



Republic of the Union of Myanmar

Ministry of Transport and Communications

Road Transport Administration Department

Road Safety and Motor Vehicle Management Law

(2020)

Road Safety and Motor Vehicle Management Law

(The Pyidaungsu Hluttaw Law No.6, 2020)

The 5th Waxing Day of Nayon, 1382 M.E.

(26 May 2020)

The Pyidaungsu Hluttaw hereby enacts this Law.

Chapter I

Title and Definitions

1. This Law shall be called **the Road Safety and Motor Vehicle Management Law**.
2. The following expressions contained in this Law shall have the meanings given below:
 - (a) **Motor Vehicle** means a wheeled vehicle propelled by mechanical or electrical power or any other type of power. This expression also includes motorcycles, trailers, machinery, and other types of vehicles which are defined by the Ministry by notification from time to time;
 - (b) **Commercial Motor Vehicle** means a motor vehicle used for the transport of passengers or cargo for commercial purpose by charging fees or fares;
 - (c) **Trailer** means a wheeled vehicle drawn by a motor vehicle;
 - (d) **Motorcycle** means a two-wheeled vehicle whether it has a sidecar or not;
 - (e) **Main Parts of a Motor Vehicle** means the design, body, engine, gear, frame, axle and steering system of a motor vehicle;
 - (f) **Load Capacity** means the weight of cargo, or passengers or the total weight of cargo and passengers that are allowed to be loaded on a motor vehicle by the Department;
 - (g) **Dangerous Goods** means hazardous substances, articles, liquids, and gases that impact the environment, health, safety and national security;

- (h) **Initial Registration** means the registration of a motor vehicle for the first time with the Registration Officer in accordance with the stipulations;
- (i) **Temporary Registration** means the registration of a motor vehicle with the relevant Registration Officer in accordance with the stipulations before the initial motor vehicle registration, or the registration of the foreign-registered motor vehicle for temporary entry and transit within the specified date, time and places in Myanmar with the approval of the Union Government and of the imported motor vehicles with the draw-back system to be used temporarily with the approval of the Union Government with the relevant Registration Officer;
- (j) **Renewal of Registration** means renewal of registration of a registered motor vehicle with the relevant Local Registration Officer in accordance with the stipulations;
- (k) **Registration Officer** means a Departmental Registration Officer or Local Registration Officer authorized by the Department for the purpose of registration of motor vehicles;
- (l) **Departmental Registration Officer** means any officer of the Department authorized by the Department as a Registration Officer;
- (m) **Local Registration Officer** means any officer of the Region or State, the Union Territory, Self- administered Division or Zone, and District and Township Road Transport Administration Department authorized by the Department as a Local Registration Officer;
- (n) **Licensing Officer** means an officer authorized by the Department for the purpose of issuing driving licenses and spareman licenses;
- (o) **Registration Logbook of a Motor Vehicle** means a Logbook issued to the person registering the motor vehicle which comprises facts about the registered motor vehicle;
- (p) **Registration Certificate of a Motor Vehicle** means a Certificate issued in an acknowledgement of the motor vehicle registration, and of the right to drive the motor vehicle in public places and other permitted places;

- (q) **Vehicle Inspection Certificate** means a Certificate issued in an acknowledgement of the roadworthiness of a motor vehicle by the Department or by the Private Operation for Vehicle Inspection with the permission of the Department;
- (r) **Registration Number Plate of a Motor Vehicle** means a number plate issued by the Department to fix to the front and rear of a motor vehicle and rear of a motorcycle by showing its registration number;
- (s) **Person Registering a Motor Vehicle** means a person named as the registered person in the record of a motor vehicle registration;
- (t) **A Motor Vehicle Owner** means a person who owns a motor vehicle by any means in accordance with the Law. This expression also includes the person registering the motor vehicle or the person having it in hand in accordance with the Law;
- (u) **Person Responsible for a Motor Vehicle** means a motor vehicle owner or the person who supervises and takes responsibility for the motor vehicle or the driver;
- (v) **Private Operation for Vehicle Inspection** means an operation done by a person or organization with the permission of the Department to inspect motor vehicles in accordance with the stipulations;
- (w) **Technical Expert Team for Vehicle Inspection** means a team assigned by the Department to inspect and monitor whether the vehicle inspection equipment of the Private Operators is qualified or not; whether the inspection systems are accurate or not; and whether the inspection procedures and formalities are correct or not, and evaluate their capacity;
- (x) **A Driving License** means a document issued by the Licensing Officer to a person certifying the right to drive a motor vehicle or any specified type of motor vehicle in accordance with the Law;
- (y) **Spareman License** means a document issued to a person to assist the driver or passengers on the truck or bus in accordance with the Law;

- (z) **Operator License** means a document issued to a Private Operator for a vehicle inspection or driving training school in accordance with the Law;
- (aa) **Public Place** means a place, road area, highway, street and lane which are accessible to the public;
- (bb) **Road Signs, Road Markings and Signals** mean signs, markings and signalling devices for the safety of road users including drivers;
- (cc) **Environmental Conservation** means the practice of conservation of the environment for reduction of air, water, land and noise pollution from motor vehicles;
- (dd) **Fund** means road safety fund established under this Law;
- (ee) **National Council** means the National Road Safety Council established under this Law;
- (ff) **Local Council** means Region or State or Union Territory Road Safety Council established under this Law;
- (gg) **Ministry** means the Ministry of Transport and Communications of the Union Government;
- (hh) **Department** means the Road Transport Administration Department of the Ministry of Transport and Communications;
- (ii) **Director General** means the Director General of the Road Transport Administration Department.

Chapter II

Objectives

3. The objectives of this Law are as follows:
 - (a) to ensure that motor vehicles are registered after inspecting them in accordance with Law;
 - (b) to issue the driving license to drivers after examining them whether or not they meet the prescribed qualifications in accordance with the types of motor vehicles;

- (c) to reduce air, water, soil and noise pollution caused by motor vehicles;
- (d) to manage systematically the reduction of the road accidents caused by motor vehicles;
- (e) to inspect and monitor the motor vehicles for road safety in accordance with the stipulations;
- (f) to utilize Intelligent Transport System effectively for traffic congestion reduction and road safety;
- (g) to reduce loss of lives, socio-economic losses and risk of injury due to road accidents, and to ensure convenience and safety of road users;
- (h) to transport dangerous goods safely.

Chapter III

Establishment of the National Road Safety Council and Region or State or Union Territory Road Safety Councils and their functions

- 4. The Union Government:
 - (a) shall establish a National Council with suitable persons chaired by a Vice President;
 - (b) may re-establish, if necessary, the National Council established under subsection (a).
- 5. The functions of the National Council are as follows:
 - (a) adopting polices on road safety;
 - (b) establishing and monitoring public educative mechanisms, procedures, and measures for road safety;
 - (c) defining the functions of the government departments and organizations that are obliged to implement the National Road Safety Action Plan;
 - (d) taking measures for receiving financial support and acquiring human resources for road safety activities;
 - (e) monitoring receipt, use, maintenance and management of funds;

- (f) evaluating the reports on the progress and challenges in implementing road safety activities and actions;
- (g) ensuring the public is aware of the impacts of road accidents that may hinder the economic development of the State and its citizens, and obeys the Law;
- (h) establishing a fund to carry out the road safety activities;
- (i) overseeing whether the road safety plans are implemented effectively within the specified period, and monitoring revision of the plans to be in line with the current situation;
- (j) taking measures to obtain the necessary technical assistance in implementing road safety plans;
- (k) coordinating and managing road safety activities that are carried out by the Ministries; and with the cooperation of the Ministries and the international organizations;
- (l) managing to reduce environmental impacts and traffic congestion caused by the motor vehicles;
- (m) adopting policies and issuing orders and directives that are necessary for the term papers, observation and research concerning the development of road safety;
- (n) monitoring the use of funds of the Region or State Road Safety Councils;
- (o) taking measures for safe transport of dangerous goods;
- (p) submitting the road safety report to the Pyidaungsu Hluttaw annually.

6. The National Council:

- (a) may form the required sub-committees and define their functions;
- (b) shall establish the Local Councils, with suitable persons as members chaired by the chairperson of the Nay Pyi Taw Council in the Union Territory and by the relevant Region or State Chief Minister in the Regions or States with the approval of the Union Government;

- (c) may re-establish the Local Councils established under subsection (b) if necessary.

7. The functions of the Local Councils are as follows:

- (a) implementing the road safety policies adopted by the National Council;
- (b) ensuring the successful implementation of the adopted measures in the National Road Safety Action Plan for the relevant Region or State or the Union Territory in collaboration with the government departments and organizations;
- (c) cooperating and coordinating with the concerned agencies to address the difficulties, challenges and progress in the implementation of road safety activities in a timely manner and submitting the periodic reports to the National Council;
- (d) using the Region or State fund effectively and taking measures to acquire human resources;
- (e) assigning the task of receiving, using, maintaining and managing the Region or State fund as may be necessary;
- (f) ensuring the public is aware of the impacts of road accidents that may hinder the economic development of the State and its citizens, and obeys the Law;
- (g) establishing a fund to carry out the road safety activities;
- (h) overseeing whether the road safety plans are implemented effectively within the specified period or not ;
- (i) taking necessary measures to obtain necessary technical assistance in implementing road safety plans and reporting it to the National Council;
- (j) managing to reduce environmental impacts and traffic congestion caused by the motor vehicles;
- (k) taking measures for the term papers, observation and research concerning the development of road safety in the relevant region;

- (l) ensuring the successful implementation of public educative mechanisms, procedures and measures for road safety established by the National Council;
- (m) taking measures depending on road safety situations of the respective Regions or States or the Union Territory, and the matters on reduction of the environmental impacts and traffic congestion caused by the motor vehicles.

8. The Local Councils shall establish road safety teams for respective districts and townships and define their functions. In doing so, the functions of the teams may be defined in line with those of the Local Councils.

Chapter IV

Powers and Functions of the Ministry

9. The Ministry shall perform the following with the approval of the Union Government:

- (a) specifying the accessible and restricted places for the motor vehicles used domestically;
- (b) stipulating the conditions for inter-state or cross-border passenger and goods transportation.

10. The Ministry shall:

- (a) analyze the data, set up guidelines and take implementation measures for reduction of road accidents, environmental impacts and traffic congestion caused by the motor vehicles, and road safety.
- (b) give advice to the National Council in order to adopt policies, and disciplinary measures, and set up guidelines for road safety.

11. The Ministry may fix and re-fix fees and fines for the motor vehicle registration, issuance of driving license, spareman license, international driving permit, temporary driving permit and Operator License, fees and fines to be paid to the Department from vehicle inspection fees collected by a person who operates private operation for the motor vehicle inspection and fees and fines for the motor vehicle management to be

collected in accordance with this Law and rules by notification with the approval of the Union Government.

12. The Ministry:

- (a) may be exempt any motor vehicle from registration fees and other fees for the motor vehicle registration and driving license by notification for the interests of the public when registering any motor vehicle;
- (b) shall define the validity of the motor vehicle;
- (c) shall specify conditions and establish standards and criteria for safety and environmental conservation regarding initial registration of the motor vehicle.

13. The Ministry:

- (a) may assign the Technical Expert Team for Vehicle Inspection by making a contract and specifying conditions to inspect Private Operation for Vehicle Inspection;
- (b) shall fix service fees paid by the Department to the Technical Expert Team for Vehicle Inspection for inspecting and monitoring Private Operations for Vehicle Inspection, and evaluating their performance, and shall also determine the term of the Technical Expert Team for Vehicle Inspection.

Chapter V

Powers and Functions of the Department

14. The powers and functions of the Department are as follows:

- (a) establishing procedures and specifying conditions for the motor vehicle registration;
- (b) establishing procedures and specifying conditions for the motor vehicle inspection;
- (c) taking measures for the foreign-registered and local-registered motor vehicles for cross-border and transit transportation in accordance with the international and regional land transport agreements;

- (d) recognizing the international and regional driving licenses that are acceptable by Myanmar under the international conventions and regional agreements for land transport;
- (e) specifying conditions, and establishing standards and criteria for safety and environmental conservation for initial registration and submitting them to the Ministry, and establishing standards for renewal of registration;
- (f) issuing the Operator License of Private Operation for Vehicle Inspection and inspecting its performance and specifying conditions for its renewal;
- (g) paying service fees fixed by the Ministry to the Technical Experts Team for Vehicle Inspection for inspecting and monitoring private operations for vehicle inspection and evaluating their performance;
- (h) examining the application for driving license and spareman license, issuing and classifying the licenses, specifying license term, processing applications for license renewal, and specifying conditions for the drivers and the motor vehicle users;
- (i) specifying conditions for issuance of new international driving permit and temporary driving license;
- (j) specifying conditions for issuance and renewal of the Operator License for driving training school and inspecting driving training schools;
- (k) specifying conditions, raising awareness, and cooperating with government departments, government organizations and non-governmental organizations on road safety;
- (l) designating road signs, road markings and signals;
- (m) conducting audits on public roads to ensure road safety;
- (n) giving suggestions and comments on road safety to the relevant government departments and government organizations during construction preparation period or construction period or in use period of any constructions when starting construction at a public place;

- (o) coordinating with and asking the advice of the Ministry of Home Affairs, the Myanmar Police Force, relevant government departments and government organizations and technical experts to deploy Intelligent Transport Systems for traffic congestion reduction and road safety;
- (p) analyzing road accidents and cooperating with the relevant government departments, government organizations and non-government organizations to reduce road accidents;
- (q) raising public awareness, researching and cooperating with the relevant government departments, government organizations and non-government organizations to reduce environmental impacts caused by the motor vehicles;
- (r) limiting the speed of the motor vehicles plying on the public roads;
- (s) specifying the term of the motor vehicle registration and processing applications for renewal of registration;
- (t) investigating the causes of road accidents, and taking preventive measures not to occur the similar accidents and giving advice to the relevant organizations.

Chapter VI

Motor Vehicle Registration

15. The Department shall:
 - (a) appoint suitable officers from the officers of the Department as the Registration Officers;
 - (b) appoint suitable officers of the Regions or States, Union Territory, Self-Administered Division or Self-Administered Zones, districts and townships of the Road Transport Administration Department as the Local Registration Officers.

16. The Department may:

- (a) assign the Registration Officers of the Department to process applications for temporary motor vehicle registration and initial registration, and may also assign suitable Local Registration Officers if necessary;
 - (b) assign suitable Registration Officers to process application for temporary registration of foreign-registered motor vehicles for temporary entry into and transit through Myanmar;
 - (c) assign suitable Registration Officers to process applications for temporary registration for the use of the motor vehicles within the specified period, which are imported with draw-back system;
 - (d) assign Local Registration Officers to process applications for renewal registration by specifying conditions, and perform other duties relating to registration;
17. A motor vehicle owner shall register a motor vehicle with the relevant Registration Officer in accordance with the stipulations.
18. A motor vehicle owner shall:
- (a) repair and maintain the motor vehicle to meet the standards established by the Department in order to drive safely;
 - (b) not be allowed to register the motor vehicle where:
 - (i) there is any mechanical defect in the motor vehicle;
 - (ii) it does not conform with the standards in subsection (a);
 - (iii) it does not conform with the stipulations in rules; or
 - (iv) the owner fails to mention the previous registration of the motor vehicle.
19. (a) A motor vehicle owner may apply to the relevant Registration Officer for temporary registration of the motor vehicle in accordance with the stipulations.

- (b) The relevant Registration Officer shall scrutinize the application under subsection (a) and may register, if it meets the requirements, the motor vehicle by designating a period and place.

20. The relevant Registration Officer shall scrutinize the applications for initial registration and may grant the registration, direct the applicant to repair the motor vehicle or refuse the registration in accordance with the stipulations.

21. The relevant Local Registration Officer shall scrutinize the applications in accordance with the stipulations for renewal of registration or performing other duties relating to the registration and:

- (a) may grant the registration, direct the applicant to repair the motor vehicle or refuse the registration;
- (b) shall submit the matters that are related to specific conditions to the Department for granting or refusal of renewal of registration;
- (c) shall submit the report on temporary suspension or cancellation of motor vehicle registration to the Department with remarks where:
 - (i) any defect is found in the motor vehicle which endangers to the public or may impact on the environment;
 - (ii) any main parts of the motor vehicle such as design, body, frame, axle and steering system is altered or renovated without prior permission or;
 - (iii) any matters to be reconsidered arises in order to conform with the conditions specified from time to time.

22. The Registration Officer of the Department may:

- (a) granting or refusal of the application that are related to specific conditions after scrutinizing the matters submitted under subsection (b) of section 21;

- (b) suspend or cancel the motor vehicle registration with the approval of the Director General if it does not conform with the specified conditions after scrutinizing the report under subsection (c) of section 21.
- 23. The Department shall classify the motor vehicles based on the design and load capacity of the motor vehicles.
- 24. A motor vehicle owner shall apply to the relevant Registration Officer for the registration of a commercial motor vehicle as a rental vehicle.
- 25. A person who owns a motor vehicle by any means, including a person who owns a motor vehicle by means of transfer of the motor vehicle ownership or the successor of a motor vehicle, or a guardian of any of the aforesaid persons if that person is a minor shall apply to change the name of the person registering the motor vehicle in accordance with the prescribed manners.
- 26. A person registering the motor vehicle shall inform the relevant Registration Officer of the change of his or her address to record it whenever he or she changes the address.
- 27.
 - (a) Regarding the matter stated in section 24 or subsection (a) of section 29, the Registration Officer may grant the registration or direct the applicant to repair the motor vehicle when the major parts and facts of the motor vehicle are changed after scrutinizing the report submitted by the assigned Vehicle Inspection Team in accordance with the stipulations.
 - (b) Regarding the motor vehicle registration processes, the relevant Registration Officer may grant or refuse the registration or direct the applicant to repair the motor vehicle when the major parts and facts of the motor vehicle are changed after scrutinizing the report submitted by the assigned Vehicle Inspection Team in accordance with the stipulations.
- 28. A person registering a motor vehicle shall, within the specified period, apply to the relevant Local Registration Officer for renewal of registration before the expiry of the term of validity, and pay a fine specified by the Ministry with the approval of the Union Government if it is applied after the expiry of the term of validity.
- 29. If a person registering the motor vehicle:

- (a) wishes to alter or renovate any parts of the motor vehicle, he or she shall apply to the relevant Registration Officer for the prior permission;
- (b) alters or renovates any parts of the motor vehicle or the motor vehicle except the alteration or renovation in subsection (b) of section 31, he or she shall pay a fine specified by the Ministry with the approval of the Union Government in accordance with the stipulations.

30. The relevant Registration Officer may temporarily suspend the registration of the motor vehicle where:

- (a) the person registering the motor vehicle fails to come, without credible reason, when summoning him or her regarding the motor vehicle registration;
- (b) the relevant government department, government organization or any person objects, with credible evidence, to the registration in accordance with the stipulations;
- (c) any person objects with credible evidence that the motor vehicle has the impact on road safety and environment.

31. (a) The Registration Officer of the Department shall cancel the motor vehicle registration with the approval of the Director General, where:

- (i) the motor vehicle is damaged to the extent that it cannot be repaired for safe driving;
 - (ii) the motor vehicle is taken out of Myanmar permanently;
 - (iii) the person registering the motor vehicle fails to renew the motor vehicle registration for five consecutive years after the expiry of the term of registration;
 - (iv) the person registering the motor vehicle applies for cancellation of the motor vehicle registration with credible evidence.
- (b) The Registration Officer of the Department shall temporarily suspend or cancel the motor vehicle registration with the approval of the Director

General if any renovation in impermissible parts or alternation in facts is found in the main parts of the motor vehicle.

Chapter VII

Driving License and Spareman License

32. The Department shall appoint suitable officers of Head Office, the Regions or States, Union Territory, Self-Administered Division or Self-Administered Zones, districts and townships of the Road Transport Administration Department as the Local Licensing Officers to issue the new international driving permit and temporary driving permit, driving license and spareman license, renew the licenses and to perform other matters regarding the issuance of the licenses.
33. The Department shall specify the types of driving licenses in accordance with the types of the motor vehicles permitted.
34. (a) A person who wishes to obtain a driving license or a spareman license shall apply to the relevant Licensing Officer in accordance with the stipulations.
- (b) A person who wishes to renew a driving license or a spareman license shall apply to the relevant Licensing Officer in accordance with the stipulations.
35. The relevant Licensing Officer:
- (a) after scrutinizing the application under subsection (a) of section 34,
- (i) shall issue the driving license or spareman license for a term prescribed by the Department if it conforms with the stipulations, and the applicant passes the test;
- (ii) may refuse to issue or temporarily suspend the driving license or spareman license for a specified period if the applicant:
- (aa) is incapable to drive safely or to act as a spareman because of any disease or disability;
- (bb) suffers from mental illness;

- (cc) does not meet the prescribed qualifications to issue the driving license or spareman license; or
 - (dd) is convicted of any offence relating to road accidents in the Penal Code;
 - (b) may renew or refuse to renew the license after scrutinizing the application under subsection (b) of section 34.
36. The relevant Licensing Officer may temporarily suspend or cancel a driving license of the licensee for a specified period where the licensee:
- (a) is convicted of any offence in this Law or rules;
 - (b) is convicted of any offence relating to road accidents under any existing laws;
 - (c) has a previous record of any offence relating to road accidents and drives a motor vehicle in a manner that may endanger the public.
37. The relevant Licensing Officer and Police Officer may apply the Demerit Point System in accordance with the stipulations for a licensee who violates any provision of this Law or Rules, or is convicted of an offence relating to road accidents under any existing laws.
38. The relevant Licensing Officer may issue or refuse to issue the driving license after scrutinizing the application for changing a driving license from one type to another in accordance with the stipulations.
39. The Licensing Officer of the Department may issue or refuse to issue the international driving permit after scrutinizing the application for international driving permit in accordance with the stipulations.
40. The relevant Licensing Officer may issue or refuse to issue the driving license or temporary driving permit after scrutinizing or examining the application for local driving which is submitted together with the driving license issued from abroad, in accordance with the stipulations.

Explanation: The driving license issued from abroad also includes any license in subsection (d) of section 14 when the holder of such license makes application to get a local driving license.

41. The relevant Licensing Officer may temporarily suspend or cancel the spareman license for a specified period if the spareman violates any provision of this Law or Rules; or is convicted of an offence relating to road accidents under any existing laws.

42. The relevant Licensing Officer shall record the failure of the holder of driving license or spareman license to follow the specified conditions. The record shall be taken into consideration in the renewal of the driving license or spareman license, the application for changing a driving license from one type to another, and temporary suspension and cancellation of the license.

Chapter VIII

Operator License

43. A person who wishes to carry out a Private Operation for Vehicle Inspection shall apply for an Operator License to the Department in accordance with the stipulations.

44. The Department:

- (a) may allow or refuse to issue an Operator License after scrutinizing the application under section 43 in accordance with the stipulations;
- (b) shall issue an Operator License to the applicant by prescribing its terms and conditions after directing the applicant to pay the prescribed Operator License fees if it is allowed under subsection (a).

45. The person who wishes to start a driving training school shall apply to the Department for the Operator License in accordance with the stipulations.

46. The Department:

- (a) may allow or refuse to issue the Operator License after scrutinizing the application under section 45 in accordance with the stipulations;
- (b) shall issue an Operator License to the applicant by prescribing its terms and conditions after directing the applicant to pay the prescribed Operator License fees if it is allowed under subsection (a).

47. An Operator License holder shall:
- (a) comply with the prescribed terms and conditions for the Operator License;
 - (b) apply for the renewal of the Operator License in accordance with the stipulations if he or she wishes to continue the business when the term of the Operator License is expired.
48. If the Operator License holder violates any prescribed terms and conditions, the Department may take any of the following administrative actions against him or her:
- (a) passing an order to pay the specified fine after issuing a warning;
 - (b) suspending the Operator License for a prescribed period;
 - (c) cancelling the Operator License.

Chapter IX

Appeals

49. A person who is dissatisfied with the decision made by the Local Registration Officer of the Self-administered Division or Self-administered Zone, district and township Road Transport Administration Department under section 20, subsection (a) of section 21, section 27 or section 30, may appeal to the relevant Region or State Road Transport Administration Department within 30 days from the date of receiving the notice of the decision.
50. The Region or State Road Transport Administration Department may affirm, reverse or set aside the decision after scrutinizing the appeal filed under section 49.
51. A person who is dissatisfied with the decision made under section 50 may appeal to the Department within 30 days from the date of receiving the notice of the decision.
52. A person who is dissatisfied with a decision made by the Registration Officer of the Region or State or Union Territory Road Transport Administration Department under section 20, subsection (a) of section 21, section 27 or section 30, may appeal to the Department within 30 days from the date of receiving the notice of the decision.
53. The Department may affirm, reverse or set aside the decision after scrutinizing the appeal filed under section 51 or 52.

54. (a) A person who is dissatisfied with any decision made by the Department under subsection (a) of section 44, subsection (a) of section 46, section 48 or 53 may appeal to the Ministry within 60 days from the date of receiving the notice of decision.
- (b) A person who is dissatisfied with any decision made by the Registration Officer of the Department under section 20, section 22, subsection (a) of section 27, subsection (b) of section 29, section 30 or 31 may appeal to the Ministry within 60 days from the date of receiving the notice of the decision.
- (c) The Ministry may affirm, reverse or set aside the decision after scrutinizing the appeal filed under subsection (a) or (b).
- (d) The decision of the Ministry shall be final and conclusive.

55. A person who is dissatisfied with the decision made by the Licensing Officer of the Self-administered Division or Self-administered Zone, district and township Road Transport Administration Department under clause (ii) of subsection (a) of section 35, subsection (b) of section 35, section 36, section 38, section 40 or section 41, may appeal to the Region or State Road Transport Administration Department within 30 days from the date of receiving the notice of the decision.

56. The Road Transport Administration Department of the Region or State may affirm, reverse or set aside the decision after scrutinizing the appeal filed under section 55.

57. A person who is dissatisfied with any decision made under section 56 may appeal to the Department within 30 days from the date of receiving the notice of the decision.

58. A person who is dissatisfied with the decision made by the Licensing Officer of the Region or State or Union Territory Road Transport Administration Department under clause (ii) of subsection (a) of section 35, subsection (b) of section 35, section 36, section 38, section 40 or section 41, may appeal to the Department within 30 days from the date of receiving the notice of the decision.

59. The Department may affirm, reverse or set aside the decision after scrutinizing the appeal filed under section 57 or section 58.

60. (a) A person who is dissatisfied with the decision made by the Departmental Licensing officer under clause (ii) of subsection (a) of section 35, subsection (b) of section 35, section 36, section 38, section 39, section 40 or section 41 or the decision made under section 59 may appeal to the Ministry within 60 days from the date of receiving the notice of the decision.
- (b) The Ministry may affirm, reverse or set aside the decision after scrutinizing the appeal filed under subsection (a).
- (c) The decision of the Ministry shall be final and conclusive.

Chapter X

Compensation

61. When any person is convicted of an offence under section 279, 337, 338 or 304 A of the Penal Code due to his or her act or omission relating to a motor vehicle and any damage to any property is caused by the said act or omission, the Court:

- (a) may pass an order against him or her to pay an adequate compensation for repairs to or replacement of the property if there is no agreement between the owner of property and offender, and the said property is not government property;
- (b) shall pass an order against him or her to pay adequate compensation for repairs to or replacement of the property if the said property is government property;
- (c) shall recover such compensation as if it were arrears if he or she fails to pay compensation in the order made under subsection (b).

62. The order passed under section 61 shall not preclude the aggrieved person from filing a civil suit.

Chapter XI

Maintenance of Discipline and Taking Action

63. The Ministry may assign the task to the Department or any suitable officer of the Department to examine and take action against a person who fails to abide by the provisions of this Law or rules, orders, regulations or by-laws.
64. (a) A police officer in police uniform or any member of the police force in police uniform authorized by such police officer on his behalf may arrest any driver without a warrant where he or she:
- (i) drives a motor vehicle while under the influence of alcohol that exceeds the prescribed limit;
 - (ii) drives a motor vehicle while under the influence of any narcotic drugs or psychotropic substances;
 - (iii) drives a motor vehicle recklessly or speedily or negligently that may cause danger;
 - (iv) drives a motor vehicle that may cause danger.
- (b) Any person arrested under clause (i) of subsection (a) shall be released from custody after examining him or her in accordance with the prescribed means.
- (c) Any person arrested under clause (ii), (iii) or (iv) of subsection (a) shall have action taken against him or her under any relevant existing laws.
65. (a) A police officer in police uniform or any member of the police force in police uniform authorized by such police officer on his behalf may arrest any of the following persons without a warrant:
- (i) a person who refuses to furnish his name and address, or who furnishes the name or address which the police officer or the authorized police member has reason to believe to be false as he is accused of an offence in this Law;
 - (ii) a person against whom the police officer or the authorized police member has reason to believe that he or she will abscond or

otherwise avoid the service of a summons as he or she is concerned in an offence under this Law or Rules, or reasonably suspected to have been so concerned.

(b) When a police officer or any member of the police force authorized by such police officer on his behalf arrests the driver of a motor vehicle without a warrant and the motor vehicle is required to be temporarily kept in the safe custody, the police officer may proceed with it as he thinks fit or direct to proceed with it. In doing so, if it is necessary to relocate the motor vehicle, it shall be carried out by paying attention to the road safety.

66. (a) A police officer or any member of the police force authorized by such police officer on his behalf or an officer of the Department assigned by the Ministry may seize the driving license or documents relating to the motor vehicle from the driver who violates any provisions of this Law or Rules, orders, regulations or by-laws. In doing so, a notice of seizure of the driving license or documents relating to the motor vehicle shall be issued.

(b) The document acknowledging the confiscation of the driving license shall only be valid for driving the motor vehicle to take it back to the place of residence.

67. If a police officer or any member of the police force authorized by such police officer on his behalf or an officer of the Department assigned by the Ministry has the reason to believe that a registration certificate of a motor vehicle, driving license, spareman license, vehicle inspection certificate, international driving permit, temporary driving permit, registration number plate of a motor vehicle are not authentic when inspecting them, such documents shall be seized and the said officer shall proceed with it under any existing laws.

68. When a police officer or any member of the police force authorized by such police officer on his behalf or an officer of the Department finds the following motor vehicles in any place including a public place other than exclusive permitted place, the said officer shall entrust such motor vehicles to the nearest police station for temporary custody:

- (a) unregistered the motor vehicles;
- (b) the motor vehicles whose registration have already been cancelled.

Chapter XII

Establishing, Receiving, Using, Maintaining and Managing a Fund

69. The National Council shall establish a fund to implement effectively necessary measures for road safety with the following receipts:

- (a) contributions from the Union budget;
- (b) grants and cash donations from international organizations, regional organizations, local and international donors, civil society organizations and non-governmental organizations;
- (c) lawfully accumulated money earned on grants and cash donations in subsection (b), other than the contributions from the Union Budget.

70. The National Council shall adopt financial regulations on the fund in coordination with the Ministry of Planning, Finance and Industry.

71. Relating to the fund, the National Council shall:

- (a) receive, use, maintain and manage the fund in accordance with the prescribed financial regulations;
- (b) have its accounts audited by the Office of the Auditor- General of the Union.

72. The fund for Road Safety Council of the relevant Region or State shall, with the permission of the National Council, be established with the following receipts:

- (a) contributions from the Region or State Budget;
- (b) grants and cash donations from international organizations, regional organizations, local and international donors, civil society organizations, non-governmental organizations and other official receipts;

- (c) lawfully accumulated money earned on grants and cash donations in subsection (b), other than the Region or State Budget and other official receipts.

73. The Road Safety Council of the Region or State shall adopt the financial regulations on the fund in accordance with the guidance of the National Council and shall have its accounts audited by the Office of the Auditor-General of the relevant Region or State.

74. The National Council may allocate its fund to the Region or State Fund, if necessary.

Chapter XIII

Prohibitions

75. No person shall:

- (a) drive a motor vehicle in a public place without keeping in possession the driving license issued to him or her;
- (b) act as a spareman without keeping in possession the spareman license issued to him or her;
- (c) drive a motor vehicle with an expired driving license;
- (d) act as a spareman with an expired spareman license;
- (e) drive a motor vehicle when he is suffering from mental or physical disorders;
- (f) drive an overloaded motor vehicle that exceeds the permissible load capacity;
- (g) drive a motor vehicle installing extra bulbs or lights without permission;
- (h) drive a motor vehicle in violation of any provision of rules relating to pedestrian crossings;
- (i) act as a spareman by using spareman license of another person;
- (j) fail to show the Vehicle Registration Certificate in the prescribed manners while driving the registered motor vehicle;

- (k) use a mobile phone while driving a motor vehicle;
- (l) allow the children under 10 years of age to ride in a motor vehicle without using a child restraint while driving the prescribed motor vehicle;
- (m) drive a motor vehicle or allow the passengers to ride in a motor vehicle without wearing seatbelt while driving the prescribed motor vehicle.

76. No motorcyclist shall :

- (a) not ride a motorcycle without a rear-view mirror or noise-suppressor of the exhaust;
- (b) fail to light up low-beam at all times while riding motorcycle;
- (c) ride a motorcycle or allow a pillion-rider to ride on his motorcycle without fastening the chinstrap of the standard safety helmet.

77. No person who possesses a motor vehicle shall:

- (a) fail to apply for changing the name of the person registering the motor vehicle within 30 days from the date of receiving the motor vehicle as a gift or making sale contract of the motor vehicle in the case of sale or giving as a gift;
- (b) fail to apply for changing the name of the person registering the motor vehicle within 30 days from the date of taking the legal ownership of that motor vehicle in the case of inheritance;
- (c) furnish false statement, alter or conceal any facts including the name and address of the purchaser, and the date of making gift agreement or a sale contract of the motor vehicle when applying for changing the name of the person registering the motor vehicle.

78. No person shall open driving training school without the Operator License.

79. No person shall carry out a Private Operation for the Vehicle Inspection without an Operator License.

80. No person shall drive or direct any person to drive, or park a motor vehicle in a public place if the registration certificate of the motor vehicle has been temporarily suspended, seized or cancelled or its validity term is expired.

81. In a public place, no person shall:

- (a) drive a motor vehicle without a driving license;
- (b) drive or allow any person to drive a motor vehicle which is not permitted in the driving license;
- (c) drive a motor vehicle by using the driving license of any other persons;
- (d) drive a motor vehicle over or below the prescribed speed limit;
- (e) drive a motor vehicle recklessly or speedily or negligently that may cause danger;
- (f) drive a motor vehicle which may cause danger;
- (g) load dangerous goods on or transport them by a motor vehicle in inconformity with the stipulations;
- (h) drive a motor vehicle under the influence of any narcotic drugs or psychotropic substances, or alcohol that exceeds the prescribed limit;
- (i) use a motor vehicle as a commercial motor vehicle, that has not been registered as a rental motor vehicle.

82. No person shall use or allow any other persons to use a motor vehicle in a public place without paying third party liability insurance. This prohibition shall not be applicable to passengers.

83. Any motor vehicle owner or any person responsible for a motor vehicle shall not direct or allow any other persons to drive a motor vehicle, who does not have a driving license.

84. Relating to a registered motor vehicle, no person shall:

- (a) intentionally make the registration number plate of the motor vehicle to be blurred;

- (b) fix any other number plates to the motor vehicle which is not issued by the Department;
- (c) drive or, direct or allow any other persons to drive or park the motor vehicle in a public place without fixing the registration number plate of the motor vehicle;
- (d) use or, direct or allow any other persons to use any document or the registration number plate of the motor vehicle issued by the Department, for any other motor vehicles.

85. No person shall:

- (a) drive or, direct or allow any other persons to drive or park an unregistered motor vehicle in any place including a public place other than exclusive permitted place;
- (b) use or, direct or allow any other persons to use any document issued by the Department, for an unregistered motor vehicle;
- (c) renovate a motor vehicle to be different from its model or original design, or renovate the motor vehicle other than as stated in the vehicle inspection certificate without legal authority or strong reasons;
- (d) use a driving license, spareman license, international driving permit, temporary driving permit, registration certificate of a motor vehicle, registration logbook of a motor vehicle, vehicle inspection certificate, document proving that a motor vehicle has been inspected, registration number plate of a motor vehicle, temporary registration certificate, temporary registration number, Operator License or any other documents issued by the Department as a genuine document that he or she knows or has reason to believe to be a forged document.

Chapter XIV

Penalties

86. Whoever violates any prohibitions of section 75 shall, on conviction, be punished with a fine not exceeding thirty thousand kyats.
87. If any motorcyclist violates any prohibitions of section 76, he or she shall, on conviction, be punished with a fine not exceeding thirty thousand kyats.
88. If any person who possesses a motor vehicle violates any prohibitions of section 77, he or she shall, on conviction, be punished with a fine not exceeding three hundred thousand kyats.
89. Whoever violates any prohibitions of section 78 shall, on conviction, be punished with a fine not exceeding one million kyats.
90. Whoever violates any prohibitions of section 79 shall, on conviction, be punished with a fine not exceeding one million and five hundred thousand kyats.
91. Whoever:
- (a) violates any prohibitions of section 80 or 81 shall, on conviction, be punished with imprisonment for a term not exceeding one month or with a fine not exceeding one hundred thousand kyats or with both;
 - (b) commits the same offence again within one year after being convicted under subsection (a), shall, on conviction, be punished with imprisonment for a term not exceeding three months or with a fine not exceeding three hundred thousand kyats or with both.
92. Whoever violates the prohibition of section 82 shall, on conviction, be punished with imprisonment for a term not exceeding one month or with a fine not exceeding one hundred thousand kyats or with both.
93. Any motor vehicle owner or any person responsible for a motor vehicle who:

- (a) violates the prohibition of section 83 shall, on conviction, be punished with imprisonment for a term not exceeding one month or with a fine not exceeding one hundred thousand kyats or with both;
- (b) commits the same offence again within one year after being convicted under subsection (a), shall, on conviction, be punished with imprisonment for a term not exceeding three months or with a fine not exceeding three hundred thousand kyats or with both.

94. Whoever violates any prohibitions of section 84 shall, on conviction, be punished with imprisonment for a term not exceeding three months or with a fine not exceeding three hundred thousand kyats or with both.

95. Whoever violates any prohibitions of section 85 shall, on conviction, be punished with imprisonment for a term not exceeding three years or with a fine or with both.

96. Whoever violates or fails to abide by any rules, regulations, by-laws and orders shall, on conviction, be punished with a fine not exceeding thirty thousand kyats.

97. Whoever abets any person to commit any offence punishable under this Law rules, orders, regulations or by-laws shall be liable to punishment prescribed for such offence in this Law.

Chapter XV

Miscellaneous

98. The Union Government may, with or without any conditions, exempt any motor vehicle or any type of motor vehicle by notification from the effect of all or any provisions of this Law for the interest of the public.

99. The Union Government shall cooperate with the Ministry, relevant Union Ministries, the Nay Pyi Taw Council, Region or State Governments, Leading Body of Self-Administered Division or Leading Bodies of Self-Administered Zones as may be necessary in implementing the provisions of this Law.

100. If any person makes a driving license, spareman license, international driving permit, temporary driving permit, registration certificate of a motor vehicle, registration logbook of a motor vehicle, vehicle inspection certificate, document proving that a motor vehicle has been inspected, temporary registration certificate, temporary registration number, Operator License or any other document similar to the original issued by the Department, or makes them forged, he or she shall have action taken against him or her under any existing laws.

101. If a person who carries out private operation for vehicle inspection fails to pay collected motor vehicle inspection fees to the Department within the prescribed period, such fees shall be collected as if it were arrears.

102. The offences in sections 89, 90, 94 and 95 are considered as cognizable offences.

103. The registration logbook of a motor vehicle and registration certificate of a motor vehicle, registration record of a motor vehicle, vehicle inspection certificate, registration number plate of a motor vehicle, driving license, spareman license, international driving permit, temporary driving permit, record of driving license and Operator License issued before enacting this Law shall be considered as documents issued under this Law.

104. The rules, regulations and by-laws, notifications, orders, directives and procedures issued under the repealed Motor Vehicle Law (The Revolutionary Council of the Union of Myanmar Law No.17, 1964), and the Motor Vehicle Law (The Pyidaungsu Hluttaw Law No.55, 2015), may continue to be applicable in so far as they are not contrary to this Law.

105. The Department shall be responsible for the office works relating to road safety.

106. When implementing the provisions of this Law:

- (a) the Ministry may issue rules, regulations and by-laws with the approval of the Union Government;

(b) the Ministry and the National Council may issue notifications, orders, directives and procedures;

(c) the Department may issue notifications, orders and directives.

107. The Motor Vehicle Law (The Pyidaungsu Hluttaw Law No.55/2015) is hereby repealed.

I hereby sign under the Constitution of the Republic of the Union of Myanmar.

Sd/
Win Myint
President
Republic of the Union of
Myanmar