

S P E A K E R : Do nothing from selfishness or conceit, in humility count other better than yourselves.
Philippians 2:3.

We will now take up questions. To start with Starred Question No. 77 to be asked by Pu Lalhmingthanga.

PU LALH MINGTHANGA : Mr. Speaker sir, Starred Question No. 77 for favour of answer may pleased be given by Minister for Sports & Youth Services Department.

How is the government plan to provide assistance to outstanding sports personals in various categories of sports?

PU Z.H. ROPUIA MINISTER : Mr. Speaker sir, Mizoram State Government used to provide incentive cash Award to outstanding sportsmen in various categories of sports. Besides, the Government of India also provides scholarship to those who achieved at the National and State Level.

PU LALHMINGTHANGA : Mr. Speaker sir, how many sports personal had already been awarded incentive cash Award within these three years? In which category our Government is giving its recommendation and whether there is any Mizo who have already received the National Award?

As we have learned in the previous year, our very own boxer Zoramthanga defeated her follow Indian boxer in the fight for Bronze Medal at international level. But it is superising to learn that Mr. Yadav had been awarded Arjuna Award but not Zoramthanga. I wonder if the government feels about this unfair judgement. It may be pleasing if attention is given for that concern as we are having number of promising youth in various categories such as Football, Tackweando, and boxing. It is also necessary for the government to provide a stable livelihood to those outstanding sport personels besides giving incentive cash Award. Thank you.

S P E A K E R : Pu Zodintluanga.

PU ZODINTLUANGA : Thank you Mr. Speaker sir, in reply to The question raised by Pu Lalziriana, The Hon'ble Minister mentioned that during the year 2001-2003 incentive cash Award is given to outstanding sports personels according to Incentive Cash Award Rules 2001. The period 2003-2004 is over and we are now in the middle of 2004-2005 and no incentive cash Award is given to anyone. What is the reason? In this connection, whether the government deem necessary to give incentive Award to our Football team who won under 16 National Football Championship?

Secondly, I would like to express my concern for irregularity of outside participation for our sports personels. It is to be noted that appropriate achievement could not be maintained without outside participation what is the reason for this irregularity? Is it because the government hesitates to give incentive Award to the concern persons?

Thirdly, the hon'ble Chief Minister gives assurance to the visiting Director General N.C.C. Shri Bopana that potential effort will be made by the government for improvement of First Mizo Batallion N.C.C. but the matter has even been highlighted at the Budget Speech of the hon'ble Chief Minister. If we look into the provisions of budget in regards to NCC, only token of Rs. 10,000 is allotted. It is a shame that the newly established battalion is provided with only 2 staff of M.R. show are being accommodated at Sports Directorate Office due to non availability of appropriate Office. The hon'ble concern Minister may pleased given attention in regards to this matter.

It is regretted to learn that Home Department afford to buy Video Camera and numbers of helmet, where as requirement for improvement of NCC Batallion is neglected. Not only this, it is further learned that Rs. 1 lakh is spent for purchase of alcoholics, the material of which is not an urgent necessity. It may be wise for the government to divert provision under Home Department for improvement of Sports and Youths which is of utmost necessary. Thank you.

PU LALDUHOMA : Mr. Speaker sir, I first of all would like to ask the hon'ble Minister of whether an ideal achievement could be made in the absence of Sports Council even if certain programmes are scheduled to that effect. Secondly, why did the government dissolved sports council by neglecting the Principle of natural justice. Where as explanation and appropriate show cause notice should have been produced? This is a matter that needs to be discussed and decided by the Council Meeting as it concerns carrier of numbers of youths. I wonder why the hon'ble Chief Minister had given his consent without consulting the Cabinet to dissolve sports council. This does not only hurt the credibility of sports council but also of North Eastern Council, and could further be taken as a defamation

case. If a case is filed for the desolution and reconstitution, our government lose the case, we should have pre determination of how to deal with the on-going project, the up-coming 15 crore rupees from C.S.S. and Rs. 252 lakhs from NEC. In order to evade such problems, I request the government to revoke the said dissolution order. Thank you.

PU SAINGHAKA : Mr. Speaker sir, steps to be taken by The government for improvement of Sports & Youth is one of the most common topics here in the discussion.

During the ministry of Congress Party, a favourable house site was allotted to Boxer Zoramthanga and he was further posted as a coach, which is of Junior Grade of MCS. In this relation, I would like to know what favour has been given to Miss Jenny Lalremliani, our very own boxer who have brought good reputation for the Mizos.

Secondly, relating to the dissolution of Sports Council, our fellow member pointed out that there is no rule for reconstitution of this council. If so, how to deal with reconstitution of the sports council? How is the hon'ble Minister plan to deal with the Sports Council where as power of the president is being dissolved? It is learned that this Sports Council was being dissolved due to poor performance in the previous years. As far as my knowledge is concern, our Sports personels had brought home more than 100 medals at national level during the year 2001, 2002 and 2003. May the concern Minister give the detail and numbers of medal won by our Mizo participants at the national level during the year 2001, 2002 and 2003?

S P E A K E R : I now call upon the concern Minister Pu Z.H. Ropuia to give the answer.

PU Z.H. ROPUIA MINISTER : Thank you Mr. Speaker sir. I first of all have to explain the matter relating The question about incentive Policy of the Govt. for those outstanding Sports

personnel. During the year 2001 incentive cash Award had been given to certain youths. Board comprising of Sports Minister at its Chairman, Sports Commissioner and Director of Sports and Finance Representative as Board members, since certain medals won by our participants are of unrecognized discipline, selection of the beneficiary has been done carefully by scrutinizing the detail of whether the competition is recognized by the Olympic Committee. After having careful examination of the detail, Rs. 6,28,500 is spent in the field of Boxing, Rs. 3,28,500, for Football Rs. 37,500 for Basket Ball Rs. 28,000 for Judo, Rs. 6,22,000 for Taekwando and Rs. 65,500 for Wrestling. We are now preparing the selection from our performance last year. Notification is made for entry of application with a limited period and it will be examined by the

Selection Board. Fund will then be allocated according to the result of that examination. In the same way, the government is planning to provide incentive Cash Award for the period 2003 – 2004.

The question of whether there is the possibility for providing asset to the concern selected position besides their incentive Cash Award- it is appreciated that certain concern position were offered suitable Job and asset in the previous government. But considering increase of successful sports personel every year; offering of asset may not be suggestive as it is beyond our capacity. Yet alternative would be made by the government for outstanding sports personel as accommodation given to our Olympian Archer Lalremsanga and boxer Zoramthanga. The question concerning Miss Jenny Lalremliani, I would like to point out that the government considered not providing asset to her yet, since she is expected to make further achievement at a wider range of competition. Assistance and promotion may be given according to the level achieved by the concern person.

About improvement of N.C.C. Battalion, I am happy to mention that there is a plan to establish 2 more battalion knowing the fact that this will help employment scope for the up coming youths. Besides, there is an intention to give more clerical staff for the office of N.C.C.

Question relating to dissolution of Sports Council, it is important to determine of whether the bill which has been passed by the House is applied appropriately. In regards to the maintenance of Sports Council also, potential afford has been made by various Association of Sports so as to preserve appropriate application of the concern rules, yet number of problems persisted due to the absence of full time Secretary. As for this reason, the office bearer of the Sports Council too feels the neat to dissolve it. During the previous council, there were two meeting only where as it is supposed to have at least 4 times as there was no Full time Secretary to call the meeting.

PU LALDUHOMA : Mr. Speaker sir, as we have seen in the order, it is mentioned that the main reason for the dissolution of Sports Council is due to incapability to execute the work but we have learned from the Minister that the reason seems to be due to absence of full time Secretary. Which one is to be accepted, the order or the statement of the concern Minister?

PU Z.H. ROPULA MINISTER : Mr. Speaker sir, let me complete my statement first. Since the council is not having full time Secretary, The necessity is felt to guide the concern sports personels and it is not appropriate for the Executive Committee to take up the charge unless the Council Meeting authorized to do so. Besides, the Executive Committee seems not to follow the rules appropriately as not even a single meeting of the council general body was called during the period of 2 years. Where as it is supposed to be held 4 times.

PU LALHMINGTHANGA : Mr. Speaker sir, It is shown in the Act that unless the President calls the meeting, no one is entitled to do so. As for this reason, it may not be right to lay the blame on others and this matter needs some explanation.

Besides, if the Full time Secretary have to be of a paid Secretary, it will be necessary to create a post through recruitment rules. Who will prepare this recruitment rules when Sports Council is already being dissolved? How to deal with this matter?

PU Z.H. ROPUIA MINISTER : Mr. Speaker sir, It is to be noted that the Council body itself is being dissolved but not the Council Office itself. Our fellow member knows very well that the Act itself could not be dissolved but it has to be reconstituted, the Council by using this Act.

PU LALHMINGTHANGA : Mr. Speaker sir, the hon'ble Minister may please explain its main section or the subject section of the provision.

PU Z.H. ROPUIA : Mr. Speaker sir, if he still does not understand we may give him a copy.

PU SAIKAPTHIANGA : Mr. Speaker sir, the hon'ble Minister may please give explanation to the Act.

PU Z.H. ROPUIA MINISTER : Mr. Speaker sir, my answer is that the said Secretary will be posted on the basis of the main Act and this House already passed for creation of this post.

The question of revoking dissolution of this council, my answer is No, there is no intention to revoke it.

PU SAINGHAKA : Mr. Speaker sir, whether there is any Achievement under the Sports Council During the year 2001, 2002, 2003?

PU Z.H. ROPUIA : Mr. Speaker sir, as already pointed out, members of medal had been won by our Sports personnel during the last three years. Incentive has also been provided to the concern persons and for this reason, the Council is making favourable achievement.

MINISTER

PU SAIKAPTHIANGA : Mr. Speaker sir, Starred Question No. 78 for favour of answer by the concern Minister. (a) What is the amount of sanction for construction of Zotlang (Aizawl) playground? (b) What is the area which has already been constructed so far? (c) What is the amount of expenditure? (d) When will a qualified Football Ground to be constructed?

PU Z.H. ROPUIA : Mr. Speaker sir, answer to the question (a) The central government sanctioned Rs. 3.00 lakhs for the construction of Zotlang Playground. (b) The area of 30mx20m has already been completed. (c) Rs. 3.00 lakhs has already been utilized for the construction. (d) For the time being, it is not possible to construct a qualified Football ground in Mizoram.

MINISTER

PU R. LALZIRLIANA : Mr. Speaker sir, today is the 60th birth Anniversary of the House Leader and the Chief Minister Pu Zoram-thanga I wish him the best of health for his service to the people of Mizoram.

To start my supplementary question, I have to mention that my constituency, Saitual have its own importance as it is the area where famous mountain Chalfilh and a beautiful lake Tamdil are situated. Knowing its Geographical importance, there was a plan for construction of Sports Complex at Saitual. My question is whether this government is planning to construct a qualified Sport Complex within Saitual Constituency?

PU Z.H. ROPUIA : Mr. Speaker sir, my answer to the question made by Pu Lalzirliana is - Yes, there is a plan

MINISTER

PU SAIKAPTHIANGA : Mr. Speaker sir, Supplementary question please. Who maintain expenditure of the said playground? From whom the concern contractor drawn sanction for the construction? The hon'ble Minister pointed out that qualified football ground could not be constructed. If so, may the government determine to constinct a qualified Football ground?

PU R. LALZIRLIANA : Mr. Speaker sir, I have to express my gratitude for the plan for construction of sports Complex within Saitual Constituency. May the hon'ble Minister further explain the detail of that plan?

PU Z.H. ROPUIA MINISTER : Mr. Speaker sir, there are certain opinions about Zotlang pressure of the concern people, the department have now submitted the project for construction of playground to the Central Government. This playground is meant not only for Football, but also for other sports items such Basket Ball and Tennis Court. Yet, there si no intention to improve this ground to a qualified playground.

Relating to the question for construction of Sports Complexes at Saitual, I have to find out that with the efforts made by the concern authority of sports council, fund amounting to 216 lakhs is being sought from the central. Financial sanction for this is maintained by the council departmentally. Thank you.

SPEAKER : Starred Question No. 79 to be asked by Pu H. Liansailova.

PU H. LIANSILOVA : Mr. Speaker sir, Here is the question for favour of answer by the Minister for P.W.D. (a) What is the estimated amount for the construction of Millenium Trade Centre at Upper Bazar Aizawl? Whether this provision is of Loan or Central Assistance? (b) Is it true that the government have set up, a special authority to maintain the construction? If so, on what basis the appointment is made? What is the status and condition of this authority? (c) It is learned that this trade center will be rented out on the basis of advance booking system. How will this be maintained? (d) How far have the M/S NBCC play its role in the construction of Millenium Trade Centre?

PU ZORAMTHANGA : Mr. Speaker sir, before making answer,
CHIEF MINISTER I would like to express my opinion to the members that it is more appropriate for the concern Minister to repeat the question before making his answer as it is easier to understand for the members and the people who watch this discussion from Television.

To start with, I would like to make a connection that it is 'Millenium Centre' but not Millenium Trade Centre as given by owner of this question as it will include other business besides Trade. To answer the question -

(a) Budget requirement for construction of Millenium Centre at Upper Bazar Aizawl is 42 crore rupees and is funded by Vijaya Bank on loan Rs. 15.10 crore has already been received at the start.

(b) The Government have set up Authority for the construction following permission made by a meeting of Council of Ministers on 21.8.2002 and registration is made on the basis of Society Registration Act, 1860 as modified by Mizoram Act No. 2 of 1977. This has been set up as an Autonomous Body.

(c) Rs. 35 - 400 lakhs has already been received from advance Booking of those who are interested and is deposited into Vijaya Bank under the Account of Executive Director, Millenium Trade Centre Authority.

(d) NBCC is not involved in the construction of this Millenium Centre.

S P E A K E R : Suggestion made by leader of the House on repetition of question while answering the question is much appreciative. Even if General Purpose Committee have passed not to repeat the question in order to save more time, it could be withdrawn if it is done for the better.

I now call Pu Liansailova to move this supplementary question.

PU H. LIANSILOVA : Mr. Speaker sir, the hon'ble Minister have pointed out that Millenium Centre is built from loan money funded by Vijaya Bank. In regards to maintenance of the market, Trade & Commerce Department as well as L.A.D. have their own responsibilities. Yet the government is setting up Authority to maintain the same. In this connection, I would like to know whether the government laid down appropriate policy for the maintenance. The newly set up Authority is supposed to be responsible for correction of rent. Will the collected rent be put into revenue of the Government or use for maintenance of its own building.

It seems that the building will be able to accommodate large position for market. Is there any way to accommodate grocery market within the building? It is such an eyesore to look around every wepside of Aizawl city being occupied by vegetable sellers. In fact, it may be wise to determine appropriate place to that effect.

PU LALHMINGTHANGA : Thank you Mr. Speaker sir, supplementary question please. The Leader of the House have mentioned that the said Authority is of an Autonomous body. May he further explain the composition of the body? Who are the members? What is the terms and conditions of the body? How will it function?

Next, we have learned that Rs. 35 to 400 lakhs has already been received from advance booking. What is the process of the selection? Is this done through advertisement? Who is the contractor of the building? for which period contract agreement is signed?

It is regretted that earth cutting of a position of this area was too deep which again needs to be refill and large sum of fund is spent for the leveling of the ground. What is the main reason for that problem?

PU SAIKAPTHIANGA : Mr. Speaker sir, the hon'ble Minister have pointed out that the said contribution is being deposited at Vijaya Bank. Whether the concern contributors benefited by the interest too? On what condition those concern persons make their contribution? When will the said market be occupied? Whether all the concern persons are of Mizos.

S P E A K E R : Hon'ble Chief Minister to answer the question.

**PU ZORAMTHANGA
CHIEF MINISTER** : Mr. Speaker sir, to begin my answer to the question of Pu Liansailova relating to the policy for the maintenance of Millenium Trade Centre. Members of the Millenium Authority have a governing board of an autonomous body. Initially, it was planned that the expenditure for construction and maintenance will be borne from contribution taken in advance from aspiring occupants of the building. The board consists of Chief Secretary as a chairman and the members are Secretary, PWD, Secretary of Planning, Secretary of Finance Department, Commissioner of

Trade & Commerce, C.E. P.H.E. and C.E. Power & Electricity Department. It is also consists of other members who are board members. Those members are concerned with plan and construction of the building till its completion. This is the composition of the authority and the terms of Reference with which I supposed I have also answered the question of Pu Lalmingthanga. The question of how to use contribution made by certain interested persons, it is supposed to be utilized for the construction. Yet it is now being deposited at Vijaya Bank, the Bank that funded the construction. Since it is not possible to acquire fund for the construction itself, it is necessary to take loan from Vijaya Bank with the interest of 10% we prefers Vijaya Bank to State Bank because of the amount of interest as the latter offers 13% interest.

The question of division of Power between LAD and commerce, it is to be noted that Agency and nodal department for the construction is LAD yet maintenance of the market will be taken up by Trade & Commerce Department. Consultant for the construction is vesion international, Bangalore and is contracted by Larson & Turbo Company. Tender for the Contract work is applied by 3 contractors and it is given to the said at the rate of 28.95 crore rupees. The original plan for the construction is slightly changed due to land slip of the upper portion of the area. The existing capacity of the market is 305 nos. with parking place for 117 two wheelers and 69 light vehicles. The building is planned to accommodate 2 capsule lifts which is expected to complete within October, 2005. It si further planned to accommodate Public meeting hall with a capacity of 2000/3000 people and Hotel 3 or 4 Star at the attached room. Yet construction of Hetel is not included in the first phace.

All the contributors for the construction are of Mizos still we are welcoming some more contributions.

The question of leveling of the earth work of the area, refilling work had been done within a week or so and it is useless to question who are responsible for those as it has already been done.

Mr. Speaker sir, with your permission, I have to make correction which is of self - explanatory to the answer of unstarred question no. 58.

PU SAINGHAKA

: Mr. Speaker sir, It is pleasing that the hon'ble Chief Minister have now made correction to the answer k of my Unstarred question. Yet, I would like to know about non-lapsable pool fund. It is reported that 8 contract works are claimed to have been completed and the rest 51 as of on going work. If so, completed work of Mizoram has not been highlighted on DONER Newslines as others. Whether information has not been fully given to the DONER newslines as it was issued on last June?

S P E A K E R : The matter may be pursued immediately as it is unappropriate not to highlight the work of Mizoram where as achievements of other states are highlighted.

The hon'ble Chief Minister will now lay correction paper for answer to Unstarred Question No. 87 of Pu Zodintluanga.

**PU ZORAMTHANGA
CHIEF MINISTER** : Mr. Speaker sir, with your permission, I hereby lay correction which is of a self explanatory of the answer to Unstarred Question No. 87. In relation to the question of Pu Sainghaka, it is regretted that report of the work might not have been received due to lack of appreciate communication which is much regretted.

S P E A K E R : A copy of that correction may now be distributed to the members. We will now move to the next business which is of legislative business. We will discuss about two amendment bills which may be passed later if voted. I, now call upon Pu H.Vanlalauva, Minister of Local Administrative Department to ask permission of the House to introduce Second amendment Bill 2004 of Mizoram Urban and Regional Development Act, 1990.

**PU H. VANLALAUVA
MINISTER** : Mr. Speaker sir, I ask your permission to introduce to the House, the Second Amendment Bill of the Mizoram Urban Regional Development Act, 1990.

S P E A K E R : The House allows the hon'ble Minister of L.A.D. to introduce his Bill. I now call upon to introduce.

**PU H. VANLALAUVA
MINISTER** : Mr. Speaker sir, with your permission, I hereby introduce 'The Mizoram Urban and Regional Development Act, 1990 Second Amendment Bill for favour of discussion here in the House.

S P E A K E R : The Minister have now introduced the Bill. I now call upon the Minister to move the Bill.

**PU H. VANLALAUVA
MINISTER** : Thank you Mr. Speaker. The Mizoram Urban and Regional Development Act 1990 has been formulated in accordance with the Model Law of Ministry of Urban Development, Govt. of India. Yet, the necessity is felt to modify some portions. It was then amended in 1996 and the rules was enacted in 1998. Knowing the importance of this rule for the development and the safety of the people, it is decided to put forwarded for discussion of the House.

This rule is put into effect from 2000 with its own Board the Mizoram Urban Planning Board under the Chairmanship of Chief Minister. Besides, Town Planning and Development Committee was set up in 8 different towns with the concern sitting MLA as the Chairman. As demanded by Act and Rules, Master planned had been provided for Aizawl City and other a towns for which government approval has already been attained.

Keeping in mind the importance of this rules for the development and the safety of the people, I believe all the members would vote in favour of passing this bill. This proposal contains amendment for the main Act section 10, sub section 1 of section 29, section 34 (b) and section 35 – sub section 7. Here in sub section 7 of section 35 it may be necessary to add more sub section.

Mr. Speaker, I therefore earnestly request each of the member to pass the Mizoram Urban and Regional Development Act, 1999, second Amendment Bill 2004 here in the House.

S P E A K E R : The hon'ble Minister have now moved the Bill. To begin our discussion. I call upon Pu Sainghaka to move his speech.

PU SAINGHAKA : Mr. Speaker sir, it is appreciated to learn that the government put forward bill for amendment with a view for better solution to the urban problems.

As we have seen here at No. 12 that 'no compensation shall be claimed by any defaulter for any damage which he may sustain in consequence of removal of any structure or building or

development or the discontinuance of the use of land or development under section 34 or section 35 of this Act'. It is highly appreciated to see whis plan of the government. But I am afraid this plan is not achieved as it will be necessary to enroad land owned by private. As for this reason the government should make strong effort so as to achieve this favourable plan.

In this connection, I would like to request the hon'ble Chief Minister to give the detail of financial involvement for this plan. It is appreciated that he himself have made correction regarding this ffinancial involvement. Yet, there are points which I need to familiar with in connection with 81 crore rupees which its said to have been released for construction of road between Bawngkawn - Durtlang. Besides, in reply to starred question No. 29, it is mentioned that 4.55 crore rupees had already been spent for construction of road. Whether the said amount had been used only for construction of nead.

Moreover, it is mentioned that the sanction of 263.5 crore rupees is of non-lapseable Pool fund. It is confusing to learn that DONER have shown Rs. 344.71 crore rupees as being released for Mizoram where as the answer of the hon'ble Chief Minister to that effect amounting only Rs. 263.5 crore. It may be pleasing if clarification is made in this regard.

Thank you.

PU LIANSUAMA : Mr. Speaker sir, proposal for amendment of this rule is good generally yet I would like to request the concern Minister to clarify some points 'Before that, I want to express my desire for having suitable drafting of this amendment as there are number of points to be criticized. Draft prepared by drafting wing should have been given to Law Department for editing as necessary so that objective and reason of the point could clearly be shown.

Coming now to the main subject section 35 subsection I mentioned that "The decision of the Chief Town & Country Planner on the question of what is unauthorized development or building nature for the purpose of this Acts are final" I opine it is not convenient as D.C. is authorized to make the decision in any complain or issue permit. It may be necessary to make some explanation in this regard.

Again regarding section 35, sub-section 8, I opine it is not appropriate for Chief Town and Country Planner to refer any complain to D.C. I therefore feel that section 29 needs no amendment.

S P E A K E R : As already pointed out by Pu Liansuama I think it is necessary to put drafting wing under Law Department provided

with 3 or more supporting staff. It may be pleasing if the concern department notes down this suggestion. I now call upon hon'ble Leader of the House to have his speech.

PU ZORAMTHANGA : Mr. Speaker sir, in reply to the ques-
CHIEF MINISTER tion of Pu Sainghaka, expenditure of 6 crore rupees also includes formation cutting, black topping and construction of pavement.

Point raised by Pu Liansuama relating to drafting wing, I do support the suggestion and we will discuss the matter with Law Minister as soon as possible.

PU SAINGHAKA : Hon'ble Speaker sir, it is said that the DONER sanctioned Rs. 344.71 crores from Non-Lapseable Pool Fund. While the total receipt of the Government of Mizoram is Rs. 263 crores. The reason of its difference is not yet clarified.

PU ZORAMTHANGA : Hon'ble Skpeaker sir, there may be
CHIEF MINISTER difference. We will verify it and clarify later on.

Hon'ble Speaker sir, I feel that it is very pleasing to be brought-in The Mizoram Urban and Regional Amendment Bill on this day. It accords and complies with the policy of this New Ministry. That is its goodness. Anyhow, we know that there are some provisions which require amendment and adjustment in the execution of law and order with the punishment of the offenders. It seemed that section 35 (8) (9) (10) (11) & (12) needed amendment for smooth functioning of the Rules. But I would not speak about its technical in detail. What I want to speak is the 'encroachment', Many people encroach the road and their neighbours when constructing houses. Some buildings are also too high and danger for the owners and its adjoining houses. We have the Master Plan for Aizawl since June, 2002. There are suggestions through municipality from ten years back. But we will know that there are many goodness and many burden for the Government. Financial involvement may be very high with its extra expenditure. That's why, it cannot prosper. This bill already had statutory authority and the board is also already set up. But it can't function properly.s that there is some defects in its provision. It seemed that it is its mechnism or executive machinery. It has been discussed many times. The highest official authority is the Chief Town Planner. But we need more inspectors to watch the roads and location of buildings to be constructed. The scheme and plans of such buildings are to be approved by the authority. Only

after getting approval, one may construct houses, as per the approval. Other States follow this system. The extension of Mizoram House at New Delhi takes one year for such approval. Accordingly this Government is going to run government properly under the urban and Regional Development Act through the Board under the Chairmanship of the Chief Minister. But post creation will not be there, the experts like E.E. etc. from various departments will be roped in for the mechanism. Every plans and schemes will need to be approved by the Government. We are now taking prompt, action so that it may be implemented during this calendar year.

It is therefore, very pleasing to have this Amendment Bill in time. But we are looking for the ways and means of its mechanism and we need good advices from different angles. I therefore, request all the hon'ble Members to pass this Amendment Bill for the success of The Urban and Regional Development Act and Aizawl Master Plan June 2002. Thank you.

S P E A K E R : Now, let's call upon the hon'ble Minister Pu H.Vanlalaauva to wind up the discussion, also to ask the House to pass it.

PU H. VANLALAUVA MINISTER : Thank you Hon'ble Speaker sir, I am very happy for this august House accepts "The Mizoram Urban and Regional Development (Second Amendment) Bill, 2004" It is also fortunate to know that I was called upon to wind up the discussion without further discussion. I will not take much time as we have another bill to discuss. The provision for the post of the chief Town and Country planner post is not yet created. The senior Town and Country Planner is the head of this department now. The department also works earnestly hard. This Act is also prepared in our own dialect for everyone to know its provisions and the people may know each of their responsibilities to safeguard the city.

The main Act section 68 provided that any question arises regarding offence will be settled by the first class magistrate. Because the punishment is 6 months imprisonment and a fine of Rs., 2000/-. The second class Magistrate cannot impose fine more than Rs. 1000/-. That's why, 1st class Magistrate is the sole authority to settle the questions in regards to punishment. And section 35 (9) kprovided that any question arises will be settled by the Chief Town and Country Planner. Does this mean it is legal offence? While the case of such legal offence will be settled by the first class Magistrate, this case is to be settled by Chief Town and Country planner.

PU LIANSUAMA : Mr. Speaker sir, section 27 underlines the necessity for anyone who intends to develop his own land to inform the

concern department beforehand. If his application is rejected by the concern authority, he may submit his complaint to the Secretary. It is not appropriate to submit his complain to the District Attorney as power vested by section 68 to 1st class Magistrate absolutely concerned with other matters. I, therefore suggest that section 29, concerning the authority to whom any complain to be submitted be amended.

**PU H. VANLALAUVA
MINISTER**

: Thank you Mr. Speaker sir. The opinion of Pu Liansuama may be right if we consider on the basis of protocol. But since the Act pointed out clearly that the sole authority concerning this case is 1st class Magistrate e.g. D.C., it is necessary to submit the said complain to him hen the concern secretary rejected his application previously.

I therefore, feel it is necessary to pass this proposal of amendment to this Act which may be implemented immediately. If this proved to be imperfect, it could further be amended as necessary.

As we have seen at section 9, in the case of developing a private land holdings, final decision may be made by the Chief Town & Country Planner of whether the concern land holders cross the line. If the concern land holders fails to obey instruction of the authority, it is the duty of the concern department to do the job with the expenditure to be vorne by the land holder.

I therefore, earnestly request the House to pass in favour of amendment of this bill. Thank you.

S P E A K E R

: Pu H.Vanlalauva, Minister is requesting the House to pass The Mizoram Urban and Regional Development (Second Amendment) Bill, 2004. It will be now Voted.

(The bill is voted and passed)

Now, let us call upon Pu H.Rammawi, Minister for Parliamentary Affairs Department to ask the House to introduce "The Mizoram Salary Allowances and Pension of the Members of the Legislative Assembly (Second Amendment) Bill, 2004".

**PU H. RAMMAWI
MINISTER**

: Hon'ble Speaker sir, with your kind permission and the House. I beg to introduce The Mizoram Salaries Allowances and Pension of the Members of the Legislative Assembly (Second Amendment) Bill, 2004 in the House. (SPEAKER : Do you agree to introduce it? If so, let him introduce it).

Mr. Speaker sir, I introduce in the House 'The Mizoram Salaries, Allowances and Pensions of the Members of the Legislative Assembly (Second Amendment) Bill, 2004.

S P E A K E R : The copies be laid on the Table of the House. Now, let us call him again to ask for consideration of the Bill in the House.

PU H. RAMMAWI MINISTER : Pu Speaker, before I make clarification on the amendment bill, I would like to point out for house information that there could be typing mistake or errors when the department makes fair copy even after the bill is vetted by Law Department. Hence, it is for all to understand that there would be mistake. I 'll not repeat what the hon'ble Speakers clarified.

If we turn to the first section 2 of the amendment bill, the provision '2 days before or after committee' be substituted by the words 'not exceeding one day'.

Under sub clause 2 of section 2 under clause L, a new proviso 'notwithstanding contained in sub-clause' be inserted. Under section II for the purpose of Salaries, allowances and other amenities, the term of office of a member means 'a period beginning with the date of a member takes oath or affirmation to be such a member and ending with the date on which his seat becomes vacant or dissolution of the Assembly which ever is earlier'.

As proposed, the whole of section 12 is amended so does its membering. In the wording - 'a member may be provided a new vehicle', the word 'new' should be deleted as that is a typing error. And the provision - 'vehicle, the cost of which shall be' needs some explanation.

Before this amendment is made, the Assembly Secretariat used to purchase vehicle for the members and registration is all fallen up by the Office. After registration, the vehicle is at the disposal of the member thus sharing responsibility with the office in its maintenance. Besides this, the Office provides Rs. 32,000/- for maintenance of vehicle for 5 years. The money was given by 5 installment to the members. Now, the money for maintenance has been terminated instead money for purchase of vehicle is to be given to the members and within 3 months, the member will purchase vehicle and give report here in the Assembly with the registration number. After all the necessary formalities have been done and reported, the office will provide co-terminus driver thus the govt. will save money that used to be given to the members for maintenance of their vehicles purchased by the Assembly Secretariat.

In section 15, Rs. 4000/- is to be substituted with Rs. 5000/- 'Member' will include all Members during Assam, U.T. etc. If a member is elected more than three time Rs. 5500/- will be substituted by Rs. 6500/- that is the purpose of this amendment bill under section II After this Amendment Bill is passed, if a member is elected once. Rs. 1500/- will be added automatically if he is elected again and so on. And it appears that 5% is rearranged. Some provisions of section 3 and 2, 2 and 4(a), 4 and 5, 2 and sub section 6 are changed together as they were rearranged.

In this way, the member of sections are being rearranged. The most important provision is section 6. The provision is that "When any person entitled to pension under sub-section one, he so entitled to any other pension, such person shall be entitled to receive the pension under sub-section, in addition to such pension" This is the difference between the pension of government servant officers. This lifted the restriction. This is the new provision. Sub-section 7 is only newly arranged, there is no alternation at all.

Mr. Speaker sir, under amendment of sub-section 1 of section 17 "family pension" is to be printed. It is typing mistake. In the same section "as amendmend" is also typing mistake. It is not additional, the purpose of the provision of family pension Rs. 2000/- is to be attend as 'Rs. 2500/-'. In page no. 5, section 18 of the drafted bill the last paragraph is to be deleted. And it is proposed to make interpretation section in section 21. That is, "If doubt arises, Speaker's decision will be the final decision" That's why section 22 will become automatically section 23. Those are the purposes of this amendment bill. Mr. Hon'ble Speaker sir, this amendment bill is carefully examined by the GPC and sub-committee. I do request the House to consider the matter and to pass it immediately without further discussion. Thank you.

S P E A K E R : The Hon. Minister has moved the Mizoram Salaries, Allowances and Pension of members of the Legislative Assembly (Second Amendment) Bill, 2004. Those who agree to pass may say 'agree' and those who do not may say 'not agree'

(The Bill was voted and passed)

bill moved by Pu H.Rammawi.

The House has unanimously passed the

P U H. R A M M A W I : Pu Speaker, I thank the House.

S P E A K E R : Well, we now come to the end of this Session. We have finished all the business but I want to make some

Announcements before we dispose. Our present Session is framed to last only 7 days and on the first day, Pu C.Lalrinsanga, from Vanva Constituency was elected to the high office of Deputy Speaker, without uncontroverted. Today, we come to the conclusion. Business transacted in this session are –

Number of Starred Questions received - 173. Number of Starred questions rejected is 3 mainly due to late in coming 142 was admitted. 7 was clubbed. 91 was placed under List of Business. 22 was orally replied in the House 69 was not due to shortage of time limit. 43 was converted into Unstarred.

There were all together 152 Unstarred Questions of which 20 was rejected, 132 admitted, 11 clubbed and 2 was not replied due to non-receipt of replies on time. They are questions from Pu Zodintluanga from Buarpui Constituency to be replied by P.W.D. They are Unstarred Question No. 94 and No. 142. The House expects departments to furnish replies on time.

Of 29 Private Resolution received one was rejected and one adopted. The following are presented to the House. –“

- (1) The Second Vote on Account for the Month of August – November, 2004 and Voting of Vote on Account” by Pu Zoramthanga, Hon’ble Chief Minister and the same had been passed by the House.
- (2) Business Advisory Committee Report for this Session by Pu Lalchamlia, Speaker.
- (3) The 1st Report of the Rules Committee by Pu Lalhmingthanga.
- (4) The 1st, 2nd, and 3rd Reports of the Committee on Subordinate Legislation by Pu D.Thangliana, Chairman of this Committee.
- (5) The 3rd, 4th and 5th Reports of Public Accounts Committee by Pu Sainghaka, Chairman of this Committee.

Besides the above the following papers are laid by the Ministers.

- (1) The Mizoram Legislative Assembly Members death gratuity & Family pension Amendment rules, 2004, by Pu H. Rammawi.
- (2) The Orphanages and Other Charitable Homes, Supervision and Control Rules, 2003. by Pu R.Tlanghmingthanga.
- (3) The 12th Annual Reports of the Mizoram Public Service Commission 2002 - 2003 by Pu Tawnluia.
- (4) The Mizoram Public Demand Recovery Rules, 2004 by Pu B.Lalthlengliana
- (5) A copy of correction to answers to Unstarred Question No. 58 put by the Hon’ble member Pu Sainghaka on 25th June, 2004, by Pu Zoramthanga, the Chief Minister.
- (6) A copy to correction to answer to Unstarred Question No. 87 put by the Hon’ble member Pu Zodintluanga on 25th June, 2004, by Pu Zoramthanga, the Chief Minister.

During this Session 4 Bills had been introduced and passed unanimously. They are. –

- (a) The Mizoram Appropriation No. 4 Bill, 2004.
- (b) The Mizoram Organic Farming Bill, 2004.
- (c) The Mizoram Salaries and Allowances & Pension of Members of Legislative Assembly (Second Amendment) Bill, 2004.
- (d) The Mizoram Urban and Regional Development (Second Amendment) Bill, 2004.

Governor's assent had been obtained for the following bills.

- (1) The Mizoram Appropriation No. 1 Bill, 2004.
- (2) The Mizoram Appropriation No. 2 Bill, 2004.
- (3) The Mizoram Appropriation No. 3 Bill, 2004.
- (4) The Mizoram Appropriation No. 4 Bill, 2004.

I would like to express my sincere thank to every Members my sincere thanks to every member for taking active part to accomplish all schedules of the Session smoothly. Lastly, His excellency, the Governor of Mizoram presents Light refreshment for all of us which would be served just after this Session every member is invited. We now finished our business. The House is adjourned sine die at 1:00 P.M.

T. SAIKUNGA
Secretary.