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## POLITICAL MONITOR NO. 10

### **PARLIAMENT FORMS COMMITTEES AND DISCUSSES MOTIONS AND QUESTIONS, INCLUDING RELEASE OF PRISONERS & RIGHT TO FORM ASSOCIATIONS**

The Burmese Parliament began its sessions devoted to dealing with motions and questions on the morning of 9 March 2011, with the completion of the bulk of its organization of committees and appointment of officers and members. Both the Upper and Lower houses formed committees for scrutinizing the government's obligations and treaties. Four committees have now been formed in each house, each committee comprising 15 members. Other committees include the Bill Committee, the Public Accounts Committee and the Parliament Rights (Privilege) Committee.

After taking a recess on 8 March, parliament sessions resumed to discussions of motions and questions related to farmer's rights, the formation of associations, providing health services, and the release of all political prisoners and other areas were taken up in the Upper House and the Lower House. The National Democratic Force (NDF) party has submitted a number of motions and questions, including a motion to grant amnesty and free all political prisoners, said NDF leader Khin Maung Swe. Shan Nationalities Development Party (SNDP) MP Sai Hsaung Hsi has also submitted motions on farmland issues, to provide free medical service to low income people and establishing a simplified procedure in forming private associations and organizations. In the Upper House, discussions on communication issues, improvement of roads, education, health services and regional development were queries raised in the Upper House discussions.<sup>1</sup>

### **MPs ENCOURAGED BY COMMITTEES**

The composition of 8 permanent committees formed in the national legislatures in the past weeks has given opposition groups hope that they can play an effective role in the parliamentary system, according to sources. About one-third of the representatives selected to sit on each of the committees – 4 in both the Pyithu Hluttaw and Amyotha Hluttaw – were not from the Union Solidarity and Development Party (USDP), which has about 75% of all seats in Nay Pyi Taw. The relatively large number of non-USDP representatives assigned to each of the committees – which include the Bill Committee, Public Account Committee, Hluttaw Rights Committee and Government's Guarantees, Pledges and Undertakings Vetting Committee – surprised many observers. The committees were formed by the speakers of the Hluttaws from 1 to 7 March. As permanent committees, they will work even while the Hluttaw sessions are in recess, said Amyotha Hluttaw representative Dr Myat Nyarna Soe, who is on the Amyotha Hluttaw Bill Committee. "When there are no Hluttaw sessions, the four committees will be working on parliamentary issues. They are the active face of the legislature, while the president and ministers play a similar role for the executive," said the National Democratic Force (NDF) member. The speakers will decide when to call the next Hluttaw meeting based on the reports and advice of the 4 permanent committees.<sup>2</sup>

### **PYITHU HLUTTAW RIGHTS COMMITTEE FORMED**

Under Pyithu Hluttaw Law Section 21 and 22 and Rules 33 and 54, a 15-member Hluttaw Rights Committee has been formed in the Pyithu Hluttaw. The Rights Committee is tasked with scrutinizing

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<sup>1</sup>Parliament to discuss prisoner's release, right to form associations -<http://www.mizzima.com/news/inside-burma/4975-parliament-to-discuss-prisoners-release-right-to-form-associations.html> (Mizzima) 8 March 2011

<sup>2</sup>MPs encouraged by committees -<http://www.mmtimes.com/2011/news/566/news55605.html> (Myanmar Times) 14 March 2011

cases concerning breaches of duties, powers and rights of the Hluttaw, a Hluttaw Committee or a Hluttaw representative. The members include:<sup>3</sup>

|    | <i>Name</i>             | <i>Constituency</i>         | <i>Party</i>                           |
|----|-------------------------|-----------------------------|--|
| 1  | U Nanda Kyawswar        | Dagon Constituency          | Union Solidarity and Development Party |
| 2  | U Nelson (a) U Saung Si | Kyaukme Constituency        | Shan Nationalities Democratic Party    |
| 3  | Daw Mi Myint Than       | Ye Constituency             | All Mon Region Democracy Party         |
| 4  | Dr Than Win             | North Okkalapa Constituency | National Democratic Force              |
| 5  | U Saw Thein Aung        | Hlaingbwe Constituency      | Phalon-Sawaw Democratic Party          |
| 6  | U Aye Pe                | Coco Island Constituency    | Union Solidarity and Development Party |
| 7  | Dr Soe Yin              | Kamayut Constituency        | Union Solidarity and Development Party |
| 8  | U Hla Myint Oo          | Pyinmana Constituency       | Union Solidarity and Development Party |
| 9  | U Min Swe               | Daik U Constituency         | Union Solidarity and Development Party |
| 10 | U Thein Lwin            | Chauk Constituency          | Union Solidarity and Development Party |
| 11 | Dr San Hlaing           | Taungup Constituency        | Union Solidarity and Development Party |
| 12 | U Peik Htwe Kama        | Kama Constituency           | Union Solidarity and Development Party |
| 13 | U Tin Maung Oo          | Shwepyitha Constituency     | Union Solidarity and Development Party |
| 14 | U Myint Soe             | Pyawbwe Constituency        | Union Solidarity and Development Party |
| 15 | Daw Nan Nun             | Shadaw Constituency         | Union Solidarity and Development Party |

Deputy Speaker of the Pyithu Hluttaw, U Nanda Kyawswar, will serve as the Committee Chairman, and U Hla Myint Oo, the current member of the Public Services Commission (PSC) and the USDP candidate for Pyinmana Constituency, will serve as Secretary.

### AMYOTHA HLUTTAW RIGHTS COMMITTEE FORMED

Similarly, a 15-member Rights Committee has been created in the Amyotha Hluttaw (Upper House). The committee has similar tasks, including assessing bills submitted to the Hluttaw in detail and deciding if further discussions are warranted in the house. The members include:<sup>4</sup>

|   | <i>Name</i>       | <i>Constituency</i>                | <i>Party</i>                           |
|---|-------------------|------------------------------------|--|
| 1 | U Mya Nyein       | Yangon Region Constituency (7)     | Union Solidarity and Development Party |
| 2 | U J Yawwu         | Kachin State Constituency (12)     | National Unity Party                   |
| 3 | U Bo Yel          | Kayah State Constituency (3)       | Union Solidarity and Development Party |
| 4 | U Saw Tawpale     | Kayin State Constituency (7)       | Kayin People's Party                   |
| 5 | U Hui Yein        | Chin State Constituency (11)       | Chin Progressive Party                 |
| 6 | U Naing Tun Ohn   | Mon State Constituency (5)         | All Mon Region Democracy Party         |
| 7 | U Myat Ko         | Sagaing Region Constituency (12)   | Union Solidarity and Development Party |
| 8 | U Tin Maung Myint | Taninthayi Region Constituency (3) | Union Solidarity and Development Party |
| 9 | U Ye Myint        | Bago Region Constituency (4)       | Union Solidarity and Development Party |

<sup>3</sup> First Pyithu Hluttaw Regular Session continues for fourth day - 15-member Hluttaw rights committee formed - Hluttaw rights committee formed to scrutinize cases concerning breaches of duties, powers and rights of Hluttaw, Hluttaw committee or Hluttaw representative - <http://www.burmalibrary.org/docs11/NLM2011-03-05.pdf> (NLM) 5 March 2011 (p. 1, 6-7)

<sup>4</sup> Amyotha Hluttaw carries on first regular session for fourth day - 15- member Hluttaw Rights Committee formed - Suitable number of members, nominations for members, chairman and secretary will be submitted to the Hluttaw for approval - <http://www.burmalibrary.org/docs11/NLM2011-03-05.pdf> (NLM) 5 March 2011 (p. 16, 8-9)

|    |               |                                  |  |
|----|---------------|----------------------------------|--|
| 10 | U Aung Nyein  | Magway Region Constituency (2)   | Union Solidarity and Development Party |
| 11 | U Win Maung   | Mandalay Region Constituency (2) | Union Solidarity and Development Party |
| 12 | U Nyunt Tin   | Yangon Region Constituency (2)   | Union Solidarity and Development Party |
| 13 | U Nu Yangon   | Yangon Region Constituency (10)  | Union Solidarity and Development Party |
| 14 | U Kyaw Kyaw   | Rakhine State Constituency (2)   | Rakhine Nationals Development Party    |
| 15 | U Nay Win Tun | Shan State Constituency (9)      | Pa-O National Organization             |

U Mya Nyein, Deputy Speaker of the Lower House, will serve as the Committee Chairman and U Aung Nyein will serve as Secretary.

### **PYITHU HLUTTAW GOVERNMENT'S GUARANTEES, PLEDGES AND UNDERTAKINGS VETTING COMMITTEE FORMED**

Under to Pyithu Hluttaw Rules 33 and 67, a 15-member Government's Guarantees, Pledges and Undertakings Vetting Committee has been formed. Under Pyithu Hluttaw Rule 71, the Committee has been mandated to check and report whether or not guarantees, pledges and undertakings assigned occasionally at the Hluttaw by the Union Government are implemented, it shall record words, pledges and guarantees by Union level organizations in response to questions asked by representatives at Pyithu Hluttaw and examine work progress, and it shall also cover guarantees, pledges and undertakings presented according to bills, resolutions, statements or reports presented by the Union Government. The members of the committee include:<sup>5</sup>

|    | <i>Name</i>          | <i>Constituency</i>                | <i>Party</i>                           |
|----|----------------------|------------------------------------|--|
| 1  | U Sai Saw Tin        | Mongyawng Constituency             | Shan Nationalities Democratic Party    |
| 2  | U Shein Kyaw Win     | Seikpyu Constituency               | National Unity Party                   |
| 3  | Daw Khin Saw Wai     | Yathaedaung Constituency           | Rakhine Nationals Development Party    |
| 4  | U Saw Nay Kawgyi     | Thandaunggyi Constituency          | Kayin People's Party                   |
| 5  | U Win Sein           | Kawa Constituency                  | Union Solidarity and Development Party |
| 6  | U Than Myint         | Salingyi Constituency              | Union Solidarity and Development Party |
| 7  | Daw Su Su Hlaing     | Dagon Myothit (South) Constituency | Union Solidarity and Development Party |
| 8  | Dr. Maung Maung Wint | Bahan Constituency                 | Union Solidarity and Development Party |
| 9  | U Ko Ko Lwin         | Mawlamyinegyun Constituency        | Union Solidarity and Development Party |
| 10 | U Myint Tun          | Kawthoung Constituency             | Union Solidarity and Development Party |
| 11 | U Than Tun           | Dabayin Constituency               | Union Solidarity and Development Party |
| 12 | U Aung Sein          | Manaung Constituency               | Union Solidarity and Development Party |
| 13 | U Htay Win           | Lewe Constituency                  | Union Solidarity and Development Party |
| 14 | U Win Than           | Thabaung Constituency              | Union Solidarity and Development Party |
| 15 | U Aye Mauk           | Mahlaing Constituency              | Union Solidarity and Development Party |

U Win Sein of Kawa Constituency will serve as Committee Chairman and U Than Myint of Salingyi Constituency will serve as Secretary.

<sup>5</sup> First regular session of Pyithu Hluttaw continues for fifth day - 15-member Government's Guarantees, Pledges and Undertakings Vetting Committee formed - Government's guarantees, pledges and undertakings shall be implemented within fixed period and on schedule - <http://www.burmalibrary.org/docs11/NLM2011-03-08.pdf> (NLM) 8 March 2011 (p. 1, 8-9)

## AMYOTHA HLUTTAW GOVERNMENT'S GUARANTEES, PLEDGES AND UNDERTAKINGS VETTING COMMITTEE FORMED

Under Amyotha Hluttaw Rule 33 and 67, a Government's Guarantees, Pledges and Undertakings Vetting Committee has also been formed to vet guarantees, pledges and undertakings in connection with bills, resolutions, statements or reports presented by the Union Government, and answers for queries at Amyotha Hluttaw. The members include:<sup>6</sup>

|    | <i>Name</i>                              | <i>Constituency</i>                   | <i>Party</i>                           |
|----|--|---------------------------------------|--|
| 1  | U Gam Sai                                | Kachin State Constituency (2)         | National Unity Party                   |
| 2  | U Za Khun Ting Ring                      | Kachin State Constituency (4)         | Independent Candidate                  |
| 3  | U Hla Maung                              | Kayah State Constituency (11)         | Union Solidarity and Development Party |
| 4  | U Saw Aung Kyaw<br>Naing (a) Sha Bu Phao | Kayin State Constituency (1)          | Phalon-Sawaw Democratic Party          |
| 5  | Dr. Banya Aung Moe                       | Mon State Constituency (7)            | All Mon Region Democracy Party         |
| 6  | U Kan Nyunt                              | Sagaing Region Constituency (5)       | Union Solidarity and Development Party |
| 7  | U Than Swe                               | Taninthayi Region Constituency<br>(2) | Union Solidarity and Development Party |
| 8  | Dr Soe Tun                               | Mandalay Region Constituency<br>(1)   | Union Solidarity and Development Party |
| 9  | U Hmat Gyi                               | Mandalay Region Constituency<br>(9)   | Union Solidarity and Development Party |
| 10 | U Win Naung                              | Yangon Region Constituency (5)        | Union Solidarity and Development Party |
| 11 | U Nyan Lin                               | Ayeyawady Region Constituency<br>(3)  | Union Solidarity and Development Party |
| 12 | Dr Htay Win                              | Ayeyawady Region Constituency<br>(5)- | Union Solidarity and Development Party |
| 13 | Dr Aye Maung                             | Rakhine State Constituency (1)        | Rakhine Nationals Development Party    |
| 14 | U Sai Kyaw Zaw Than                      | Shan State Constituency (2)           | Shan Nationalities Democratic Party    |
| 15 | U Tun Kyaw (a) U Ai<br>Kyaw              | Shan State Constituency (10)          | Ta-Aung (Palaung) National Party       |

Dr. Aye Maung an ethnic Rakhine national and Vice-Presidential nominee of Rakhine State Constituency (1) will serve as Committee Chairman and U Win Naung of Yangon Region Constituency (5) will serve as Secretary.

## MPs RESPOND TO QUESTIONS: EXISTING FARMLAND LAWS MOST APPROPRIATE TO SAFEGUARD PEASANT'S RIGHTS

Pyithu Hluttaw representatives have been responding to questions submitted under Pyithu Hluttaw Rule 116 as part of their regular session, including a question concerning the review of the government's the 1963 Law Safeguarding Peasant Rights, as well as the 1963 Tenancy Law concerning the ownership of farmlands. MPs briefed on the work and activities being carried out and stated that the existing laws and regulations conform and that the necessary and appropriate measures had been implemented in accordance with the existing laws and in the best interest of the people. In responding to the issue of farmlands, Minister Htay Oo stated that all efforts to protect

<sup>6</sup> First regular session of Amyotha Hluttaw continues for fifth day - 15-member Government's Guarantees, Pledges and Undertakings Vetting Committee formed - Committee shall present an interim report if Amyotha Hluttaw fails to present a final report on the scheduled day – (NLM) <http://www.burmalibrary.org/docs11/NLM2011-03-08.pdf> (p. 16, 10-11)

and promote the livelihood of farmers had been made and that the State would do its best to continue to do so.

Another question raised during the session included an application of Mrauk-U archaeological region in Rakhine State to be listed as world heritage site under United Nations Educational, Scientific and Cultural Organization (UNESCO). Other motions related to providing assistance in times of disaster, establishing a national health care programme for low-income people, formation of social organisations and the promotion of national races to participate in administrative and management sectors were tabled and approved by the respective elected-MPs for further discussions.<sup>7</sup>

### **HLUTTAW DISCUSSES QUESTIONS ON SALARY INCREASES FOR CIVIL SERVANTS, HEALTH CARE FOR LOW INCOME WORKERS, FINANCIAL ASSISTANCE FOR NATURAL DISASTERS, PROTECTION OF COASTAL AREAS, ET AL**

On the 7th day session of the Hluttaws, discussions held in the Pyithu Hluttaw included questions regarding the use of sign language on state-run media programmes, increase of salaries for civil servants, providing direct assistance for rescue and rehabilitation by the federal government in times of natural disasters, providing health care to low-income earners and upgrading the transport facilities in the Chin State were among the key issues raised. In the Amyotha Hluttaw, questions on plans to erect long barriers in coastal areas to prevent tides, modernization of the agriculture sector and land ownership to protect farmers, conservation of the Pharkant mining region, as well as improving and upgrading the current education system were raised by the elected MPs.<sup>8</sup>

### **75 CANDIDATES BARRED FROM CONTESTING NEXT ELECTION**

Because they failed to file their electoral expenses in the 2010 election in time, Burma's Union Election Commission (UEC) has disqualified 75 candidates from running for office in the next election.

All candidates were required to submit their election expenses before 12 January and candidates who failed to meet the deadline were barred from the current term of Parliament and contesting in the next election.<sup>9</sup>

The following three notifications have been issued by the Union Election Commission (UEC) in declaring those who were found not have complied according to the existing Hluttaw election laws and rules with regards to submitting election expenses within the time stipulated.

#### **Hluttaw candidates, election agents declared as persons of distorted qualification<sup>10</sup>**

The Union of Myanmar Union Election Commission  
Nay Pyi Taw  
**Notification No.6/2011**  
10th Waxing of Tabaung, 1372 ME  
14 March 2011

Hluttaw candidates and their election agents failed to submit election expenses in the prescribed period declared as persons of distorted qualification

<sup>7</sup>Existing farmland laws most appropriate to safeguard peasant's rights - Pyithu Hluttaw continues first regular session for sixth day - <http://www.burmalibrary.org/docs11/NLM2011-03-10.pdf> (NLM) 10 March 2011 (p. 1, 7-9)

<sup>8</sup>Information, knowledge and entertainment programmes provided - Depending on progress of the nation, the government increased salaries of the personnel and pensions and allowed extra cash assistance and living allowance - <http://www.burmalibrary.org/docs11/NLM2011-03-11.pdf> (NLM) 11 March 2011 (p. 1, 6-9)

<sup>9</sup>75 candidates barred from contesting next election - <http://mizzima.com/news/election-2010-/5041-75-candidates-barred-from-contesting-next-election.html> - (Mizzima) 21 March 2011

<sup>10</sup>Hluttaw candidates, election agents declared as persons of distorted qualification - <http://www.burmalibrary.org/docs11/NLM2011-03-15.pdf> (NLM) 15 March 2011 (p. 5)

1. According to Section 55 of respective Hluttaw Election Laws, and Rules para 77, Hluttaw candidates and their election agents who run for Multi-party Democracy General Election held on 7 November 2010 are to submit election expenses to the respective sub-commissions in line with the laws during 60-day as of the date the name of representatives-elect are announced.
2. To be able to decide whether those who fail to submit election expenses in accord with the law should be designated as persons of distorted qualification or not, the Union Election Commission formed election tribunals and ordered them to check with them.
3. The Election Tribunal found that the following Hluttaw candidates and their election agents failed to submit the election expenses during the prescribed period, and in accord with the respective Hluttaw Election Rules Paragraph 83 (a), designated them as persons of distorted qualification.

| Sr. | Hluttaw candidate | Election Agent          | Constituency  | Party  |
|-----|-------------------|-------------------------|---|--|
| 1   | U Tun Shwe        | U Win Hlaing            | Kantbalu Township Constituency No.1, Region Hluttaw Sagaing Region  | National Unity Party                             |
| 2   | U Saw Miral       | U Nay Myo Kyaw          | Htantabin Township Pyithu Hluttaw Constituency Bago Region          | Kayin People's Party                             |
| 3   | U Tin Soe         | -                       | Phyu Towship Pyithu Hluttaw Constituency Bago Region                | Democracy and Peace Party                        |
| 4   | U Tin Oo          | U Thein Kyaw            | Thanatpin Township Pyithu Hluttaw Constituency Bago Region          | National Unity Party                             |
| 5   | U Saw Sinbad      | -                       | Shwegyin Township Pyithu Hluttaw Constituency Bago Region           | National Democratic Force                        |
| 6   | U Aung Thein      | -                       | Amyotha Hluttaw Constituency No.3 Bago Region                       | National Unity Party                             |
| 7   | U Win             | U Hla Win               | Amyotha Hluttaw Constituency No.11 Bago Region                      | National Unity Party                             |
| 8   | U Saw Tun Tin     | U Saw Thomas            | Bago Township Constituency No.2 Region Hluttaw Bago Region          | Kayin People's Party                             |
| 9   | U Bo Win Shein    | U Salaing Nay Min Shein | Okpo Township Constituency No.1 Region Hluttaw Bago Region          | National Democratic Force                        |
| 10  | U Htay Win        | -                       | Mindon Township Pyithu Hluttaw Constituency Magway Region           | National Democratic Force                        |
| 11  | U Tin Wan         | -                       | Myothit Township Pyithu Hluttaw Constituency Magway Region          | National Unity Party                             |
| 12  | U Thein Nyunt     | U Myint Zaw Nyunt       | Natmauk Township Pyithu Hluttaw Constituency Magway Region          | National Unity Party                             |
| 13  | U Myo Myint       | -                       | Myaing Township Pyithu Hluttaw Constituency Magway Region           | National Unity Party                             |
| 14  | U Sein Tun        | -                       | Gangaw Township Constituency No.1 Region Hluttaw Magway Region      | Union Of Myanmar Federation Of National Politics |
| 15  | U Aung Kyi Than   | -                       | Gangaw Township Constituency No.2 Region Hluttaw Magway Region      | Union Of Myanmar Federation Of National Politics |
| 16  | U Sein Win        | -                       | Myaing Township Constituency No.1 Region Hluttaw Magway Region      | National Unity Party                             |
| 17  | Dr Than Myint     | U Nyi Nyi Kyaw          | Amarapura Township Constituency No.1 Region Hluttaw Mandalay Region | Independent candidate                            |

|    |                |                |   |                                     |
|----|----------------|----------------|---|-------------------------------------|
| 18 | U Saw Ketnet   | -              | Kyaiklat Township Wai Thaw Pyithu Hluttaw Constituency Ayeyawady Region | Kayin People's Party                |
| 19 | U Ohn Lwin     | U Ye Naing Lin | Amyotha Hluttaw Constituency No.11 Ayeyawady Region                     | National Political Alliances League |
| 20 | U Chit Win Aye | -              | Bogale Township Constituency No.1 Region Hluttaw Ayeyawady Region       | National Democratic Force           |

- The Union Election Commission announced that the above-mentioned Hluttaw candidates and their election agents are persons of distorted qualification according to para 84 of respective Hluttaw Election Rules after judging the decision of Election Tribunal.
- It is hereby announced that Hluttaw candidates and the election agents who are declared as persons of distorted qualifications, in accord with the Section 88 of the respective Hluttaw Election Law, shall not contest in the election as a Hluttaw candidate from the date of this declaration in the existing Hluttaw term and the next Hluttaw term.

Sd/ Thein Soe  
Chairman, Union Election Commission

#### Hluttaw candidates, election agents declared as persons of distorted qualification<sup>11</sup>

The Union of Myanmar  
Union Election Commission  
Nay Pyi Taw  
**Notification No.7/2011**  
11th Waxing of Tabaung, 1372 ME  
15 March 2011

Hluttaw candidates and their election agents failed to submit election expenses in the prescribed period declared as persons of distorted qualification

- According to Section 55 of the respective Hluttaw Election Laws and paragraph 77 of Rules, Hluttaw candidates and their election agents who run for Multi-party Democracy General Election held on 7 November 2010 are to submit election expenses to the respective sub-commissions in line with the laws during 60- day as of the date the name of representatives-elect are announced.
- To be able to decide whether those who fail to submit election expenses in accord with the law should be designated as persons of distorted qualification or not, the Union Election Commission formed election tribunals and ordered them to check with them.
- The Election Tribunal found that the following Hluttaw candidates and their election agents failed to submit the election expenses during the prescribed period, and in accord with the respective Hluttaw Election Rules Paragraph 83 (a), designated them as persons of distorted qualification.

| Sr | Hluttaw candidate    | Election Agent | Constituency  | Party                               |
|----|----------------------|----------------|---|-------------------------------------|
| 1  | U Saw Nwe Shwe Maung | -              | Putao Township Pyithu Hluttaw Constituency Kachin State       | Shan Nationalities Democratic Party |
| 2  | U Kyaw Oo            | -              | Amyotha Hluttaw Constituency No.9 Kachin State                | Shan Nationalities Democratic Party |
| 3  | U Hla Ngwe           | -              | Mogaung Township Constituency No.1 State Hluttaw Kachin State | National Unity Party                |
| 4  | U Aung Ni            | U Win Naing    | Phakant Township Constituency No.1 State Hluttaw Kachin State | Shan Nationalities Democratic Party |
| 5  | U Tun Tun Oo         | -              | Bhamo Township Constituency No.2 State Hluttaw Kachin State   | Shan Nationalities Democratic Party |
| 6  | U PS Khan Do Nan     | -              | Tiddim Township Pyithu Hluttaw Constituency Chin State        | Chin Progressive Party              |

<sup>11</sup> Hluttaw candidates, election agents declared as persons of distorted qualification - <http://www.burmalibrary.org/docs11/NLM2011-03-16.pdf> (NLM) 16 March 2011 (p. 5)

|    |                  |   |   |   |
|----|------------------|---|---|---|
| 7  | U Lain Kee       | - | Kanpetlet Township Pyithu Hluttaw Constituency Chin State     | Chin National Party                     |
| 8  | U Byat Kham      | - | Amyotha Hluttaw Constituency No.4 Chin State                  | National Unity Party                    |
| 9  | U Lan Zman       | - | Amyotha Hluttaw Constituency No.6 Chin State                  | Chin National Party                     |
| 10 | U Lun Kho Han    | - | Amyotha Hluttaw Constituency No.7 Chin State                  | National Unity Party                    |
| 11 | U Htan Kee       | - | Amyotha Hluttaw Constituency No.8 Chin State                  | National Unity Party                    |
| 12 | U Lain Paing     | - | Amyotha Hluttaw Constituency No.10 Chin State                 | Myanmar Federation of National Politics |
| 13 | U Kyaw Kyaw Phyu | - | Amyotha Hluttaw Constituency No.11 Chin State                 | National Democratic Force               |
| 14 | U Hon Htan       | - | Kanpetlet Township Constituency No.1 State Hluttaw Chin State | Chin Progressive Party                  |
| 15 | U Hla Mar        | - | Haka Township Constituency No.2 State Hluttaw Chin State      | Ethnic National Development Party       |
| 16 | U Lyan Chun      | - | Haka Township Constituency No.2 State Hluttaw Chin State      | National Unity Party                    |
| 17 | U Kan Llyan Htan | - | Tiddim Township Constituency No.1 State Hluttaw Chin State    | Chin National Party                     |
| 18 | U Htwan Gohtan   | - | Tiddim Township Constituency No.1 State Hluttaw Chin State    | Chin Progressive Party                  |
| 19 | Daing Lyan Paung | - | Tonzang Township Constituency No.1 State Hluttaw Chin State   | National Unity Party                    |
| 20 | U Twar Dopaung   | - | Tonzang Township Constituency No. 1 State Hluttaw Chin State  | National Unity Party                    |

- The Union Election Commission announced that the above-mentioned Hluttaw candidates and their election agents are persons of distorted qualification according to Paragraph 84 of respective Hluttaw Election Rules after judging the decision of Election Tribunal.
- It is hereby announced that Hluttaw candidates and election agents who are declared as persons of distorted qualifications, in accord with the Section 88 of the respective Hluttaw Election Law, shall not contest in the election as a Hluttaw candidate, from the date of this declaration, in the existing Hluttaw term and the next Hluttaw term.

*Sd/* Thein Soe  
Chairman, Union Election Commission

**Hluttaw candidates, election agents declared as persons of distorted qualification<sup>12</sup>**

The Union of Myanmar  
Union Election Commission  
Nay Pyi Taw  
**Notification No.8/2011**  
12th Waxing of Tabaung, 1372 ME  
16 March 2011

Hluttaw candidates and their election agents failed to submit election expenses in the prescribed period declared as persons of distorted qualification

- According to Section 55 of the respective Hluttaw Election Laws and paragraph 77 of Rules, Hluttaw candidates and their election agents who run for Multi-party Democracy General Election held on 7

<sup>12</sup>Hluttaw candidates, election agents declared as persons of distorted qualification - <http://www.burmalibrary.org/docs11/NLM2011-03-17.pdf> (NLM) 17 March 2011 (p. 5)



November, 2010 are to submit election expenses to the respective sub-commissions in line with the laws during 60-day as of the date the name of representatives-elect are announced.

2. To be able to decide whether those who fail to submit election expenses in accord with the law should be designated as persons of distorted qualification or not, the Union Election Commission formed election tribunals and ordered them to check with them.
3. The Election Tribunal found that the following Hluttaw candidates and their election agents failed to submit the election expenses during the prescribed period, and in accord with the respective Hluttaw Election Rules Paragraph 83 (a), designated them as persons of distorted qualification.

| Sr. | Hluttaw candidate              | Election Agent    | Constituency   | Party   |
|-----|--------------------------------|-------------------|--|---|
| 1   | U Ko Ko Naing                  | -                 | Tamway Township Pyithu Hluttaw Constituency Yangon Region                | 88 Generation Student Youths (Union Of Myanmar) |
| 2   | U Than Tun                     | U Maung Win       | Dagon Myothit (South) Township Pyithu Hluttaw Constituency Yangon Region | National Unity Party                            |
| 3   | U Kye Myint                    | -                 | Dagon Myothit (East) Township Pyithu Hluttaw Constituency Yangon Region  | National Democratic Force                       |
| 4   | Dr Min Myint                   | -                 | Kamayut Township Pyithu Hluttaw Constituency Yangon Region               | National Unity Party                            |
| 5   | U Tun Shwe                     | U Thawtar         | Kyauktada Township Pyithu Hluttaw Constituency Yangon Region             | Wunthanu NLD (The Union Of Myanmar)             |
| 6   | U Lone Sein                    | U Tun Myint       | Mayangon Township Pyithu Hluttaw Constituency Yangon Region              | National Unity Party                            |
| 7   | U Tin Lin                      | -                 | Kungyangon Township Pyithu Hluttaw Constituency Yangon Region            | National Democratic Force                       |
| 8   | U Aung Kyaw Win                | -                 | Dalla Township Pyithu Hluttaw Constituency Yangon Region                 | National Democratic Force                       |
| 9   | U Thein Aung                   | -                 | Cocogyun Township Pyithu Hluttaw Constituency Yangon Region              | National Democratic Force                       |
| 10  | U Nyunt Shwe                   | U Mg Mg Nyein     | Hmawby Township Pyithu Hluttaw Constituency Yangon Region                | National Unity Party                            |
| 11  | U Khin Maung Htwe              | U Zaw Min Htwe    | Hlinethaya Township Pyithu Hluttaw Constituency Yangon Region            | National Unity Party                            |
| 12  | U Saw Sai Nay Boi              | -                 | Hmawby Township Pyithu Hluttaw Constituency Yangon Region                | Kayin People's Party                            |
| 13  | U Moe Tun (a) U Moe Myint Aung | -                 | Insein Township Pyithu Hluttaw Constituency Yangon Region                | Democratic Party (Myanmar)                      |
| 14  | U Tun Min Latt                 | -                 | Amyotha Hluttaw Constituency No. 1 Yangon Region                         | Democracy And Peace Party                       |
| 15  | U Kyaw Kyaw Min                | -                 | Amyotha Hluttaw Constituency No. 1 Yangon Region                         | Independent candidate                           |
| 16  | U Tint Naing                   | -                 | Amyotha Hluttaw Constituency No. 4 Yangon Region                         | Democratic Party (Myanmar)                      |
| 17  | U Kyaw Thein                   | U Kyaw Tint Naing | Amyotha Hluttaw Constituency No. 5 Yangon Region                         | National Unity Party                            |
| 18  | U San Myint                    | -                 | Amyotha Hluttaw Constituency No. 6 Yangon Region                         | Independent candidate                           |
| 19  | U Thein Zaw                    | Daw Shwe Moe      | Amyotha Hluttaw Constituency No. 7 Yangon                                | National Democratic                             |

|    | Nyunt            |                    | Region  | Force                                  |
|----|------------------|--------------------|---|--|
| 20 | U Tint Swe       | U Mya Shwe         | Amyotha Hluttaw Constituency No. 11 Yangon Region                               | National Unity Party                   |
| 21 | Daw Yin May      | Daw Nu Aye Win     | Dagon Myothit (South) Township Constituency No. 1, Region Hluttaw Yangon Region | National Unity Party                   |
| 22 | U Tun Shwe       | U Aung Tin         | Dagon Myothit (South) Township Constituency No. 2, Region Hluttaw Yangon Region | National Unity Party                   |
| 23 | U Kyaw Hlaing    | Daw Thuza Than     | Dagon Myothit (East) Township Constituency No. 1, Region Hluttaw Yangon Region  | National Unity Party                   |
| 24 | U Tin Win        | U Myo Myint        | Myothit (East) Township Constituency No. 2, Region Hluttaw Yangon Region        | National Unity Party                   |
| 25 | U Nyunt Tin      | U Myint Yi         | North Okkalapa Township Constituency No. 1, Region Hluttaw Yangon Region        | National Unity Party                   |
| 26 | U Oo Kyi         | -                  | Kyimyindine Township Constituency No. 2, Region Hluttaw Yangon Region           | National Unity Party                   |
| 27 | U Than Shwe      | U Thant Zin Oo     | Seikkan Township Constituency No. 2, Region Hluttaw Yangon Region               | National Unity Party                   |
| 28 | U Soe Win        | U Moe Thu          | Mayangon Township Constituency No. 2, Region Hluttaw Yangon Region              | National Unity Party                   |
| 29 | U Tun Oo         | -                  | Kyauktan Township Constituency No. 2, Region Hluttaw Yangon Region              | Independent candidate                  |
| 30 | U Tha Noh Aung   | U Hla Tin          | Htantabin Township Constituency No. 1, Region Hluttaw Yangon Region             | National Unity Party                   |
| 31 | U Saw Hlaing     | -                  | Htantabin Township Constituency No. 2, Region Hluttaw Yangon Region             | National Unity Party                   |
| 32 | U Saw Aung Zeya  | -                  | Hmawby Township Constituency No. 2, Region Hluttaw Yangon Region                | Kayin People's Party                   |
| 33 | U Saw Maung Toke | -                  | Hmawby Township Constituency No. 1, Region Hluttaw Yangon Region                | Kayin People's Party                   |
| 34 | U Soe Moe Oo     | -                  | Hmawby Township Constituency No. 1, Region Hluttaw Yangon Region                | Democratic Party (Myanmar)             |
| 35 | U Saw Tar Kapaw  | U Saw Kaw Htoo Wah | Kayin national constituency Region Hluttaw Yangon Region                        | Union Solidarity and Development Party |

- The Union Election Commission announced that the above-mentioned Hluttaw candidates and their election agents are persons of distorted qualification according to Paragraph 84 of respective Hluttaw Election Rules after judging the decision of Election Tribunal.
- It is hereby announced that Hluttaw candidates and election agents who are declared as persons of distorted qualifications, in accord with the Section 88 of the respective Hluttaw Election Law, shall not contest in the election as a Hluttaw candidate, from the date of this declaration, in the existing Hluttaw term and the next Hluttaw term.

Sd/ Thein Soe  
Chairman, Union Election Commission

## **ANALYSIS**

“Convening Hluttaw attended by elected Hluttaw members in accordance with the 2008 constitution,” stated as the sixth step of its Burma/Myanmar Seven Step Road Map to Democracy is nearing its completion. The 3 parliaments, Amyotha (Upper House), Pyithu Hluttaw (Lower House) and the Regions/States Hluttaws, have been in session and able to establish committees as required by the existing laws. The inclusion of opposition parties in various committees has surprised observers. While a handful of opposition MPs have been drafted onto the respective parliamentary committees, their role and authority still remains very much unclear. This has effectively rendered the opposition toothless in the Hluttaws. However the opposition feels that it may be able to play a positive role by being included.

At the same time, the recent announcements by the Union Election Commission (UEC) declaring that 75 candidates from opposition parties have failed to comply with election rules and regulations is a means of removing or downsizing the opposition in a legal manner. This present announcement will not be the last, as the junta election watchdog will no doubt continue to closely monitor all opposition MPs and candidates, and will already have planned similar tactics for the near future with the aim of removing if not dismantling opposition parties and members by using legal means.