

SECOND SITTING ON TUESDAY, THE 10TH OCTOBER, 2000

(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.

ELECTION TO DEPUTY SPEAKER

2. ELECTION to fill the seat of Deputy Speaker to be held.

LEGISLATIVE BUSINESS

3. Bill for introduction, Consideration and passing.
 - 1) Consideration of the Mizoram Tenancy and Government Land Settlement Bill, 2000 to resume.
 - 2) Pu Zoramthanga, Chief Minister to beg leave of the House.
 - i) to introduce the Mizoram Appropriation No. 4 Bill, 2000

ALSO

- to introduce the Bill
- ii) to move that the Bill be taken into consideration.
- iii) to move that the Bill be passed.
- 3) PU LALRINCHHANA, Minister to beg leave of the House.
 - i) to introduce the Mizoram Regulation of Animal Movement Bill, 2000.

ALSO

- to introduce the Bill
- ii) to move that the Bill be taken into consideration.
- iii) to move that the Bill be passed.

SPEAKER : "A land which the Lord your God cares for; the eyes of the Lord your God are always upon it, from the beginning of the year to the end of the year".

Deuteronomy 11 : 12

Now, we shall take starred questions. Starred Question No. 21 be asked by Pu R. Lalzirliana.

PU R. LALZIRLIANA : Mr. Speaker Sir, will the hon'ble Minister, RD Department be pleased to state - the amount of expenditure for construction of retaining wall of Chawngte Helipad.

Dr. R. LALTHANGLIANA:
MINISTER Mr. Speaker Sir, the true name of the work of the above question is the construction of approach road, retaining wall and drain wash of Chawngte Helipad under BADP which is financed by Rural Development Department. The amount of total expenditure is Rs. 12 lakhs and is completed now.

PU R. LALZIRLIANA : Mr. Speaker Sir, supplementary question. I came to know that the bill of work was already drawn but no work is done. Will the hon'ble Minister be pleased to take initiative in this matter ?

Secondly, Rural Development Department drawn fund under Border Area Development Programme (BADP) from Central and distributed to various Departments. But the feed-back of the work is not good. Whether there will be improvement in this ?

Dr. R. LALTHANGLIANA:
MINISTER Mr. Speaker Sir, I do appreciate the supplementary question. We are taking step to improve the situation and we will follow the matter. As we are the nodal department for BADP, we are now constituting BADP cell commissionerate. The question is answered on the bases of the report received from the concerned department.

PU NIRUPAM CHAKMA : Mr. Speaker Sir, a supplementary question. If PWD has taken up the work, an utilization certificate should be issued to the Rural Development Department. Have they not yet submitted the utilization certificate ?

And I feel that it is required to take enquiry in this matter. I, therefore, request the hon'ble Minister to make inquiry.

Dr. R. LALTHANGLIANA:
MINISTER Mr. Speaker Sir, I feel that I have been answering the question. It's very important. The utilization certificate should be supplied to the Nodal Department in time as asked by the hon'ble Member.

S P E A K E R : We will now call upon Pu J. Lalthagliana to ask starred question No. 22.

PU J. LALTHANGLIANA : Mr. Speaker Sir, will the hon'ble Minister, Relief and Rehabilitation be pleased to state -

(a) Figure of the quantity of Silpauline purchased by the Government of Mizoram between January, 2000 to September 10, 2000.

(b) Name of Supplier of Silpauline.

S P E A K E R : Pu Lalrinchhana, the Minister incharge to give answer to question.

PU LALRINCHHANA : Mr. Speaker Sir, the answer of the above question is-
MINISTER

(a) 9400 Silpaulines.

- (b) i) Floria Glamour.
ii) Lalngura, Vaivakawn.
iii) Malsawmthangi, Chaltlang.
iv) Thansangi, Chaltlang.

PU J. LALTHANGLIANA : Mr. Speaker Sir, my supplementary questions are -

- (a) the rate of silpauline
(b) whether the suppliers are approved by the Government?
(c) whether more silpaulines will be allotted to the BDOs as well as MLAs.

PU H. LALTANPUIA : Mr. Speaker Sir, supplementary question. I feel that Floria Glamour only has a dealership certificate from Government. Whether one can supply silpauline to the Government without dealership certificate?

PU LALRINZUALA : Mr. Speaker Sir, for what purpose silpauline is used?

PU LALRINCHHANA : Mr. Speaker Sir, Silpauline has two rates of Rs. 749/- and Rs. 925/- respectively. I had taken charge of Silpauline for two months only. I feel that it will not be good to disburse it by different authorities like Director, various DCs etc. Now, every Deputy Commissioner will make demand of Silpauline and allotted to them in accordance with the requirement. If MLA, wants to visit his constituency and needs Silpauline he will make demand for it. In such case, necessary sanction will be made for him as the norm. But we will examine whether it is good or not. In such way, Silpauline is distributed in each district.

And Floria Glamour firm is approved supplier of Silpauline. But for a time being, Silpauline demand is high and one firm alone could not meet the requirement. The other three suppliers kept Silpauline at that moment. They, therefore, supplied silpauline with the agreement of the Floria Glamour firm.

And silpaulines are used for protective and safety measures against various natural calamities. But it is required to give attention how far the government will take up the case.

S P E A K E R : Now, Pu R. Lalzirliana to ask starred question No. 23.

P U R. L A L Z I R L I A N A : Mr. Speaker Sir, will the hon'ble Minister, Horticulture Department be pleased to state -

- (a) Whether there is newly construction of Godown under Horticulture Department in 2000 ?
- (b) If so, in which villages.

P U Z O R A M T H A N G A : Mr. Speaker Sir, the answers of the above questions
C H I E F M I N I S T E R are -

- (a) Yes.
- (b) In these villages Godowns are constructed - Dampui, Cherhlun, Thingsai, Darzo, Sangau, South Vanlaiphai, Rulchawm, Mualpheng, Keifang, Lungpho, Khanpui, Ruallung, N. Vanlaiphai, Khawzawl, Teikhang, Ngopa, Kawlbem, Ngur, Khuangleng, Dungtlang, Leisenzo, Leithum and Biate. But for better conveniency, Rulchawm godown is shifted to Mualpheng.

P U R. L A L Z I R L I A N A : Mr. Speaker Sir, I feel that it is unworthy to continue construction of such undurable godowns to be used for a short period.

I, therefore, would like to raise questions.

- (a) What is the gross production of potato in each of the said villages ?
- (b) How many years will these godowns last ?

P U Z O R A M T H A N G A : Mr. Speaker Sir, I have no information to give regard-
C H I E F M I N I S T E R ing the quantity of potatoes produced in each village. I may be asked in my Office.

But the godowns are constructed temporarily for use about a year or two.

P U K. L. L I A N C H I A : Mr. Speaker Sir, supplementary questions -

- (a) will the Government employ chawkidar and purchase potatoes at those villages ?
- (b) is not it that the Government aims availability of contract work without aiming at the production of potatoes ?

P U R. L A L Z I R L I A N A : Mr. Speaker Sir, I would like to know which villages used such godowns for storage of potatoes ?

P U Z A K H U H L Y C H H O : Mr. Speaker Sir, how many quintals of potatoes are disbursed by the Horticulture Department this year ?

PU ZORAMTHANGA : Mr. Speaker Sir, I may be asked about the number
CHIEF MINISTER or figure of potatoes in my office in regards to
seedling and production.

The godowns are constructed as demanded by the growers. Is there any
question left out?

PU R. LALZIRLIANA : Mr. Speaker Sir, it is my supplementary question.

PU ZORAMTHANGA : Mr. Speaker Sir, I may be asked the said question in
CHIEF MINISTER my Office as it involves figure.

S P E A K E R : Let us call upon Pu H. Rammawi to ask Starred
Question No. 24.

PU H. RAMMAWI : Mr. Speaker Sir, I ask starred question No. 24 (a), (b),
(c), (d) and (e).

S P E A K E R : Pu Rualchhina, the hon'ble Minister to answer the
question.

PU RUALCHHINA : Mr. Speaker Sir, the Starred questions and its answers
MINISTER are -

- (a) Does the Government know Phawngpui National Park is usually on fire because it is an area abundant in grass. The answer is "Yes".
- (b) If so, whether fire line cutting fund is sanctioned? The answer is "No". No sanction is received every single year.
- (c) If it is not sanctioned, what's the reason? The answer is paucity of fund in the Central Government.
- (d) What amount of fund is sanctioned under Eco - development Scheme of the Central Government during 1998 - 1999, 1999 - 2000, 2000 - 2001 respectively? The answer of the above questions are -
 - (i) Dampa Sanctuary 1998 - 1999 is Rs. 10.50 lakhs, Rs. 14.70 lakhs during 1999 - 2000 and Rs. 17.10 lakhs during 2000 - 2001. The expenditure is not yet cleared till date.
 - (ii) Ngengpui Sanctuary - Rs. 2 lakhs during 1998 - 1999, Rs. 8.00 lakhs during 1999 - 2000 and Rs. 12.20 lakhs during 2000 - 2001.
 - (iii) Murlen National Park - Rs. 1.329 lakhs during 1998 - 1999, Rs. 11.95 lakhs during 1999 - 2000 and Rs. 14.90 lakhs during 2000 - 2001.
 - (iv) Phawngpui National Park - Rs. 10.50 lakhs during 1998 - 1999, Rs. 8.90 lakhs during 1999 - 2000 and Rs. 13.50 lakhs during 2000 - 2001.
 - (v) Khawngching Sanctuary - no sanction is received during 1998 - 1999, while, Rs. 10.55 lakhs during 1999 - 2000 and Rs. 18.00 lakhs during 2000 - 2001.
- (e) (i) Whether Rs. 1.3 lakhs sanction is made during 1998 - 1999 for Phawngpui National Park under Eco - Development Fund from the Central? The answer is "Yes". But the fund is not yet released and used due to financial constraint of the State Government.

- (ii) Whether Rs. 8.9 lakhs is sanctioned during 1999 - 2000 ? The answer is that the demand is now made to the Central.
- (f) If it is sanctioned, the reason for non-utilisation ? Need not to give answer. That's all.

PU H. RAMMAWI : Mr. Speaker Sir, we know the importance of fire cutting. Isn't it that we do not flash its importance clearly to the Central Government ? And is not it that the said funds were diverted by the State Government ?

PU J. LALTHANGLIANA : Mr. Speaker Sir, when I visited Phawngpui National Park during March, I found that orchids are stolen away. Can we, therefore, make protection against the encroachers ?

Secondly, the Economic Development fund for Dampa Sanctuary is not yet released. Is there any way to release easily ?

PU K.L. LIANCHIA : Mr. Speaker Sir, whether the Eco - Development fund for the said sanctuaries have been utilised. Secondly, if it is not yet used, does the Central Government know the matter ?

PU ZAKHU HLYCHHO : Mr. Speaker Sir, I feel that it is a serious case because the said funds were not yet utilised due to financial constraint of the State Government. For what purpose such funds are diverted ? It seemed that the State Government marked the fund for use in 2000 - 2001. Does the Government agree on such proposal. On the other hand, isn't it that the State Government has put the fund in the K. Deposit ?

PU RUALCHHINA : Mr. Speaker Sir, it is very pleasing that the hon'ble Members acknowledged the importance of fire line cutting of Phawngpui National Park. It is true that we had some problems on Fire Line cutting due to paucity of funds. Now, we have Fire Protection Scheme estimating Rs. 7,00,00,333/- which is submitted on 14th February, 2000. We are expecting the best result. It may be financed through NEC fund.

And the problems faced by Forest Department is clearly flashed to the Central Government. And we also had encouraged our staffs to improve protection system at the Far Park.

And the problem faced by Dampa sanctuary is the result of financial deficit of the State Government for years.

S P E A K E R : The answer is clear enough. Let us take up with starred question No. 25. Pu K.T. Rokhaw is to ask.

PU K.T. ROKHAW : Mr. Speaker Sir, will the hon'ble Minister Civil Supply Department be pleased to state -

- (a) The reason why market rice are better and cheaper than that of Fair Price Shop?
- (b) Whether the price of rice at Fair Price Shop can be reduced?

PU AICHHINGA : Mr. Speaker Sir, the answer to the question are -
MINISTER

- (a) Because the Traders sold at such rate.
- (b) Central Subsidy has now ended, as such the price of rice is high. If the Central Government did not allow subsidy, there is no way to reduce the price of rice.

S P E A K E R : Now, question hour comes to an end and we will take up the next business which is Election of Deputy Speaker.

Now, it's a time for Election of the Deputy Speaker. Last date for nomination is fixed on 9th October, 2000, 3:00 P.M. As per section 2 of the Rules of Procedure and Conduct of Business of the Mizoram Legislative Assembly section 8(c), Bulletin was issued. Only two nomination is filed within time allowed. Firstly, Pu Lalthan Kunga is nominated by Pu Sanghmingthanga H. Pautu seconded by Pu C. Sangzuala. Secondly, Pu Vanlalhlana is nominated by Pu H. Laltanpuia seconded by Pu F. Lalthanzuala. So, the nominations are valid, that's why, we will have an Election on this day. As we have a number of business we will do it immediately. We should, therefore, cast votes without getting out from the House. Counting of votes will not take us long so we will wait for the voting result. I think it will take us not more than half an hour. The Election will now be handed over to the Secretary. Let us call him to do his duty.

ELECTION OF DEPUTY SPEAKER

SECRETARY : Thank you, Mr. Speaker Sir. It's now needed to have
MIZORAM LEGISLATIVE election. Names of candidates are printed on the ballot
ASSEMBLY paper. The ballot papers may be taken out from this table and one has to tick mark on one of the two candidates. The member will tick the name of candidate whom he elect and place it at the corner of that table, for the election has to be a secret ballot. After that, the ballot paper will be put into the ballot box on this table. For proper election, the hon'ble Speaker will lead voting followed by the leader of the House, Leader of Opposition Group and the members. But the hon'ble Member Pu L.N. Tluanga will be given ballot paper on his table and tick the candidate whichever he likes and cast down his ballot paper into the ballot box brought by the officials.

And we will start the election. It will be very pleasing if the hon'ble Speaker leads the election as said before.

S P E A K E R : I have to announce that we, the Mizoram State have not yet had State Emblem till date. The matter was considered during the beginning of Union Territory. The Committee constituted had sitting from time to time, but does not come to any decision. The General Purpose Committee felt that it is not good to have no State

Emblem, hence, I was appointed to prepare the State Emblem cone. I, had set up a committee for it consisting of the following members -

- 1) Pu Lalfakzuala, retired Chief Secretary and Ex-Chairman of the State Emblem Committee.
- 2) Pu Lalringa, Chief Secretary.
- 3) Pu Ruatlina, Director, Information.
- 4) Pu J.V. Hluna, Ex - MLA.
- 5) Pu Kenneth Chawngliana
- 6) Pu K.L. Rochama and
- 7) Pu T. Saikunga, Secretary, Mizoram Legislative Assembly.

The State Emblem is made and planned under my Chairmanship and submitted it to the GPC for approval. Accordingly, the State Emblem is made by the GPC.

According to the Central Guide Line, the State Emblem should contain Ashoka's Pillar as some of the States have made State Emblem without Ashoka's Pillar. According to the Historians, Ashoka's Pillar is a symbol of a particular religion. That's the reason why the Government has contained Ashoka's Pillar in the Emblem. Map of Mizoram is laid using Mizo traditional cloth namely "Ngotekherh" for its background, a big gong is at the bottome and at the edge of the big gong, the name "MIZORAM" is inserted. And at the centre of the map a cross is placed to reveal the religion of the Mizos. And then, Ashoka Pillar is spotted just above the map. The GPC has then adopted it for the State Emblem of Mizoram. It will be therefore, handed over to the General Administration Department (GAD) of the Government of Mizoram.

If all the members had cast their votes, counting may be done in full view of all the hon'ble Members of this House. Each group of the Members of this House may send their representatives to examine counting of votes. (Counting of votes was done).

Now, counting of votes is done and we may declare the result. It will be very pleasing if the hon'ble House Leader and Opposition Group Leader Pu Zoramthanga and Pu Lalhmingthanga take successful candidate to his seat. Pu Lalthan Kunga is a succussful candidate scoring 21 votes out of 40 votes. While Pu Vanlahlana scored 18 votes. One vote is invalid. Let us now call upon the hon'ble House Leader and Opposition Group Leader to take Pu Lalthan Kunga, the elected candidate to his seat no. 30. I think House Leader and Opposition Leader want to make congratulatory statement on the election of a new Deputy Speaker. Let us call them to speak breafly.

PU ZORAMTHANGA : Mr. Speaker Sir, thank you. Deputy Speaker election is held and carried out as normal programme of House business. It was done in the full view of all the hon'ble Members. Counting of votes is done as fair as possible. It is very pleasing as there is no complaint.

CHIEF MINISTER

There is an invalid vote which is automatically committed as per the procedure of the House. I'm therefore, very grateful for election is finished without any interruption. In democracy, election is usually constested between persons which signifies the value of democracy. It is pleasing to have a successful candidate. It shows the dignity of our country and the legislation. I hope that Pu Lalthan Kunga would assist and support the hon'ble Speaker and presides over the House fairly. I give thanks to the efficient officials, all the hon'ble Members, hon'ble Speaker, Pu Lalthan

Kunga Deputy Speaker and Pu Vanlalhlana for he gave a warm congratulation to his rival Pu Lalthan Kunga.

Thank you.

PU LALHMINGTHANGA : Mr. Speaker Sir, I am very happy for we had finished the Election of Deputy Speaker. It is very appreciating to finish this election for it shows that this august House follows the principles of democracy. It also revealed that Members of this Legislative Assembly as well as the people of Mizoram are taking steps towards democratic principles.

This House used to conduct the election of Speaker and Deputy Speaker many times before most of them were uncontested. But as the hon'ble House Leader said before, our members will not be the same but election is the privilege of this House. Accordingly, the hon'ble Speaker as desired by the Government monitored Deputy Speaker election. Both of the candidates are good contributors in this august House. But there has to be a successful candidate as well as a loser. As such, Pu Lalthan Kunga became the successful candidate and sit together with me here. I, therefore, want to thank all the hon'ble Members, the hon'ble Speaker and hon'ble House Leader for delivering a good speeches in this House. Not only that, I also give thanks to the two candidates. I hope that this election would further enhance the value of democracy in this august House.

Lastly, I would like to thank the two candidates on behalf of the opposition group. I do appreciate this election.

Thank you.

SPEAKER : Now, we will spare time for Pu Zakhu Hlychho.

PU ZAKHU HLYCHHO : Mr. Speaker Sir, firstly, I would like to express my condolence to the candidate who is losing the election. But it's one of the rules of democracy. So, I wish him to bear in mind that it is a democratic norm to be a loser or a winner.

Mr. Speaker Sir, I feel happy to have Deputy Speaker today. I am very happy for Pu Lalthan Kunga becomes Deputy Speaker and give thanks to him as well as to the Government because the seat of Deputy Speaker is lying vacant for a long time which invites a serious humour among the Ruling Members as well as the public. But it is a sad thing for Pu Lalthan Kunga is the best defender of the Ruling Party in the House during the last two years. It seemed that he is the talker, that's why I feel that the hon'ble Minister would have no more such good defender. While it is very good for the opposition Group, I feel that his face becomes brighter and brighter. On the way, I would like to request him to preserve the rights of the opposition Members. If there is no complaint against him from the opposition Members, it means that he is a good man. I, therefore, wish him success on behalf of Congress (i) Members.

Thank you.

PU LALTHAN KUNGA : Mr. Speaker Sir, thank you. Firstly, I would like to give thanks to all and to the hon'ble House Leader and DEPUTY SPEAKER Speaker for I had been bestowed with an important

responsibility. I also want to give thanks to my colleague Members. I never think that I would have a constitutional post in this august House to assist the hon'ble Speaker and to preside over the Legislative Assembly Members meeting. I also want to thank to Pu Vanlalhlana for his warm congratulation. On the other hand, I offer my condolence to him.

Mr. Speaker Sir, I feel that I will carry out new progressive steps in this House under your guidance. This House has made progress under your guidance as said before. I hope that I would be able to give strong support as far as I can. I feel that the importance of MLAs will be increased day by day to display the importance of the electorates.

I, therefore, thank all the Members of Ruling Party as well as the opposition Members especially my rival contestant.

Thank you.

S P E A K E R : Now we will go on to our next business. Mizoram Tenancy and Government Land Settlement Bill, 2000 was discussed yesterday. Fourteen (14) Members had spoken about it. This Bill is very important for our State. That's why, we should pass it without any objection. I, therefore, want to call upon the hon'ble House Leader to speak whether we can pass accordingly. The speech of the House Leader will be very important that no Ruling Member should cross the speech. Now, let us call upon the hon'ble House Leader.

PU ZORAMTHANGA : Thank you, Mr. Speaker Sir, for sparing me time. As **CHIEF MINISTER** we know, The Mizoram Tenancy and Government Land Settlement Bill, 2000 moved by the hon'ble Minister, Revenue Department is being discussed. There are some suggestions for amendment of its provisions while it is regarded to be good enough for passing from the other side. The advantages of the Bill depends upon an idea of a Member. This Bill has a distinct importance for it is a Land law for our State concerning everyone of us. It's not to be passed without any cooperation. We feel that we will pass it in agreement with the Ruling and the opposition party. That's why, when the draft is completed, the Department checked it between the lines. After that, the representatives of the ruling party and opposition members examined its provisions. It is difficult to point out the best if we are not an expert lawyer. After examining for several times, this provision came into existence.

In spite of this, no criticism is avoided. Its real merit and demerit depends upon the experts. Anyhow, I feel that it is good enough, for, our representatives agreed with it. On the other hand, if it is incomplete, it is the responsibility of our representatives. That's why, the ruling or opposition party have nothing to do with the provisions. It is laid up by our representatives. For this reason, I feel that its amendments is of our different version. But there is several proposal to have it reviewed, which is not to be objected. That's why, Mr. Speaker Sir, if the mover of the Bill agrees, I want to suggest that a select Committee from different groups of this House be set up to review and make all necessary alteration so that we may pass it without any complaint. I feel that this would be a good example.

Thank you.

PU LALHMINGTHANGA : Mr. Speaker Sir, the suggestion made by the House Leader is appreciated. But I feel that it's good to

Anyhow, we, the members of MPC dislike the word 'Tenant' and 'Tenancy' which is very fundamental. So, if we want to pass it by concensus, we feel that it should be withdrawn for the time being. As the bill is of much importance which touches the lives of each and everyone living in Mizoram, its provisions be reviewed and scrutinised by Land Reform Committee. The committee can raise the matter again at some other time here in the House.

S P E A K E R : Pu R. Lalziriana had made proper suggestion to pass it by concensus.

P U L A L H M I N G T H A N G A : Mr. Speaker Sir, our stand is to have it withdrawn from discussion.

S P E A K E R : Now, we are clear enough about it. There are two proposals, withdrawal of the Bill and reference to the Select Committee. Now, I'll take voice vote.

P U L A L H M I N G T H A N G A : Mr. Speaker Sir, it is said that this is considered by representatives of all walks of life. To constitute Select Committee while standing committee is still in existence could be a serious matter which could invite no confidence motion.

S P E A K E R : There is no time for criticism. I am now going to weight by voice vote between the two prosals.

P U H. R A M M A W I : Mr. Speaker Sir, Pu Lalnuntluanga is in the Committee, it does not mean no confidence was moved.

S P E A K E R : O.K. I am now clear enough about it. I will take voice vote between the two proposals. (The proposals were voted and decided to refer to the Select Committee).

Now, we'll go on to the next business. Pu Zoramthanga, Chief Minister submitted the Mizoram Appropriation Bill, 2000. Let him beg leave of the House to introduce it.

P U Z O R A M T H A N G A : Mr. Speaker Sir, I beg leave of the House to introduce "The Mizoram Appropriation No. 4 Bill, 2000" in this House.
C H I E F M I N I S T E R

S P E A K E R : Do we agree to introduce it? Yes, let him introduce it.

P U Z O R A M T H A N G A : Mr. Speaker Sir, with your kind permission as well as this House, I introduce "The Mizoram Appropriation No. 4 Bill, 2000" in this august House.
C H I E F M I N I S T E R

S P E A K E R : He had introduced the Bill. The copies be distributed to the members.

PU ZORAMTHANGA : Mr. Speaker Sir, it appears that it is a regularisation of the Mizoram Appropriation No. 4 Bill, 2000. This Bill covered five years - 1993 - 1994, 1994 - 1995, 1995 - 1996, 1996 - 1997 and 1997 - 1998 respectively. During those period, some expenditures were not regularised due to different grounds. I, therefore, move the said Bill for passing in this House.

PU LALHMINGTHANGA : Mr. Speaker Sir, thank you. As said before, there can be no reference as it is a bill of the past years. As such, it is required to be passed whether we want it or not. But, we should be aware of our responsibility towards the people and the State. Since, we all are concerned with the welfare of the people, I would like to say few things.

If we study its detailed Account Explanatory notes indicates that excess expenditure existed in different years of each budget provision. The auditors found out such excess expenditures which needs to be regularised. If this excess expenditures are not voted in the House, that expenditure will become irregular.

PU ZORAMTHANGA : Mr. Speaker Sir, I do hope that this House will consider and pass this Bill. As said before, it is a bill of the past dates for the hon'ble Members. It is not a thing to be afraid of, but the procedure of the Government. That's why, I request the House to pass this Bill.

S P E A K E R : The hon'ble Chief Minister had moved The Mizoram Appropriation (No. 4) Bill, 2000. It is not required to be discussed by all the members. As the hon'ble Leader of Opposition begged to speak about it, let us call upon him.

PU LALHMINGTHANGA : Mr. Speaker Sir, irregularities in the State's expenditure have occurred due to the improvident financial management in the past. Essential service had to go on even the state's account had come down to zero. When this happens, the state's government used to seek ways and means from the Central but, this has never been disclosed as received in the Budget but shown on the expenditure side. As this is the case, the financial auditors have detected this irregularities which has been going on for certain years. The audit note in this case which is coming from the CAG are not immediately processed by the State Public Accounts Committee. Due to negligence, irregularities in the States accounts have been accumulated for the past five years. We can say that no one in particular is to blame in this regard. As we can see, the total amount to be appropriated today is tremendously high considering our state's income. However, the House has no alternative but to pass the bill. At the same time, the new government has to manage the state's account in a thorough manner in future so as to avoid financial irregularities in future.

Mr. Speaker Sir, it is pleasing to note that an important Rules in

connection with the state's financial management was laid down in the House yesterday. I would further like to praise steps taken by the hon'ble Speaker for well being of the State. I would also like to share my gratitude with the members that the hon'ble Speaker has made a reform on the status of the Subject Committee. With the empowerment of this Committee, the State's expenditure can be more regular.

It is my desire that this Appropriation Bill teaches us a lesson for the members of this House. I have made this statement not in objection but with the hope of making a step forward. Mr. Speaker Sir, I would like to express my gratitude the members for attending to my speech.

Thank you.

S P E A K E R : We will call upon the hon'ble Chief Minister to beg leave of the House to pass his Bill.

PU ZORAMTHANGA : Mr. Speaker Sir, I beg leave of this august House to
CHIEF MINISTER pass 'The Mizoram Appropriation No. 4 Bill, 2000'.

Thank you.

S P E A K E R : We shall take vote on the Bill. Those who would like to pass may say 'Agree' and those who are against it may say 'Disagree'.

Well, 'The Mizoram Appropriation No. 4 Bill, 2000' is passed by the House unanimously.

The House will have a recess till 2:00 P.M.

Meeting Adjourned at 1:00 P.M.

2 : 00 P.M.

S P E A K E R : Before we take next business, I have to say something about the Bill passed earlier. The House decided to refer it to Select Committee. As such, it appears that Select Committee is to be set up by this House. How do we go about this? How would we set up Select Committee? I want to consult the House on this issue.

PU H. VANLALAUVA : Mr. Speaker Sir, if the House agrees the composition
MINISTER of Select Committee, the formation of the Committee be handed over to the hon'ble Speaker.

PU ZAKHU HLYCHHO : Mr. Speaker Sir, I would like to support the proposal. But I would like to advise him to take in representatives from all parties for the Select Committee.

S P E A K E R : If so, it may be difficult to have such composition for the Select Committee. The other Committees too,

were set up by the hon'ble Speaker with the approval of the House. But now, we know our problem or what we wanted. It seemed that it is required to have representatives of all parties in this august House. That may be regarded as compulsory. The Speaker will also consult the concerned hon'ble Minister.

Now, we will take up our next business. Pu Lalrinchhana, Revenue Minister submitted "The Mizoram Regulation of Animal Movement Bill, 2000", to the House. Let him beg leave of the House to introduce the Bill.

PU LALRINCHHANA : Mr. Speaker Sir, this Bill is brought up by me as I MINISTER
am incharge of AH & Vety Minister. I, therefore, beg the House to introduce "The Mizoram Regulation of Animal Movement Bill, 2000". Mr. Speaker Sir, with your kind permission as well as the House, I lay "The Mizoram Regulation of Animal Movement Bill, 2000" in the House.

S P E A K E R : Let us call him to move the same.

PU LALRINCHHANA : Thank you Mr. Speaker Sir, I am happy to move MINISTER
"The Mizoram Regulation of Animal Movement Bill, 2000".

The aim and objective of this Bill is to do away with un - healthy animals and poultry imported from outside the state. Normally, animals and poultry reared in Mizoram are healthy perhaps because of our good and healthy climate. But, when animal and poultry are imported in large quantity, there are un - healthy ones from which locally reared contracted diseases which could further be contracted by human beings. However, due to non - existence of proper rules and regulation to check such an influx, the meats we consume need to be thoroughly checked. To prevent and check such unhealthy influx of animal and poultry in particular that this bill is being moved in the House today. If the Bill is passed, Vety Doctors will be deployed in different places to check and certify animals coming to the state from different directions. Only those animals certified by Vety Doctors will be given free movement within the State. There will be proper registration of animals and fee for medical check up will be collected from animal owners. If the bill is passed and have it in force, we will have healthy meat to consume and the animals and poultry will be free from diseases. And health of the people will also get improved. As this is the aim and objectives, the bill we moved today is very important. I think everyone will approve such improvement measures.

At present, AH and Vety Department is not in a position to take further steps in this direction as the House has not passed such Bill. I, therefore, request the hon'ble members to have earnest discussion and pass the Bill.

Thank you.

S P E A K E R : The Minister incharge of AH and Vety. Department moved the Bill. We will have discussion. If a member wants to speak, five minutes will be allotted to him. Let's call upon Col. Lalchungnunga.

COL. LALCHUNGNUNGA: Mr. Speaker Sir, I feel that this Bill is good enough and I want to offer compliment to the Minister in

charge. It seemed that it is carefully done. I want to point out only two points. Firstly, only eight check points is proposed to be opened at the State boundary of Manipur and Tripura, which I think should be increased to ten.

Secondly, I feel that the provision of rule 8 at page 8 is not good enough, as it could violate one's fundamental rights. Some alterations or clear-cut interpretation may be required.

PU PB ROSANGA : Mr. Speaker Sir, what I want to say has been stated by the hon'ble member just now.

But, let me give comment on the bill itself. I have often thought about this subject since a long time. And I do not really recommend to eat meats imported from the adjoining states without checking their health. I am, therefore, very grateful to the hon'ble Minister for he had prepared such Bills for our State. And what I want to give comment on is that animal check post is proposed at the international border especially at Myanmar border. But between Hnahlan and Mimbung, no check point is proposed, where, a number of animals were imported. So, a check post be set up at Ngopa. And western side of Tripura State border should not be left out. One check post is surely needed for the western side.

In short, I feel that there is nothing to be objected to in the Bill and I feel that it may be passed without much discussion.

Thank you.

PU F. LALTHANZUALA : Mr. Speaker Sir, I want to raise only one point. That's Sir, at page no. 8, rule 16th provides that "No suit, prosecution for other legal proceedings shall lie against any person for anything done or intended to be done in good faith under this Act or the Rules made there under". If it is clearly and systematically examined, we will see that this provision has some defects. The Doctor or staff on duty will be infallible. As such, there is a doorway for corruption. As per the provision, no suit is going to be framed against them. Hence, I think necessary amendment should be made in this section.

Thank you.

PU R. LALZIRLIANA : Mr. Speaker Sir, it appears that The Mizoram Regulation of Animal Movement Bill, 2000 is about restriction of Animals movement from outside Mizoram. I feel that this Bill is not good enough for no restriction of animals movement within the State is included. The animals within the state also contracted various diseases. As such, restriction of animals movement from outside Mizoram seemed to be inadequate.

And section 3 of this Regulation provides that "For the purpose of examination of animal and restriction of liberal movement and trafficking of animal". In this connection, I want to point out two points only.

Firstly, in this Bill, a number of "restrictions" appeared. It seemed that it restricted animal movement within the State. If it is so, it effects the rate of meat. Nowadays, the rate of one kg. of meat is equal to daily wage of a labourer. If the price becomes higher, is not it we will add poverty to the poor in the state ?

Secondly, this Bill includes only regulation of imports of animals and

restriction of animals that contracted diseases. I feel that it's not enough. Is not it good to provide rules for export of meat and becon outside Mizoram ?

Thirdly, Section 7 (e) of the Bill provides Director high authority. I feel that it is not good enough to make rules by a Department for its own use. As provided under Section 18, the Government should make Rules. As such, is not it good to have Rules made by the Government of Mizoram which should be executed by the Department concerned ?

Thank you.

PU F. MALSAWMA : Mr. Speaker Sir, as said before, I would like to
MINISTER congratulate the Minister incharge and the concerned Department of all other legislative Bills, I feel that this Bill and the Mizoram Land Settlement Bill, 2000 moved by the concerned Ministers are most praiseworthy, I am very happy for its adequacy. It is worthy to be copied by other departments. I also want to thank for the speeches of the Opposition Members defending its inadequacy. If no one seeks its demerits no good thing can exist. I do appreciate such words. I feel that it is good to pass this Bill immediately as its necessity highly pressed the State. A doctor reliably said that unhealthy meat or bacon caused various suffering to the people. The hon'ble Members kept an eye on the possible misuse of power and position of the controlling officers. But to era is human, there may be misuse of power and position. If so, we can make amendment at any time.

And regarding challenge to the high Court and Supreme Court, any act can be challenged at the Court as the court stands for safeguarding every right of a person. If its provision is not good enough, the department as well as the Government would like the best.

And MLA from Saitual Constituency said that the bill does not include regulation of unhealthy animals within the State. I think this regulation has already been in existence. But I am not clear about it. The Minister will clarify it later. Mr. Speaker Sir, is not it good to pass without further discussion ?

Thank you.

PU SANGHMINGTHANGA: Mr. Speaker Sir, I also would like to add few words
H. PAUTU to the subject of our discussion. When I examine the provisions of this regulation, I do appreciate and praise the department and the concerned Minister. I have thought about this matter from a long time. Dead animals were sold at the Market. It is truely necessary to check such undesirable practice.

And it is also highly important to root out unhealthy animals coming from outside Mizoram. A few years back, England have millions of animals killed due to contracted diseases which could cause illness to human beings. I, therefore, do appreciate the Bill as it concerned human health as well.

It is true that no check gate is proposed in the North Eastern part of Mizoram. But Section 3(3) of the Regulation provides "international border and state border". Under this Section, the concerned department can set up such check gate as necessary as the Regulation bestowed a wide authority to the executing department. That's why, I feel that there will be no reason to object to passing the Bill.

Thank you.

DR. LALZAMA : Thank you Mr. Speaker Sir, for sparing me time to speak about the Bill. When I study the provisions, I feel that it is truly a progressive step for the government.

Previously, we never heard of contracted diseases among our domesticated animals. But now, it is commonly known all over the state since animals are imported from outside the state. However, if the bill is passed and implemented, it will be great achievement for the state.

In statement of object and reasons, diseases that can be contracted from un - healthy animals are also highlighted which is very informative. I believe this will enhance health conditions of general public.

Its financial involvement has been shown in the Financial Memorandum which I think is not very high considering the revenue return that could be expected if the bill could be successfully implemented. The Bill, I think is going to be a good source of income for the state. Besides, we are going to have healthy meat to consume and we would be able to buy meats from the market without hesitation. The provisions can also be amended from time to time if needs be. Therefore, I propose that the bill be passed without any complaint.

Thank you.

PU H. LALTANPUIA : Thank you, Mr. Speaker Sir. I do highly appreciate that the Minister has brought in two Legislative Bills within a short period of only two days. Being a Legislator, I feel that it is important to keep our duty in regards to legislation. I do accept that the hon'ble Minister of Revenue and Vety. Department showed his earnestness to improve the quantity of works in his department.

And as the hon'ble Members said before, it is very important to give attention to the movement of animals within the State. Aizawl and other big villages are fortunate to have Vety. Doctors checked animal's health. What I want to know is what step would be taken if animal plague pervades remote villages. I expect the Minister will clarify this when he winds up his speech.

Mr. Speaker Sir, there are a number of Vety. Dispensaries and Rural Animal Health Centres in some constituencies. But the needy people in the remote villages which have a large number of domestical animals have no Dispensary nor Health Centre. As such, it is require to distribute them equally. I hope that we would do this when fund is available.

And when I study this Bill I feel that it is good enough and complete in itself. The Opposition Members too have nothing to complaint against it. As such, I would like to pass it now.

Thank you.

PU K. VANLALAUVA : Mr. Speaker Sir, we kept this Bill for a long time and MINISTER I think we should examine it clearly. It is complete in itself and good enough. Eight check gates is proposed. We, the people living near the International Border are fully aware of the problems that could involve in the implementation of the Bill and the executing officers/staffs would also face difficulties as what they do is not going to be a thing that pleases traders. Only a Doctor and one IV Grade staff may not be enough to man one check gate. More staff may have to be deployed to successfully carry out the works involved. The

executing body will have to work very hard to check all the animals that pass through border villages. In view of all these, the number of check gates may have to be increased.

Though some of its provisions may not be good enough, it is but quite acceptable as a whole. Hence, we should pass it unanimously.

Thank you.

PU Z.H. ROPUIA : Mr. Speaker Sir, considering the population of Mizoram, health condition of the public in general is very un-satisfactory. Health-care has to improve immensely. One important step requires to be taken is to care for health conditions of our domesticated animals as well as the imported animals as their meats are what we consumed.

The Government estimated to spend about Rs. 114/- lakhs in the first year and Rs. 18/- lakhs in each of the next years. While revenue earning could be assessed at about Rs. 60/- per annum. From the revenue point of view, it is desirable to take up such regulation as well as restriction. And I feel that it is necessary to examine places for check gate besides the proposed check gate. It seemed that it is required to set up such check gate both in the International and State boundaries, eg. Chakhang, Ngopa, Sangau, S. Vanlaiphai, Bualpui, etc. This Bill is only the beginning of the work. It is therefore, necessary to pass it for we may apply it from this day.

Thank you.

PU NIRUPAM CHAKMA : Mr. Speaker Sir, I would like to speak in contrast to the speeches of our hon'ble members. Our speeches mainly focused on imported animals while the Government strongly advocates self-sufficiency. I think our aim should be that of prevention of importing animals. If we have a policy of self-sufficiency, I think we should rather make restriction instead of advocating imported animals. There may be difficulty in rearing Buffaloes, Horses, Mithun, etc. But other cattle such as sheep, dog, rabbit and poultry are not difficult to raise and we can be self-sufficient if we try to do so.

Financial involvement and the expected return in revenue has also been emphasized. So long as we are the buyer, how will we attain self-sufficiency? I think the Government should charge its policy in this case. To have the bill of such regulation is well and good, but it is not a long term policy.

In my constituency, a veterinary sub-division is set up, but no vety. officer is there. Vety. quarter is occupied by the public. Should we care for health of animals outside the state neglecting health of animals within the state? Mr. Speaker Sir, our system is not right any more. It is well and good to have check gates and restriction, but let us examine our policy.

Thank you.

PU LALHMINGTHANGA : Mr. Speaker Sir, I would like to say a few words. The Bill as said earlier, is good and our group has also given its full support to its passing.

However, the estimated financial involvement and the recurring expenditure may not be realistic enough when the bill is practically being implemented.

For example - check gates when set up will have to be more or less like a diagnostic centre with its own laboratory where doctor, technician and at least few staff will be required. Only a doctor and a muster roll worker will not be able to man a check gate. If there are many check gates to cover different places of area, heavy financial expenditure will have to be incurred. As such, it may be well to think of a way to reduce heavy financial involvement. And instead of having many check gates, it may also be better to have fewer number with well - equipped laboratory. That is all I want to say and we also want to pass it.

Er. K. THANGZUALA : Mr. Speaker Sir, only one point. The bill is truly what we need. But one point I would like to raise is about sub - section 1 of section 6 at page 5. I feel that there can still be a chance for traders to play foul even after soundness certificate is being issued unless there is body mark in their cattle. This may have to be clarified later. On the other hand, I appreciate the Bill and I want to have it passed.

PU C. LALRINSANGA : Mr. Speaker Sir, I want to highlight only two points. I had thought about this bill from a long time. When we had the first Budget Session, I even raised about it. I am glad that the bill is now in discussion.

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What I want to point out is - firstly, it seems that we think the bill to be regulation of animals imported from outside. However, beyond restriction of animals, the bill aims to lay condition for sons of the soil to export meats of our own products to outside the state. In the course of our discussion, mention was made of difficulty faced by the people of Mizoram due to un - healthy animals imported from outside. This may be true to some extent. From the discussion, we know that the members gave importance to the health of animals as well as the people. Now, Mizoram is regarded as "Diseases Free Land" as the world gives importance to it for rearing cattles etc. As such, Mizoram can be prepared for such a land. We have not known diseases of animal from our fore - fathers. But the time comes, diseases of animals came from our adjoining states. This Bill is brought up for we may be free from such diseases. This Bill is not prepared only for regulation of imported animals, but the Government has policy properly.

And regarding difficulties that may involve for the executing department, chapter 6 section 11 provides that "control of the department officer and staff" clearly indicate the case. This section is divided into ABC and E, I feel that it includes necessary items. If it is not good enough, it may be amended in accordance with its necessities. These provisions safeguard officer and staff against misuse of law.

Thank you.

S P E A K E R : Members had delivered speeches. Let us, now, call upon Pu Lalrinchhana, Minister to wind up our discussion.

PU LALRINCHHANA : Mr. Speaker Sir, I feel that it is truly pleasing to have a wide discussion on this bill. Almost all the hon'ble members participated and supported the bill. As stated, the Bill aims to make Mizoram free of diseases and to have healthy meat to eat. Due to

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prevalance of plague, poultry cannot be encouraged in the country. If Mizoram could be made free of animals diseases, it will open a doorway to prosperous production in meat. Eight check gates provided in the Bill is only the first step to be taken by the Government. If we pass the bill, its provision can always be amended if necessary. Check gates also can be increased if necessary.

And regarding certified animals, we believe that traders would not avoid the check gate, instead, they would need certificate for their animals. Because officer on duty at the check gate will mark on the certified animal for those animals may move through all over the State.

And we also think that the officers on duty will not misuse their power for departmental proceeding is to be taken against them if they misuse their power and position. They are expected to do justice to their duty as it concerns the health of animals as well as human beings.

And various groups of animals are to be examined at the check gate. As such only two or three staff will not do the work. That's why the officer and staff are regarded to be faithful towards their work. And Vety. Doctors are to be deployed where disease contracted animals are placed, for, they are medical officers. A doctor is therefore, regarded to care for diseased animals.

The purview of A.H. & Vety. Department is to look after disease contracted animals as well as to protect animals against such diseases.

And slaughter House at the market is previously within the purview of LAD. But this Ministry handed over to A.H. & Vety. Department. The will of A.H. & Vety. Department is to construct slaughter Houses, in which animals contracted disease can easily be detected and certify all kinds of animals. As such, the Department will take steps even in the villages. At the villages too, Doctors and VFA will do such work, for, everyone may have healthy meat in our state. The work will be implemented as early as possible.

And as it is difficult to set up more check gates at the border, all places of A.H. & Vety. Department are liable to probe such unhealthy animals and certification of such animals. After some years hence, animals imported from outside Mizoram which is not certified by A.H. & Vety. Department will be regarded as illegal and will be arrested by the common people.

And regarding financial memorandum, non - recurring expenditure is estimated to be Rs. 114 lakhs. And the recurring expenditure is Rs. 18,14,000/- while expected income is very high from medical exam fee, e.g. Rs. 100/- per head, pig and calf Rs. 50/- poultry Rs. 10/- etc. If so, annual income is expected to be very high.

Generally, those are our discussion. No Bill can be complete from the beginning and there will be difficulties involved. Such things will be amended in accordance with its necessity. Mr. Speaker Sir, I, therefore, request the House to pass "The Mizoram Regulation of Animal Movement Bill, 2000".

Thank you.

SPEAKER : Now, we will vote the Bill. (The Bill is voted and passed).

Now, we had finished discussion of the Bill. But I would like to make

announcement of the Session Report. Within only these two days Session - 9th - 10th October, 2000, the Business taken by the House are as follows :-

1.	Number of starred questions	=	60
2.	Number of rejected starred questions	=	6
3.	No. of changes into starred questions	=	14
4.	No. of enter into Business	=	40
5.	No. of answers given in the House	=	8
6.	No. of unanswered given in the House	=	32
7.	No. of unreceived starred question	=	nil
8.	No. of unstarred question	=	18
9.	No. of admitted unstarred question	=	17
10.	No. of rejected unstarred question	=	1
11.	No. of changes from starred question	=	14
12.	No. or receipt of answer	=	31
13.	No. of unreceipt unstarred question	=	nil

We were worried about answers to the starred and unstarred questions. But we are very grateful to the Departments for they gave importance to it. This is the problems faced by the hon'ble Members. But we are really happy, for, it is given importance by the Departments.

We have three Government Bills including the Bill already submitted in the former session. Such as -

1. The Mizoram Appropriation No. 4 Bill, 2000, consolidated fund of the State of Mizoram for the Financial year of 1993 - 1994, 1994 - 1995, 1995 - 1996, 1996 - 1997, 1997 - 1998 moved by Pu Zoramthanga Chief Minister, was passed by the House.
2. The Mizoram Tenancy and Government Land Settlement Bill, 2000 moved by Pu Lalrinchhana, Revenue Minister, was referred to the Select Committee for futher examination.
3. The Mizoram Regulation of Animal Movement Bill, 2000 moved by Pu Lalrinchhana, was passed.

Laying of Papers -

1. The Mizoram State Lottery Rules, 2000 and the Mizoram Exhibition of film on TV Screen through Video Cassettee Players Rules, 2000 laid by Pu Zoramthanga, Chief Minister.
2. The Mizoram Legislative Assembly (Grants of Loans and Advance to Members) Rules, 2000, laid by Pu F. Malsawma. He also laid Second Reports of the Rules Committee and also laid Statement of Action Taken on the 27th Report of the PAC 2000. Pu Tawnluia had raised official Statutory Resolution regarding the Implementation of the provisions of the Transplantation of Human Organs Act, 1994 in the State of Mizoram was passed.

I would like to give thanks to all of you for your earnestness and we had finished this Session without any interruption.

And we had election of the Deputy Speaker successfully.

The A.H. & Vety. Department provided tea for the House. All of us are requested to have it after Session is adjourned.

The House is adjourned sine die.

Meeting adjourned sine die at 3:35 p.m.

T. SAIKUNGA
Secretary
