to heaven (Breathe) 9:00 pm WOM 9:15 pm Article 9:25 pm Music at your request -When you believe (Jennifer Lopez) -I will still love you (Britney Spears & Don Philip) 9:45 pm News /Slogan	Forecast for Nay Pyi Taw and neighbouring areas for 3-8-2007: Isolated rain. Degree of certainty is (80%). Forecast for Yangon and neighbouring areas for 3-8-2007: One or two rain. Degree of certainty is (80%). Forecast for Mandalay and neighbouring areas for 3-8-2007: Isolated rain. Degree of certainty is (80%). Earthquake report (Issued at 01:00 hour MST today) A strong earthquake of intensity (7.2) Richter Scale with its epicenptre outside of Myanmar about (5360) miles Southeast of Kaba-Aye Seismological observatory was recorded at (23) hrs (50) min (40) sec
6. The mirror images of the musical oldies	ညိုညိုစိမ်၊ မြသက်ထား) (ဒါရိုက်တာ–ရဲဝင်းနီ)	rogramme	9:45 pm News /Slogan 10:00 pm PEL	observatory was recorded at (23) hrs (50) min (40) sec MST on 1-8-2007.

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# Lt-Gen Khin Maung Than attends ceremony to mark completion of ploughing and transplanting skills contest in Ayeyawady Div

NAY PYI TAW, 2 Aug — A ceremony to mark completion of ploughing in conjunction with the transplanting skills contest for 2007-2008 in Ayeyawady Division was held in Zayetkwin Village, Kyaunggon

Township in Pathein District on 1 August, with an address by member of the State Peace and Development Council Lt-Gen Khin Maung Than of the Ministry of Defence and he presented first prize to Pathein

District team. First, Lt-Gen Khin Maung Than made a speech on the occasion, saying that three basic factors-(See page 9)



Lt-Gen Khin Maung Than of Ministry of Defence views transplanting contest in Kyaunggon Township.— MNA

# Personnel urged to strive for ensuring prompt freight handling at Yangon Port and Yangon Airport free from corruption



Lt-Gen Myint Swe of Ministry of Defence visits Bo Aung Kyaw Port. --- MNA

NAY PYI TAW, 2 Aug - Lt-Gen Myint Swe of the Ministry of Defence met officials of the Committee for Ensuring Prompt and Regular Freight-handling and Operation in Full Capacity and Myanma Port Authority at the MPA (Head Office) on Pansodan Street this afternoon.

Vi ce-Chairman of the Committee for Ensuring Prompt and Regular Freight-handling and Operation in Full Capacity Maj-Gen Tin Ngwe reported on formation of the committee and its duties and functions, assignments of combined inspection teams at jetties, list of ocean-going liners that berthed at jetties from January 1998 to June 2007, year-wise inspection of container list at the container yards, collection of charges for security of containers, allotment of charges of container security, yearly collection of fines and sales of goods through auction.

(See page 10)

# **Detailed basic principles that should be adopted for Chapter "Provisions on State of Emergency" clarified**

YANGON, 2 Aug — The following is the clari- | State Service Personnel, the Delegate Group of Other fication on the detailed basic principles that should be | Invited Persons, the Delegate Group of Political Paradopted in the chapter "Provisions on State of Emergency" to be included in drawing the State constitution at the Plenatry Session of the National Convention at Nyaunghnapin Camp in Hmawby Township yesterday. The Chairman of the National Convention Convening Work Committee presented the detailed basic principles that should be adopted for the chapter "Provisions on State of Emergency" at the Plenary Session of the National Convention held on 31 October 2006. The Delegate Groups — the Delegate Group of National Races, the Delegate Group of Peasants, the Delegate Group of Workers, the Delegate Group of Intellectuals and Intelligentsia, the Delegate Group of

ties - National Unity Party, Union Pa-O National Organization, Shan State Kokang Democratic Party, Mro or Khami National Solidarity Organization, Lahu National Development Party, Union Kayin League, Kokang Democracy and Unity Party and Wa National Development Party - and Delegate Group of Representatives-elect ----the representatives-elect of the po-litical parties and the three-member group including Dr Hmu Htan and the six-member group including U Tin Win held discussions and made suggestions on the Work Committee chairman's clarifications and laid down the following detailed basic principles: 1. If the President learns that the administrative functions cannot be carried out in accord (See page 4)



Maj-Gen Mya Win of Ministry of Defence reads out the clarifications of Chairman of National Convention Convening Work Committee. — MNA