The Union of Myanmar

The State Peace and Development Council

The State Budget Law, 2007

(The State Peace and Development Council Law No. 4/2007)

The 12th Waxing Day of Hnaung Tague, 1368 M.E.

(29th March, 2007)

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

<u>PART I</u>

Title and Date of Effectiveness

- 1. (a) This Law shall be called the State Budget Law, 2007.
 - (b) The provisions of this law shall take effect commencing from 1st April, 2007 for the financial year 2007-2008.

PART II

The State Peace and Development Council, Multi-Party Democracy General Election Commission, Government, Chief Justice, Attorney General, Auditor General, Ministries and Departments

Chapter I

Receipts and Expenditures

2. The State Peace and Development Council, Multi-Party Democracy General Election Commission, Government, Chief Justice, Attorney General, Auditor General, Ministries and Departments shall carry out their functions in accordance with the State Budget Programme. In carrying out such functions, all receipts shall be credited to the State Budget and all expenditures payableshall be debited from the State Budget.

3. (a) The respective persons who have been assigned responsibility for the receipts and expenditures of the State Peace and Development Council, Multi-Party Democracy General Election Commission, Government, Chief Justice, Attorney General, Auditor General, Ministries and Departments shall supervise and collect those receipts and administer those expenditures as are shown against them in Schedules (1),(2),(3) and (4).

- (b) The respective persons who have undertaken the responsibility under sub-section (a) may delegate their powers to the respective persons serving under them.
- (c) Supervision and collection of the receipts and administration of the expenditures shall be in accordance with the provisions of this Law, relevant laws, rules, regulations, bye-laws, orders, directives and procedures.
- 4. (a) Out of the estimated receipts shown in Schedules (1) and (3), if foreign aids and loans received under Chapter III exceed the estimated amount, and if expenditures of those works which are to be incurred out of such excess amount received as foreign aids and loans are in excess of the sanctioned expenditures shown in Schedules (2) and (4), the Government may approve after scrutiny. Provided that, if expenditures to be incurred out of the State Budget in Kyats converted from the aforesaid foreign aids and loans are not covered by the sum shown in Schedules (2) and (4), then it may be incurred out of the reserve fund in accordance with the provisions of section 6.
 - (b) The Government shall submit matters relating to expenditures in excess permitted under sub-section (a) to the State Peace and Development Council, together with objects and reasons casewise.

5. In respect of any alterations of sums shown in Schedules (1), (2), (3) and (4) under requirement of work, it shall be shown in the revised estimate budget for the 2007-2008 financial year submitted to the State Peace and Development Council.

Chapter II

Reserve Fund

6. (a) Expenditures incurred by the State Peace and Development

Council, Multi-Party Democracy General Election Commission, Government, Chief Justice, Attorney General, Auditor General, Ministries and Departments out of the reserve fund shown in Schedule (4), column 12 shall be effected only in accordance with the following conditions

- (i) being expenditure which cannot be anticipated;
- (i i) being a case in which expenditure must be incurred within the financial year;
- (iii) where transfer of budget heads cannot be effected or where there is no allotment for transfer of budget heads under the existing laws, rules, regulations and bye-laws.
- (b) Any expenditure from the reserve fund shall be made only by the decision of the Government.

(c) The Government shall submit matters relating to expenditure to be incurred out of the reserve fund to the State Peace and Development Council together with objects and reasons casewise.

7. The State Peace and Development Council, Multi-Party Democracy General Election Commission, Government, Chief Justice, Attorney General, Auditor General, Ministries and Departments shall not be allowed to submit supplementary budget of the State in respect of receipt of amounts in excess of or less than the estimated amount under this Law or appropriation of allotment by transferring budget heads within the sanctioned expenditure or expenditure incurred from the reserve fund or expenditure incurred with the sanction of the Government under section 4. Provided that, if expenditures in conformity with the conditions contained in section 6 are not covered by the reserve fund allowed under this Law, then such expenditures may be submitted to the State Peace and Development Council together with objects and reasons case-wise.

Chapter III Taking of Loans

8. For the purpose of projects or for expenditures shown in the State Budget, the Government may take loans by issuing security bonds guaranteed by the State or debentures and by other means, within the country or from abroad. Reasonable rates of interest may be prescribed for such loans. Conditions for repayment, redemption or provision otherwise may also be stipulated. 9. Regarding loans obtained by issuing security bonds for covering the deficit in the budget of the previous financial year, new security bonds may be issued when payment of the loan becomes due.

10. The State Economic Organizations and Cantonment Municipalities may take loans from abroad for their projects, with the approval of the Government

11. The Government may grant permission to any Government Department to borrow money from abroad for any project.

- (a) The Government may empower the Minister of the Ministry of Finance and Revenue for carrying out wholly or partly the duties contained in this Chapter III.
 - (bj The Minister of the Ministry of Finance and Revenue may, on behalf of the State, furnish guarantees for taking of loans under this Chapter III.

13. During the financial year commencing from 1st April, 2007 and ending on 31st March, 2008 the total amount of loans actually received by execution of loan agreements under this Chapter III shall not exceed Kyats six hundred thousand million.

PART III

State Economic Organizations

14. The State Economic Organizations shall carry out their functions in accordance with the State Budget Programme. In carrying out such functions, all receipts shall be credited to the State Budget and all expenditures payable shall be debited from the State Budget.

- (a) The respective persons who have been assigned responsibility for the receipt and expenditure of the State Economic Organizations shall supervise and collect those receipts and administer those expenditures as are shown against them in Schedules (5) and (6).
 - (b) The respective persons who have undertaken the responsibility under sub-section (a) may delegate heir powers to the respective persons serving under them.
 - (c) Supervision and collection of the receipts and administration of the expenditures shall be in accordance with the provisions of this Law, relevant laws, rules, regulations, bye-laws, orders, directives and procedures.
- (a) The Government may alter the amounts shown in Schedules (5) and (6), if it becomes necessary for the functions of the State Economic Organizations. Such alterations shall be shown in the revised estimate budget for the 2007-2008 financial year

submitted to the State Peace and Development Council, together with objects and reasons therefor.

(b) The Government may determine the amount of money to be contributed by the State Economic Organizations towards the State.

PART IV

I I

Cantonment Municipalities

17. The Cantonment Municipalities shall subsist on their own funds and shall carry out their functions in accordance with their Budget Programmes.

- (a) The respective persons who have been assigned responsibility for the receipt and expenditure of Cantonment Municipalities shall supervise and collect those receipts and administer those expenditures as are shown against them in Schedules (7) and (8).
 - (b) The respective persons who have undertaken the responsibility under sub-section (a) may delegate their powers to the respective persons serving under them.
 - (c) Supervision and collection of the receipts and administration of the expenditures shall be in accordance with the provisions of this Law, relevant laws, rules, regulations, bye-laws, orders, directives and procedures.

- 19. (a) The Government may alter the amounts shown in Schedules (7) and
 - (8), if it becomes necessary for the functions of Cantonment Municipalities. Such alterations shall be shown in the revised estimate budget for the 2007-2008 financial year submitted to the State Peace and Development Council, together with objects and reasons therefor.
 - (b) The Government may permit Cantonment Municipalities to obtain money required for carrying out their functions or for investment from grants or loans.

20. The Cantonment Municipalities may collect only such rates and taxes permitted under the existing laws, rules, regulations, bye-laws, orders. directives as are relevant to them.

PART V

Development Committees and Municipalities

21. The Government may grant loans and contributions to the Development Committees and Municipalities.

(Sd) Than Shwe Senior General Chairman The State Peace and Development Council

The State Peace and Development Council, Government, Chief Justice,

Serial Number	Subject	Responsible Person	Taxes	Receipts from the State Economic Organizations
1	2	3	4	5
			Kyats	Kyats
1	The State Peace and Development Council	Chairman of the State Peace and Development Council or a person delegated by the Chairman		
2	Multi-Party Democracy General Election Commission	Chairman of the Multi-Party Democracy General Election Commission or a person delegated by the Chairman		
3	Government	Prime Master or a person delegated by the Prime Minister		
4	Chief Justice	Chief Justice or a person delegated by the Chief Justice		
5	Attomey General	Attorney General or a person delegated by the Attorney General		
6	Auditor General	Auditor General or a person delegated by the Auditor General		
	Total			

Multi-Party Democracy General Election Commission, Attorney General and Auditor General

Schedule (1)

		Receipts	3				
Other Current Receipts	Interest Receipts	Capital Receipts	Receipts from Foreign Aids	De Recovery of Loans	bts Drawal of Loans	Receipts from Investment in Organizations	Savings
6	7	8	9	10	11	12	13
Kyats	Kyats	Kyats	Kyats	Kyats	Kyats	Kyats	Kyats
24200,000							
1,200,000							
16,000,000		150,000	-				
900,000,000							
19,000,000							
25,000,000		1,000					
985,400,000		151,000					

The State Peace and Development Council, Government, Chief Justice,

Serial Number	Subject	Responsible Person	Current Expenditure
1	2	3	4
			Kyats
1	The State Peace and Development Council	Chairman of the State Peace and Development Council or a person delegated by the Chairman	3.537.628.000
2	Multi-Party Democracy General Election Commission	Chairman of the Multi-Party Democracy General Election Commission or a person delegated by the Chairman	62,000,000
3	Government	Prime Minister or a person delegated by the Prime Minister	500,000.000
4	Chief Justice	Chief Justice or a person delegated by the Chief Justice	3,111,100,000
5	Attorney General	Attorney General or a person •- delegated by the Attorney Gemeral	1.877.000.000
6	Auditor General	Auditor General or a person delegated by the Auditor General	3,645,000.000
	Total		12,732,728.000

Multi-Party Democray General Election Commission, Attorney General and Auditor Generr

					Schedule	(2)
	T	Expenditures				1
Payment of Interest	Contribution	Capita]Expenditure	Deb Disbursement of Loans	ts Repayment of Loans	Investment in Organi- zations	Savings
5	6	7	8	9	10	11
Kyats	Kyats	Kyats	Kyats	Kyats	Kyats	Kyats
	5,000,000	1,969330,640				
		10.000.000				
		200.094,748.500				
		328,805,000				
		173391300				
		829,000,000				
	5,000,000	203,405,275,640				

Ministries and

Serial Number	Subject Responsible Person		Taxes	Receipts from the State Economic Organizations
1	2	3	4	5
			Kyats	Kyats
1	Tax levied on inland production	Prime Minister or a person	271,215,785,000	
	and public consumption	delegated by the Prime		
		Minister		
I	Excise duty		4,743,868,000	
2	Commercial tax		250,512,629,000	
3	Licence fees on imported goods		450,000,000	
4	State Lottery		8,771,408,000	
5	Taxes on Transport		1,620,000,000	
6	Sales proceeds of stamps		5,117,880,000	
2	Taxes levied on income and	- ditto -	235,598,083,000	
	ownership			
1	Income-Tax		155,331,892,000	
2	Profit-tax		80,266,191,000	
3	Customs duties	- ditto -	15,000,000,000	
1	Customs duties		15,000,000,000	
4	Taxes levied on utility of	- ditto -	120,497,000	
	State owned properties			
1	Taxes on land (Land Revenue)		93,612,000	
2	Water Tax and Embankment Tax		26,885,000	

Departments

Schedule (3)

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		Receipts					
Other Current Receipts	Interest Receipts	Capital Receipts	Receipts from Foreign Aids	De Recovery of Loans	bts Drawal of Loans	Receipts from Investment in Organizations	Savings
6.	7	8	9	10	11	12	13
Kyats	Kyats	Kyats	Kyats	Kyats	Kyats	Kyats	K yats

Ministries and

Seria Numt	5	Responsible Person	Taxes	Receipts from the State Economic Organizations	
1	2	3	4	5	
	3 Tax on extraction of forest products		Kyats 4,289,700,000	Kyats	
	4 Tax on extraction of mineral		20,187,000		
	5 Tax on Fisheries		3,400,000.000		
	6 Tax levied on rubber		300,000		
5	Receipts from the State	Prime Minister or a person		501,478,615,000	
	Economic Organizations	delegated by the Prime Minister			
6	Foreign Affairs	-ditto -			
7	Defence	-ditto -			
8	Progress of Border Areas and National Races and Development Affairs	-ditto-			
9	Home Affairs	- ditto -			
10	Immigration and Population	-ditto -			
11	Religious Affairs	-ditto -			
12	Social Welfare, Relief and Resettlement	- ditto -			
13	Information	-ditto -			
14	Culture	-ditto -			
15	Education	-ditto -			
16	Health	- ditto -			
17	Sports	-ditto -			
18	Labour	-ditto -			
19	Forestry	-ditto-			
20	Agriculture & Irrigation	-ditto -			
21	Livestock Breeding and Fisheries	-ditto -			
22	Mines	- ditto-			

Departments

Continuation of Schedule (3)

		Receipts					
			Receipts	De	bts	Receipts from	
Other	Interest	Capital	from			Investment	
Current	Receipts	Receipts	Foreign	Recovery	Drawal of	in	Savings
Receipts			Aids	of Loans	Loans	Organizations	
_							
6	7	8	9	10	11	12	13
Kyats	Kyats	Kyats	Kyats	Kyats	Kyats	Kyats	Kyats
8,200,000							
18,108,980.000							
94.712,200							
1,086,525,000							
618,560,000							
018,500,000							
51,215,000							
106,420,000							
100,120,000							
772,004,000							
70.467.000							
5.487.038.000			56.353.000				
4,667,254,190		1,200,000	91.466.000				
125.015.000		50.000					
71,005,200							
710,000.000			1,080,000			22,000,000	
8.735.425.000		50,850,000					
754.800.000							
133.700.000		100.000					

Ministries and

Serial Number	Subject	Responsible Person	Taxes	Receipts from the State Economic Organizations
1	2	3	4	5
23	Industry No.(l)	Prime Minister or a person delegated by the Prime Minister	Kyats	Kyats
24	Industry No.(2)	- ditto -		
25	Science and Technology	- ditto -		
26	Energy	- ditto -		
27	Electric Power No.(1)	- ditto -		
28	Electric Power No.(2)	- ditto -		
29	Construction	- ditto -		
30	Transport	- ditto -		
31	Rail Transportation	- ditto -		
32	Communications, Posts and Telegraphs	- ditto -		
33	Commerce	- ditto -		
34	Hotels and Tourism Services	- ditto -		
35	Co-operative	- ditto -		
36	National Planning and Economic Development	- ditto -		
37	Finance and Revenue	- ditto -		
38	Pensions and Gratuities	- ditto -		
	Total		529,644,552,000	501,478,615,000

Departments

Schedule (3) end

			Receipts	Det	bts	Receipts from	
Other	Interest	Capita]	from				
Current	Receipts	Receipts	Foreign	Recovery	Drawal of	in	Savings
Receipts			Aids	of Loans	Loans	Organizations	
6	7	8	9	10	11	12	13
Kyats	Kyats	Kyats	Kyats	Kyats	Kyats	Kyats	Kvats
528,583,300							
380.000							
951.958,000			500,000				
100.000							
10,001500					52,142,000)	
5,632.000.000		10,000,000					
1.016.036.000							
1.690.532.000							
300,000,000							
1,723,446,400							
214.785,000							
202,436,600			6,511,000				
535,683,650		250,400,000					
5,033,174,100	14,810,000			58,019,000			
505,000							
59,440,945,140	14,810,000	312,600.000	155,910,000	58.019,000	52,142,000	22,000.000	
	1,010,000	512,000.000	155,510,000	55.017,000	52,112,000	22,000.000	

Ministries and

Serial Number	Subject	Responsible Person	Current Expenditure
1	2	3	4
			Kyats
1	Foreign Affairs	Prime Minister or a person	944,038,000
		delegated by the Prime	
		Minister	
2	Defence	- ditto -	256,368,575,300
3	Tatmadaw Affairs	- ditto -	
4	Progress of Border Areas	- ditto -	5,411,509,000
	and National Races and		
	Development Affairs		
5	Home Affairs	- ditto -	45,328,975,000
6	Immigration and Population	- ditto -	4,360,900,000
7	Religious Affairs	- ditto -	2,111,520,000
8	Social Welfare, Relief and	- ditto -	2,695,000,000
	Resettlement		
9	Information	- ditto -	3,522,000,000
10	Culture	- ditto-	1,837,841,940
11	Education	- ditto -	151,772,258,000
12	Health	- ditto -	34,282,000,000
13	Sports	- ditto -	2,335,200,000
14	Labour	- ditto -	840,063,000
15	Forestry	- ditto -	10,504,336,600
16	Agriculture & Irrigation	- ditto -	49,081,411,000
17	Livestock Breeding and	- ditto -	3,840,346,000
	Fisheries		

Departments

		Expend	itures		50	hedule (4)	
Doxime ant			De	bts	Investment in		Reserve
Payment of Interest	Contribution	Capital Expenditur	pital ExpenditureDisbursementRepayment of of Loans Loans Savin		Savings	Fund	
5	6	7	8	9	10	11	12
Kyats	Kyats	Kyats	Kyats	Kyats	Kyats	Kyats	Kyats
	8362.000	371,483,420	þ				
		95,764,920,000	þ				
	5301,491,000	16.816362.830					
	524,770	2.000.001.07	0				
	524,770						
		249,936,00					
	100379,600						
	71.450.000	2699,999,990					
		7,767,990,920	þ				
	58,060	2^51,765,800					
		17,364,785,62	D				
	3321.000	9.900.000.050	þ				
	21.400.000	1.207.000.2:	50				
	187.00) 139,588,50	0				
	645,400	3,711,088,000	þ				
	413.000	69.623.858.83	0				
	474.000	1,908,651,89	o o				

Schedule (4)

Ministries and

Serial Number	Subject	ıbject Responsible Person	
1	2	3	4
			Kyats
18	Mines	Prime Minister or a person	1,141,000,000
		delegated by the Prime	
		Minister	
19	Industry No.(I)	- ditto -	875,028,800
20	Industry No.(2)	- ditto -	409,300,000
21	Science and Technology	- ditto -	8,949,800,000
22	Energy	- ditto -	187,000,000
23	Electric Power No.(l)	- ditto -	5,699,000,000
34	Electric Power No.(2)	- ditto -	i14,000,000
25	Construction	- ditto -	16,347,500,000
26	Transport	- ditto -	4,307,210,000
27	Rail Transportation	- ditto -	1,652,000,000
28	Communications, Posts	- ditto -	122,700,000
	and Telegraphs		
29	Commerce	- ditto -	1,222,007,000
30	Hotels and Tourism	- ditto -	187,579,000
	Services		
31	Co-operatives	- ditto -	4.378,268,000

Departments

Schedule (4)

	1	<u>Expendi</u>	<u>tures</u>				
Derver		Capital	De	bts	Investment in		Resene
Payment of Interest	Contribution	Expenditure	Disbursemen of Loans	t Repayment of Loans	Organizations	Savings	Fund
5	6	7	8	9	10	11	12
Kyats	Kyats	Kyats	Kyats	Kyats	Kyats	Kyats	Kyats
		135.330.00	0				
		132.647.00	0				
		85,660,05	þ				
	200,000	25,951,000,07	0				
		2800,000					
800,00	o	6^372,848,000					
		23,000,000	þ				
		84,177,100,84	0				
4,415,25	0 870.000	35,026351,600		105,00a000			
		762,875,11)				
	1300,000	29.970.000	þ				
	320.000	, 203,439,500					
	60,000	45,511,100	þ				
	2,366,220	205,418,970)				

Ministries and

Serial Number	Subject Responsible Person		Current Expenditure
1	2	3	4
			Kyats
32	National Planning and	Prime Minister or a person	4,296,300,000
	Economic Development	delegated by the Prime	
		Minister	
33	Finance and Revenue	- ditto -	6,406,755,000
34	Pensions and Gratuities	- ditto -	6,033,235,000
35	Gratuities and Commuted	- ditto -	15,001,500,000
	Pensions		
36	Reserve Fund	Responsible person who is	
		authorized to administer the	
		allotment from this Fund as shown	
		in Schedules 1, 2 & 3 or a person	
		delegated by such responsible	
		person	
	Tot	tal	652,566,156,640

Departments

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		Expendit	ures				
Payment of Interest	Contribution	Capital Expenditure	De Disbursement of Loans		Investment in	Savings	Reserve Fund
5	6	7	8	9	10	11	12
Kyats	Kyats	Kyats	Kyats	Kyats	Kyats	Kyats	Kyats
113,148,587,000	180,000	2,578,980,720		277839,000	17,500,000	30,000	100,000,000
113,153,802,255	5,514,002,050	448,942,487,700		382,839,000	17,500,000	30,000	100.000.000

State Economic

Serial Number	Subject	Responsible Person	Taxes	Receipts from the State Economic Organizations
1	2	3	4	5
			Kyats	Kyats
1	Stale Economic	Prime Minister or a person		
	Organizations	delegated by the Prime Minister		
	Total			

Organizations

Schedule (5)

		Receipts				
Other Current Receipts	Interest Receipts	Capital Receipts	Receipts from Foreign Aids	Recovery of Loans	Debts Drawal of Loans	Receipts from Investment in Organizations
6	7	8	9	10	11	12
Kyats	Kyats	Kyats	Kyats	Kyats	Kyats	Kyats
2,084.609,389,000		4,325.000			1,065,834,000	
2,084,609,389,000		4325,000			1,065334,000	

State Economic

Serial Number	Subject	Responsible Person	Current Expenditure	Payment of Interest
1	2	3	4	5
			Kyats	Kyats
1	State Economic Organizations .	Prime Minister or a person delegated by the Prime Minister	2,071,421.090.000	
	Total		2,071,421,090,000	

Organizations

	Expenditures				
Contribution	Capital Expenditure	D Disbursement of Loans	ebts Repayment of Loans	Investment in Organizations	Savings
6	7;	8	9	10	11
Kyats	Kyats	Kyats	Kyats	Kyats	Kyats
	226.778,171,000		670,396,000		
					!
					1
	226,778;! 71,000		670,396,000		'

Schedule (6)

Cantonment

Serial Number	Subject	Responsible Person	Taxes	Receipts from the State Economic Organisations
1	2	3	4	5
			Kyats	Kyats
1	Cantonment Municipalitiesd	Prime Minister or a person		
	under the Ministry of	delegated by the Prime Minister		
	Defence			

Municipalities

Schedule (7)

		Receipts					
Other Current Receipts	Interest Receipts	Capital Receipts	Receipts from Foreign Aids	De Recovery of Loans	bts Drawal of Loans	Receipts from Investment in Organizations	Savings
6	7	8	9	10	11	12	13
Kyats	Kyats	Kyats	Kyats	Kyats	Kyats	Kyats	K>ds
253,233,700							
252,233,700							

Cantonment

Serial Number	Subject	Responsible Person	Current Expenditure
1	2	3	4
			Kyats
1	Cantonment Municipalities	Prime Minister or a person	214,352,000
	under the Ministry of Defence	delegated by the Prime Minister	
	Υ		
	Total		214,352,000

Municipalities

					Schedule (8)	
		Expenditu	res			
Payment of Interest	Contribution	Capital Expenditure	Del Disbursement ofLoans	ots Repayment of Loans	Investment in Organizations	Savings
5	6	7	8	9	10	11
Kyats	Kyats	Kyats	Kyats	Kyats	Kyats	Kyats
		54,050,000				
	1					

Schedule (8)