

**FIFTH LEGISLATIVE ASSEMBLY OF MIZORAM
(TWELFTH SESSION)**

LIST OF BUSINESS

**THIRTEENTH SITTING ON MONDAY, THE 31ST MARCH, 2008
(Time 10:30 AM to 1:00 PM and 2:00 PM to 4:00 PM)**

QUESTIONS

QUESTIONS entered in separate list to be asked and oral answers given.

LAYING OF PAPERS

PU AICHHINGA to lay on the Table of the House a copy of “The Mizoram Municipalities (Delimitation of Wards) Rules, 2008”.

PU TAWNLUIA to lay on the Table of the House a copy of correction of reply to Starred Question No.29 asked by PU LALRINLIANA SAILO on 17.3.2008.

Dr. LALZAMA to lay on the Table of the House a copy of “The Mizoram Excise & Narcotics. (Wine) Rules, 2008”.

PU H.LIANSAILOVA to lay on the Table of the House a copy of statement of action taken by the Government Against Subject Committee IV’s further recommendation relating to Trade & Commerce Department.

**LIGISLATIVE BUSINESS
Bill for consideration and passing**

PU AICHHINGA to move that the Aizawl Development Authority (Amendment) Bill, 2008 be taken into consideration.

**And
To move that the bill be passed**

PU TAWNLUIA to move that “The Mizoram Transparency in Public Procurement Bill, 2008” be taken into consideration.

**And
To move that the bill be passed.**

S P E A K E R : If it is possible, as far as it depends on you, live at peace with everyone.

Rom 12 : 18

Let us now call upon the hon'ble member Pu R.Lalzirliana to ask Starred Question No.201.

PU R.LALZIRLIANA : Pu Speaker, will the hon'ble Minister Food and Civil Supply be please to state – Is there any proposal to construct Food & Civil Supply Godown at K.V.I. site in Saitual? If so when will the construction work begin.Will the work begin within 2008?

S P E A K E R : Let us now call the hon'ble Food & Civil Supply minister to answer the questions.

PU K.SANGTHUAMA : Pu Speaker, the answer to the hon'ble member Pu R.Lalzirliana's question is – Supply Godown had been constructed at K.V.I. site in Saitual. The central government is approached for additional fund for the construction of additional godown.As soon as the fund is sanctioned the construction work will begin.

PU R.LALZIRLIANA : Pu Speaker, this site is desirable for FCI godown. I would like to ask if there could be a proposal to construct an FCI godown at this site.

PU LALRINLIANA SAILO : Pu Speaker, what is the total amount of Hill State Transport subsidy from FCI? Pu Speaker, there is 240 lakhs transport carrying bill pending in Lawngtlai. The system of the distribution of bill needs monitoring like the showing of partiality towards party workers.

Pu Speaker, additional carrying bill of Rs.50 lakhs had been sanctioned for Pi Hmingdailovi, Zothanmawii and Pi Lalropuii from Lawngtlai. I would like to know the challan number and date of loading with the vehicle number.

S P E A K E R : The question was about FCI godown. There may be many questions which are not relevant. Let us now call the hon'ble Minister to answer the questions.

PU K.SANGTHUAMA MINISTER : Pu Speaker, the question in regard to FCI godown at Saitual, we will look into the matter. As for the completed godown, we will try to occupy as soon as possible.

Pu Speaker, in regard to transport subsidy I cannot give the answer now since it is facts and figure.

PU LALRINLIANA SAILO : Pu Speaker, will the hon'ble minister be able to give the challan number of Pi Zothanmawii in writing?

PU K.SANGTHUAMA MINISTER : I did not get the question clearly.

PU LALRINLIANA SAILO : Pu Speaker, should I clarify? Pi Zothanmawii and Pi Lalropuii specially received Rs.50 lakhs among themselves as additional carrying contractor bill. While 76 lakhs was distributed among 26 persons. Further, the bill is suppose to be distributed according to seniority. Thus, I want to know the date of loading, number of challan and vehicle number of Pi Zothanmawii and Pi Lalropuii. I hope it is clear.

PU K.SANGTHUAMA MINISTER : Pu Speaker, I cannot give the answer now. But I request the hon'ble member to come to my office.

S P E A K E R : It is acceptable as there were many un-relevant questions. Let us now call hon'ble member Pu H.Rohluna to ask Starred Question No.202.

PU H.ROHLUNA : Pu Speaker, will the hon'ble LAD Minister be pleased to state – Is Village Council Draft Bill completed?

S P E A K E R : Let us now call LAD minister Pu Lalrinchhana to answer the question.

PU LALRINCHHANA MINISTER : Pu Speaker, the answer to the hon'ble member's question is - Village Council Draft bill is yet to be completed. Few words of clarification on this bill. Pu Speaker, the bill was completed last year for the approval of cabinet but with the Municipality bill coming up the Draft had been sent back to the Directorate for re-examination as there are Municipality rules which delete rules within the village council areas.

PU H.ROHLUNA : Pu Speaker, we have just heard from the hon'ble minister that the draft bill will be completed within a short span of time. The same question was raised last year in the budget session. Pu Speaker, the then minister gave the same answer referring to the Municipality bill. My question is – is the pretext sufficient for the delay? It is an important question which the members raised every session and same answer given. Thus I would like to know if the government will be able to complete before the V/C election?

From the answer given last budget session, Village Council Advisory Board was constituted. My question is – since when had the rule being added that Chairman, Treasurer and Assistant Secretary should be appointed from the ruling party? Pu Speaker, this is a bias rule, I would, therefore, like to know if the government could review this rule ?

PU H.LIANSILOVA : Pu Speaker, thank you. We have heard the process of the preparation of Village Council Draft Act bill. I would like to ask if consultation could be gathered more wider since it is still in the draft – stage, since there is an intention of not to abide accordingly to Panchayati Raj. Also, to suit the tradition and custom of the Mizos.

PU LALDUHOMA : Pu Speaker, we all agreed to the fact that the present Village Council Act is out dated. And that every session we expect for the new bill. Pu Speaker, the answer given by the hon'ble minister does not convince me. Municipality bill is for municipal area whereas, Village Council Act is for the village council area. Thus the pretext given is not applicable, there may be some other reason why the government is slowing down the process of the bill. I would like to know the reason?

I would like to ask if new system will be introduced before this coming V/C election to avoid the purchase and selling of ballot papers? Further, the new Act that is to be introduced needs wider consultation. Like which will be saver to fall under whether the Panchayati Raj or the sixth schedule. I would like to ask if we still have the chance to draft the bill more appropriately.

S P E A K E R : Let us now call the hon'ble minister to answer the question.

PU LALRINCHHANA MINISTER : Pu Speaker, it is only three months since I took charge of L.A.D. department. Thus there is not much time for me to study the department as yet.

However, we will try and speed up the process of drafting the bill and take consultation. Pu Speaker, utmost priority will be given to complete before the Village Council election.

S P E A K E R : Let us now call Pu Sailothanga Sailo to ask Starred Question No.203.

PU SAILOTHANGA SAILO : Pu Speaker, will the hon'ble Home Minister be pleased to state –

- (a) What is the gross amount required for TA/DA of Mizoram Police IR Bn. per annum.
- (b) What is the average amount sanctioned?
- (c) What is the total credit due of the government for TA/DA?

S P E A K E R : Let us call hon'ble Home Minister Pu Tawnluia to answer the question.

PU TAWNLUIA MINISTER : Pu Speaker, the answer to the hon'ble member's question is as follow –

The total amount required for TA/DA of Mizoram Police IR Bn. is Rs.350 lakhs.
The average amount sanctioned per annum for TA/DA is Rs.199.76 lakhs.
The total credit is Rs.151.65 lakhs.

S P E A K E R : Pu Sailothanga Sailo.

PU SAILOTHANGA SAILO : Pu Speaker, thank you. The police force have to wait for their TA/DA for quite a long period. As we have heard from the Home minister's answer, there is Rs. 50 lakhs credit for TA/DA. I would like to request the government to give special priority to clear the credit.

PU LALHMINGTHANGA : Pu Speaker, Supplementary Question. I have raised the question of the improvement of police service condition for the past three terms, I will repeat the same. Now that we have the Mizoram Police Manual, will it be possible to improve the ration money and other allowance to meet present price escalation.

PU LAL THANHAWLA : Pu Speaker, my question is – Is Police out post created at Tawizo? If so what is the strength? How does it function? Why had this out post Police function, while there is lack of manpower elsewhere?

PU ZODINTLUANGA : Pu Speaker, Supplementary Question. How does the department intend to dispose the toilet van? And had the Police Department recover AK-47 which was missing from Chakma Autonomous District Council?

PU LALRINLIANA SAILO : Pu Speaker, Supplementary Question. In regard to Rifle Allowance, I would like to ask if Rifle Allowance could be awarded to IV Grade?

S P E A K E R : There were some un-relevant questions. Anyway let us now call the hon'ble minister to answer the questions.

PU TAWNLUIA : Pu Speaker, in regard to TA/DA since there was pay increment this year, the saving was invested for this purpose. Thus the annual adjustment could not be done. However, in the coming financial year proposal is on to clear as soon as possible.

In regard to Rifle Allowance and ration money, it is the on-going proposal of the department. It is our desire to increase the various allowances.

IV Grade of Chhatishgarh police are awarded the same ration money as that of the commandant. As for the compensatory allowance for Police Inspector and the below rank it is a difficult subject to decide. As I have mentioned it is the on-going proposal to increase the various allowances.

As for the question if an outpost exist in Tawizo, the answer is 'No'.

- PU R.LALZIRLIANA : Pu Speaker, my question is, what is the total amount of pending TA/DA for policemen posted at Tawizo.
- PU TAWNLUIA MINISTER : I do not know if there is any pending bill.
- PU SAILOTHANGA SAILO : Pu Speaker, what about the ex-gratia of policemen who laid their lives in Chhatishgarh?
- PU ZODINTLUANGA : Pu Speaker, what about my questions regarding toilet van and AK-47?
- PU R.LALZIRLIANA : Pu Speaker, is TA/DA an obligation of the government for policemen who are on private assignment.
- PU LALRINLIANA SAILO : Pu Speaker, why is question raised on Tawizo every session, it is time to clarify the matter today.

- S P E A K E R : Let us now call the hon'ble minister to answer the questions.
- PU TAWNLUIA MINISTER : Pu Speaker, the policemen who lost the AK-47 is suspended, and enquiry is in progress. As for toilet van, it will be carried out as per instruction given by GAD. Pu Speaker, the ex-gratia of policemen is still going through formalities, DGP is in Delhi to complete the formalities.
- S P E A K E R : Let us now call Pu Andrew Lalherliana to ask Starred Question No.204.
- PU ANDREW LALHERLIANA : Pu Speaker, thank you. Will the hon'ble Taxation minister be pleased to state – Does contractor under NBCC and World Bank had VAT Registration.
- S P E A K E R : Let us now call Taxation minister to answer the question.
- PU B.LALTHLENGLIANA MINISTER : Pu Speaker, the answer to hon'ble member from Khawzawl is – All contractors under NBCC and World Bank are registered under Mizoram Value Added Tax Act, 2005.
- S P E A K E R : Pu Andrew Lalherliana.

PU ANDREW LALHERLIANA : Pu Speaker, thank you. It is pleasing to learn that they are all registered contractors. However, here I have the copy of contractors who are not registered under VAT Act. My question is – non-mizo contractors and suppliers are allotted works before registering under VAT and the non-mizo suppliers take up contract work in the name of mizos. Thus, is there a system to check this act? Also, can only Mizoram bonifide residence be registered.

S P E A K E R : Pu Saikapthianga.

PU SAIKAPTHIANGA : Pu Speaker, thank you. My question is – Do Non-Mizo suppliers borrow the names of Mizos with power of attorney? If the rules and regulations permit the non-mizo suppliers and contractors to borrow names of Mizos, will it be possible to restrict the system of borrowing only through power of attorney? If so, will it be possible that respective departments take care that without which work is not allotted.

PU LALHMINGTHANGA : Pu Speaker, do the various departments insist for VAT registration certificate as one of the condition in the tender paper? If not, is there any intention?

S P E A K E R : Let us now call the hon'ble minister to answer the questions.

PU B.LALTHLENGLIANA : Pu Speaker, if the hon'ble member have the list of names as he claimed to have of VAT avoiders, it would indeed make our work much easier as we do not have the list. Thus, it is most welcome if he could handover the list.

Regarding borrowing of names, it is a difficult procedure. Pu Speaker, if Taxation Department check the documents it is valid since it is in the

name of Mizo. Thus, as suggested by hon'ble member, I feel power of attorney could be safe. There is nothing that Taxation Department could handle if work is allotted.

PU LALHMINGTHANGA : Pu Speaker, there should be coordination among the various departments. Thus, it should be taken up by the government.

PU B.LALTHLEGLIANA MINISTER : Pu Speaker, it is difficult to check from VAT registration alone. The wish of the department is before allotting contract/supply one should avail VAT clearance certificate.

PU LALHMINGTHANGA : Pu Speaker, that is what I have been saying. Let Taxation Department take the initiative.

PU B.LALTHLEGLIANA MINISTER : Pu Speaker, let me answer. It is the duty of the department to take initiative. It is a must that the department take care, if we have failed to do so, it shall be done accordingly.

Regarding Non-Tribal registration, under section 85 of Bengal Eastern Frontier Regulation 1873, a person had to acquire business ILP. Thus, if a person had 2 yrs business ILP and if they seek for registration under VAT, the department give registration. But once the validity of the permit is over after 2 yrs automatically the registration is in valid.

PU ANDREW LALHERLIANA : Pu Speaker, Supplementary Question. My main question was the freedom that non-tribal suppliers enjoy. Thus, I would like to ask if it is possible to check this freedom. Can the department harden its stand on the softness that we have on Tax Clearance Certificate.

PU B.LALTHLENGLIANA : Pu Speaker, if all the departments insist
MINISTER for Tax Clearance Certificate the
problem could be solved. We will,
however, look into the matter.

S P E A K E R : We will move on to Starred Question
No.205. Let us call upon the hon'ble
member Pu Liansuama to ask the
question.

PU LIANSUAMA : Pu Speaker, Will the hon'ble L.A.D.
minister be pleased to state – (a) When
will the Mizoram Municipal Act
be implemented ? (b) Had the ward
for Municipal Council separated?

PU AICHHINGA : Pu Speaker, the answer to the hon'ble
MINISTER member's questions are as follows – (a)
The Governor had given his assent on
16.4.2007 for the Mizoram Municipality
Act, 2007. However, there are rules which had to be passed in the House. The rules
had been submitted for discussion in this on going session. (b) Ward separation is in
progress. Paper will be laid in this regard today on the table of the House.

PU LIANSUAMA : Pu Speaker, will it be possible to select
Municipal Council / Board within this
calendars year.

PU AICHHINGA : Pu Speaker, we are working on
MINISTER whatever is necessary for the
implementation. However, like I have
mentioned earlier, we are yet to pass
the rules and after which there are several formalities to be completed. It is our desire
to complete within this calendar year.

LAYING OF PAPERS

S P E A K E R : Question hour is over, we will move on to the next list of business. The hon'ble Chief Minister had asked leave for today and had appointed hon'ble minister Pu Tawnluia to stand on his behalf. Pu H.Vanlalauva is also unable to attend today due to illness. We will move on to laying of papers. Let us now call the hon'ble Minister Pu Aichhinga to lay 'The Mizoram Municipalities Delimitation of Work Rules, 2008'.

PU AICHHINGA MINISTER : Pu Speaker,with your permission and the House, I lay 'The Mizoram Municipalities Delimitation Work Rules, 2008'

S P E A K E R : Let the copy be distributed. Let us now call hon'ble Minister Pu Tawnluia to lay the copy of correction of reply to Starred Question No.29 asked by Pu Lalrinliana Sailo on 17.3.2008.

PU TAWNLUIA MINISTER : Pu Speaker,with your permission and the House I lay the copy of correction of reply to Starred Question No.29 asked by Pu Lalrinliana Sailo on 17.3.2008.

S P E A K E R : Let the copy be distributed. Let us now call hon'ble Minister Pu Dr.Lalzama to lay, 'The Mizoram Excise and Narcotic Wine Rules, 2008'.

Dr.LALZAMA : Pu Speaker,with your permission and the House I lay 'The Mizoram Excise and Narcotic Wine Rules, 2008'.

S P E A K E R : Let the copy be distributed. We will now call Pu H.Liansailova, Chairman, Subject Committee-IV to lay, 'A copy of statement of action taken by the Government against Subject-IV's further recommendation relating to Trade and Commerce Department.

PU H.LIANSILOVA : Pu Speaker,with your permission and the House I lay a copy of statement of action taken by the Government against Subject Committee-IV's further recommendation relating to Trade & Commerce Department.

S P E A K E R : Thank you. Let the copy be distributed. Today we have to bill for discussion. Let us now call hon'ble minister Pu Aichhinga to seek the permission of the House for discussion of Aizawl Development Authority (Amendment) Bill, 2008".

LEGISLATIVE BUSINESS

PU AICHHINGA,
MINISTER : Hon'ble Speaker Sir, with your kind permission I beg the House to consider Aizawl Development Authority Act, 2005 (No 9 of 2009)Amendment Bill.

SPEAKER. : The Hon'ble Minister begs the House For consideration of Aizawl Development Authority Act 2005 (No 9 of 2009) Amendment Bill, do you agree with him? Yes, the House agrees with him. Let us now call him to move the Bill.

PU AICHHINGA MINISTER : Pu Speaker, I think it is not difficult to pass it. I think the hon'ble members will understand easily. When Aizawl Development Authority Act, 2005 is passed Urban Development Department is not set up as it is not functioned. In Aizawl Development Authority no member is included from this Urban Development Department. We, therefore, want to appoint ADA member from them as it had been provided in the objects and reasons.

Beside this, in section 1 members to represent NGO is included but no NGO member is included, instead some officials are appointed to have allowances when meeting is held. Therefore, NGO members should also be included. That is why we make proposal for the said Amendment. I therefore, moved the Bill for consideration and passing of the House.

SPEAKER : The Hon'ble minister had moved the Amendment Bill. We will have discussion. How long each member will take time for discussion?

PU ANDREW LALHERLIANA : Pu Speaker, I think five minutes will do for the discussion.

SPEAKER : Do you agree with him?

PU H.RAMMAWI MINISTER : Pu Speaker, it seemed that it is good to fix the number of members to participate in the discussion from each group, 4 or 5 members from our group. That is my proposal.

PU LALHMINGTHANGA : Pu Speaker, if we have only five minutes let us not follow the system of proportional representation. Instead of it let us allow 100% to small legislature party like MPC and ZNP as we are only two members .Both member may like to speak.

SPEAKER : Yes, let us follow the veterant member's suggestion specially for discussion of this Amendment Bill. Who will start the discussion?

PU ANDREW LALHERLIANA : Pu Speaker, Aizawl Development Authority is in fact urban local body, that is a duplicate body of Municipality. Truly speaking, it is not to criticize the Aizawl Development Authority Amendment Bill, but the government ignores setting up of the Municipal Body which had been proposed early. It seems that we will not have Municipal Election during this Ministry. Because of this ministry does not gave importance to it. In fact, Delimitation committee is also not yet set up till date. The District Magistrate is to draft the Composition and functions of the said Delimitation Committee. While it is more necessary to set up Municipal Body than that of ADA. The state government takes prompt action for setting up of ADA instead of the formation of the Municipal Body. My question is that why does the state government gave importance ADA than the people's representatives of the Municipal Body? Why does the state government prefers administration with the Officials than the representatives of the people? That's why I have no interest to pass the Aizawl Development Authority Bill. But it seems necessary to pass this Bill. After that let us think how to drub it off this ADA bill slowly by establishing Aizawl Municipal Body as early as possible. Then let the representatives of the people govern Aizawl city. Thank you.

PU LALDUHAWMA : Pu Speaker, the administrative system of the city is what the people of the state needed. The latest amendment of the constitution of India gave importance to it and also targeted for the state government could have better administration in each city. Accordingly, our Legislature Party had moved the Municipal Bill in the house but it had been rejected. Truly speaking this ministry did not like to set up the Municipal Body on democratic basis. The Municipal Bill laid by this ministry in the

house is due to love of money which is to come from JNNURM Scheme. We the happily support the bill and pass it easily. After that the ministry did not like to run the municipal body on democratic basis and turned to ADA for they could control funds with the officials as their own desire. The Municipal Administration on the other hand, runs slowly and they did not know the time of the functioning of the Municipal Body till date. The purpose of this Amendment Bill is also to make useful the officials for the business of the ADA not in the business of the Municipality. It is therefore, the main purpose of this Amendment Bill is in the back of the scene. If we love the people and have interest to look after the city, Municipal Body is to be set up as early as possible and function immediately. It is very shameful to delay the Municipal Bill on ground of hidden target.

In short, I am sorry for this government runs on anti-democratic proposal rejecting the grass root level planning. Any way, I do not reject passing of this Amendment Bill for the officials enter into ADA and for they may exercise their power in ADA. Thank you.

PU R. KHAWPUITHANGA : Pu Speaker, as we see the Amendment Bill contains incompleteness of the Act that some secretary and director are still left out for the Member of ADA. It is the way to propose such officials for ADA Member. The Aizawl Development Authority is set up by the House. It is now functioning properly. Various steps are taken in it. Building Regulation is also formulated. Aizawl Master Plan is also made by deploying Indian Institute of Kharagpur. The ADA visited Delhi, Chennai and Gauhati Urban Development Authorities to study from them. The said cities also have Development Authority although having Municipal Corporation. That's why, this bill is important for it can do functioning very smoothly.

Besides these, they have done good things. They have to erect Pu Rokunga's Memorial Stone at Aizawl City Park shortly spending Rs 13 lakhs and Ch.Chhunga Bus Terminal Building is also undertaken by the ADA.. Not only for the progress of Aizawl city it had been taken various steps for setting up of Aizawl Municipal Council and other things. But as it needs rules it can't be done easily. The Department now, investigating the area of wards for this. That's why, it is not good to condemn government neglecting the setting up of the Municipality. Thank you.

PU LALRINLIANA SAILO : Pu Speaker, in my thought of thinking ADA is just like a branch of intestine That can hurt the body but had no importance. Amendmen no 104,172 and 173 of the constitution of India provides that no elected member or representative of the people would deal developmentalfund in the city. That's why, it is not desirable to pass it.

In fact, we have fund more than Rs 1000 crores under Jawhar Lal Nehru Urban National Mission(JNNURM). ADA is therefore, set up immediatly, for the state may benefit the said fund. In fact ADA is not to set up but Municipal Body. While ADA is set up instead of the Municipal Body. Truly speaking, it is far desirable to set up the Municipal Body. We also have Rs 10 crores from 12th Finance Commission for development of the city. Such fund should be used immediatly for the city. Fund will come earlier if it is disposed necessarily. It seemed that ADA is set up only for monopolizing the fund which come from the JNNURM. It is therefore set up meaninglessly. It can hurt someone as said before, it is good to be dismantled as it can hurt someone. Thank you.

PU LALHMINGTHANGA : Pu Speaker, as the hon'ble Members said before, ADA is to be set up temporarily when the bill is passed. The will of the people and the constitution of India is the Municipal Corporation/Council. The permanency of ADA is illegal to the rule of democracy.If it were Municipal Corporation, it is sure that there will be controvercy in regards to the work and function of the two bodies.

In regards to objects and reasons,it appears something hidden spirit in the uses of the word 'approved' of the membership of the secretary and director of the Urban Development and Poverty Alleviation Department and Disaster Management and Rehabilitation Department. The Authority who approved them is the Meeting of the ADA. It seemed that it is to be used 'proposed'. If it is 'approved' it is insulting to the House as the House is the authority who formulated the ADA. The word is unparliamentary and exposed some shortage of fund in dealing with a large sum of money.

To conclude, I want to say that it is good to have revision about it for those who hold the ministry as the General Election is at hand. Thank you.

PU R. LALZIRLIANA : Pu Speaker, it seemed that there is nothing to be objected in the section of this amendment proposal of the Aizawl Development Authority Amendment Bill, 2008.

As I do not understand the system of accounting system of ADA at the state bank or any other banks. I therefore request the hon'ble minister to clarify later.

As it had been said before, the desire of the central government to look after Aizawl city is the municipal body elected by the people. Aizawl Municipality Bill is urgently passed last year on ground of LAD could not take charge of Aizawl Development fund which is to come from JNNURM .Yet the bill needs some rules to be formulated. Accordingly it had been pass some rules now. It appears that the government try to use ADA to deal fund which is to come from JNNURM. I feel that will the ADA could deal the fund? Is not it practice of corruption? But it seemed that the government try to deal the fund. I am afraid that the will of the state government will be unpure in the eyes law and going to practice of corruption. Pu Speaker, the government will dare not to conduct Municipal Election during this year 2008, for it could not answer questions about law and order, sensitive, and questions concerning to the benefit of the workers. I am really sorry for we could not utilise such huge amount of fund for this city. Thank you.

SPEAKER : Now, let me call upon the hon'ble Minister to wind up the discussion.

PU AICHHINGA MINISTER : Pu Speaker, the hon'ble members said their own idea in regards to the Aizawl Development Authority. I think that it will not be their true idea.

ADA is not proposed to be the Administrative Mechinery of Aizawl Municipal Body. In order to set up Municipal Body we are now formulating rules in this august house. No Municipal Corporation /Council can be formed without any law or order. If you condemned the state government going so slowly to establish the Municipal body, it is right to some extend for ADA is newly set up by government. Because of it needs various rules for its proper functioning various Bills were passed by this house, but it still needed. Yet it is needed to have Election Commission and Finance Commission. It cannot be instituted Municipal Council without any law. That's why we are now formulating such rules. As you know, we have Aizawl Development Department. But Delhi too had DDA and

Municipal Council. They can work together for the city. If the Municipal Board and ADA are opposing each other we are the Legislators to repeal such legal Body.

PU ANDREW LALHERLIANA : Pu Speaker, I would like to inform the hon'ble minister that the DDA and the Municipal Board of Delhi were clashing together from time to time.

PU AICHHINGA MINISTER : Pu Speaker, that may be correct to some extent, but as we are the legislators we may repeal such body at any time if the two bodies are clashing each other. The ADA in its functioning it is a legal body to function to look after the development of Aizawl city. It is not a Department to execute the administration of the city in any way. They are Functioning only to make laws for the administration of the city. They are not to enforce such laws. That's why, there is nothing to be afraid on it.

Pu Speaker, proposal what we are made for the amendment is to make additional Member from Urban Development Department. That is Secretary and Director of Urban Development Department. Regarding Bank Account it seemed that it is necessary to open Bank Account of their own. I did not clearly know about it. It seemed that the Department wanted to provide it by law. Besides these, Members from YMA and NGO are also expected to enter into Aizawl Development Agency having right to claim TA/DA on the sitting day.

Regarding the approval it is not the true procedure, it may be regarded the Committee decided for the time being. They are not legal person to be responsible for such approval.

Pu speaker, I therefore beg the House to pass this Amendent Bill for the said Department could function properly.

SPEAKER : The Hon'ble Minister winded up the discussion of his Amendment Bill and beg the House to pass it. The Bill will be voted clause by clause.(The Bill is voted clause by clause and passed).

Now, the House passed The Aizawl Development Authority Amendment Bill, 2008.

Now, let us call upon Pu Tawnluaia, the hon'ble Minister Pu Tawnluaia i/c the Hon'ble Chief Minister to beg the House for consideration of "The Mizoram Transparency in Public Procurement Bill, 2008" the copy which had been being laid on the Table of the House.

PU TAWNLUIA
MINISTER : Thank you, Hon'ble Speaker. With your kind permission, I beg the House to consider The Mizoram Transparency in Public Procurement Bill, 2008. Thank you.

SPEAKER : The Hon'ble Minister begs the House to consider his Bill. Are you agree with him? Yes, let us call him to move the bill for consideration.

PU TAWNLUIA
MINISTER : Thank you, Hon'ble Speaker Sir. As you know the state government used to have a number of items to purchase from time to time in case of necessity.

The state government want to have rules and regulations, for the government can do purchase of articles properly on behalf of the government. The government also expected that if the house pass the bill, the department would be able to make rules and regulations in connection with the bill. It is the new proposal of government as such the bill may not be clear enough in form. It seemed that the purpose of the bill is clear from its name. The government want to have rules properly when purchase, contract, or tender and newly recruitment is made.

Under this provision there are various procuring authority at each Department, Board or Corporation. It can be understood easily if we read them. The procuring authority means the authority for tender, purchase and quotation when government had to be called from public. There are also Accepting Authority as provided under section 7 and 9.

On the other hand, the also contains exceptional in case of natural calamity and disaster management, purchase of articles, departmental work, construction of school building, etc. Besides these there are some other exceptional cases. It may be read in the bill easily.

In short, I think that the hon'ble Member will agree with the bill, but there may be inadequacy in some clauses as it is the first time laid on the Table of the House. Any way, it can be amended from time to time when we see its inadequacy in the provision. I therefore, request this august House to pass 'The Mizoram Transparency in Public Procurement Bill,2008' as it was prepared by the Government for the state government may have transparency in public procurement . Thank you.

SPEAKER : The hon'ble Minister on behalf of the owner of the bill moved the bill,we will have discussion,each Member will have Ten minutes as our usual practice. Who will start the dicussion ?Yes Pu Liansailova will start our discussion.

PU LIANSILOVA : Thank you hon'ble speaker sir. I have nothing to say many things. What I want to say in the first place is that it is very pleasing to discuss like this bill as the state government needed such bill for transparency of procurement in each department. When we see the main provisions it seemed that there is no new rules about the procurement. It seemed that it is raised from Vigilance Department as an usual manner. But it is very good. The procurement is usually done by rules, executive instructions, or standing orders. That's why, it is very good to have The Mizoram Transparency in Public Procurement Bill,2008. I give importance about delivery of goods which is more important to invitation of tender and acceptance of tender in public procurement The procurement is always failed in materials or services when it is delivered. That is more important than all other things. That is a big question in public. This not provided in the main provision. I would to provide this in it. And I also want to make provision about the mode of payment properly. In fact, there is no provision about the mode of payment. The mode of payment is necessary at the different services like contract work ,material supply, carrying charge, etc. Even in carrying charge of rice, some carrying charge are not yet pay till date.I therefore want to provide such delivery of goods and services and mode of payment in the main provision of this Bill.

Lastly, I would like to say that we have Right to Information(RTI). It seemed that we need to know all things through the RTI. I feel that is not good .It seemed that all transactions of government must have transparency even without RTI. That is the object of the RTI. If it is passed this bill there should be a transparency without RTI. Thank you.

PU ANDREW LALHERLIANA : Thank you, Hon'ble Speaker, Sir. While it had been urged the importance of ADA it cannot be applied practically it is therefore unsatisfactory to pass this bill. I think that each Member will know the importance of Transparency in Public Procurement Rules and Right to Information Rules for the smooth functioning of the true Government. If the Government applied the two rules properly the supply and the work of contract in each Department run without partiality. That's why, I moved my Private Member's Resolution at the beginning of this Ministry on 19.3.2004 for this Government might have transparency in public procurement and application of Right to Information Act. But it had been rejected by this house. On the other hand, the RTI had been applied as a result of the enforcement of the central Government. After a lengthy information from Police Department, the RTI had been closed in that Department in regards to the dealing with the Insurgency Groups.

As a result of rejection of Public Procurement Act, this Government runs partially in the development fund. The Referral Hospital, Aizawl Greater Water Supply Scheme Phase -2 etc. are all dismantled. It seemed that the bill had been moved at the last session of this Ministry. I feel that the reason is clear. This Government had desire to leave a very good rule to the children of the soil for it sure that it will be fallen in the next General Election. Any way, it is good for passing as it is a good rule. What my satisfaction in this bill is that it must be fair enough other than its transparency.

If the government wants to run procurement smoothly in regards to the works of supply and all contract works the appointment of the Members of the Inviting Authority and the Accepting Authority are both important. Government used to appoint Officers those can be controlled politically at its key position. By means of this, Government controls the procurement of each department. For the presence of fairness, it seemed that clause 9 of page -4 must be altered in this way- The procuring Authorities shall by order constitute tender Inviting and Accepting Committee comprising of not less than three Members who are chosen from – Firstly, among the person with technical knowledge on the concerned procurement goods. Secondly, a reputed academic community. Thirdly, a reputed and accepted public leader who are from non- political organization. In this way, there may be fairness and transparency in procurement only when the political leaders could not control the Accepting Authority. If so, the procurement of contract and supply will be fair and transparent truly and the government will be misled by the political leaders.

This Bill appears that it is copied. The Transparency in Public Procurement Bill of Karnataka State. Any way it is good to some extent, but there is loophole for political influence. Thank you.

DEPUTY SPEAKER : We have four minutes more, we will call upon Pu Zodintluanga.

PU ZODINTLUANGA : Thank you Hon'ble Speaker Sir. The Bill we are discussing seemed that it is laid at the end of five year and it is too late to be good.

Pu Speaker, if we see the bill it appears that it is only paper work. I expected the bill to include punishment of wrong doers against purchase of exceeding actual requirement. I also expected that there would be some provisions for regulation and controlling of the receivers of goods arrived. Besides these, we also needed to control purchase of goods what we do not needed e.g. purchase of Toilet Van , purchase of potato seeds which is unfit for supply to the agriculturists in Agriculture Department, Mobile Clinic in Health Department and purchase of goods what is costly like purchase of shock under police modernization. Pu Speaker, I am so sorry for there is no provision to control and regulate the receiving of goods which had defective, over quantity and incomplete supply of goods etc. I feel that it is necessary to make complete before the bill is passed. Thank you.

DEPUTY SPEAKER : Now, we will have recess and resume our business at 2:00 PM.

2:00 P.M

DEPUTY SPEAKER : We will resume our discussion, who will start, Pu H.Rohluna

PU H.ROHLUNA : Pu Deputy Speaker, thank you. Our bill Transparency in Public Procurement Bill, 2008 is a very important bill, it is regrettable to discuss in the last term of this ministry. If it had been introduced earlier, we may save a lot of money.

Today, the concerned minister of the bill the hon'ble Chief Minister is absent and due to this many important officials are also absent. In our discussion we may have some points to be noted and if there is no one to note our point what would be the use of our discussion.

This bill is going to be very important in the future to fight corruption. We have to be very careful in the preparation of its rule after we pass the bill. I hope that it will bring good fortune for our country.

We know that many departments deal with procurement and contract. In this regard, we are witnessing over supply of materials which are not in demand specially in police modernization and agriculture. We see so many wastes whenever we visit rural areas. In supply, the receiver is very important as well. If the receiver is negligent and cannot maintain its quality, the supply material will suffer. So, in order to avoid this problem we have to make or add another section to punish the receiver. Our main problem till today is that the sample they showed when they bid for the tender and their supply are very different and that is where the receiver become important.

Mode of payment is also important. In this ministry we know that many contractors and suppliers are not registered. Because of this they often face a problem in receipt, we have to make sure they get their money for their work done. We have to make a rule in this regard so that we can have proper mode of payment. Thus this Bill is going to be very useful for our state when it become an Act.

Therefore, I would like to request the government to note down our deliberation and make way for the amendment where necessary. Pu Speaker, thank you.

S P E A K E R : Pu Lalchhandama Ralte and Pu Liansuama raise their hand simultaneously, who will be the first. Let me invite Pu Liansuama as he is the senior.

P U L I A N S U A M A : Pu Speaker, thank you. When I first learnt that this Bill is going to be introduced, it gives me immense pleasure as this Bill will complete the Right to Information Act we already have.

In section 4 of Right to Information we see that State Public Information Officer will announce the activities and achievements of all departments. In the previous session I asked whether this section 4 had been executed as it is and the answer I received is a 'yes'. But when I asked for their achievement based on Right to Information (RTI) many departments cannot furnish the answer of their achievements while other departments follow this section. If this bill come into effect

it will solve all our problems in running the government and we can have a clean government.

Section 5 of this Act stated that no one can do a contract work without call of tender. In section 6,7 it is stated that tender procuring authority will be set up and the government will appoint the accepting authority, tender inviting authority and bulletin officer. Besides this, to penalize who disregard this law penal provision had been added. Regarding supply of materials the ruling party are always regarded to be the one to blame while many had been practice in the department level. But all these will be guarded over by this law.

In section 15 – 18 we see that if the minister or the government is not satisfy there is a definite way to call back the file. In section 7 we see that for Bulletin Officer not lower than the Deputy Secretary level will be appointed which means in District level the Deputy Commissioner will be the executioner. If we look into section 8,17 and 18 we can see a new law like power to obtain information and power to call for records.

Law we already have are not enough for us today. So Transparency in Public Procurement Bill is going to be very useful for all of us and the government will have a means of washing their face off from practice of corruption.

Pu Speaker, I expect this Bill will take along with the obstruction of using contractors name. Many of us use registered contractor's name in our contract work nowadays. This make our works quality very bad whether it is repairing or supply or construction work.

As it is related to the Right to Information, I want to point out the fact that the SPIO (State Public Information Officer) are very slow in progress. Because of this it appears that from the moment we have this Act everything seem to be hidden instead of exposing it. Therefore, I hope that the time to make its rules will not take long.

Lastly, this Bill should be Finance department's bill instead of Vigilance department as the Finance department controls all the expenditure and sanctioning and will be more effective. I hope we all agree to pass the bill. Thank you.

PU LALCHHANDAMA RALTE : Pu Deputy Speaker, thank you. First I want to express my appreciation to the concerned department and the minister for introducing this bill. As legislators it is our duty to make law and we are very fortunate to have the chance to make a very important law today.

Many of us may think that it is very late to introduce this bill in this House, but I think the time is not important but the passing of the bill. Mizoram needs this Transparency in Public Procurement Bill. The ministry may or may not change but the most important factor is this Bill comes into effect for the benefit of everyone. This bill will enable us to check the DPAB, SPAB in their selection of work. There are many short of supply and the quality of the material differs when the selection is done. Therefore, we have to strengthen the monitoring cell and give priority when drafting the rules.

As the other hon'ble members pointed out we have to make a rule so that only the holder of VAT clearance certificate can bid for the tender in order to have a better procurement. Because we have an open tender and bidder from outside the states bid without giving VAT and often get the work and when they finished it, they take all our state's money without giving VAT, we have to safeguard the public money. Therefore, I request that importance should be given in this regard while drafting the rules and I give my support to pass this Bill. Thank you.

PU SAILOTHANGA SAILO : Pu Deputy Speaker, thank you. As my fellow members said this bill, 'The Mizoram Transparency Procurement Bill, 2008' is one of the most important bill we are going to pass in this House. I want to thank the government for introducing the bill.

First of all I would like to discuss about the calling of tender and quotation by the government. The government is not careful enough in this and lost lots of money in this. Regarding non-mizo, they are very careful while bidding and examine the terms and conditions three or four times before signing the agreement and try to find fault for their benefit and I want the government to be careful in this regard so that money will not be lost while signing the agreement.

Regarding the quality of work, many contract works had been given to party worker and their favours, they in turn sale and the government collect 3% from their contract and the name holder i.e the contractor also demand his share, when the actual work had been finished about 70% had already gone in this negotiation, in the end the work quality suffer. Therefore, the government had to be

careful in the future. In supply of materials what they show for the sample does not meet the actual supply, they usually supply sub-standard in reality.

Pu Deputy Speaker, what is important is the mode of payment and mode of transport. I want the government to go along with the rule. Regarding comparison, the tenderer and quotationer should be changeable without concentrating in one person. Supply of unwanted material results in wasting money unnecessarily and FOR should be given importance.

Pu Deputy Speaker, I want this bill to be passed in this House so that in future the government will become more careful in dealing supply and contract. I repeatedly request the government to give importance to what I said about quotation, tender and supply. Sub-standard supply of uniform can be seen in Police department and because of this they face many problems. Also delay of payment can be punished according to the law. If the government receive the supply, it means the supply material is in good condition and payment should be done immediately.

Lastly Pu Deputy Speaker, I think this bill is good and there is not much to criticize about and I want to give my thanks to the concerned government and individual. I give my vote and hope that it will be followed accordingly. Thank you.

DEPUTY SPEAKER : Let us invite Pu R.Lalzirliana.

PU R.LALZIRLIANA : Pu Deputy Speaker, thank you. Our discussion today gives me a great pleasure. I think there are some members in the treasury bench who wants transparency in running the government. Their conduct of business regarding contract is a shame. Besides, I want to give my thanks and support to the official who give their time for this bill to be introduced and it is very fitting that it comes from Vigilance department.

Regarding supply let us put a rule that will enable the supplier to supply the exact material that had been shown as sample. If we want transparency we have to be strict in receiving and the exact rate should be advertised, if not we cannot pin point the real culprit and the official will suffer.

We all know that in Health department, the non-mizo supplier gave a good quality sample but in reality when the supply came it does not meet the sample and they faced a problem because of this. Here many of us blame the official while the real culprit is the minister who instructed them to receive it, we have to be

careful in procurement. Rule should be laid down in this regard so that the official can defend themselves. In departmental work, they claim the name, but in reality the real work had been given to some of their favourites for e.g. Retaining Wall at Khatla which collapsed and killed its labourers. If this work had been done by the department, they will do the mixing of the cement with the right proportion and will do it step by step and mishap will not happen. We have many collapsed retaining wall due to the poor quality of the work. Therefore, we have to make a rule to bind this kind of contract where the minister can practice nepotism without shame. Besides, bills we already passed in 2002-2003 are not implemented as we neglect making its rules. We have to implement this bill as soon as possible. Thank you Pu Deputy Speaker.

PU K.LALRINLIANA : Pu Deputy Speaker, thank you. The introduction of 'The Mizoram Transparency in Public Procurement Bill, 2008' as my fellow members said gives me an immense pleasure. It shows that the government put the welfare of its citizen at heart. Some of us think that it is too late to introduce the bill but we have no one to blame in this regard, we are all responsible as legislators. What we all anticipated about the system of the tendering of contract and supply will be monitored by this bill and the tenderer will become more careful in the future. Supply of material will also improved and department will tender work under their departments and the practice of without call of tender will be abolished. Therefore, I hope we will all give our vote to pass the bill, thank you.

PU LALHMINGTHANGA : Pu Speaker, the introduction of 'The Mizoram Transparency in Public Procurement Bill, 2008' is going to be a big step taken for the future. While our bill appears to be very good and complete, there are a few details I want to discuss from past experience and I think it will be important while making the rules. First, in clause 4 of our provision, we see exception to applicability, here we have to be careful. In page 3, Explanation 'F' it said about DGS and D rate contract, material purchase through DGS and D Rate contract are usually done without calling quotation and the rate is not fixed. We usually used money from Suspense Account for purchase and in recent year when they inspect work departments like PWD and PHE they found out that there are many excessive purchase and unnecessary purchase, we have to stop this practice and to do that we have to add a provision in the bill to control this kind of practice.

Next, not much had been highlighted on provision of Quality Control. In our bill, calling of tender/quotation is a must and the Accepting Authority, Scrutiny Committee and Tendering Committee will be set up but the provision is not enough to control practice of corruption as the most important clause that is goods delivery and material delivery clauses is not properly highlighted. Our payment mode is also indefinite in this bill, I want to repeat what the other members already said in this regard. When quotation was called, they quote good quality and show the sample but when the actual time comes, the sample does not meet their supply. Here, if the supply does not meet their satisfaction, they can delay payment or demand to change the supply. Therefore, it is important that mode of payment should be included in order to keep quality control.

Next, provision on Review Committee is also not included. It would make our bill completed if Review Committee is included so that the material they showed as sample and supply in reality should be checked by this Review Committee which comprises of the official and representatives of the public. Provision should be made to laid their review in this House. The penalty clause is incomplete as it said 'whoever contravenes the provision of this Act or the rules made under shall be punishable with imprisonment for a term which may extend to three year and with a fine which may extend to five thousand rupees' here it does not include the supplier who practiced and introduced corruption. So the penalty clause should be amended when the time is right. Pu Deputy Speaker, I am very happy to know that we are going to have a new law in this regard as it is going to be very useful in the future for everyone's benefit. It is going to be a pleasure to pass this bill, thank you.

DEPUTY SPEAKER : Who will be next, Pu Lalduhoma.

PU LALDUHOMA : Pu Deputy Speaker, the trouble our country is facing cannot be wiper out by changing the Chief Minister and the ruling party, it had to be done by changing the system. In this ministry there are many practices of corruption to be read. To be free from this we have to establish a systematic government where practice of corruption cannot be done whether we want to or not. There are many measures to tackle corruption and our main weapon right now is RTI. To control corruption I tried to introduce bills like Municipal Bill, RTI Bill and Fiscal Responsibility Budget Management Act but all these were rejected by them but due to unavoidable circumstances RTI bill had been passed as it is the Central government's policy. Today they introduce Transparency in Public Procurement Bill which they already rejected, this make me think that they are playing some games but nevertheless it is good that it had been introduced.

Regarding its execution, we discuss in the forenoon about VAT, from the minister in-charge we learnt that the concerned works department does not follow the rules and select those who does not hold tax clearances, if this is the way we are going to maintain the law and order, it means we are failing in its implementation. Therefore, if we are going to pass this bill we have to work hard and give our best for its implementation.

Pu Deputy Speaker, this bill is very incomplete. In procurement, the bill accused the government instead of the supplier according to the agreement they signed. We have to have a provision that the supply will be done in time, we have to maintain the quality also. If they are taking the advance and we have to think of the interest recovery and if they are given above the limited advance they should be punishable, if not, the ruling ministry will give their favors and the department will suffer. In this the supplier will supply sub-standard material again and we have to safeguard this.

As we already know unwanted materials are supplied in many departments. The department placed their requirements but almost this is not followed and we wasted money unnecessarily. We have to have rules to punish those who are responsible for its tender. Our bill does not include the contract work under PWD, it only includes procurement, in that case it does not cover the most important part where the government's fund was laundered. If it can be included in the rules it will be thankful, but it may be difficult as it is not in the Act. This is the only system we can follow to prevent corruption practice in our country. Therefore, let us all try to pass it so that we can make amendment when necessary. Thank you.

PU LALTHLENGLIANA : Pu Speaker, thank you. Today's bill is very important as we already have RTI, to make it complete we have to have this bill, when the rules is made it will become completed. We will handle it carefully and our government will become a transparent government. There may be some mistakes but its an obligation which the government takes seriously, so I hope we will all agree to pass it. Thank you.

PU LALRINLIANA SAILO : Pu Deputy Speaker, thank you. I am very fortunate to be able to discuss this bill and pass it in this House. But as my fellow members already pointed out damage had already been done and many funds had already been wasted.

It is hard not to discuss it with RTI as they are related. We are now using RTI as urged by the central. We are witnessing practice of corruption in Vety and Rural Development department in purchasing, but no action had been taken in this regard. I want to discuss about the penalty clause, if we do not impose severe punishment, no one will take heed of our law, we have to reform our moral. On page 2 we see Exception to applicability; here we have to make rules to control the Governor or the Chief Minister not to exercise their power in giving license for security reason.

If we have this bill in the early stage of the ministry, many damages will not be done and fund will not be wasted. In Supply we purchase material at high cost but within one year the price fluctuate but we cannot prove the actual price and when we asked the company they did not give us answer. For example angle post had been purchase at the rate of Rs. 6300/- but after two year the price go down to Rs. 630/-. So many fund had been wasted, if this bill had already been in used we can pinpoint the responsible person.

I think our bill is going to be very useful in the future, it will help in making a good government. The system is also good, we are living in the biggest democracy country in the world, what is important is the executive who execute the law and order. A good executioner is important to have an effective law. The law alone cannot reform us without its executioner Pu Deputy Speaker, thank you.

DEPUTY SPEAKER : Let us invite Pu R.Khawpuithanga

PU R.KHAWPUITHANGA : Pu Deputy Speaker, thank you. This government makes many laws and rules, we may not be wrong in saying it is one of the most efficient government in law making. Today we will make an Amendment and one will go for an Act. To have a good system we have to make many laws, today bill is also one of them. We are going to implement what they suggest in the past.

In this House we passed many bills like Municipality and Youth Commission bill, they are all important for good governance. Youth Commission bill is prepared to become an Act which never occurred in Mizoram. We can see that our bill is incomplete, but let us not make ourselves blind to see the importance of this bill. In section 18, we see that the Governor can, whenever he may pleased, summon anyone for questioning. Regarding Penalty, it may not meet our desire but we can make amendment in this House repeatedly and when we make the

rules the insignificant parts will be added. It is great that they introduce this bill in this House and I think we all agree to pass the bill.

We have to stop thinking our officer's practice of corruption as we cannot do anything without them. We label them to be very corrupt instead of encouraging them. Instead we have to admonish them in their guilt and give them a support. We are the one to be careful as we the politician, are the one who used to be doing wrong thing. Therefore, to prevent all practices of wrong doing I suggest we all agree to pass the bill, thank you.

DEPUTY SPEAKER : Is there any one left, if not we can wind-up our discussion. It is a pleasure that we all participate well in the discussion. Let us invite the minister-in-charge Pu Tawnluia to wind-up and make clarification where necessary and to move the bill for passing.

PU TAWNLUIA MINISTER : Pu Deputy Speaker, thank you. I am very happy to know that all the hon'ble members agree and support the bill and we all participate in the discussion.

This had been drafted by the Joint Legislature Party and the concerned department. It may seem very short in length but its arrangement and wording are very complete and strong. In some respect we find something to argument about due to our earnestness and there may be some point to add and I think they are all important and when making the rules they can be added what the hon'ble members pointed out.

Overall we all give importance in our supply material and the quality of our works. Let us hope that the rules will cover them all. Pu Deputy Speaker we all know that in every department the officer have their own financial power and the department itself have their own rules and regulations, I think all these will be covered by this bill. Within this bill there is also a Traders Scrutiny Committee which will ensure the functions and works of the District Council and Board. We already have Department Purchase Advisory Board and State Purchase Advisory Board besides these in works department, there is a limit where the officer can dispose their power, in that we have to find a way to incorporate. Regarding purchase of unwanted materials we reduced fund in stock suspense, this will restrict and buying of unwanted materials and resulted in reducing stocking of unnecessary material. When we implement this bill it will help us in reducing all practices of corruption and we can enforce law accordingly.

In quality control, the quality of the materials is more important than the rate, if the quality is not good we wasted money unnecessarily. We will now conduct this in a new way under preferential show purchase rules, in that we have to be careful in the procurement.

Now separation of Judiciary is implemented step by step, almost 90% of it had been separated. Therefore, the government does not go without consulting the High Court in execution of works. We are now using RTI Act, we are still learning it and it become very useful. Now this bill 'Transparency in Public Procurement Bill, 2008' had been introduced to show that the government wants a good and clean government. In future we will be more careful in our execution of works and our businessmen will also be more careful. It appears all of us support this bill and I am very thankful. Pu Deputy Speaker, I request the House to pass 'The Mizoram Transparency in Public Procurement Bill, 2008'.

DEPUTY SPEAKER : Now, the concerned minister had wind-up and make clarification where necessary. We will take a vote clause by clause as the rule demands. First, clause 3 and 4 – provision not to apply to certain cases and exception to applicability, do we agree or not. Clause 5 to 18 – regulation of procurement, do we agree or not. Clause 19 to 26 – Miscellaneous, do we agree or not. Now, we go to Preamble and enacting formula clause (1) and (2), short title and definition, do we agree. Now we all agreed to pass the bill. 'The Mizoram Transparency in Public Procurement Bill, 2008' had been passed by the House unanimously.

Now we finished our business for today, we will recess and resume our meeting tomorrow, the 1st April, 2008 at 10:30 A.M.

Sitting adjourned at 4:50 P.M.