

PROCEEDINGS OF THE FIFTH SESSION OF THE FIRST MIZORAM
STATE LEGISLATIVE ASSEMBLY HELD AT THE ASSEMBLY HALL
FROM 16TH AUGUST TO 22ND AUGUST, 1988.

1ST SITTING ON 16TH AUGUST, 1988

PRESENT

PU J.THANGHUAMA, Speaker at the Chair, Chief Minister,
11 Ministers and 24 Members were present.

BUSINESS

OBITUARY

1. PU LALDENG, Leader of the House to make obituary reference of the following -
 - (1) Mr. K.Vansudeva Panikar, M.P.
 - (2) Mr. T.K.C. Vathala, U.P.
 - (3) Mr. A.Sopne Konyar, M.L.A., Nagaland.

QUESTION

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

LAYING OF PAPERS

3. (a) PU NGURCHHINA, Minister in-charge Rural Development Department etc. to lay on the Table of the House a copy of the Mizoram Legislative Assembly (Grant of Loan and Advance to Members Rules, 1988).
- (b) PU SAINGURA SAILO, Minister of State in-charge Parliamentary Affairs Department etc. to lay on the Table of the House a copy of the Mizoram Legislative Assembly (Grant of Loan and Advance to Members) Rules, 1988.
- (c) PU H.RAMMAWI, Minister of State in-charge Transport Department etc. to lay on the Table of the House a copy of the Mizoram Motor Accident Claims Tribunal Rules, 1988.
- (d) PU ZORAMTHANGA, Minister in-charge Finance Department etc. to lay on the Table of the House a copy each of -
 - (i) The Report of the Comptroller and Auditor General of India for the year 1983-84.
 - (ii) Appropriation Accounts, 1983-84.
 - (iii) Finance Accounts 1983-84.

PANEL OF CHAIRMAN

4. The Speaker to announce names of Members to be on the Panel of Chairman for the current session.

REPRESENTATION OF REPORT

5. (a) The Speaker to Present to the House the Fifth Report of the Business Advisory Committee.
(b) PU LALKHAWNGHINGA, to represent to the House the Second Report of the Committee of Privilege.

LEGISLATIVE BUSINESS

Bill to the introduced and considered.

6. (a) PU ZORAMTHANGA, Minister in-charge Finance Department etc. to beg leave of the House to introduce the Mizoram (Professions, Trades, Calling and Employments Taxation) Second Amendment) Bill, 1988.

ALSO

to introduce the Bill.

- (b) PU SAINGURA SAILO, Minister of State in-charge Parliamentary Affairs Department etc. to beg leave of the House to introduce the Mizoram Salaries, Allowances and Pension of Members of the Legislative Assembly (Amendment) Bill, 1988.

Also

to introduce the Bill.

- (c) PU ZORAMTHANGA, Minister in-charge Finance Department etc. to beg leave of the House -
(a) to introduce the Mizoram Sales Tax Bill, 1988.

ALSO

- (b) to move that the Mizoram Sales Tax Bill, 1988 be taken into consideration.

S P E A K E R : For the word of the Lord is upright and all his work is done in faithfulness. He has righteousness and Justice. (Sam 33 : 4,5.)

We shall have get into our business right now. India have lost her three eminent leaders in the country just recently. Now I shall call upon our respected leader who may have something to say in condolence of our lost leaders.

PU LALDENGA
CHIEF MINISTER

PU Speaker, during a short interval of the last session and of the present India has lost her three eminent leaders. It is of a great shock for the people to lost such leaders only in a short period. First of all I would like to have a brief speech about each of the leaders before we actually get into the condolence speech.

Mr R. Vasudeva Panicker, a member of Parliament and who also served for the Congress I as a Secretary in All Indian Congress Committee is only 45 years of age when he passed away. He graduated in law and later entered into politics as a leader of Congress I. It is said that his sudden demise was caused by Penicillin injection.

An eminent leader of Congress I Mr. Vasudeva was born in 1948 at a small Village Alati in Kerala State. I have heard this sad news when I was in Delhi. No matter for which party he worked for it is a great loss for the Country for losing such a great leader who devoted his whole life for the Country. We all here are mourn for him who has passed away untimingly.

Secondly, Mr. T.K.C. Vaduthala, a member of Rajya Sabha from Congress I has passed away on the 1st July, 1988. He had already served as Director of Information & Public Relation in Kerala and consequently entered into politics after his retirement. The passing away of this leader is a great loss to the Country as he rendered his whole life till the end of his journey.

Last but not least Mr. A. Sopre Konyak MLA of Nagaland had also sudden demise. On 17th July, 1988. He was elected from the ticket of Nagaland Democratic Party. He was born in 1941. After the completion of his Matriculation from Government High-School he was employed under the Public Works Department; and later he entered into politics in 1974. His premature death have been deeply mourned by his sons and three daughters, and also by his colleagues.

Those three leaders who had rendered their whole life till the end of their journeys for the country are deeply mourned by the people whom they serves. Mizoram Assembly also suffer a great loss and we deeply mourn for their sudden demise.

Thank you All.

PU LAL THANHAWLA

PU Speaker, as respected Chief Minister have said earlier we all are deeply mourning for the departed leaders. Particularly I have known Mr. K. Vasudeva Panicker very well and he seems to be friendly and understanding had even visited Mizoram twice or more. As soon as he finished his study he enter into politics as a leader of Congress I and serves as Office Bearer for National Youth Congress. After a few months, as Office Bearer he was appointed Joint Secretary of All Indian Congress Committee and barely four months before his death he was further appointed as General Secretary.

Mr. Panicker had been a member of Parliament who worked diligently for the country. As my predecessor have said his demise has been his family and Constituency as much as his colleagues all over the Country. In the same way Mr. Vanthula had been a member of Parliament and worked zealously for the Country till the end of his days I have met him twice or more at Mr. Panicker's Residence as he was living just next to this place. He entered into politics after his retirement. His demise has been deeply mourned by his people and also by his colleagues here in our Assembly.

Lastly, and not the least Mr. A. Sopre Konyak had been an eminent leader of Nagaland. Though I have not known him personally, yet I strongly believe that he was a diligent leader who worked very hard for the Country and of his State.

We are grateful for the opportunity to convene a meeting here in the Assembly in honour of the departed leaders. Those leaders will be remembered by the people for the works they had rendered for the Country till the end of their journey in life.

S P E A K E R : Just now we have heard some speeches from our leaders regarding the three eminent leaders for whom we shall now stand. One minute silently in honour of the departed leaders and to show our last respect to their.

We shall now take up Question, and from 10:45 to 11:45 A.M. and I shall now call upon Mr. Vanlalngena.

PU VANLALNGENA : Pu Speaker, my first Question-

Will the Hon'ble Minister in-charge Revenue Department be pleased to state -

When will the Assam Rifles be shifted out of Aizawl's Town? What is the extends of Zokhawsang which has been cited for the Assam Rifles?

PU TAWNLUJA : They will be shifted out as soon as the construction of building is completed. The area which has been cited for the Assam Rifles is 1296 Acres.

PU F. LALRAMLIANA : Pu Speaker, second question -

Will the Hon'ble Minister in-charge Sports and Youth Services Department be pleased to state -

Do the Government have any plan to open Office of the District Sports & Youth Services in every Administrative District during the period of 1988-89?

PU SAINGURA SAILO MINISTER : The plan to open the Offices in Aizawl and Lunglei is under consideration.

PU F.LALRAMLIANA : Pu Speaker, additional question - What about Chhimituipui District regarding Offices of the District Sports & Youth Services ?

PU SAINGURA SAILO MINISTER : Pu Speaker, the selection Staff will be posted in Chhimituipui District as soon as the Office is opened in Lunglei.

PU F.LALRAMLIANA : Pu Speaker, for the third question-

Will the Hon'ble Minister in-charge Education Department be pleased to state -

How many contract works has been given by the Government during the period 1987-88 for the construction of Primary School's Building without the acknowledgement of the Autonomous District Council ? Could you give us the names and their locality of the following contractors ?

PU ZORAMTHANGA : We do not receive any acknowledgement from Education Department regarding the construction of Primary School's Building.

PU F.LALRAMLIANA : Pu Speaker, it is known that upgradation of fund has been issued from the Central during 1987-88; this fund is also given to a number of Schools in Chhimituipui District. Moreover, the Director of Education have given instruction regarding the construction of the building. He even authorised that Primary School Managing Committee shall be in-charge with the Head Teacher as its Secretary, there shall be sanctioned from the Board as require.

But it seems that this instruction is not followed in Chhimituipui District. I would like to ask why do the Government have no knowledge of such strange situation.

PU S.HIATO : Pu Speaker, with reference to Government authority sanction letter No. D. 18011/9/86-ETS/PT-1 of dt. 19th January 1988, Building grant is to be given to District Council. But this authority is retained with reference in sanction letter No. D. 18011/9/86-ETS/PT-1 of dt. 6th March. Can you tell me the reason why the Government have retained such Building grant that is already passed ?

Moreover, it is known that some contractors who have been holding the presidency in MNF divisional are the suppliers even after the alteration. So is the Government witness this strange matter ?

PU ZORAMTHANGA : Pu Speaker, this upgradation Fund is done through specially advised from the Central and therefore it may not be coincide with the previous criteria.

Regarding the construction of Primary School's Building within Chhimtuipui District it is passed to formulate Managing Committee and even instruction and other recruitments are already given. But as no proper Managing Committee is organised it is handed over to D.C. and S.D.E.O. with reference to the second proposal, the Government do not witness anything further regarding their works.

PU F.LALRAMLIANA : Pu Speaker, distribution of powers between the Government of Mizoram and each District Council regarding Primary School is drawn clearly from first to third para of the term and condition of 1975. With reference to this term all grant-in-aid and even School building is to be handed over to District Council.

But our respected Minister has stated that the Government do not witness this matter. However, he sent a message to S.D.O. of Lawngtlai and listed some persons to be offered Appointment/Contract. It seems that the Minister count no importance of this term and condition.

PU S.HIATO : Pu Speaker, Primary School, the construction of ten-selected School buildings is handed over to the District Council. Soon after the work is completed, it is handed over to some Contractors. This problem still confronts the following villages like Maubawk, Lungdawn, Isa, Phuna, Shangpui and Zawngling. Will action be taken against such wastage of grants ?

PU ZORAMTHANGA : Pu Speaker, we never send message to D.C. or S.D.O. to offer some contract work to anybody. The work is given and consider by the Committee with the D.C. as its head. All the matters are handed over to this committee. This rumour might have been heard from a hearsaying.

Moreover, regarding the building of ten-selected schools, as some error existed in the proceeding the matter is left for reconsideration.

PU F.LALRAMLIANA : Pu Speaker, Additional question - (1) The Government has violated the term and condition of Primary School by organising a committee with the Deputy Commissioner as its head. Can you state the reason behind why such term and condition is violated ? (2) With reference to the term and condition the grant has been sanctioned is to be handed over to District Council particularly in Pawi District Council. AS no sanction is received it is written to the Government that no area will be given to construct the building.

Regarding the message send to S.D.O. of Lawngtlai it is received from P.A. of the Minister and not from him personally. I want you to state clearly whether it is send by the order of the Minister or the P.A. with his own conscience.

Moreover, I would also like to know how the action shall be taken to those who received the grant in advance but not provided with the site.

PU ZORAMTHANGA : Pu Speaker, we do not violate any
MINISTER rules or terms and conditions. As I have pointed out earlier it is done through the authority specially sponsored by the Central Government and therefore it does not follow the previous process. In the decades the same scheme is sponsored from the Central Government to include Middle School in elementary and all the sanction is granted in combined with the Elementary Middle School.

Regarding telegram I did not witness the message sent by my P.A. to Lawngtlai S.D.O. I cast a doubt that there is some fault plays in connection with this matter.

PU F.LALRAMLIANA : Pu Speaker, if such fault is not witnessed by the Minister action is a must to be taken against his P.A. who sent such matter without the consent of the Minister. Regarding fund-funds under different heads has been sponsored from the Central Government. It is written in the term that all the grand-in-aid shall be handed over to the District Council. It does not bear any difference.

It is only done with the idea to offer the contract works to the MNF Candidates who were defeated in the last District Council Election. Not only this it is predicted to every Districts to organise temporary Managing Committee. This managing committee is also organised in Chhimtuipui District with S.D.O. as its heard. I would like to ask why do the Government organised another committee by counting no importance of the previous Committee.

PU ZORAMTHANGA : Pu Speaker, I do not witness my P.A.
MINISTER in sending such telegram nor did I give the instruction to do so. However, if there is any fault playing the Government have to take necessary action. And as I have stated temporary managing committee is organised due to the absence of proper organising committee. Moreover, my predecessor has wrongly charged that temporary committee was organised only in favour of some MNF members. In connection to the above statement I would like to point out that D.C. and S.D.E.O. are appointed at the head of this committee instead of MNF personality.

PU ZOSIAMA BACHUUAU : Pu Speaker, my predecessor have pointed out that allotment of grand-in-Aid to Primary School is carried out in accordance with the instruction given from the central. But in the term and condition it is written that central will not interfere regarding the grand-in-Aid to Primary School. It means that the term and condition is violated. Nevertheless, I would like to know how far the Government take the step to implement the works for those schools. Do the Government carry out a proper supervision for the implementation ?

PU S.HIATO : Pu Speaker, for my last question, I would like to ask more regarding construction of Primary School in Chhimituipui District. Some contractors have completed their works while some others have not even undertaken the works inspite of having the sanction received in advance. I would like to point out the schools and the amount sanctioned in-advanced within Chhimituipui District.

<u>Name of Schools</u>	<u>Amount received in advance</u>
Theiva Primary School	Rs. 55,000
Maubawk "	Rs. 40,000
Maubawk 'W'	Rs. 30,000
Khopai "	Rs. 10,000
Aharypi "	Rs. 10,000
Atu veng "	Rs. 20,000
Zawngling "	Rs. 30,000
Zawngling 'L'	Rs. 10,000
Vahai "	Rs. 30,000
New Saiha "	Rs. 57,000
Phura "	Rs. 30,000
Lodaw "	Rs. 20,000

(un-recognised Village)

as I have stated earlier those who received this grant are the followers of MNF Party. I therefore would like to ask whether the Government have to take action or compel those persons to take up the construction work with immediate effect.

PU ZORAMTHANGA : Pu Speaker, the Government do not
MINISTER witness how the advance received is manipulated. However, any contractor who received the advanced payment must atleast carry out his work. If it is not fulfilled the Government have to take any necessary action.

PU F.LALRAMLIANA : Pu Speaker, for my last question -
Contract work is given to one contractor Rimmawia, due to non-availability of proper site; the building is constructed within the compound of Middle School. With the instruction given by one M.D.C. How would the Minister cope with this problem? Will he just have to agreed for what had been happened?

PU ZORAMTHANGA : Pu Speaker, the decision regarding
MINISTER the site is supposed to be made by Village Council. We have to comply with whatever the decision they have made.

PU VANLALNGENA : Pu Speaker, question No. 4 -

Will the Hon'ble Minister in-charge Relief and Rehabilitation Department be pleased to state -

- (a) When and how the exgratia be granted to those who lost their life due to the disturbances in Mizoram?
- (b) What amount of money has been granted so far for the rehabilitation of MNF returnees.

PU TAWNLUIA
MINISTER

Pu Speaker, in response to the first question. It has been taken by the D.C. and it is suppose to be released within the month of September. The amount of Rs.15,000(fifteen thousand) each is to be granted per head.

Regarding rehabilitation for the returnees Rs.20,000/- (twenty thousand) each is already granted from the previous sanction of Rs.175 crores.

PU VANLALNGENA

Pu Speaker, on 7th March of last year 22 crores is sanctioned for those who lost their lives. While much is expected to have been given out by now, much to the depression of the bereaved families it is learnt that the matter is still delayed leader verification. Moreover, out of the total amount sanction Rs.1.95 crores only Rs.20,000/- (twenty thousand) is granted to each individual. Considering the total sanction it is felt that the amount granted to each individual is not agreeable.

PU K.L.LIANCHIA

Pu Speaker, those questions that has been clubbed does not express. What I want to know I am not intent to ask such a complete question. What I actually asking is that why do the Government have not released the grant/compensation and rehabilitation till today.

Moreover, rehabilitation and compensation is promulgated in some Villages with reference to the advice from leaders. It is also learnt that about 9 crores will be sanctioned as Aizawl damage compensation. But the grant is not release till today. I would like to know what is the reason behind for the delay. It is much desirable if the answer could, be given separately, particularly for Aizawl District.

Nevertheless, the Government should have released atleast the agreement signed in the accord.

PU LIANSUAMA

Pu Speaker, the Minister in-charge Revenue Department be pleased to state. Regarding exgratia grant the Minister have stated that Rs.15,000/- (fifteen thousand) is to be allotted to each individual. But those who suffered disability at the cost of insurgency are excluded from this grant. What amount shall be granted to those disables, and how many persons as selected?

PU TAWNLUIA
MINISTER

: Pu Speaker, as the question does not include those disabled persons the proposal is repeated and is passed to be granted Rs. 5,000/- (five thousand) to each person. Regarding the numbers of selected persons answer is not possible to put right now as verification is going on.

Pu Speaker, it is wrongly pointed out that Rs. 1.95 crores is already sanctioned from the central for the rehabilitation of Returnees. To correct the above statement I would like to state that Rs. 1.75 crores is received from the Government of India. From this sanction Rs. 20,000/- (twenty thousand) is given to each person as first instalment and the total amounts comes to Rs. 1,13,80,000/-.

In the previous sitting it is passed in the House that Rs. 2.2 crores is to be granted for those who lost their life at the cost of insurgency. With reference to this Bill passed in the House the Government of India released Rs. 2.2 crores as ex-gratia grant. It is wrongly believed that verification is delayed by no proper reason and I regret that. In connection with this I would like to point out that it is delayed because it needs much times and attention in order to prevent repetition as ex-gratia grant is already given to some persons.

At the moment this verification has been undertaken under the guidance of A.O., B.D.O. and D.C. and it is nearly completed. Meanwhile, verification regarding the list of selected persons is also in progress and it will be announced soon.

On the basis of peace Accord a member from Lungpho Constituency enquired about the credit of Central Government on Mizoram regarding ex-gratia grant. With reference to the Accord; clause 13(A) and (B) ex-gratia grant will be granted to those who suffered disabilities, House damaged, torturing and death due to the insurgency.

Laying a stress on Aizawl Town damage compensation the grant is yet not to be released as the scheme of verification is handed over to the Central Government just recently. As soon as it is released from the Central the grant will be on its way. Thank you.

PU VANLALNGENA

: Pu Speaker, why do Hon'ble Minister made such a baseless speech in the House? The authority of Home Ministry dated 20th May bears that Rs. 20 crores more has been sanctioned in addition to the previous one of Rs. 175 crores I would like to know why do the Minister have told such a white lie in the House.

For sometimes the MNF Party have been holding the machine of Government and they are supposed to know the numbers of persons selected to be offered ex-gratia grant. It would be pleasing if the Minister in-charge define it at all length.

PU TAWNLUJA
MINISTER

: Pu Speaker, the Government have planned to release MNF. Housing scheme in three consecutive instalments. Rs. 20,000/- (twenty thousand) each as first instalment. Rs. 15,000/- (fifteen thousand) each as second instalment and Rs. 5,000/- (five thousand) each as third instalment. First instalment of Rs. 20,000/- each has been already given. Regarding the persons selected to be offered ex gratia grant as I have stated earlier, it has been under verification and so it is not possible to answer right now.

Thank you.

PU VANLALNGENA

: Pu Speaker, what my predecessor has spoken just now is the most serious fact as it is absolutely wrong. He still seems to conceal the exact amount sanctioned from Central Government. I would like him to clarify the true statement other wise I request him to leave this House once and for all as this place is not meant for cheating.

PU TAWNLUJA
MINISTER

: Pu Speaker, with reference to the sanction order by the Ministry of Finance Department of Expenditure, plan, Finance Division in New Delhi to Mizoram Financial Commissioner dated 6.5.1988 Housing Assistance for MNF personal is amounted to Rs. 1.75 crores, Rs. 2.20 crores as ex gratia grant and 1 crores as for strengthening of Home guard. That is the answer.

Thank you, Mr. Speaker.

PU VANLALNGENA

: Pu Speaker, his answer does not satisfy me as he does not bear the truth. They should abide by the sanction order of the Home Ministry dated 20th May. Nevertheless how can he still deceive the people by deducting their maximum grant without any contact on the Central Government?

S P E A K E R

: I shall now call upon Pu Vanlalngana to take up question No. 5.

PU VANLALNGENA

: Pu Speaker, starred Question No. 5

Will the Hon'ble Minister in-charge General Administration Department be pleased to state:-

What is the grade/rank of employee who could be entitled to keep vehicles of the Government. Is the rules regarding the use implemented? What is the criteria?

PU LALDENGA : Pu Speaker, here is the answer. To
CHIEF MINISTER keep Government vehicle it depends
on ones designation in every Depart-
ments, Regarding the criteria it has been undertaken in
accordance with the previous one.

However, the number of vehicles one
has been reconsidered and Chief Secretary and General of
Police are entitled to keep two vehicles each. It has been
further implemented that all the remaining ones will keep
vehicle one vehicle each. No further allotment is carried
out at present.

S P E A K E R : Question No.6 Pu K.L.Lianchia.

PU VANLALNGENA : Pu Speaker, may I ask additional
Question ? I would like to ask whether
son/daughter of the Minister have the
right to keep Government vehicles for
two months.

PU F.LALRAMLIANA : Pu Speaker, I would also like to put
additional question. As it has been
passed recently regarding Salaries
and Allowances every Minister shall be provided with one
vehicle each. I would like to know the number of vehicle
each Minister keeps. As far as I have known each Minister
have been keeping two or more vehicles. Is this mean they
are violating the rules made by the Government ?

PU LALDENGA : Pu Speaker, let me answer from the
CHIEF MINISTER last question as it is easier to
remember. Regarding allotment of
vehicle the Government have not fixed yet the number of
vehicle to be provided to the Ministers.

The question regarding whether the
Minister's son/daughter have the right to keep Government
vehicles for months-the answer is 'They have no such right'.
In response to the next question no party can use Government
vehicle for campaign, not will not be provided.

PU VANLALNGENA : Pu Speaker, if the answer is negative
Minister of District Council Affairs
have accomodated one ZRG to his son
is Saihapui Village. Not only this, one ZRG is provided to
MNF organiser in solving the problem of Champhai Unit. It
means that the law have been violated. I would like to ask
whether the Government have withnessed and I inform them
right now. Will the action be taken to those who violate
the rules. While strict rules is carried our regarding
officers it would not be fair if the same is not imply
to Ministers.

PU LALDENGA : Pu Speaker, a vehicle provided to MNF
CHIEF MINISTER organiser is not ZRG. However, I would
like to thanks Minister for his infor-
mation and I assure that necessary, enquiry shall be taken
regarding misuse of Government vehicles.

PU K.L.LIANCHIA : Pu Speaker, starred question No.6

Will the Hon'ble Minister in-charge Rural Development Department be pleased to state -

- (a) Whether re-verification is taken regarding those persons selected for the beneficiary under the New Land Use Policy ?
- (b) Is any of them excluded after re-unification is taken up ?
- (c) If they are excluded what is the reason ?

PU NGURCHHINA MINISTER : Pu Speaker, beneficiary list is not re-verified persons who are in the list were already granted this beneficiary. Question (b) is no longer relevant as there is no re-verification. As the previous beneficiary issued is not properly manipulated in accordance with the scheme by some persons and therefore it is not much desirable for the Government to follow up the same process.

Planning Commission have sent some experts here to help the changing and they advised us not to follow up the New Land Use Policy any further. High power committee is organised to make the decision and therefore re-verification is felt unnecessary.

Some of the persons in the list are excluded because it is learnt that they were already granted in the previous year. Some persons are ousted due to various reasons some of them have been ousted for they have been employed while some others received this grant already. High power Jhum Control Committee has further passed the sanction to be used in other fields. After this Committee the present saving of Rs. 380,000 has been planned for implementing Hydel project near Lunglei and the area for this project has been cited.

PU K.L.LIANCHIA : Pu Speaker, additional question. In the previous sitting our respected leader have stated in response to my question that re-verification would be taken. But he now denied what he had spoken earlier. The truth as soon as it is released. I would like to ask this question because I do not understand after his statement whether there shall be re-verification or not those of the poor farmers suffer this problem mostly. I would like to know what problem is involve in this matter.

PU SAIKAPTHIANGA : Pu Speaker, the concerned Minister may please answer right now. On what basis was the high power Committee constituted ? Does the M.L.A. are also included in this Committee ?

PU NGURCHHINA : Pu Speaker, abusive language some-
MINISTER times prevails when something is mis-
understood and I would somehow grasp
the situation. Although I made the assurance before that
re-verification shall be taken it is not taken up as the
Government do not feel the necessity. However, M.L.As are
excluded from this Committee yet it is organised under the
Chairmanship of Chief Minister.

PU SAIKAPTHIANGA : Pu Speaker, I do not intend to ask
about the Chairman I only ask about
other Members.

PU K.L.LIANCHIA : Pu Speaker, why do the Minister made
such assurance which should not be
accomplished ? It only means he vio-
lated the laws and further degrades dignity of the August House
I do not understand what type of Government has been func-
tioned under his leadership.

PU NGURCHHINA : Pu Speaker, I made the assurance as
MINISTER the necessity of re-verification is
felt. To take up the matter we made
a contact with B.D.O. and others field workers, we are in-
formed that the matter seems less satisfactory and further
re-verification would be of no avail. After this informa-
tion, it is decided not to be carried out.

Regarding High power Committee it is
formulated with Chief Minister as its Chairman, Cabinet
Minister, Chief Secretary, and Deputy Commissioner. Moreover
Secretary of Rural Development has been appointed as its
Secretary. The above persons constituted this High power
Committee.

PU K.L.LIANCHIA : Pu Speaker, additional question was it
after the concerned B.D.O. informed
you that re-verification is not
necessary, is he the one who reported the poor farmer,
Ralkapa as Hindi Teacher ? Which of the B.D.Os he ever be ?

PU NGURCHHINA : Pu Speaker, the answer cannot be put
MINISTER at all length as demended. Moreover,
the question seems personal affairs
and I would rather not answer it.

S P E A K E R : I shall now, call upon Pu Vanlalngena
to ask question No. 7.

PU VANLALNGENA : Question No. 7 -

Will the Hon'ble Minister in-charge Law and Judi-
cial & Parliamentary Affairs Department be pleased
to state -

With reference to the peace Accord when will
separate High Court be provided to Mizoram ?

PU SAINGURA SAILO : Pu Speaker, in response to his question, dealing has been undertaken between Central and Government and it will be completed soon.

PU VANLALINGENA : Pu Speaker, the same excuse is always prevails. Compensation and other grants has always been delayed and this somehow showed the necessity of separate High Court as the problem lays deep in the core. In every cases we have to deal with the Ministry which unable for the magistrate to exercise his power. Like in the case of Serchhip E.E., improvement of some loaders of Bawngkawn area etc. It seems that the Ministry is involved too far in the legal matters. Regarding the case of Artetuidam where a number of houses were burnt and destructed no one was personally imprisoned. But soon after the Ministry interfered in the matter some terrorists were imprisoned. For all the above cases, the necessity of a separate High Court is seriously felt. Is there any way to hasten the process of High Court for its rapid completion.

S P E A K E R : Pu S.Hiato to ask question No. 8.

PU S.HIATO : Pu Speaker, question No. 8 -

Will the Hon'ble Minister in-charge Education Department be pleased to state -

- (a) How many Colleges, High Schools and Middle Schools have been planned by the Government to put under deficit? Whether the selection is already completed? Or when will it be done?
- (b) In the current year how many High Schools and Middle Schools has been planned to be taken up by the Government? Whether the selection is completed? If it is not completed yet, when will it be taken up?
- (c) While Primary School is handed over to the District Council, why did the Government have still control the matter regarding it building?
- (d) When will those of Primary School Teachers who has been working with fixed pay are to be regularised?

PU ZORAMTHANGA : Pu Speaker, answer to question (a) Low Colleges, three High Schools and ten Middle Schools have been planned to put under deficit. The selection have been undertaken and it is nearly completed and the order also is to be released soon. Regarding question (b) It has been taken under-consideration by the Government. (c) Answer to this question is already put in detail earlier and it may not be necessary to repeat. (d) The problem regarding post-creation it is being prepared and those Teachers will be regularised as soon as proper fixation is made.

S P E A K E R : Pu Liansuama to ask question No. 9.

PU LIANSUAMA : Pu Speaker, question No. 9 -

Will the Hon'ble Minister in-charge Local Administration Department be pleased to state -

Is there any plan to shift some Tuikuk Villages to the constituency of Phuldungsei ?

PU AICHHINGA MINISTER : Pu Speaker, with reference to the Government order any of the Village which is not recognised by the Government shall be shifted to the nearest recognised Village. It may be of a permanent Village or a branch Village the order shall prevail upon them so long as it is un-recognised Village. This order has been followed up by the Government.

PU SAIKAPTHIANGA : Pu Speaker, additional question. Most of the Villages permanent or branch Village receives F.R.S. sanction as consolidated fund. I would like to ask whether those Villages are recognised.

PU LIANSUAMA : Pu Speaker, it may be of within my constituency or the others there is always difficulties in meeting the problems due to lack of proper communication. The Villages in my constituency also faces the some problem and the people even proposed once to shift their Village nearby the road. I would like to ask how many Villages have a plan to resettle their Village in the recognised Village for better communication. Besides, how many Villages were ordered by the Government to move into the nearby recognised Villages and which of the Villages are unrecognised ?

PU AICHHINGA MINISTER : Pu Speaker, let me answer the last question first. Each of the Villages could not be pointed out due to the fact that there as many as 700 Villages in Mizoram. /

As the Government do not know the existence of some Villages order is issued concerning those of unrecognised Village to migrate in the nearby recognised Village. Moreover, no Villlage is allowed to set up without the consent of Government. However, a new Village may be set up if the Government considered and felt the necessity On the basis of the above condition a number of families are resettled in the newly built Village and they are under the consideration of Government.

S P E A K E R : Pu K.L.Lianchia to ask question No. 10.

PU K.L.LIANCHIA : Pu Speaker, question No. 10 -

Will the Hon'ble Minister in-charge Excise & Taxation Department be pleased to state -

Whether a youngman has been shot by some excise police inside their office? If so, who ever issued the firing order? What crime has been committed by the victim youngman?

PU ZORAMTHANGA : Pu Speaker, the answer goes like
MINISTER this - This concerned youngman has been the victim of a gun accidentally dropped by one excise police on 22.7.1988. There is no way to issue the firing order as the happening is purely accidental. Meanwhile, there is an evident that this youngman had been a drugs peddler. He came from a Village near Tahan in Burma. Due to the fact a case is sent to be filed on the basis of Foreign Act.

PU K.L.LIANCHIA : Pu Speaker, I would like to know how the Government takes up the action over this careless police.

PU ZORAMTHANGA : Pu Speaker, this youngman who have
MINISTER been charged as drugs pedlar was treated with scolding and nagging with a harsh order like "stand up, sit down" while he was about to bow down after the order of punishment. His jacket accidentally brushed off the officer's pistol which was loosely hanged from the police belt and caused himself a shot.

PU K.L.LIANCHIA : Pu Speaker, this officer might as well be like Thangkura, who keeps a half-blasted pistol in his belt.

S P E A K E R : Question No. 11 could not be taken up due to the absent of Pu Vanlalngena I, therefore call upon Pu F.Lalramliana to ask question No. 12.

PU F.LALRAMLIANA : Pu Speaker, question No. 12 -

Will the Hon'ble Minister in-charge District Council Affairs Department be pleased to state -

On what basis those six (6) MDC of Pawi District Council were disqualified?

PU SAINGURA SAILO : Pu Speaker, in the election of
MINISTER Pawi District Council six (6) Members have been declared as non-erroled on the basis of rules 1 clause A & B and sub-clause of A & B in rules 191.

10 -

PU F.LALRAMLIANA : Pu Speaker, additional question six members have submitted election petition. To cope with this matter D.C. of Mizawl has been appointed as the commissioner by the Government. I would like to know whether the Government witness the works taken up by the commissioner. Later, those members were called upon by the commissioner on matters of their legal case. They were even ordered to submit the report without a final hearing. I would like to know whether the Government comply with the commissioner on his careless deeds.

PU S.HIATO : Pu Speaker, additional question. Any complain must be sent to the commission if any commission is organised what we have to keep in mind is that no such complain is done after this rule. Secondly, some persons were disqualified as witness while the statement regarding two members Vanthawnga and Nguniapa is not taken up till today. Due to the above fact the notice and proceeding of the commission is felt unreasonable. I wonder how can the Government comply with the proceeding of the commission.

PU VANLALNGENA : Pu Speaker, to be answered right now. The Governor made a speech at the current Budget Session and stated that "The peaceful conduct of Village Council as well as Pawi and Chakma District Council Election" I and two respected leaders Pu F.Lalramliana and Pu F.Lalbiakthanga also present while hearing is taken. In the meantime it is said that the accused is not treated by peaceful means but by harassment. Why did the Government agreed with this harassment while a peaceful conduct of election has been recommended?

PU LIANSUAMA : Pu Speaker, to be answered by the concerned Minister right now. Some fault excuses is attached to regarding the Electoral Roll of the Pawi District Council and the Officer in-charge of this electoral roll is the S.D.O. of Lawngtlai. But it is known that no legal action is taken against person who bears the responsibility. I would like to ask whether the action shall be taken? Moreover, he has taken a large amount of goods from Sun Rise Store at Lunglei by the name of District Councils. He also made work order by the name of four persons to carry out the contract works of Zochhuana of Lawngtlai. But the work is not carried out while the amount sanctioned for the construction is recovered wholly. Will action be taken against this person who bears the responsibilities of all those faults.?

PU P.C.ZORAMSANGLIANA : Pu Speaker, it is the Returning Officer of Chhimituipui District who announced those six M.D.Cs as elected. But the announcement has been annuled later on. Will the action be taken against person concerned for unreasonable announcement? In the same way, the S.D.O. of Lawngtlai who bears responsibility of errors in electoral roll and misuse power of is promoted instead of taking legal action against him. We shall have a long discussion later when my turn comes.

PU ZOSIAMA PACHUAU : Pu Speaker, most of the question has come from Congress party. We the P.C. Party also have some questions. Speaking about Pawi District Council there is a rumour that some Congress M.D.C. were persuaded with a bait of one lakh rupees each. On the other hand, the ruling party has pointed out against this rumour that those persuaded members were won back by the Congress Party with the amount more than the previous bait. Pu Speaker, I would like to ask whether the ruling party could produce a receipt as an witness to their statement for our concern, we are always ready to produce if necessary.

PU S.HIATO : Pu Speaker, in the Constituency of Vawmbuk, some objection is raised in connection with the ballot paper i.e. in the ballot paper of Vawmbuk Constituency there is printed 'Bualpui' on it. It is the Government of Mizoram who printed this ballot paper and further conducted the election of this Constituency which is disqualified, I would like to ask whether some legal action shall be taken against persons who bear responsibility of this misconduct.

PU P.C.ZORAMSANGLIANA: Pu Speaker, I have an authorised letter issued by Pu Sapliana that the persuasion of Arun Bikas with one lakh rupees is done through the advice of Chief Minister. It is further written that he was informed to come over to Aizawl to discuss some importance matters. I could produce this copy to each Minister if necessary. I would like to ask whether the Chief Minister has done as it is written.

PU SAINGURA SAILO : Pu Speaker, I am afraid I could not answer the whole questions we have received 6 petitions regarding the election. One of the petitions is against MNF and another one is produced by the MNF Party against Pu Sapliana and the remaining is against the elected members of the Congress in Pawi District Council. District Magistrate is to be appointed for the commission as the provision of the rules. My predecessor has pointed out imperfect election which prevailed in Pawi District Council and due to the same fact the Returning Officer is not appointed as District Magistrate certainly. There is no proper District Magistrate therefore, the Deputy Commissioner of Aizawl was appointed for the post.

PU VANLALNGHAKA : Pu Speaker, I would like to ask whether these disqualified members are still remaining in the same condition.

PU F.LALRAMLIANA : Pu Speaker, we heard a rumour that the candidates from MNF were requested to submit petition by the Minister. Is this statement true ?

PU S.HIATO : Pu Speaker, session is called to commence on 5th and 6th of the months. The matter regarding High Court is scheduled to be discussed on the 5th and the order is received here in Aizawl on due date. But the Government of Mizoram did not send this order to the District Council on a proper date and therefore, it is received lately (i.e. on 11th.) why did the Government delay this order.

PU SAINGURA SAILO : Pu Speaker, let me answer the last
MINISTER question first. The notification is not delayed by the High Court. With reference to the letter from High Court the matter regarding the decision shall be taken up within two weeks and the Chairman will not be appointed within this period. Furthermore, re-election regarding those disqualified members is disallowed for the time being.

Regarding the petition our department did not know whether Chief Minister have requested the candidates of MNF to submit the petition. However, the case has been undertaken in High Court and therefore, a decision cannot be made by now. Let us wait and see the decision of High Court.

Regarding Pu Sapliana I certainly do not witness except what I have read about it in the news paper that he has been persuaded with a bait of one lakh rupees and a receipt could also be produced if necessary.

PU LIANSUAMA : Pu Speaker, the investigation is still existing even after the order is released from High Court. It is declared that those disqualified members could also be included in the deliberation. Does not it mean that verification is not existing? It would be pleasing if the Minister could clarify the matter.

PU SAINGURA SAILO : Pu Speaker, High Court is not suppose
MINISTER to involve in every cases. Three proposals have been stayed by High Court regarding the petition. Such as election of Chairman, Re-election and deliberation and the rest does not concern any decision of High Court. No violation is prevailed in regards to the present matter as the notification is still existing.

PU S.HIATO : Pu Speaker, question No. 13.

Will the Hon'ble Minister in-charge Local Administration Department be pleased to state -

- (a) Whether any Department of Government can be placed (within unrecognised village) by the Government of Mizoram without the consent of Central Government.
- (b) If so what kind of Department can be placed? and where?

PU AICHHINGA
MINISTER

: Pu Speaker, the government can put any Department any where even in uninhabited forest also.

(All the question is answered except No.11 which is due to the absence of the concerned member).

S P E A K E R

: One adjournment motion is entered - Pu S.Hiato. I shall have read it out now.

To,

The House Speaker,
Mizoram Legislative Assembly, Aizawl.

Subj :

Motion for Adjournment on matters of Public importance.

Sir,

I beg to give notice of a motion for adjournment of the House to discuss the following matter of urgent Public Importance. As provided under rules 59(1) of Rules of procedure and conduct of business in Mizoram Legislative Assembly as modified after 2nd April, 1980.

(1) The Session of Pawi District Council was summoned on 5th 1988 by Deputy Chairman since the seat of Chairman had been lying vacant but before the commencement of the session, the Deputy Chairman was disqualified by the report of one man commissioner establish by the Government of Mizoram. Hence, as the provision of Rules 37(1) of the M.A.D.C. Concession of conduct of business Rule 1974 Mr.L.B.Zathang was appointed voting Chairman by the Administrator for the ensuing session. However, initial violation of rules 37,2,3 and 37(1) of the said rule, Mr.L.B.Zathang illegally summoned the session for District Council on August 10 and 12, 1988.

(2) The Session so summoned by a single member of the Pawi District Council without any authorisation from the administrator as what so ever is undemocratic and violation of rules practised by the said district council.

(3) Hence, the proceeding of this Undemocratic session and illegal sitting of the said District Council automatically is invalid and not tenable in law, as about the law and order situation in the whole of Pawi District Council area becomes very tense and explosive. Hence discussion on this matter is necessary.

Aizawl the 16th
August '88.

Yours faithfully,
S.HIATO M.L.A.

This motion is received and it is also given to the Minister and our Secretary. After we examined this motion critically it is rejected as it does not followed the provision of Rule 16(6) that read, the Motion shall not deal with any matter which is under a Jurisdiction by a court of law having Jurisdiction in any part of India, As this matter has been undertaken in High Court it cannot be admitted.

...22/-

PU LIANSUAMA : Pu Speaker, your judgement is discriminating, the question to be admitted or rejected can be prevailed from the Rules 40(9). But you have admitted the previously discussed question which is not suppose to be admitted. (Speaker : I do not admit it) The discussion is taken up after you admit the motion and not motion) That is the problem, you have admitted which is not necessary while the present motion have been rejected. To show the present motion from Pu S. Hiato is not much different with the previous let me have read it out "it shall not asked for information on the matter which is under a jurisdiction by court of law having jurisdiction in any part of India" and this has been admitted and discussed. If the previous matter which is under a Judication by acourt of law, is admitted the present adjournment motion shall also be admitted, Pu Speaker, Just have a review carefully. (Speaker : The provision motion is not under a jurisdiction of High Court while it is admitted. It is admitted just before an order from High Court is received, let us call it enough on this part to avoid a humdrum meeting and I am afraid some vidence may take. please).

PU LAL THANHLWA : Pu Speaker, your speech about the technicality is not wholly correct due to the fact that the question is focused on the matter regarding some disqualified members which is not pointed out by the High Court. On the other hand you might not have yet received an interim order from High Court while the motion is admitted. But now even after you are familiar with the presence of this order the discussion is still taken place. Moreover, you have allowed to discuss the matters concerning Chief Minister while the interim order from Gauhati High Court is set aside, meanwhile I would like to state that the motion presented by Pu S.Hiato is not concerned with the High Court and therefore I find no reason to reject the adjournment motion presented by the member, it would be pleasing if the existing matter could be passed for re-consideration as demand.

PU H.RAMMAWI MINISTER : Pu Speaker, the question presented by the member is the same old matters, the motion presented by Pu S.Hiato is rejected on the basis of 62 rule, and therefore no violation is evolves in this matter. On the other hand motion and question can not be considered under the same basis, and it shall be carried out with reference to the rules provided.

PU P.C.ZORAMSANGLIANA: Pu Speaker, I would like to have a discussion on the basis of the speech made by the Chief Minister at the anniversary of Indian Independence Day. On that occasion Honourable Chief Minister speak in consolation of the people that the Government is taking a number of steps to develop the District Council specially in different directions. It is much desired to know such special steps taken by the Government in favour of District Council. I believe the ruling party will also have something to say on this matter. Speaking about Pawi District Council we heard a rumour that some violent action is taken place as a result of this problem. And therefore, Pu Speaker, if the present motion is not admitted more violence will arise.

S P E A K E R : We shall now switch over to another business.

PU LIANSUAMA : Pu Speaker, the Government set up an enquiry commission last year to solve the problem of Pawi District Council. I agreed to what a member from Khawhai Constituency has pointed out regarding the minority within Mizoram. If those minorities are not taken care of properly by the government, feelings of alienation may possibly arise in their mind. Frankly speaking, those three District Councils namely Pawi, Lakher and Chakma cannot be counted as Mizo. If they do not receive attentive care of the government it will hamper their feelings and alienation will be there. (Speaker : you are absolutely wrong if you counts Pawi and Lakher as non-Mizo) If it is wrong I would like to expand the statement. It is true that they are descendent of Mizo, but feelings of non-Mizo is deeply embeded in their mind for they possess their own respective language and live in a separate area. If they feel they are appress by the tribes of northern Mizo in the same way as we feel it is doubtful that peace will ever be kept on this way. In fact, I believe that some kind of consolations will surely soften their feelings. Pu Speaker I therefore beg you to admit the action.

S P E A K E R : Once rejected can not be admitted. I shall now call upon Pu Ngurchhina.

PU NGURCHHINA
MINISTER : Pu Speaker, I beg your permission to place Mizoram Recurring and non-Recurring grant in aid for social institution Rules of 1988 on the table.

S P E A K E R : All right, I request Pu Ngurchhina, Minister in-charge Rural Development to lay the paper. I shall now call upon Pu Saingura Sailo Minister i/c District Council Affairs to lay the paper.

PU SAINGURA SAILO
MINISTER : With your permission, Pu Speaker, I shall lay the Rules of Mizoram Legislative Assembly Grant of Loans and advance on the table of the House.

S P E A K E R : Pu Saingura Sailo have laid the paper and I order to distribute the paper. I call upon Pu H.Rammawi, Minister of State in-charge Transport Department to lay the paper.

PU H.RAMMAWI
MINISTER : Pu Speaker, with your permission, I lay Mizoram Motor Accident Claims Tribunal Rules, 1988 in this House.

S P E A K E R : I order to distribute the paper laid by Pu H.Rammawi in-charge Transport. Now I shall call upon Pu Zoramthanga Minister in-charge Finance to lay the paper.

PU ZORAMTHANGA MINISTER : With your permission Pu Speaker, I lay the following papers in this House -

- (i) The Report of the Comptroller & Auditor General of India for the year 1983-84.
- (ii) Appropriation Accounts 1983-84.
- (iii) Finance Accounts 1983-84.

S P E A K E R : Pu Zoramthanga have also laid the paper and I request to distribute the paper (All Congress MLA left the House).

We shall now take up the announcement of Panel of Chairman. The following members are appointed as Panel of Chairman, Pu Andrew Lalherliana, Pu K.L.Lianchia and Pu Rokamlova.

Now I, the Speaker shall lay both the B.A.C. and P.A.C. reports and please distribute the copy right now.

Now, I shall call upon Pu Lalkhawngchinga, Chairman Privilege Committee to lay the report.

PU LALKHAWNGHINGA : Pu Speaker, with your permission I lay the 2nd Report of Privilege Committee in this House. Thank you.

S P E A K E R : I order to distribute Report of Privilege Committee laid by Pu Lalkhawngchinga.

Now, we shall move over to the next item. I request Pu Zoramthanga, Minister in-charge Finance to take the paper of profession trade and calling with the permission of the House.

PU ZORAMTHANGA MINISTER : Pu Speaker, I beg the permission of the House to introduce the paper Mizoram profession trade calling and employment taxation second Amendment Bill of 1988.

S P E A K E R : Do we agreed ? (all the members agreed) Now, I shall invite Pu Zoramthanga to introduce the paper.

PU ZORAMTHANGA MINISTER : Pu Speaker, I ask the permission of the House to introduce Mizoram Sales Tax Bill of 1988.

PU R.LALAWIA : Pu Speaker, Thanks for the preparation of Mizoram Sales Tax. But the Sales Tax has never been introduced in Mizoram before and it may look complicated for the ordinary people. Particularly for the merchants I therefore, would like to suggest that it will be better if the Sales Tax is not introduced as in the present condition. It will be of great pleasure if the matter could be left to discuss in the next session.

PU H.RAMMAWL : Pu Speaker, the suggestion of my pre- cedes grasp the theory in details and practical application could not be carried out right away. Infact, we have to consider the con- sequence before we actually passed the bill. On the other hand it would be of great chance to study the detail process if the discussion is left for the next session. I therefore, want to make this speech in support of the previous proposal.

PU LIANSUAMA : Pu Speaker, we have been given enough times to study the procedure of Sales and Tax bill. It could somehow be con- sidered if the information is not give- ven in advance. Its been a month since the information is given and it seems those members pay no importance as they still proposed the sales tax bill to be applied later. In fact, we should have a discussion first.

S P E A K E R : Keep silence please, Pu Liansuama's proposal is quite acceptable and I would like to request every members to study any proposal in detail especially regarding the bill.

PU R.LALAWIA : Pu Speaker, it is not possible for every members to be in the Headquar- ter all the times fir we akk gave our own business. In fact, the chance may not be available to study the process in detail. So to say, I doubt that no member could explain the rules perfectly, if asked. And this is not the only problem. If sales tax bill would bring betterment of the people we have to pass it without further discussion. But it is evident that if it is passed every prices will be doubled if it is introduced and it is only our poor people who would suffer if it is passed. I, there- fore, beg you to give more chance of preparation for the members and the people.

PU LIANSUAMA : Pu Speaker, I complied with the speech that all the MLA would not be in the Headquarter all the times and the pro- blem may be hander for the members in Chhintuipui District. But the times given for the preparation is quite sufficient for every members. I received a copy of the motion lastnight and a rule. One a motion is admitted we have to discuss it any how. The Minister in-charge may somehow felt the motion to be discussed later or the same decision may be there after some discussion, who knows, so let us have discussion first and it would not be right if the motion is left for another session. I think this is better to carry on the discussion.

S P E A K E R : Taking the decision is not the problem. As a discussion is allowed we shall have to proceed upto 1:00 P.M. and it will verify the way itself.

PU VANLALNGHAKA : Pu Speaker, the motion regarding Mizoram Legislative Assembly Grant of Loan and Advance to Member rules 1988 No.3(B) has been entered today. But rules provided that any motion could be discussed atleast seven days after admission, I therefore would like to propose that it will be better if the discussion regarding this matter could be postponed for three (%) days. As a Member of Phuldungsei Constituency has pointed out regarding the present bills No.6(A) and (B) entered by the Finance Minister and Parliamentary Affairs Minister respectively are under the list of introduced bills but I feel perplex when I come to see the list as I did not receive any copy of it before. I do hope that there shall be no excuse regarding Mizoram Sales Tax Bill, as sufficient times is provided. In connection with this select committee may not be necessary and yet it is felt that the chance for preparation is compulsory, some problems is still involving regarding the amount of Tax to be charged from the goods. The rules provides that 5% is to be taken on those goods under special item and 2% on ordinary item. The main problem in this regards is that there are some goods which are not written under special item. In fact it is felt that the categorised item does not make any deference.

Speaking about the tax, even through the item is prepared carefully, yet some errors are still to be found moreover I would like to make proposal regarding local products and goods it would be better if no tax is charged on that local product i/e different types of cane and handloom etc.

And last but not the least Mizoram income tax is considerably less, it could somehow be increased if the present sales tax is passed. Moreover, the present state problems could somehow be solved if income tax is raised.

PU LIANSUAMA : Pu Speaker in the present bill (No. 15 2nd clause) no act is to be found under the heading of special goods except the definition and therefore this has to be amended. Regarding No.3 and No.4 it is written that sale tax is to be imposed from now on. In this sentence the word 'sales tax' need to be changed with 'special goods' moreover, it is written in the fourth page that special goods mean, such goods as re-notified in schedule one attach to this act' Here the word 'act' is to be changed with 'bill' as it is yet to become an act. I would be very glad if the Minister could consider my points.

In connection with the speech by Finance Minister regarding resources mobilisation committee I would like to state that it is necessary for a separate state Mizoram to collect taxes from various sources, However, the source is not available, under the present the constitution. But let us not forget, tax is always necessary whether the present bill is passed or not.

I think it is necessary to point out why I have entered the question in the previous session the looking of IML Vespa Scooter by using wrong names. Various newspaper have (iii) published that Vespa Scooter can be brought from the company by Rs.11,000 (Eleven thousand) with the exception of local tax. But it is known that they use to sell this vehicle by Rs.15,000 (Fifteen thousands) or more to the poor who could hardly afford their needs. They use to book this vehicle by using wrong and meaningless names i.e. Tuibura, Vaibela etc. In fact, Pu Speaker, the matter is worthy of re-checking moreover, it is necessary to categories goods into efficient items due to the fact that standard of livings of the people is inequivalent. So to say a number of families could afford to buy their needs where as numerous persons are the people who could hardly earn their daily needs. In this connection I would like to state my opinion. Here our income tax would somehow increase if higher tax is imposed on those goods which are under special item i.e. television vehicles and its parts etc. on the otherhand the demand of some goods like Television, Motor chasis in Mizoram is surprisingly less in compare to our neighbouring states. If higher tax is to be charged on this goods the result will not remain the same. When we purchase the above goods from other states a handsome amount of tax is taken along with it. In connection with this, I would like to state that it is desirable if such money is spent in our own state instead of spending it in favour of the other states. Thank you.

PU H. HRANGDAWLA : Pu Speaker, any bill which is under the handing of 'House reading' can not be amended as it is written in the provisions of rules No. 78.

Some of the Ministers have made suggestion regarding the amendment. Though I do not wholly object to the suggestion, to some extent, to consider the consequence. If the suggestion is not fulfilled the Minister in-charge will surely demand to take to the public by circulating the paper and in that case it could not be objected due to the fact that this bill concerns with the public too. It seems that discussing the Principle is the least we could do, and in case any revision is required we can atleast refer to select committee. Moreover, it is known that the copy is distributed among the members only and publication is sealed. I therefore, propose in compliment of the speech made by Pu R. Lalawia, to consider public opinion and to lay the discussion on the table. So to say, I personally have no time to read the paper in detail and even my neighbouring families have no knowledge whether the present bill is introduced or not and in fact. Publication is the first step to be taken. Thank you.

S P E A K E R : I do hope we all have got some opinion regarding referring the Bill to the select committee. Let us have a brief discussion.

PU LIANSUAMA : Pu Speaker, the subordinate Legislation has called a meeting to discuss the matter regarding Trading by Non-Tribal regulation with the permission of Hon'ble Revenue Minister. The first meeting in the present Government has been attended by representatives of each political party. Full length discussion meeting has been called in order to present a humdrum in the coming decision. In considering on coming session, I would like to suggest that an actual meeting shall be on its way if the same process is followed. Speaking in relation to the speech made by my predecessor regarding his neighbouring families I would like to make it clear that it is just an extravagance speech, for the MLA being the representatives of the people and the latter have to agree to whatever the decision their representatives has taken.

The discussion regarding the principle has been taken up and if my opinion is welcome I would like to suggest that it is necessary to pass the bill first. I have given an example to clarify my reason. In order to prevent spending of some extra thousands of rupees in purchasing scooter we have to pass the bill as soon as possible.

Moreover, if the Business Advisory Committee (BAC) is on its way to call upon the meeting, it would be of an opportunity to each member to study the procedure in detail. But it seems that the Minister in-charge have no intention to call upon such meeting and it is not a matter to be entered in the House.

PU H. RAMMAWI : Pu Speaker, I feel much regretted considering the existing bill and its consequences upon the people of Mizoram we should not have neglected just because of its effects for it is necessary to learn to stand with our own. On the other hand I am rather happy as we all have possessed pure thinking in regards to the present bill and this shows our unity we all have to understand it is not done in favour of one, but only for the betterment of the whole people.

Regarding select committee it can however be considered even if it is set aside for the next session because it will provide a chance for preparation. Frankly speaking, I personally have no time to manipulate the paper even though I have received since long back. However I have the same opinion with that of subordinate Legislation Committee.

PU R. LALAWIA : Pu Speaker, the importance of the present Bill is felt by the ruling party, as well as the opposition party. However, as we have stated the consequences is worthy to be considered. One of the members has suggested to impose higher tax on some goods which only the rich could afford. If his suggestion is fulfilled there will be indirect effects in connection with Bus fare, carrying and transport charges etc. In fact we have to understand that the burden of tax will be shouldered not only by the rich but also by the poor indirectly.

If the bill is passed, it will be followed by the increase of price, rates whether we are aware of or not. In order to keep aware of this drastic change I would like to propose to leave the discussion for the next Session.

PU VANLALNGHAKA : Pu Speaker, it seems that we all are obliged to pass the present bill. But considering its effects, a number of opinions arise. In relation to this, I would like to state that it would not make any difference to the poor whether the bill is delayed or passed presently. However, if we have to wait another more years, number of poor will be somehow increasing and more amount of taxes could be collected.

As we have seen, a number of Maruti and Gypsy Cars is running in and out of our towns, and it is seriously desired if tax is levied from those vehicles as soon as possible. And if it is not possible presently I would like to propose to provide some rules to control the purchase of such vehicle.

Moreover thanks for the bill proposed in regard to those who do not pay the tax regularly (Speaker Just a minute it is time to recess now or shall we extend for 10 minutes) Pu Speaker, it is desirable if the report is given in full detail by the person who prepared the assessment and lastly, the punishment rules in regards to those who exempt the tax is perfect.

S P E A K E R : Time is up, shall we extend another minutes more? Alright we shall proceed upto 1:15 P.M.

PU VANLALNGHAKA : Thanks for your kind consideration Pu Speaker, I would like to propose to leave the discussion for next Monday in order to avoid some excuses from those persons who have no proper time to read the bill in detail.

S P E A K E R : Let us consider the opinion of the concern Minister first. (Pu Speaker: I would like to have a brief speech if you please) you had enough however I will give you three minutes more. I feel it is hard to comply with the speech made by my predecessors. It will be disgracing for the Cabinet if the bill is put off for the next time. If you take my opinion, I would like to drop the previous suggestion.

PU ZORAMTHANGA MINISTER : Pu Speaker, I am very pleased with the meeting as we all seems very enthusiastic in the discussion of the present bill. Especially we the Finance Department anticipated for the rapid completion of the assessment and not forgetting the necessity of the chance for preparation. Moreover, the opinion regarding its effects is yet considerable. Let us wait and hope for the opinion of Subordinate Legislation and the representatives of each party. It will be better to let them study the problem involved in detail and set aside the discussion for the next Session.

Thank you.

S P E A K E R : I have winded up the matter and so did the concern Minister. Have we all agreed? The House has handed over the bill regarding sale tax to the subordinate Legislation, It is rejected to avoid violation of Rules.

Regarding the disqualification of six members in Pawi District Council it is done just before an order from High Court is received. It is not right to discuss the matter for it has been stayed in High Court. And therefore, it is done in accordance with the provision of rules.

We shall have closed the meeting by now and it will be continued tommorow. 10:30 P.M.

House adjourned at 1:15 P.M.