

## ACT NO. 8 OF 1989

An Act made to control the burning of bricks

Whereas it is expedient to make provision for the control of the burning of bricks;

Therefore it is enacted as follows:—

### 1. Short title and commencement.—

- (1) This Act may be called the Burning of Bricks (Control) Act, 1989.
- (2) This Act shall come into force on the 17th Asharh, 1396/1st July, 1989, accordingly.

### 2. Definitions.—

Unless there is anything repugnant in the subject or context, in this Act—

- (a) "Firewood" means wood usable as firewood;
- (b) "Rule" means a rule made under this Act;
- (c) "Person" means any company, committee or group of persons, whether statutory or not;
- (d) "Licence" means a licence given under this Act.

### 3. Supremacy of the Act.—

This Act shall have effect, notwithstanding anything contained in any other laws for the time being in force.

### 4. Licence for burning bricks.—

- (1) No person may burn bricks without a licence given under this Act.
- (2) An application must be put forward to the chairman of the Upazila Parishad of the District in which bricks are to be burnt, for a licence as mentioned in subsection (1), in a form determined by rule, and by paying a fee.
- (3) Being satisfied with the accuracy of the matters mentioned in the application, the chairman of the Upazila Parishad shall grant the licence in a form specified by rule.
- (4) The licence for burning bricks shall be valid for five years from the date of its issue; but if within the said period any person holding a licence violates any provision of this Act, or any rule under the said provision, or any of the conditions contained in the licence, the chairman of the Upazila Parishad may cancel the licence:—

Provided that the licence may not be cancelled without giving the person holding the licence the opportunity of showing reasons against the proposed cancellation of the licence.

**5. Prohibition of burning bricks with firewood.-**

No person may use firewood for burning bricks.

**6. Inspection.-**

The chairman of the Upazila Parishad or any person entitled to do so by the Government or the chairman may without any order inspect any brick factory in order to inquire if any sections of this Act have been violated or not.

**7. Punishment.-**

Any person violating any provision of this Act, or any rule under such provision, or any conditions mentioned in the licence, shall be punishable with sentence to imprisonment up to six months, or with a fine up to 10000 Taka, or with both punishments.

**8. Filing suits.-**

No suit shall be filed in any court against offences under this Act without the written accusation of the chairman of the Upazila Parishad or a person put into charge by him for this purpose.

**9. Power to make rules.-**

The Government may by notification in the official Gazette make rules for the purpose of this Act.