

**THE CODE OF CIVIL PROCEDURE (AMENDMENT)  
ACT, 1956. \***

[Act No. X'LVI OF 1956.]  
(၁၉၅၆ ခုနှစ်၊ အောက်တိုဘာလ ၉ ရက် )

It is hereby enacted as follows : -

1. (1) This Act may be called the Code of Civil Procedure (Amendment) Act, 1956.

(2) It shall come into force on such date as the President of the Union may, by notification, appoint.

2. For section 44A of the Code of Civil Procedure the following shall be substituted, namely:—

“44A. (1) Where a certified copy of a decree of any of the superior *Execution of decrees passed by Courts in reciprocating territory.* Courts of any reciprocating territory has been filed in a District Court, the decree may be executed in the Union of Myanmar as if it had been passed by the District Court.

(2) Together with the certified copy of the decree shall be filed a certificate from such superior Court stating the extent, if any, to which the decree has been satisfied or adjusted and such certificate shall, for the purposes of proceedings under this section, be conclusive proof of the extent of such satisfaction or adjustment.

(3) The provisions of section 47 shall as from the filing of the certified copy of the decree apply to the proceedings of a District Court executing a decree under this section, and the District Court

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\* မြန်မာနိုင်ငံပြန်တမ်း၊ အပိုင်း - ၁၊ ၁၉၅၆ ခုနှစ်၊ အောက်တိုဘာလ (၂၇) ရက်၊ စာမျက်နှာ - ၁၇၄၄။

shall refuse execution of such decree, if it is shown to the satisfaction of the Court that the decree falls within any of the exceptions specified in clauses (a) to (f) of section 13.

Explanation 1.—‘Reciprocating territory’ means any country or territory, which the President may, from time to time, by notification in the Gazette, declare to be reciprocating territory for the purposes of this section; and ‘superior Courts, with reference to any such territory, means such Courts as may be specified in the said notification.

Explanation 2.— ‘Decree’ with reference to a superior Court, means any decree or judgment of such Court under which a sum of money is payable, not being a sum payable in respect of taxes or other charges of a like nature or in respect of a fine or other penalty, but shall in no case include an arbitration award, even if such award is enforceable as a decree or judgment.”

