

S P E A K E R : Repay no one evil for evil, but take thought for what is noble in the sight of all. If possible, so far as it depends upon you, live peaceable with all.
Rom. 12:17-18.

We'll now call Pu Lalhmingthanga to ask Starred Question No. 21.

PU LALHMINGTHANGA : Pu Speaker Sir, Starred Question No. 21 will the Hon'ble Public Works Department Minister be pleased to state -

(a) Under centrally sponsored scheme of Rural Connectivities Project, how many roads have been constructed in Mizoram.

(b) What is the total expenditure ?

S P E A K E R : We'll now call the Hon'ble Chief Minister to answer the questions.

PU ZORAMTHANGA : Pu Speaker Sir, the answer to the
CHIEF MINISTER Hon'ble Members Question are as follows -
(a) Under Centrally Sponsored Scheme of Rural Connectivity project, 36 roads have been constructed, and 23 is underconstruction. The total expenditure so far is, Rs. 13,032,58.00

PU LALDUHOMA : Pu Speaker Sir, First of all, I would like to know, why M.N.F. party collects 3% from the contractors of PMGSY ? Further, I would like to know the reason why the Department cuts 20% to 30% from the contractors. Is there such provisions ? From the information we have, the department utilised these funds for Muster Roll pay.

Out of the L.O.C. issued, what is the total amount of pending bill ?

In Manipur PMGSY has been abandoned, if the same happens in Mizoram due to poor quality of work, the House Leader will be responsible therefore, I would like to ask if, the present practice should be stopped, and start practising according to rules and provision.

PU ZODINTLUANGA : Pu Speaker Sir, Supplementary Question. Hon'ble member from Ratu has mentioned some of the points. I wanted to high light, My Question is - From what context is the working estimate prepared ? Under what head will this cut - fund be allocated ? Will it be for party fund or for the purchase of expensive car. I request the Hon'ble Minister to clarify.

PU ANDREW LALHERLIANA : Pu Speaker Sir, thank you, since Hon'ble Members from Ratu and Buarpui constituency have mentioned the points. I intended to highlight, I will not repeat Pu Speaker, I would like to suggest if the Minister in-charge could step down and hand over this Department to a Minister, who can restrain himself from corruption.

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

PU ZORAMTHANGA CHIEF MINISTER : Pu Speaker Sir, the Question made by Pu Lalduhawma regarding the collection of 3% by MNF party. Pu Speaker, as we all

understand, party runs with the help of donation contributed by contractors and workers. There may be donors who are willing to donate 3% or even more or less, the donation depends upon the desire of the donors. Once a contractor is issued work order, he is entitled to receive what ever is due to him.

There is a little complication in PMGSY, unlike road construction under NEC, and NABARD. In PMGSY, maintenance of works completed is to be looked after by the contractors for the next 3/5 years. However, it is difficult task for the contractors to maintain the work, therefore, an agreement is made between the contractor and Public Works Department, there by which the maintenance cost will also be allotted in favour of the Public Works Department and the account, is properly maintained for checking.

Bills are not prepared if the construction work is not up to the mark as per the given provision. In fact, action is taken against Engineers who prepare bills in such manner. There is a proposal to black list contractor whose works are sub-standard. In regard to the allegation made by the member that, bills that are sanctioned are withheld due to the expectation of party donation, I would like to state that it is not true. It is up to the contractors to donate party funds.

At first PMGSY is taken up with hurried steps, as it is a new project. There are in some cases where the estimate is too high, whereas in others it is too low. Therefore, review of working estimate is done, thus payment of bill is done accordingly. For the formation cutting there is a provision of 50% and in some case a little higher than 50%.

PU K LALRINLIANA : Pu Speaker, The Hon'ble Chief Minister mentioned that he is ready to give some of his portfolios to other Ministers if necessary. If so, I would like to advise him to do so - while Pu R.Tlanghaihthanga got the charge of Public Works Department, this department was praise worthy in financial matter.

S P E A K E R : Although we all have freedom of speech the matter portfolio, of Minister is the prerogative of the Chief Ministers. To conclude this question I will now call upon Pu Lalhmingthanga, to ask the last supplementary question.

PU LALHMINGTHANGA : Mr Speaker Sir, thank you. From the speech of the Hon'ble Chief Minister we can pre

sume that there are some mistakes under PMGSY. Generally, the work under this scheme are classified into various stages such as formation cutting, making of retaining wall and culvert. Besides, metalling and Black Topping are the final stage. All these stages of work are done through separate tenders. So, there might be misappropriation of fund easily. We, therefore, need to apply better system than this. Can steps be taken in this regard.

PU ZORAMTHANGA CHIEF MINISTER : Mr Speaker Sir, I would like to point out the language used by Pu R.Lalzirliana as he said, "Do you misuse funds?" Directly to other members. Such system of speaking does not seem to be a parliamentary language. we

other members. Such system of speaking does not seem to be a parliamentary language. we should rather address to the speaker only by using the word 'they' instead of 'you'. Anyway, some members praised the works under the Rural Connectivity. Meanwhile, other members denounced it. It is depending upon the will of every member. We try our level best to do various developmental works and we do not practise corruption in this regard. We do not interfere in the decision of the Engineers while preparing the bills of various works.

PU R.LALZIRLIANA : Mr Speaker Sir, let me use the word 'they' instead of 'you' from now on. I know that the concerned Minister does not interfere in the work mentioned above. But, they demand 3% from the estimate amount of the work for donation, which will not be noted down in the measurement book in writing.

**PU ZORAMTHANGA
CHIEF MINISTER** : Mr Speaker Sir, we do not collect 3% from every one. There are some who contribute more than 3% and even lesser. We all know how central congress party functions it is the usual norms that political parties function with the help of funds that is donated.

As for what Pu Hminga mentioned, it is our wish as well, however, we have to function as per the guideline of PMGSY which is not below I crore. Formation cutting and permanent work, comes under one tender unlike Public Works Department. This is the most difficult part to tackle in PMGSY. It further emphasises that, the contractor will do the work of maintenance. We have discussed this matter with the authorities several time.

PU LALHMINGTHANGA : Pu Speaker, what the Hon'ble House Leader just mentioned is cleared, however, the Hon'ble House Leader mentioned earlier that, the central Government changes its guidelines, now and then. If this is so, the Hon'ble House Leader should give constructive suggestions to the Instructing authorities of the central Government. This will clear the confusion in the working system. Will the Hon'ble House Leader be able to take step this way ?.

**PU ZORAMTHANGA
CHIEF MINISTER** : Pu Speaker, I have discussed the matter several times with the authorities, however, I will do whatever I can, and take up the matter, as it is also our wish.

S P E A K E R : We have taken one hour for one question. We will move on to the next question. Hon'ble Member Pu Lalrinliana to ask Starred Question No. 22.

PU K LALRINLIANA : Pu Speaker. Thank You. Will the Hon'ble Horticulture Department be pleased to state - Is there any facilities from the Department for Grape and Orange Growers from Khawhai Constituency ?

S P E A K E R : We will now call Pu H.Rammawi Hon'ble Minister to answer the question.

PU H.RAMMAWI MINISTER : Pu Speaker, the answer to the question is not at present.

S P E A K E R : We will now call Pu R. Lalzirliana.

PU R.LALZIRLIANA : Pu Speaker, it is worth giving praise to Horticulture for their Anthurium production. Anthurium growers are selected to visit Holland, the Hon'ble Minister emphasises that the selection should be made strictly for those who produces Anthurium, however, it seems that the selection has gone unlike the Hon'ble Minister's desire. Is this because of the interference of the Hon'ble Chief Minister or the Principal General Secretary ?

PU LALRINLIANA SAILO : Pu Speaker, I ask what facilities, the Department have? Recently, I visited the area, there are families who wishes to grow grape and oranges, but due to non-availability of seeds and lack of fund, they are unable to do so. They requested me to approach the Government for their problems, I have done so, but nothing has been done so far. I would therefore, like to request the Hon'ble Minister if he could look into their problem.

PU S. HIATO : Pu Speaker, It is note worthy of the success of grape growers, however, it is de spairing to note that they are unable to market their products. Excise ceased wine, the bye-product of grape. Why is this so, what is the purpose of growing grape? Pu Speaker, we are stamping on the poor growers, are we not hindering the needy of their Sole Support ?

PU H. RAMMAWI MINISTER : Pu Speaker, regarding the visiting of Amsterdam mentioned by Pu R.Lalzirliana, it was highlighted in the local news paper. This is for the incentive of florism, provided by the Government of India under which we are to select three persons. There is a great confusion in the selection as, their are persons who are members in both florist and growers. Therefore, there is bound to be a speculation over the selection as we have to select just three persons out of the many members.

PU R.LALZIRLIANA : Pu Speaker, the candidates who were selected were greatly disappointed due to the fact that after they had gone through the trouble of preparing their passport, and spending huge amount, they were dropped at the last moment. I suggest that the Government do not repeat such an act again with the present selection.

PU H.RAMMAWI MINISTER : Pu Speaker, I agree there was speculations in the selection last year. However, we are trying to tide up the selection from now on.

As for Pu Rina's question, at present we are supplying the saplings in poly-pots. Coming to the point mentioned by the Hon'ble Member from Saiha Constituency, it is true we are facing a delima in procuring a market for grape products. The fact is that in order to reap more profit and procure a suitable market we need to go market oriented, which means, we need to sent grape juice to wineries. The problem here is that if we do so it comes into conflict with the

MLTP Act. In order that the production goes on large scale, the Government of India too has shown keen interest and support. However, as we don't have a new policy the growers could face a delima as it is the situation at present. The Technology Mission especially has given its view that if our MLTP Act is not amended they would stop funding us.

Pu Speaker, I would not to abandon the cultivation of grape but rather take initiative to solve the problem.

S P E A K E R : We'll move on to Starred Question No.23 which is shared by Hon'ble Members Pu Lalhmingthanga and Pu Andrew Lalherliana. We will call Pu Andrew Lalherliana to ask the question.

PU ANDREW LALHERLIANA : Pu Speaker. Thank You. Will the Hon'ble Minister, Higher and Technical Department be pleased to State -

- (a) Does the Government have rules or guidelines for the candidates of Doctors and Engineers?
- (b) Does the Government knows that it needs to review the selection proccdure of Doctors and Engineers and technical studies under Mizoram Government?

DR LALZAMA MINISTER : Pu Speaker, the answers to the Hon'ble Member's Question are as follows :
(a) Yes, we have selection of candidates for Higher and Technical Courses Rules, 1999. And the latter is amendment.
(b) Whatever needs to be amended is amended from time to time.

PU ANDREW LALHERLIANA : Pu Speaker, there is complaint from public in regard to the selection. There are students who evaluate the mark they are to attain from entrance test upto 95%. But these students are dropped from the selection. Pu Speaker, if we look at the rules 1999, there is a clause which states that - "no re-checking or re-evolution of answer sheets after declaration of the result of the selection examination shall be allowed in any case". Therefore, it seems that the department conducts exam, but makes selection as it pleased, henceforth, it is time we should review the rules, and make amendment accordingly in this August House.

PU LALHMINGTHANGA : Pu Speaker, Supplementary Question. The Hon'ble Member from Khawzawl constitu-

ency has read out the guidelines, which is very rigid. Universities conduct examination, but if a students have grievances, they are granted. Therefore, I would like to request the Hon'ble Minister to give assurance in the House if, the rules could be amended? Pu Speaker, there are rules which Subordinates Legislation Committee can review with Supporting Rules for deligated legislation. But this rules is not so therefore, Pu Speaker, will it be possible to categorise this rule in this category?.

PU R.LALZIRLIANA : Pu Speaker, last year MBBS selection authorities offered on MBBS Seat to non-Mizo for Rs.30,00,000/- In this year's selection we still have non-Mizo. Therefore, I would like to know how are these non-Mizos selected in the Mizoram quota.

S P E A K E R : We will now call Hon'ble Minister to answer the questions

DR LALZAMA MINISTER : Mr Speaker Sir, As I have mentioned earlier, Rules are amended from time to time, like the duration of examination, and selection Board has been constituted with Higer & Technical Education Commissioner as, Selection Board Chairman. Then, we have Engineer-In-Chief, Public Works Department, Director, Hospital, Medical Education, Director, Higher and Technical Education, as its members and Secretary. As for the grievances stated by some of the candidates regarding the marks they have received to be below their expectations, is a subject I find irrational to be debated upon.

As to the accusation made by Pu Lalzirliana regarding the selection of Non-Mizos from Mizoram quota, which is absolutely baseless as I at present have the list of the candidates.

PU ANDREW LALHERLIANA : Pu Speaker, the situation here does not correspond to the clarification made by the Hon'ble Minister. People need a proper mechanism, a channel through which they would be able to prove their grievances. Unlike the few rules made by the department which do not satisfy the people seeking justice. Is not it possible to constitute a proper mechanism to satisfy the people with their grievances.

PU R.LALZIRLIANA : Pu Speaker, what about the Non-Mizo who was allotted a seat in the Dibrugarh Medical College ?.

Dr LALZAMA MINISTER : Pu Speaker, as I have stated with the constitution of new Selection Board, let us expect for a systematic selection in the future. As for the accusation of allotting non-Mizo in Dibrugarh Medical College. It is not true. No seat has been allotted from the Mizoram Quota. Pu Speaker, we were aware of this therefore, the Director sent a letter of enquiry, and further, the Joint Director was asked to enquire at the spot. Therefore, I would like to state that no seat has been allotted to Non-Mizo from the Mizoram quota.

S P E A K E R : From the Hon'ble Members Speech, we can assume that, the importance of a proper channel to express their grievances is necessary, and so also, the amendment of the Rules. The Hon'ble Minister should note this. As for the laying of rules, we will examine if it has been laid or if it is necessary to be laid in the House. Question Hour is over. We will move on to the next Business.

PU LALDUHOMA : Pu Speaker, today question No. 174 which has been classified is missing. Has this question been re-classified to un-starred question? Does the rules permit to change questions which has been classified for starred question to unstarred question.

S P E A K E R : What is the number of the Starred Question? 174- I will just clarify regarding questions. The questions submitted by the

Hon'ble Members are allotted a number before they are despatched and they assume the same number when returned. The number which is allotted is the same number that we mention in House. All the questions have their different numbers. A question which has been pronounced as a starred question cannot be re-considered as an un-starred question. We shall look into the matter. We will move on to the laying of papers. We shall call upon the Hon'ble Chief Minister to lay, "The Audit Report on Annual Accounts in respect of Mizoram Khadi and Village Industries Board for the year 2000-2001 and 2001-2002 and 18th Annual Report 2002-2003".

PU ZORAMTHANGA : Pu Speaker, with your permission and the
CHIEF MINISTER House, I lay the Report of the "The Audit Report on Annual Accounts in respect of Mizoram Khadi and Village Industries Board for the year 2000-2001 and 2001-2002 and Annual Report 2002-2003", in this august House.

S P E A K E R : Let the copy be distributed. We will now call Pu H.Vanlalaiva to lay "The Mizoram Grant-in-Aid to Green Mizoram Society Rules, 2005" in the House.

PU H.VANLALAUVA : Pu Speaker, with your permission and the House, I lay, "The Mizoram Grant-In-Aid to clean Mizoram Society Rules, 2005", in this August House.

S P E A K E R : Let the copy be distributed. We will now move on to the presentation of Reports. We will call Pu Lalduhawma Public Accounts Committee, Chairman, to lay "The 16th Report on action taken by the Government on the recommendations contained in the 26th Report of the Public Accounts Committee on Comptroller and Auditor General of India Report 1995-1996 relating to Rural Development Department", in the House.

PU LALDUHOMA : Pu Speaker, with your permission and the House, I present "The 16th Report of Public Accounts Committee relating to Rural Development Department", in this August House.

S P E A K E R : Let the copy be distributed - we will call upon Hon'ble Member Pu Lalhmingthanga to lay the report of Committee on Subordinate Legislation Report.

PU LALHMINGTHANGA : Pu Speaker, with your permission and the House, I present the Fourth Report of the Committee on Subordinate Legislation on the Mizoram Industrial Estate Rules, 2002", relating to Industries Department.

S P E A K E R : I would like to clarify that, this Subordinate Legislation Committee Report was presented to the Speaker's Office, earlier, however it

has to be laid in the House as well. The copy of this Report has been distributed earlier. We will now call Pu Lalhmingthanga to lay the 5th Report of Subordinate Legislation on "The Mizoram Minor Mineral Concession Rules, 2000", relating to Industries Department.

PU LALHMINGTHANGA : Pu Speaker, with your permission and the House, I lay the 5th Report of Committee on Subordinate Legislation on "The Mizoram Minor Mineral Concession Rules, 2000", relating to Industries Department.

S P E A K E R : We will call Pu Lalhmingthanga once more to lay the 6th Report of Committee on Subordinate Legislation on "The Mizoram Election to Village Councils (fourth amendment) Rules, 1974", relating to Local Administration Department.

PU LALHMINGTHANGA : Pu Speaker, with your permission and the House I lay the 6th Report of Committee on Subordinate Legislation on "The Mizoram Election to Village Councils (fourth amendment) Rules, 1974" relating to Local Administration Department, in this August House.

S P E A K E R : We will call Pu Lalhmingthanga for the last presentation of report on the 7th Report of Committee on Subordinate Legislation on the Mizoram Regulation of Animal Movement Rules, 2000, relating to Animal Husbandry and Veterinary Department.

PU LALHMINGTHANGA : Pu Speaker, with your permission and the House. I lay the 7th Report of the Committee on Subordinate Legislation on "The Mizoram Regulation of Animal Movement Rules, 2000", in this August House.

S P E A K E R : Let the copy be distributed. I would like to thank the Subordinate Legislation Committee for their hard work, with their help and guidance, the rules for the act that is passed in the House is made by the Department. The Committee with the Department review the rules where ever necessary, which proves vital for the Government and the people. I therefore, would like to thank the Committee on behalf of the House.

We will now move on to Legislation Business. We have one Bill, that is Fisheries Department. The bill, "The Mizoram Fisheries Bill, 2002", has been passed in the Fourth Mizoram Legislative Assembly 13th Session, however, the Governor withheld the bill for assent, there by which, return the bill for re-discussion. The Governor's message has been laid in the House, and it is put-up on bulletin part-II No. 185, dated December 19, 2002. After making necessary amendment, by the Department, the bill has been submitted for reconsideration. We will now call the Hon'ble Minister to beg the house for reconsideration of the bill.

PU B.LALTHLENGLIANA MINISTER : Pu Speaker, thank you. As you have mentioned, I request this August House to give permission for the reconsideration of this bill, "The Mizoram Fishseries Bill, 2002".

S P E A K E R

: Do we all agree? We will call the Hon'ble Minister to clarify the bill if he has anything to clarify.

**PU B.LALTHLENGLIANA
MINISTER**

: Pu Speaker. It is a privilege to be allowed to present "the Mizoram Fishery Bill, 2002", in this August House. I beg that the Hon'ble

Members will help in passing the bill. The Fisheries Act, 1886, was made to be implemented in the various states. The Fisheries bill 2002 was put up so that, more fish could be harvested in different parts of Mizoram. Although it was passed by the House, the Governors did not give his assent due to minor reasons.

The bill is divided into three sections. The fish section defines the various technical terms. The second section encloses protection, conservation and development of fisheries. The second section is further divided into various parts which includes the various rules, regulations and laws that can be enacted through this act. It also lays out various beneficiaries for fish farmers. The third section states that, the officers - in - charge under this law are public servants and are entrusted with legal power. The Mizoram Fishery Act, 2002, also empower the Government to enact various fisheries rules when required. Besides these, there are various schedules which defines, the various rules and regulations pertaining to fisheries. It defines rules and regulations for persons catching and selling of fish.

I would like to clarify some of the changes that has been made in the bill. To begin with, 'to' with the small letter has been changed to a capital in To Provide the Mizoram Fisheries Bill, 2002. In Chapter-7 and the e and C in the Short Title 'Extents and Commencement' have been changed to capital. 'The sixth schedules to the constitutions' has also been extended to the 'Constitution of India'. In section one (3) the '(3)' has been added with, 'State may be appointed for different areas'. 'The State of Mizoram', has been added to section two (i). (j) has also added with Indigenous fishes means the variety species naturally available in the water body within the state.

The property of any persons has also been changed to property of any private persons. In (J) part M 1,2,3, instead of the words communication 'linkage' has been used. In chapter two section 3, 'Exercise the Supreme control over any of the fisheries', has been changed to, 'Shall have supreme control over, the Government water bodies, held the files in this act both in capture and culture sector. In Section 4, the words 'Police and Officer' which were capital, had been replaced with small letters. As regard to 4 fishery warden, constitution of fishery conservative board had been added. In Section 4(5) "The Government may constitute Fisheries Conservation Board at the State District and Village", have been added. In Section 5 the word sanctuary has been changed with capital letter. 'During a calendar year to be a closed Season', has been changed by starting with 'during each'. 'Economic Variety Offices' has been changed to 'Economic Variety of fishes' as may be specified in Section-III, 'certain areas of rivers' have been changed to, 'certain portion'. In Section VI the heading prohibition destruction of fishes by poison or explosive has been changed to Prohibitio of unauthorised catching.

In (a) any dynamic has been replaced with geletine. 'Catch, take, net angle or appropriate except in accordance with the provision of rules', have been added (a) In Section 6(2) 'Violate the provision of' has been changed to 'who violate any prohibitory order issued under'. The term of imprisonment which may extent to one year has been changed to six months and the fine which may extent to 5000 has been changed to 2005.

In section 7 Prohibition of sale or burden of fish unlawfully taken has been changed to Prohibition of sale etc. of fish, unlawfully caught or unfit for human consumption. Towards the end any fish the taking of which has been made unlawful, has been changed to any fish which has been caught or procured unlawfully from any Government water body. In B, 'doubtful in the opinion of the Fisheries Officer of Fisheries Warden'. We have added 'which had been in in contravention' of Sub-Section I of Section VI. Further, towards the end we have added 'Whether from Government Water body or private water. In Section VIII the heading 'arrested

without quorum or often under act' has been changed with 'the Act' 'Rested any person committing in his view' has been changed to 'arrested any person who has in his view committed'. In Section 6 'if the person declined' has been changed to 'as the case may be if such'. Secondly, his name and address has been changed from, such name and address of a person do'. We further added 'His identity have been established satisfactorily, subject to the provision contained and Section 56-59 in particular and other related provision. The court of criminal procedure 1972 (2 of 1974). Section 10 is changed to any offence specified in the schedule may be compounded by such Officer or authority may be empowered by the state government'. In Section-II (3) it is changed from 'Government may manage in such different', 'to Government may culture and development in'. In Section 13, 'person or the government'. is changed to 'Government Official'. Also, instead of 'under this Act', it is changed to 'rules made there under'. In Section 15 'purposes' is changed to 'provisions'. Section 16 is deleted. Section 17 is changed to 'provided that not with standing such repeal any done or any action taken under the Act. Shall in so far as it is not in consistance with the provisions of this Act be deem to have been made for taken under this Act and shall continue to be in force untill superceeded by anything done or any action taken under the provision of this Act'. Section 17 is now 16. Since we have deleted Section 16. Pu Speaker, I beg this August Housc to reconsider the bill. Thank You.

S P E A K E R : Before we start our discussion. Regarding Hon'ble Member Pu Lalduhawma's Starred Question No. 174. It is admitted as starred question. We have received the answer as well. However, there are usually 20 starred questions in the List of Business for a day. The questions for the List of Business are picked through balloting, it is unfortunate that, the said question is unlucky in the balloting for today. Thereby which the starred question is turned to unstarred there is no more days left for Public Works Department question in this session.

The questions from the List of Business, if not taken up on that day, is however included in the House proceedings of the day. Pu K.Lalrinliana's starred question No. 199 is the same case.

The Hon'ble Minister have mentioned some points for the reconsideration of Mizoram Fisheries bill, 2002. There are some members who were present at the 2002 discussion, since the bill is a mere typing mistake and grammatical mistake.

We will allot time as usual, each member will be given 10 minutes each Pu H.Liansailova.

PU H.LIANSILOVA : Pu Speaker, first of all I would like to clarify that, unstarred question under Local Administration Department, comes as my question which is not my question. (Speaker : It could be the mistake of the Assembly Secretariat. I will look into it.).

PU R. LALZIRLIANA : Pu Speaker, I don't have much to speak about. However, first of all I would like to thank the Hon'ble Speaker for his unbiased ruling. I would like to request the ruling party to learn from this mistake that, we opposition members, don't deliver speeches just to oppose the ruling party. We debate heavily on this 'Fisheries Bill' in 2002 4th Session that the bill should not be passed due to the same reasons by which the governor is unable to give his assent. However, as the opposition were lesser in number, the Bill was passed. Therefore, this clearly implies that the sole motive of the Government is to supress the opposition members. I therefore, sincerely hope that this could be a stepping stone for the Government to correct and rehabilitate themselves in the future.

Pu Speaker, the bill was discussed in 2002, as it is a known fact. It is full of grammatical and typing mistake. The Government Officials should also be aware that they degraded the dignity of the House. I give praise to the Governor for not giving his assent, it is unjust to pass this bill, as the next generation will look into this bill and mock at us. I Sincerely thank the Governor. If this Bill was sent to select Committee as we suggested in 2002. We could have rules by now and the present Rung-Dil bombing could be handled more effectively.

There is not much to discuss in the text, the Hon'ble Ministers have clarified the mistakes. What I would like to emphasize on is the rules. The Department should take precautionary measures in the preparation of the bills. As I have mentioned yesterday. In Tam-Dil fish farm, fishies are unfit for consumption as they are not properly fed. The Government should sanction more fund for fish feed. The Government fishies are starving. Once we have the rules, there will be Breeder Tanky, this could lead to the production of fish seeds, and the farmers could purchase the fish seed at lesser price and further there will be a recycle.

We are very much aware that a number of Government employees received financial benefits for fish farm under BAFACOS, the Hon'ble Minister should stop this practise. The rightful beneficiaries should benefit these financial aid. Mr Speaker, if the fish from the rivers are safeguarded accordingly, there will not be any need for the Department to invest huge fund for self-sufficiency in fish. It is disgracing to note that the NGO'S have to take up the task safeguard the rivers. The Department should take step in this matter. As I have mentioned earlier, I have nothing to say in regard to the context of the bill, I therefore give my approval for the bill. Thank You.

PU ANDREW LALHERLIANA : Pu Speaker, first of all, I would like to thank you for allotting time for the reconsideration of the Fisheries bill 2002. The bill was passed in 2002, but due to various mistakes the bill is sent back by the Governor without assent. This is a very important bill, it is a bill to safeguard the fishes of the rivers and to up-grade the fish-farmers. As per the Government's proposal, there has to be a warden to safe-guard the wild-life along with the rivers.

In Section-IV Sub-Section 5 it is stated that the Government may constitute fishery conservation board at the state level, district level and Village Level. This is a very vital point, but here, what I would like to suggest is that conservationist, Social Worker and eminent persons should constitute this board. It is pleasing to note that there will be a period of time for close season and fish sanctuary. It is also pleasing to not the prohibition of geletine explosive in Section 6.

However, the punishment for violation which stated that 'any person who violates any prohibitory order issued under Sub-Section 1 shall on conviction, be punished with imprisonment of terms, which may extend to six moths or with fine which may extend to Rs. 2500/- or both', is not harsh enough. I would like to suggest that, a provision for special court and First trial court, should be included in this Section. The punishment should be more rigorous. In this manner if, the fishes are safeguarded as per this rule, there will be sufficient fishes in our rivers. I therefore, give my full support to this bill. Thank You. Mr Speaker Sir.

PU LALDUHOMA : Pu Speaker, President of India and Governors usually don't sent back bills unless it involves, constitutional or Legal matters. It is therefore, regretting to state that, the Governors is unable to give his assent due to mere grammatical and typing error. Pu Speaker, even had the Governor give his assent, we will be having a worth less rules. It is therefore, a blessing that the Governor did not give his assent. But, we should realize that, the dignity of the House is degraded. It is a humiliation for the Government. There are certain bills that we have suggested to be sent to the Selection Committee, but, due to political reasons we have passed in the House. This is one result we are facing today, I would therefore like to suggest that this act should not be repeated in the future.

As mentioned by Hon'ble Member from Khawzawl Constituency, this is a very important bill, which does not need to take 2/3 months for rectification, but it is a surprise the ruling party takes such a long period for rectification. This bill could have been rectified in the first session.

Pu Speaker, I will not go into the text of the bill since, it has been rectified. But I would like to point out that in future what we the opposition mentioned in this should be accepted, from this mistake. I give my full support for this bill, keeping in mind that this mistake will produce better result in future. Thank You.

PU H.LIANSAILOVA : Pu Speaker, thank you. I don't have much to say. We have listened how this bill was discussed in the previous Government, it is an important bill, for the prospection of fish-farmers and for self-sufficiency in fish. The bill indicates the protection of fish. We need to be educated in this prospect, as it is our culture to go fishing whenever one pleases. Therefore, it is an important bill. The people has to be educated, as our culture has to be abolished in order to have the bill successful. In regard to enforcement of the bill, the Government should enforce the bill accordingly with the support of the people.

Pu Speaker, when the rules is prepared, we should keep in mind our life style and culture. The enforcement provision should bear this in mind. As I have mentioned, the fruitful enforcement of this bill will lead to the way the rules are prepared in accordance with our culture. Therefore, the constitution of Village Authority should also be done carefully.

I believe that with this bill, the fish-farmers will benefit enormously. The Department should also look after these fish-farmers. So that, they can earn their living and there could be self sufficiency in fish. Pu Speaker, we have 23 seedling centres in Mizoram, I would like to suggest that, it should be reduced to 3/4 centres as the Government is unable to handle and the rest should be privatised. However, the terms and conditions for the privatisation should be enforced strictly.

Regarding the seedling of fish, I feel that it is needed to have improvement in our own state. It will be better to have Rules and Regulation permanently which will be more effective for our state. Thank You.

PU ZODINTLUANGA : Thank You Hon'ble Speaker Sir. The Hon'ble Minister had laid the bill for the second time within this four days. I do appreciate his keen interest and activities. As the Hon'ble Members said before, it was passed in 2002 and already corrected consequently, I have not much to say about it.

In section 10, I would like to request the Hon'ble Minister to review section No. 10 regarding the concerned officer to impose fine and punishment to the offenders of the rules. It is only indicated that Government shall appoint the concerned officer. I feel that this provision is not good enough. I think it is better to make provision specifically.

In section 11, provision is made for assistance scheme for the farmers. But there is no provision for privatisation scheme in the bill. I feel that it is needed to provide privatisation scheme. And it is learned that some beneficiaries of assistance have no fish farm. I would like to request the Hon'ble Minister to make rules to solve such problems. I also want to request the Hon'ble Minister to frame carefully the rules for the farmers as well as for the State Government. Thank You.

PU H. ROHLUNA : Thank You Mr Speaker Sir. First of all I want to say that this is a good bill passed by the House in 2002 but not approved by the Governor on ground of typing mistake and other reason. I think it is very good to be passed by the House on this day.

We, the people of Mizoram have great progress in wildlife conservation especially since the biggest voluntary organisation Young Mizo Association observed the year for Wildlife Conservation. I think we should thank the Young Mizo Association for this. In fact, we are afraid to purchase crabs and fishes in the market if it is not known how they are caught. That's why it is very pleasing to have a very good bill to be passed in this august House. If this bill is passed, I think awareness will be there among the people. The people in the villages may not digest banning of catching fishes and public poisoning of fishes of the small rivers. That's why, it will be needed to impart people the provisions of this bill for we have rules for punishment of those violating the bill or the act passed by the house.

As the Hon'ble Member said before, Government of Mizoram has to set up Fishery Conservation Board at the State, District and Village Level respectively. Especially in the Village Level, I think Government needed to set up the Board carefully. As I said before, it will be needed to use Young Mizo Association as the main agency or board in the village level. The ruling party compaigners are not to be used for this purpose. I believe that the fish warden or officer will not do to execute the rules.

And regarding Grant-in-aid to the farmers of fishes I would like to request Government to be careful to give the grant-in-aid to the true fish farmers but not to others.

In short, I would like to point out that I support this bill for passing today.
Thank You.

S P E A K E R : Now, we have thirty minutes more, shall we have a recess or finish the discussion ? If so, we will finish the discussion without break. Who will then speak ? Pu S. Hiato.

PU S. HIATO : Thank you, Hon'ble Speaker Sir. It appears that the importance of fish is associated with our tradition. This Bill moved by the Hon'ble Minister is also very important. Its main purpose is to protect the life of fishes in the State and the rivers of the State.

What I would like to say is that we are now to restrict catching of fishes by means of explosive weapon, by poisoning of rivers and catching spawning fishes, I think that it will be very difficult to be implemented as many people want to catch spawning fishes. It appears that Members of Village Councils or Officers and Staff of Fisheries Department will not do to carry out the restriction. I think it will be far better to select local people who are environmentalists in the local area to carry out the restriction.

Besides these, I think it is needed to impart awareness to the people of villages. I feel that it will be better to give remuneration to the combuting agents for the success of this fishery bill. In short, it is very pleasing to have this bill and I support it for passing
Thank You.

S P E A K E R : We will now call upon the Hon'ble Minister to wind up the speach and to ask the House for passing.

**B.LALTHLENGLIANA
MINISTER** : Thank You, Hon'ble Speaker Sir. The Mizoram Fisheries Bill, 2002 is being discussed today. Seven members participated in the discussion. I knew that other Members too have desire to say about it. This Bill was

had say about it from the point of their own earnestness. If we had the Rules we would have had a number of achievements. But this bill will not be too late to have achievement in the State.

Regarding the distribution of assistance and fish seeds, Hon'ble Members have complaint. Generally, the distribution is done under FFTA. A period of application is proposed and the concerned officers verified the applications. According to the verification, the distribution of seeds and assistance were usually done. But I have heard complaint about some beneficiaries having no fish farm. I also wonder about it. Anyhow, if such things happened, the Department should enquire the matter.

The Hon'ble Members also said that it will be needed to take care of execution of the rules and awareness campaign will be highly needed among the people. This is true. We, a very small department will not do to carry out conservation of all rivers in the State. But the conservation Board will be set up, through it awareness campaign will be done to the people with the help of voluntary organisations. We will do our best in formulating the rules and in regards to public awareness campaign.

As the Hon'ble Member Pu Liansailova said, it is needed to have public awareness campaign as it is to stop hunting of spawning fishes which is associated with out culture.

And as we observe from Fishery Department, Mizoram is highly rich fishery potential area. Officers coming from other state too agreed with us. Funds under Baffacos distributed were verified by Fishery Officers. The food and fish seeds are to be given to the beneficiaries immediately. And I would like to inform you that fishery is profitable and that a farmer can produce 60 to 70 quintals of fish in a year with ten bighas of land. Now, the rate is fixed at Rs. 70/- in the market. We feel that fish import from outside the State will reduce. We are now achieving self-sufficiency in fishery cold-store and ice-plant are also needed today.

In marketing, we are going to get rid off fish marketing around November to January. Now marketing channel is properly arranged. If so, most of fish farmers will carry on fish farming properly. Meanwhile we received some amount from baffacos, we hope to develop several fish farms by means of this fund. The Hon'ble Members had pointed out that the distributive system of beneficiaries is doubtful. I think it will be correct to some extent. But the moral character of some beneficiaries is not right, may be that is the reason why some of them cannot continue maintaining their fish farms. We are now trying to select four or more fishery farms as a pilot project to be managed properly to guide farmers in the villages as a matter of demonstration.

In short, the Hon'ble Members supported the bill as it is expected to be for the good of our state. I therefore, request this august House to pass this "The Mizoram Fishery Bill, 2002". Thank You.

S P E A K E R : As we know, the Hon'ble Minister Fishery Department had begged the House to pass "The Mizoram Fishery Bill, 2002". (The Bill is voted and passed).

Here is one point of clarification that Pu H.Liansailova had informed the House that un-starred question other than his unstarred question is asked in his name. That the unstarred question is asked by Pu H. Lalsangzuala. The Department concerned had made a mistake of the names. Let the Secretary, Assembly take initiative for necessary alteration.

Now, we have finished business for today. We will enjoy holiday tomorrow. Session will be resumed at 10:30 AM on 29th September, 2005.

Sitting is adjourned 1:25 P.M.