

TIME RECEIVED	REMOTE CSID	DURATION	PAGES	STATUS
November 14, 2015 3:10:24 PM GMT+01	0041227327377	59	2	Received
14/11 2015 3:21 PM FAX 0041227327377	MISSION OF MYANMAR			0001/0002



*Permanent Mission of the Republic of the Union of Myanmar to  
the United Nations Office and other International Organizations*  
47 avenue Blanc, 1202 Geneva, Switzerland  
Tel. (+41-22) 906 9870, 906 9871 | Fax: (+41-22) 732 8919  
E-mail: mission@myanmargeneva.org

*Permanent Representative*

No. 827 / 3-27/ 91

14 November 2015

Dear Madam and Sirs,

Allow me to refer to your letter UA Myanmar 8/2015 dated 3 August 2015, concerning the arrest and detention of Zaw Zaw Latt.

I have received the following information from the authorities concerned on the aforementioned matter:

- In June 2013, Zaw Zaw Latt met with members of KIA, an unlawful association. There are lots of photographs he has taken with them. In these photographs, Zaw Zaw Latt was seen holding a gun.
- On 15 July 2015, a case was filed at the Chan Aye Tharzan Township police station and he was charged under Section 17(1) of the Unlawful Associations Act (1908).
- During the investigations, the police found out that Zaw Zaw Latt had illegally entered Mizoram state, India. Therefore, he was also charged under Section 13 (1) of Myanmar Immigration Act.
- According to Section 17 (1) of the Unlawful Associations Act (1908), whoever is a member of an unlawful association, or takes part in meetings of any such association, or contributes or receives or solicits any contribution for the purpose of any such association or in any way assists the operations of any such association, shall be punished with imprisonment for a term which shall not be less than two years and more than three years and shall also be liable to fine.
- Under section 51 of the Code of Criminal Procedure, whenever a person is arrested by a police-officer under a warrant which does not provide for the taking of bail, or under a warrant which provides for the taking of bail but the person arrested cannot furnish bail, and whenever a person is arrested without warrant, or by a private person under a warrant, and cannot legally

be admitted to bail, or is unable to furnish bail, the officer making the arrest or, when the arrest is made by a private person the police-officer to whom he makes over the person arrested, may search such person, and place in safe custody all articles, other than necessary wearing apparel found upon him.

– Section 354 of the Constitution of the Republic of the Union of Myanmar states that every citizen shall be at liberty in the exercise of the following rights, if not contrary to the laws, enacted for Union security, prevalence of law and order, community peace and tranquility or public order and morality:

- (a) to express and publish freely their convictions and opinions;
- (b) to assemble peacefully without arms and holding procession;
- (c) to form associations and organizations;
- (d) to develop their language, literature, culture they cherish, religion they profess, and customs without prejudice to the relations between one national race and another or among national races and to other faiths.

Please accept, Madam and Sir, the assurances of my highest consideration.

  
14/11/2015  
(Maung Wai)

Ambassador and Permanent Representative

Ms. Yanghee Lee

Special Rapporteur on the situation of human rights in Myanmar

Mr. Seong- Phil Hong

Chair-Rapporteur of the Working Group on Arbitrary Detention

Mr. Maina Kiai

Special Rapporteur on the rights to freedom of peaceful assembly and of association

Mr. Michel Forst

Special Rapporteur on the situation of human rights defenders