

FIFTH SITTING ON WEDNESDAY, THE 24TH MARCH, 1999

(Time : 10:30 AM to 1:00 PM and 2:00 PM to 4:00 PM)

PRESENT

Pu R. Lalawia, Speaker, at the Chair, 15 Ministers and 24 Members were present.

QUESTION

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

LEAVE OF ABSENCE

2. The Speaker to inform the House to whom leave of absence from the Sitting of the House is granted.

LAYING OF PAPER

3. Pu H. VANLALAUVA, to lay on the table a copy of the Mizoram Urban & Regional Development Rules, 1998.

LEGISLATIVE BUSINESS

Bill to be considered

4. Pu TAWNLUIA to move that the Mizoram Liquor Total Prohibition (Amendment) Bill, 1999 be taken into consideration.

Also

to move that the Bill be passed.

S P E A K E R : When a country is rebellious, it has many rulers, but a man of understanding and knowledge maintains order.
Proverb 28 : 2

By justice a king gives a country. Stability, but one who is greedy for bribes tears it down.

Proverb 29 : 4

Now, we shall take up questions. We will call upon Pu Dr. Lalzama to ask questions on 37.

DR. LALZAMA : Mr. Speaker Sir, question no. 37 to be answered by

Food & Civil Supplies Department. My question is - Whether the staff of Food and Civil Supply Employees receive essential commodities like sugar, rice and K. Oil as monthly quota? If so, is the government aware of this?

S P E A K E R : We will call upon the concerned Minister Pu Aichhinga to answer the question.

P U A I C H H I N G A : Mr. Speaker Sir, the answer to the question made by the hon'ble Member is -

- (a) Food & Civil Supply Employees do not have monthly quota of essential commodities.
- (b) Since they do not have monthly quota of essential commodities, the government does not have any thing to say about this.

P U J. L A W M Z U A L A : Mr. Speaker Sir, thank you. I have monthly price bulletin for the Month of September 1998, for rice fair price shop rate. Why is the rate different in different parts of the State? I would like to request the Minister to explain this.

P U K. T. R O K H A W : Mr. Speaker Sir, during rainy season Chhimtuipui district usually suffers because of lack of stock of rice in the godown. I would request the Minister to inform us regarding the amount of quintal of rice stock in the godown. Then, will it be possible to stock rice sufficient for the rainy season? Will the Minister be able to take step, to pay the pending carrying bill and retailer bill? Lastly, the total amount of K. Oil needed for Saiha is 50 - 50 kl, but the amount receive is only 36 kl. Will it be possible to give the required amount for Saiha?

P U R. L A L Z I R L I A N A : Mr. Speaker Sir, is it possible to appoint underage as retailer for rice, sugar and K. Oil?

S P E A K E R : Now we shall call upon the concerned Minister to answer the questions?

P U A I C H H I N G A : Mr. Speaker Sir, first of all, regarding the rate of rice in fare price shop, it is supposed to be equal in all the area. However, if such thing happens then the government will look into the matter. Then, pending bills for retailers and carrying contractor are taken up. However, it is a huge amount since, it was collected from the previous ministry, things cannot go as expected. However, we will try and give the pending bill as far as possible.

Regarding K. Oil, since its not relevant, I cannot give the answer right away, however, I request the hon'ble Member to come to the office and we shall try to sort it out.

Lastly, underage cannot be appointed as retailer, so far the government is unaware of such appointment.

PU R. LALZIRLIANA : Mr. Speaker Sir, Samuel Lalrintluangi d/o Lalrinnunga, 7 years old of Chawlhun was appointed as retailer. I would therefore, like to ask the Minister if he will cancel this appointment?

PU C. THANGHLUNA : Mr. Speaker Sir, is it possible to be a carrying contractor for the wife of Inspector and Store Keeper?

PU ZAKHU HLYCHHO : Mr. Speaker Sir, ruling MLAs question regarding the quota of essential commodities for Food & Civil Supplies Department employees, its a very serious matter, I, therefore, request the Minister to give assurance in the House, that this matter will be taken up seriously.

PU AICHHINGA MINISTER : Mr. Speaker Sir, I am now informed about the underage retailer. I would like to assure the House that, necessary action shall be taken in this regard. Then regarding carrying contractor, the government appoint carrying contractor from the rate they quote, therefore, the government does not know if their partner's are government employees.

Then, regarding quota for essential commodities, if the government finds out, about this, I assure the House that this will not happen again.

PU R. LALZIRLIANA : Mr. Speaker Sir, starred question no. 38 -

- (a) Is there any proposal to give the government employees their salary according to the 5th Pay Commission?
- (b) If so, when will the government start adopting the 5th Pay Commission?
- (d) Will the government employee be able to enjoy new pay from February 1999?

S P E A K E R : Now we shall call the Minister incharge, hon'ble Finance Minister to answer the questions.

PU ZORAMTHANGA : Mr. Speaker Sir, the answers are as follows -

- (a) Yes.
- (b) Pay Committee is yet to submit report to the government.
- (c) Once 5th pay is implemented the arrear shall be given.
- (d) No, the government employees will not be able to enjoy new pay from February 1999.

PU R. LALZIRLIANA : Mr. Speaker Sir, supplementary question, the answer to my question no. (a) is Yes. If it is so, is there allotment in the budget?

PU SANGHIMINGIHANGA : Mr. Speaker Sir, thank you. In the last ministry, pay
H. PAUTU commission was formed. This pay commission submit their recommendation, however, their recommendation was rejected there by which the government servants have to wait for fifth pay commission.

Third and Fourth Pay Commission scale of pay is enjoyed by the employees, however, the government made changes in the scale of pay which prevents for the implementation of fifth pay commission. My question is when was this change in scale of pay made?

PU NIRUPAM CHAKMA : Mr. Speaker Sir, Does the government give specific direction, as to when the pay committee headed by Pu Vanhela to submit the report? Pu C. Thanghluna and myself ask this same question, why is that our names are not printed, is it the mistake made by Assembly Secretariat?

PU LALCHAMLIANA : Mr. Speaker Sir, from what I've learned, Mizoram Government agrees to pay its employees according to the fifth pay commission. When is the government planning to implement the fifth pay commission?

Central Government, implement the fifth pay commission from 1.1.96, if it is so, the Mizoram government will have to pay around 200 crore just for arrear. Why don't the government make the pay revision from 1998 instead of 1996, as practice by several other states.

PU ZORAMTHANGA : Mr. Speaker Sir, I'll start answering from the last
CHIEF MINISTER question. Central Service working under Mizoram Government are paid by the State Government.

There is no plan of implementing fifth pay commission at present and allotment has not been made in the budget. Then, regarding the question - is it possible to arrange the pay according to central pay. This is not possible as more problem will be created, therefore, the government is planning to solve the problem on the whole.

The question, Does the government give time frame for the submission of the report? The Haukhurn Commission was given time frame and Vanhela Commission is also given time bound for the submission of reports, however, Vanhela Commission is unable to finish, therefore, extra time is given for the completion of the report.

Then, regarding the amount of pay, I cannot give the amount since the commission has not submitted the report, the State Government pay is given from the state budget. Without the help of the Central Government, the fifth pay commission cannot be implemented, since present budget is not sufficient, other states are also

unable to pay from their present budget. As I have said earlier, right now nothing can be done, the government cannot say when it will start implementing the fifth pay commission. I did not say that fifth pay commission will start implementing from February. Every state is trying to solve the problem. The State Government is trying its best to implement the fifth pay commission as soon as possible.

PU K.T. ROKHAW : Mr. Speaker Sir, the hon'ble Chief Minister had just mentioned that the State is going to implement fifth pay commission. However, the hon'ble Chief Minister also said that, State does not have the required fund for the implementation of fifth pay. So, I request the Minister to clarify this.

PU NIRUPAM CHAKMA : Mr. Speaker Sir, will the Government of Mizoram be able to give specific time frame for the submission of the report ?

S P E A K E R : Now, we will call the Minister incharge to answer the questions.

PU C. TIANGHLUNA : Mr. Speaker Sir, now that the pay of Central Government Servant had increase, from the State employees, is there any problem in the Administration ?

PU ZORAMTHANGA
CHIEF MINISTER : Mr. Speaker Sir, from the last question. That is exactly why the State Governments are putting pressure on the Central Government, as the State is facing problem in the administration due to the differences of pay in the Central and State employees.

The Central Government knows exactly what it is going to face after implementing the fifth pay. Therefore, we should brush the hypothetical question and believe that we will get the required fund.

PU H. RAMMAWI : Mr. Speaker Sir, I don't see the need to hurry with the implementation of fifth pay commission. Let the government take its time.

PU ZORAMTHANGA
CHIEF MINISTER : Mr. Speaker Sir, the previous government had issued order for the implementation of fifth pay. However, till date even after issuing the order nothing can be done. Therefore, this shows that things cannot progress as fast as expected.

Regarding time frame, the previous government had also given time frame to the Pay Commission/Pay Committee, but they are unable to finish in time since there are too many complain. However, now we have given 2 to 3 months time frame.

S P E A K E R : Now, we shall move on to question no. 39 to be asked by Pu Lalchamliana.

P U L A L C H A M L I A N A : Mr. Speaker Sir, starred question no. 39. Will the hon'ble Minister incharge Public Works Department be pleased to state -

- (a) With the fund received from World Bank, which road of Mizoram is going to be constructed.
- (b) When is the amount of fund expected from World Bank ?

P U R. T L A N G H M I N G T H A N G A : Mr. Speaker Sir, the answers are as follows -
M I N I S T E R

- (a) The selection of road is yet to be made after careful study of the roads by study group.
- (b) U.S. dollar 2.5 million is expected from consultancy service and for the implementation of road 300 - 350 crores is expected.

P U S A N G H M I N G T H A N G A : Mr. Speaker Sir, will it be possible to select Kawnpui
H. P A U T U road ?

P U L . N . T L U A N G A : Mr. Speaker Sir, Is the fund from World Bank is loan?

P U C . S A N G Z U A L A : Mr. Speaker Sir, which road are important ?

P U H . L A L T A N P U I A : Mr. Speaker Sir, with the help of World Bank's fund will it be possible to include Ratu, Suangpuilawn road?

S P E A K E R : Let Pu Lalzirliana ask his question. Then we will call upon the Minister incharge to answer the questions.

P U R . L A L Z I R L I A N A : Mr. Speaker Sir, thank you. When was this scheme made ?

S P E A K E R : Now, we will call upon the Minister incharge to answer the questions.

P U R. T L A N G H M I N G T H A N G A : Mr. Speaker Sir, we are preparing the scheme now.
M I N I S T E R
Consultants are preparing now. Aizawl - Thenzawl Lunglei road is given priority. Kawnpui - Aizawl via Lungdai and Bairabi Zamuang - Kanmun roads are being studied by the study group. Besides these roads 130 are taken for major maintenance. Right now 1140 km is being studied. Out of which 500 km will be selected.

The fund from World Bank is on loan with 2% interest. World Bank will finance 70% and 30% will be borne by the State. As we are a special category State, the Central Government will finance 90% of our share and 10% will be borne by the State.

Ratu and Suangpuilawn road are under NEC, therefore, we have not taken that up at present.

PU R. LALZIRLIANA : Mr. Speaker Sir, the hon'ble Public Works Department Minister gave a wrong information in this House. Regarding the loan from World Bank, the previous government started the scheme. Mr. Speaker Sir, please tell him not to give wrong information in future in this august House, Ministers should maintain the dignity of the House.

PUR. TLANGHMINGTHANGA: Mr. Speaker Sir, I did not give wrong information in the House. Yes, previous government did work towards the taking of loans from World Bank and so also National Highways. It is only in this ministry that, there is declaration for National Highways. It is this ministry that had appointed study groups for the selection of roads.

PU ZORAMTHANGA : Mr. Speaker Sir, hon'ble Members should be careful of the words used in this House. The word 'lie' (your telling a lie) is not usually used in House as we have a convention.
CHIEF MINISTER

S P E A K E R : As, the House Leader had just mentioned, there are certain words we should not use in this House, as the rules do not permit us, in future we should all keep in mind, to up hold the dignity of this august House. The word lie used by the hon'ble Member just now, should be erased.

PU LALCHAMLIANA : Mr. Speaker Sir, will it be possible to use the World Bank money for improvement of roads? (b) Besides World Bank is there any intention of taking loans from different countries? If so, from which country?

PU ZAKHU HLYCHHO : Mr. Speaker Sir, what about Chhimtuipui district?

PUR. TLANGHMINGTHANGA: Mr. Speaker Sir, thank you. Yes, Chhimtuipui district is very much there among the selection, I didn't name it, because we don't have enough time to read out the list. In Chhimtuipui district, Saiha Chhuarlung - Saiata - Tuipang - Chawngte - Diltlang and in Chawngte, Bora, Pansuri, Kawlchaw - Phura - Zawngling and Lungsen - Chawngte, Zobawk - Haulawng. These roads are studied by the study group, the final selection is yet to be made.
MINISTER

The World Bank policy is for major improvement and upgradation.

PU C. THANGHLUNA : Mr. Speaker Sir, I think the question I am about to ask is relevant. From Chawngte 'P', there is no roads, therefore, from Chawngte 'P' to Sumsilui, Sakeilui, Fangfarlui, Karlui, Pandawnglui, Damlui, Vasei Kai, Fangfarlui Balisova and

S P E A K E R : Ask the question. This is not general discussion.

PU C. THANGHLUNA : Mr. Speaker Sir, yes I am going to ask question. My question is - If it is not possible to construct these roads from World Bank fund, will it be possible to construct from Public Works Department fund ?

PU C. LALRINSANGA : Mr. Speaker Sir, BRTF has taken up various road for construction. Is there any plan, to take up the BRTF roads by Public Works Department ?

PU R. TLANGHMINGTHANGA: Mr. Speaker Sir, from the last question, I cannot give
MINISTER detail answer regarding BRTF roads to be taken up by Public Works Department (PWD) since the question is not relevant. However, I'll answer in general, most of the roads taken up by BRTF are now handed back over to Mizoram government. Then regarding Chhimtuipui district roads, if the fund is sufficient we will try and do whatever we can.

S P E A K E R : K. Sangthuama, Brig. T. Sailo, Dr. R. Lalthangliana Minister, Pu F. Malsawma Minister, Pu Lalthan Kunga, Pu Z.H. Ropuia. Now we shall move on to the next Business. We will call upon hon'ble Minister Pu H. Vanlalaiva to lay The Mizoram, Urban & Regional Development Rules, 1998, in the House.

PU H. VANLALAUVA : Mr. Speaker Sir, with your permission Sir, I lay the Mizoram Urban & Regional Development Rules, 1998 in the august House.

PU TAWNLUIA : Mr. Speaker Sir, thank you. This morning i.e. 24.3.1999, around 3 in the morning at Vaitin, gun shot was heard.

At around 6, Lalramnghaka s/o Hmingliana, reported at Sakawrdai Police Outpost that around 20 PLA volunteers have entered Vaitin. After hearing the report ASI Zoramsanga O/C Sakawrdai and Constable Ngurpuilala, MRP, Constable Lalramthara 1st MAP, Constable Malsawmtluanga, 1st MAP, Constable Khualtawna and Lalramnghaka proceeded to Vaitin. Before reaching Vaitin, they were ambushed by these volunteers, killing all these men. They took their arms. The following are the detail of the dead persons.

1. ASI Zoramthanga s/o Laibata (L) Zawlnuam, he lived with his wife and children in Zawlnuam.
2. Constable Ngurpuilala, Ratu, he has a wife.
3. Constable Lalramthara, Aizawl Venglai, he is a bachelor.
4. Constable R. Laltanpuia s/o Siamkunga (L), Kawnpui, he is a bachelor.
5. Constable Malsawmtluanga s/o Hrangzuala, Maubawk, he has a wife and 2 children.
6. Constable Khualtawna, Sihphir.
7. Lalramnghaka s/o Lalrammawia, Vaitin, civilian.
8. Lalthanfela s/o Hmingliana, Vaitin civilian.

The news of this incident reached Police Headquarters Aizawl at around 8 : 20 A.M., IGP, DIG, Commandant 1st MAP, SP Aizawl and several other officers headed for Vaitin. We are now waiting for further information.

Ex - Gratia Grant shall be granted to the families of these dead persons. The government pay its condolence to these families.

S P E A K E R : As rule 60 states, questioning of the statement is not allowed, we shall move on to the next business.

P U T A W N L U I A
M I N I S T E R : Mr. Speaker Sir, I shall distribute the copy with your permission as soon as, printing is done.

S P E A K E R : Now, we will call upon Excise Minister to submit The Mizoram Total Prohibition (Amendment) Bill, 1999 for consideration of the House.

P U T A W N L U I A
M I N I S T E R : Mr. Speaker Sir, I submit The Mizoram Liquor Total Prohibition (Amendment) Bill, 1999 for consideration of this august House.

S P E A K E R : Now is there any one who would like to discuss this bill.

P U T A W N L U I A
M I N I S T E R : Mr. Speaker Sir, I submitted the bill, therefore, I am yet to move the bill.

S P E A K E R : Sorry, please now move the bill.

PU TAWNLUIA : Mr. Speaker Sir, thank you. The Mizoram Liquor Total
MINISTER : Prohibition Act (Amendment) Bill, 1999 is quite
lengthy. The hon'ble Members must have gone through
the section and clause. The present rule, since its the
first time we are applying the rules. It need to be
amended.

Mr. Speaker Sir, in order to uphold the Total Prohibition, the excise
force need very specific rules to nab the abuser of the Act, such as drug peddlers.
Therefore, this amendment gives a clearer definition.

The non - Government Organisation like the YMA, VDP, JAC are very
instrumental in up holding the Mizoram Liquor Total Prohibition Act. Therefore, in this
amendment, section 9 is amended so that peddlers or abusers of the Act could be
handed over to the Excise Department by these non - Government Organisation.

Then, regarding warrant of arrest, before Excise Superintendent and
above were entitled, for warrant of arrest, but now changes are made in the Prohibition
District.

Mr. Speaker Sir, I, therefore, move this bill for Amendment in this
august House.

S P E A K E R : Now, each member will have 10 minutes for discuss-
ing the bill.

Er. K. THANGZUALLA : Mr. Speaker Sir, the amendment made for the total
prohibition overall is very satisfactory. What I would
like to say is about Chapter 5 section 50 (1) page 23,
regarding power of entryseizure and arrest, will it be possible to apply code of
criminal procedure section 103.

Secondly, Chapter 6 section 64, it is stated that, officers and persons
acting under this act to be public servant. Then, in section 55 (a) it is added, any private
person or persons. According to this persons authorised rather than, Excise force are
given the permission for arrest. According to Indian Penal Code section 21, they are not
included as public servant. Therefore, there could be legal problem.

Every year, there are a number of convicts. But inspite of the number
to convict we have not heard of satisfactory result. Therefore, I think it will be wise
if the Church body and the government work together, in case of convict persons. The
government should report to the Church body, about the person convicted. Then the
Church should take action too, this way, I believe, there would be great result in Total
Prohibition Act.

PU II. RAMMAWI : Mr. Speaker Sir, thank you. On the whole the amend-
ment is quite approvable. In section 6, the police
officers are excluded, but police officers are very
useful, especially in the rural area. Will it be wise to exclude the department which
have better facilities ?

Then in section 9, it is stated that any private person or persons may arrest. I think this, any person is too wide, this may create loop holes. Therefore, I feel we should be careful as we often hear of untoward incidents occurring in voluntary organisation.

PU C. SANGZUALA : Mr. Speaker Sir, thank you. Some of the amendment made is very appropriate. In this Total Prohibition Act, whatever the amendment may be, the most important thing is the functioning.

In part IV page 38, the composition of Prohibition Council is given. It is stated that, there shall be Chairman, Vice Chairman and Secretary. It does not state who the Chairman should be, whereas it stated about the Secretary clearly. Then in rules 17, it stated the functioning of the Committee. It is stated that the Prohibition Council and the Prohibition Committee shall hold a meeting at least once in three months. From previous experience we have learned that this is not effective. Therefore, we should think of more effective way rather than this, if the Council and Committee performance is to be maintain.

Thank you.

PU NIRUPAM CHAKMA : Mr. Speaker Sir, thank you. In the main Act, Section 65 it is stated that, "Every officer of the Government, every member of a Village Defence Party, shall be bound to give immediate information to nearest Excise or Police Station of the commission of any offence and of the intention or preparation to commit, any offence under this Act which may come to his knowledge", as it is stated in the main Act, Village Council Member and VDP are bound to give immediate information. According to this rule, they are just to give information and not arrest. In this amendment, private persons are given the authority to arrest. What is the real logic behind this to give such an authority to any individual. I think that will further create problems. I think this deserves serious consideration instead of giving freedom to any person or group of persons.

Thank you.

PU K.L. LIANCHIA : Mr. Speaker Sir, thank you. In the main Act, it is stated that, any Excise or Police Officers not below the rank of Sub - Inspector who has the reason to believe from personal knowledge or from information received from any person that any liquor, material intensity implement or apparatus in respect of which an offence punishable under this Act, or the rules made under this is kept or concealed in any building vessel or enclosed place may at any time by day or night enter into any such building. We should make it this way, any Excise or police officer not below the rank of sub - Inspector or below such rank as may be prescribed by the government, there should be 'or'. This way it may not be too rigid, the government can reserve its right this way. This is my opinion, I don't demand for it, I am just stating it as information.

Thank you.

PU SANGHMINGTHANGA : Mr. Speaker Sir, this bill is very appropriate according to me, this way we are helping the Excise enforce the Total Prohibition Act. Therefore, I support this bill.

H. PAUTU

Thank you.

PU K.T. ROKHAW : Mr. Speaker Sir, thank you. Today we are discussing about Total Prohibition Act. The Congress Government introduces the Total Prohibition Act, now it is more than 4 years since this Act is introduced. The big question is whether this Act is successful, according to me this Act is a big failure.

SPEAKER : This can be discussed in the Session. Now, let us deal about amendment.

PU K.T. ROKHAW : Mr. Speaker Sir, it is true, today, we are discussing about Total Prohibition Act. If we are going to undertake Total Prohibition. I would like to take strong measures to eradicate liquor in our State. We will require good cooperation with YMA, MZP and other voluntary organisations. But now, we practise nominal prohibition which led to increase of bad liquor, drug abuse, etc., the most important thing which I cannot accept is that anybody can arrest those who use liquor, who seels liquor with his own authority. I am afraid that this part will be abused very often due to jecolosity.

SPEAKER : If we all want to finish this Bill in the morning Session, we shall call upon the incharge Minister to wind up. But if we want to continue discussion, we can discussion till afternoon. How shall we do? Let us call upon Pu K. Vanlalauva, after his speed we shall call upon the Minister to wind up.

PU K. VANLALAUVA : Mr. Speaker Sir, we have received this Amendment Bill, some days ago. When I looked at the main head of this bill I want to amend chapter 7 too. And regarding no. 'B' prohibition of using unless permission is given by a registered Medical Practitioner. I want to make this Act which can be afforded by most of us. But if this amendment is proposed by the Department and the experts it is good enough. The most important thing which I would like to express in this regard is that the people who use this Act are more important than the Act itself. If we try our level best for the success of this Act it will be good. Otherwise, only amendment is not good enough. Therefore, Mr. Speaker Sir, I hope that the users of this Act will now become better, I support this Bill to be passed in this House.

Thank you.

PU ZAKHU HLYCHHO : Mr. Speaker Sir, I would like to express my view within a minute only, when I study about the forwarding of this Amendment bill, it can be known that this bill is made after receiving various proposals and advice. So, I agree to pass, Mr. Speaker Sir, some States had practiced Total Prohibition but many States had failed. Today I would like to point out that our Excise Minister in his speech promised that he would make our Police force, the best one in India after five years. Therefore, I hope that he can fulfill Total Prohibition in our state. Because we have Church and YMA in Mizoram to help us. I think this Act will be successful.

S P E A K E R : Now, let us call upon the incarge to wind up and to give explanation on some points mentioned by our Members.

PU TAWNLUIA : Mr. Speaker Sir, I am very grateful today for seriously
MINISTER thinking about Mizoram Liquor Total Prohibition Act Amendment Bill in this House. It can be known that our hon'ble Members had paid high attention to this Bill. As we said that the Church and NGOs had made proposals for the success of Total Prohibition besides the Government.

The definition of 'Search' given by our hon'ble Member from Serchhip Constituency is not against CRPC 43. It only allows anybody to hand over those who violate the Act to the Policemen. This can be implemented from the rules. And something mentioned by our hon'ble Member from Aizawl South - II is also to be adjusted from the rules.

And, regarding Amendment Section No. 6 'Excluding Police Officer' does not mean exclusion of police, because they have their own manual. So, they are automatically included. And, regarding 'Any Person' or 'Persons' in No. 55 of the main Act most our Members are afraid that this part would be easy to abuse. But this part is included to strengthen the hands of our VDP, JAC, YMA and other voluntary groups. This is not against CRPC Section 43. So, it is important for all of us to know that doors are open for everybody to hand over those who violate the Act to the Police Station or Excise Station. I also hope this part would not be abused.

Rules are made under this Act and I think we all have its copy. I also have better for suggestion for the rules everytime to maintain the Act properly. And, Mr. Speaker Sir, today, I would like to point out some steps taken by the Excise Department. In Mizoram, we have Church, YMA and other voluntary organisations. All these organisations want Total Prohibition. As such Prohibition Council are formed in State Level and District Level. Our Admendment proposes to have such Council in Block level and even Village level. Thus, the Government invites not only the Department but also everyone to work for this. I hope we can make progress through the efforts of various level councils. And the Chairmanship and the post of Secretary would be adjusted from the Rules.

I also would like to express that our Excise force are not perfect men. This Department also has some weak points. For all these reasons we open our door wider so that each and everyone of us can take part in this sphere. Our Excise force had many remarkable achievements. But I think we all know that Total Prohibition is very difficult task. It cannot be fulfilled at once. Yet, Excise Department had seized about 8 kg of Ganja and many drug items costing to Rs. 15 lakhs. Therefore, I would like to say that we had made many achievements. But we have not reached our ideal goal. I also want to enlarge this Department to have better achievement.

I also thank to our hon'ble Members for contributing valuable advice. Therefore, Mr. Speaker Sir, I beg leave of the House to pass the Mizoram Liquor Total Prohibition Amendment Bill, 1999.

ER. K. THANGZUALA : Mr. Speaker Sir, may I request our Minister to explain 55 (A) of Amendment 'any private person or persons' other than 'Public Servant'. This is not included in the definition of IPC Section 21.

SPEAKER : As our usual process, we never give any answer to questions after wind up is done. If we have misunderstanding in his speech we can ask him further in other time. So, we shall take from clause - II to clause - XII. Those who agree to pass this Bill would say 'yes' and those who disagree would say 'no'. Yes, it is passed.

And regarding clause - I Preamble of Acting Formula also, those who agree to pass this would say 'yes' and those who disagree would say 'no'. Yes, it is passed.

Clause - I and Preamble and Acting Formula would be included in the Bill. Thus, those who agree to pass 'The Mizoram Liquor Total Prohibition Amendment Bill, 1999' would say 'yes'. Those who disagree would say 'no'. Yes, we all agree. It is passed. Meeting will be resumed tomorrow at 10 : 30 A.M.

Meeting adjourned at 12 : 55 P.M.