

**SIXTH LEGISLATIVE ASSEMBLY OF MIZORAM  
( ELEVENTH SESSION )**

**LIST OF BUSINESS**

FOR THIRTEENTH SITTING ON THURSDAY, THE 2<sup>nd</sup> AUGUST, 2012  
(Time 10:30 AM to 1:00 PM and 2:00 PM to 4:00 PM)

**QUESTIONS**

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

**LAYING OF PAPERS**

2. **Pu H. LIANSILOVA**, Minister to lay on the Table of the House copies each of the following :  
(1) Statement on Six monthly review of the Finance Minister on the Fiscal Position of the Government of Mizoram for the First Half of 2010-2011 (April, 2010-September, 2010).  
  
(2) Statement on Six monthly review of the Finance Minister on the Fiscal Position of the Government of Mizoram for the Second Half of 2010-2011 (October, 2010-March, 2011).

**PRESENTATION OF REPORT**

3. **Pu JOSEPH LALHIMPUIA** to present to the House the Second Report of Subject Committee-I on Action taken by the Government on the recommendations contained in the First Report of Subject Committee-I on Mizoram Houses relating to General Administration Department

**STATEMENT BY A MINISTER**

4. **Pu H. LIANSILOVA** to make a statement on correction of answer to starred question No. 181 asked by Dr. R. Lalthangliana regarding 'Sorkar Leiba chungchang'.

**LEGISLATIVE BUSINESS**

Bills for introduction, consideration and passing.

5. **Pu LALSAWTA** to beg leave of the House to introduce “The Mizoram Board of School Education (Amendment) Bill, 2012”.

**ALSO**  
**to introduce the Bill**  
**to move that the Bill be taken into consideration**  
**AND**  
**to move that the Bill be passed.**

6. **Pu ZODINTLUANGA** to beg leave of the House to introduce “The Mizoram (Establishment of Independent Local Body) Ombudsman (Amendment) Bill, 2012”.

**ALSO**  
**to introduce the Bill**  
**to move that the Bill be taken into consideration**  
**AND**  
**to move that the Bill be passed.**

7. **Pu ZODINTLUANGA** to beg leave of the House to introduce “The Mizoram Value Added Tax (Amendment) Bill, 2012”.

**ALSO**  
**to introduce the Bill**  
**to move that the Bill be taken into consideration**  
**AND**  
**to move that the Bill be passed.**

NGURTHANZUALA  
Secretary

.....

**SPEAKER** : But let justice run down like water, And righteousness like a mighty stream. (Amos 5:24)

We shall start with Question and Answer session and since Pu B. Lalthlengliana is not present to ask Starred Question No.221, we shall proceed to No.222. Let us now invite Pu Lalduhoma to ask Starred Question No.222.

**Pu LALDUHOMA** : Pu Speaker, will the Hon'ble Minister in charge of PWD be please to state-

- a) What is the approximate length of pipe laid down by Mobile Phone Company due to their work thereby damaging completed road works?
- b) What is the condition or do they have an agreement with the Government regarding the mentioned pipes?

**SPEAKER** : We shall now invite the minister in charge of PWD to answer the question.

**Pu LAL THANHAWLA, CHIEF MINISTER** : Pu Speaker, in answer to the questions posed by our respected member:-

- a) The length of pipes laid down by Mobile Phone Company is 440.60 kms.
- b) The company has an agreement with the government and has performed their work under the advisement of the government.

**SPEAKER** : Supplementary question from Pu Lalduhoma.

**Pu LALDUHOMA** : Pu Speaker, normally when individuals caused any damage to these roads they have to pay the government for the damages, if the damaged length is already 440.60 kms what is the progress of their repair works and at what rate are they compensating the government for? What is the amount deposited for this and on whose account does it gone to? Will the PWD be using this deposit for repairing the damaged roads?

**SPEAKER** : Let us invite the hon'ble Chief Minister to answer the questions.

**Pu LAL THANHAWLA, CHIEF MINISTER** : Pu Speaker, I do have all the detailed information with me but will try to provide with whatever information I have. The works carried out by this Authorized Mobile Phone Service Provider is only started after permission is given by the Ministry of Transport & Highways and then PWD and after an agreement with condition was signed. At present, 198 kms of roads have been damaged due to the works carried out by the mobile company and majority of them have already been repaired with the exception of a few kilometers. The restoration rate is ₹1405 per square metre.

**SPEAKER** : Let us now invite Dr. R. Lalthangliana to ask starred question number 223.

**Dr. R. LALTHANGLIANA :** Pu Speaker, what is the progress of the construction of a bridge at Darzokai Tuipui D?

**SPEAKER :** Let us invite the hon'ble Chief Minister to answer the question.

**Pu LAL THANHAWLA, CHIEF MINISTER :** Pu Speaker, tender have been floated for the construction of a suspension bridge, and is expected to start this year with a donation of 216.21 lakhs received from DONER Ministry. It was delayed due to the current hydel power work carried out by NTPC at Kawlchaw. A more permanent bridge is expected later on with Border Roads having already submitted an estimate.

**SPEAKER :** Supplementary questions from Dr. R. Lalthangliana and Pu Lalthansanga.

**Dr. R. LALTHANGLIANA :** Pu Speaker, thank you. Can you give the time frame for the duration of this work? Also, who are the contractors for the construction of Tlawng Bridge near Lengpui Airport and when will they complete this bridge?

**SPEAKER :** Pu Lalthansanga

**Pu LALTHANSANGA :** Pu Speaker, when will they start the construction of Tuichang Bridge and have they floated the tender for this and how many times? Is there any way to upgrade the quality and construction of Mat Bridge?

**SPEAKER :** Let us invite the hon'ble Chief Minister to answer the question.

**Pu LAL THANHAWLA, CHIEF MINISTER :** Pu Speaker, where is the Mat Bridge situated? Is it along the road to Lunglei?

**SPEAKER :** Along the road to Sailiankawn, between Serchhip and Thenzawl along World Bank Road.

**Pu LAL THANHAWLA, CHIEF MINISTER :** It is our responsibility to repair whatever needs repairing.

The construction of Tlawng Bridge is taken up by Tantia Construction Company and is expected to be completed by December, 2013. The cost of constructing Mat Bridge will be taken up by ADB and tender has been floated. Currently, I cannot give any tentative date for the completion of this bridge.

**SPEAKER :** If you can answer the question regarding Tuichang Bridge.

**Pu LAL THANHAWLA, CHIEF MINISTER** : Where is it situated? (Pu Lalthansanga: Between Keitum and Khawlailung) it was constructed during P.C ministry and if needed, we will carry out the repairs.

**SPEAKER** : Let us invite Pu K. Liantlinga to ask starred question no.224

**Pu K. LIANTLINGA** : Pu Speaker, thank you. What is the reason for unanswered questions submitted by MLA's during Assembly Session?

**SPEAKER** : Let us invite hon'ble Minister Pu Lalsawta to answer the question.

**Pu LALSAWTA, MINISTER** : Pu Speaker, the main reasons questions remain unanswered during Assembly Session are as follows-

The Department does not receive the Assembly question on time. It took a longer time for the file to reach the concerned Minister. Sometimes the answer has to be researched and data has to be collected from various departments and directorate and as such the answer might not be ready on time.

**SPEAKER** : Supplementary question from Pu K. Liantlinga.

**Pu K. LIANTLINGA** : The rules clearly states that the questions should be submitted within 15 days and how come they still cannot receive the questions on time? Can they trace this from Despatch register and Acknowledgement receipt? I saw about 10 questions that were marked with 'Answer not received' during last session.

**SPEAKER** : Does the Minister have anything to say about this?

**Pu LALSAWTA, MINISTER** : Pu Speaker, I will give the Interim reply as I cannot make a satisfactory reply right now. In the last Session, these departments failed to send a reply to the Assembly questions:-

Industries Department was unable to send the reply as it took time to finish the enclosure they prepared.

Home Department was not able to send it as the concerned minister did not approved it on time.

The Planning Department has to re-direct the entire question they got to other department and was unable to deliver it on time.

To answer the last question, we, The Parliamentary Affairs Department and the Legislative Assembly Secretariat will try to find viable answer to it.

**Pu T.T.ZOTHANSANGA** : Pu Speaker, there are four omitted figure on my question Unstarred question No. 141, can they be added here now?

**SPEAKER** : We have something we want to say from the Assembly Secretariat. The Session is called a month before the actual date and I urge all members to prepared beforehand their question and not leave it till the last 15 day as is usually the case because this means you are late.

Second, the office procedure is slow in the government so there will be hitches but I do not think the volume of an answer comes into it now with computer, Xerox machine. I requested all departments to give priority to the questions of our hon'ble members in future. Now let us call Pu Lalrobiaka to ask his question.

**Pu LALROBIAKA** : Thank you, Speaker, my starred question 225 is when will the Aibawk-Darlung Black topping under PMGSY, which was started in 2006, will be finished?

**SPEAKER** : Let us call the concerned minister to reply.

**Pu LAL THANHAWLA, CHIEF MINISTER** : Pu Speaker, the plan is to finish it on this coming autumn.

**SPEAKER** : Supplementary question, Pu Lalrobiaka.

**Pu LALROBIAKA** : Pu Speaker, this work has been going for a long time and I requested the concerned minister to finish it soon. My supplementary question is: how many progress we made on the the 2<sup>nd</sup> World Bank Road, Rawpuichhip to Multi Modal Transport proposal?

**SPEAKER** : Let us call the Chief Minister to reply.

**Pu LAL THANHAWLA, CHIEF MINISTER** : Pu Speaker, the black topping of Aibawk to Tlawng is finish and works is going on to finish Tlawng to Darlung road black topping. The work is given to two contractors and they both were already given extension to finish their contracts.

The 2<sup>nd</sup> World Bank road is to connect Lawngtlai and we have been given permission. We are waiting for the Finance Ministry, Department of Economic Affairs to clear the permission for a loan.

Concerning Tuichang Bridge, the contractor stop their work due to a threat received, it was re-tender but no contractor was found. The Department is doing its best to find a contractor by modifying the base design as we speak.

**Pu LALTHANSANGA** : Pu Speaker, I do not believe the Tuichangral Road Action Committee threatens the contractor. Personally, I believe their action border on disrespect for our Government.

**Pu LAL THANHAWLA, CHIEF MINISTER** : Pu Speaker, it is hard to know exactly what the truth. If the contractor say that they are threaten, the department can do nothing but the project is not abandon, it is still process.

**SPEAKER** : Now, let us call member Pu R.L. Pianmawia to ask question no. 226.

**Pu R.L. PIANMAWIA** : Pu Speaker, my questions No.226 to be answered by the PWD Minister are:

- a) How much fund is received for PMGSY Scheme from 2008 to 31 June, 2012, how much fund has already been released and is there any lapse fund?
- b) If there is any lapse fund, how is it to be spent?

**Pu LAL THANHAWLA, CHIEF MINISTER** : Pu Speaker, the answers to member R.L. Pianmawia question are:

- a) The fund received for PMGSY Scheme from 2008 to 31 June, 2012 is ₹298.79 crores and the amounts already spend is ₹303.45 crores.
- b) There is no lapse fund and as is seen from the figure, there is a deficit.

**SPEAKER** : Let member Pu Hmingdailova Khiangte present his question 227.

**Pu HMINGDAILOVA KHIANGTE** : Thank you, Pu Speaker, starred question 227, to be answer by the concerned minister; is there any intention to make the Lengpui-Hortoki way a motorable road?

**SPEAKER** : Let us call the Chief Minister to answer.

**Pu LAL THANHAWLA, CHIEF MINISTER** : At present, there is no plan to make Lengpui-Hortoki way a motorable road.

**SPEAKER** : Supplementary questions from Pu Hmingdailova and Pu Lalduhoma.

**Pu HMINGDAILOVA KHIANGTE** : As we know, a sizeable length of this road is already motorable road; my supplementary question is whether the remaining 3 km. can be made motorable by negotiating with those people who holds the land.

**Pu LALDUHOMA** : Pu Speaker, my question concerns the Vaivakawn – Ropaiabawk road and falls within the bounds of our current discussion. Despite its importance, it is still very basics and I want to know whether anything can be done to improve it.

**SPEAKER** : Let us call the Chief Minister to answer it.

**Pu LAL THANHAWLA, CHIEF MINISTER** : Pu Speaker, the abovementioned road (i.e., Lengpui – Hortoki road) falls under PMGSY and NECPR scheme and there is no plan to right now to take up further works on it but if needed, a new plan must be put in place.

Concerning Vaivakawn – Ropaiabawk road, ₹2 crores is currently set aside from Special Plan Assistance scheme for the work.

**SPEAKER** : Let us call House member Pu John Siamkunga to raise his question.

**Pu JOHN SIAMKUNGA** : Pu Speaker, will the hon'ble Minister for Soil & Water Conservation Department be pleased to state -

- a) Whether the Soil Department plan to construct R.O. quarter at Thingsai?
- b) The Soil Rest House at Cherhlun is very run down; does the Department plan reconstruct it?

**SPEAKER** : Let us call Minister J.H. Rothuama to answer them.

**Pu J.H. ROTHUAMA, MINISTER** : Pu Speaker, my answers are:

- a) We will not be able to construct R.O. quarter during this Financial Year due to funds constraint.
- b) The answer is the same concerning question (b).

**SPEAKER** : Supplementary question from Pu John Siamkunga.

**Pu JOHN SIAMKUNGA** : Pu Speaker, the Soil R.O. currently resides as a quest at another house as there is no quarter, but it is clear that this cannot go on indefinitely. I sincerely urge the department to do something about it. Also, there are some who chooses coffee under NLUP but still do not receives the coffee seeds, can they get it on time, when will they be able to distribute it?

**SPEAKER** : Let us call Minister J.H. Rothuama to answer them.

**Pu J.H. ROTHUAMA, MINISTER** : Pu Speaker, we are aware of the importance of the situation and we will try to rectify it as soon as possible. On the matter of Coffee, the selectors are higher than estimated but it is being taken care of and of broom grass, the department is doing it best to meet the demand.

**SPEAKER** : We will now go to question No.229 and we will call Pu Lalthansanga to present the question.

**Pu LALTHANSANGA** : Thank you, Pu Speaker, my starred question no. 229 are:-



- a) How much fund is earmarked for 2010-11 and 2011-12 Sport Promotional Fund?
- b) How much is set aside for Infrastructure Component?

**SPEAKER** : Let us call the concerned Minister to answer them.

**Pu ZODINTLUANGA, MINISTER** : Pu Speaker, the answer is:-

- |                                       |   |              |
|---------------------------------------|---|--------------|
| a) Sport promotional Fund for 2010-11 | - | ₹437 lakh    |
| Sport Promotional Fund for 2011-12    | - | ₹429 lakh.   |
| b) For Infrastructure                 |   |              |
| 2010-11                               | - | ₹380 lakh    |
| 2011-12                               | - | ₹851.56 lakh |

**SPEAKER** : Supplementary question from Pu. Lalthansanga, Pu Lalduhoma and Pu K. Liantlinga

**Pu LALTHANSANGA** : Pu Speaker, we know the fund earmarked for 2010-11 and 2011-12, how much will be earmarked for 2012-13? According to the work programmed, 280 lakh seems to be the earmarked? Is this true? Since this is the funds proposed, this means that different discipline will hardly be able to function, is there any way to increase the fund?

**SPEAKER** : Pu. Lalduhoma

**Pu LALDUHOMA** : Pu Speaker, firstly, I want to ask whether a spot-light can be fixed at Chawlhmun Basketball Court. Secondly, how much is earmarked for Zotlang Sport Centre? When will the work be started? And, can a contractor who will not be too familiar with the Minister be selected?

**SPEAKER** : Another supplementary question from Pu K. Liantlinga

**Pu K. LIANTLINGA** : Pu Speaker, a Mini Sport Centre was constructed at Pitarte Tlang but it still needs a lot of work such as parking area, landscaping, is any fund set aside for this? Another question is whether a pavilion and gallery can be added at the Republic Field?

**SPEAKER** : Let us call the Minister to answer the questions

**Pu ZODINTLUANGA, MINISTER** : Pu Speaker, to answer the supplementary question of Pu Lalthansanga, there will not be spending on foreign Coach as there in the previous two years and Associations are encouraged to select them from local area, this is the reason for the cut in the fund but the Associations will still get their fund.

To answer Pu Lalduhoma, ₹100 lakh is earmarked for Zotlang Sport Complex, the work for which will commence as soon as an approval is received from the Central Planning. As for the Spot-light for Chawlhmun Basketball Court, we will not be able to do it for now.

As for Pu K. Liantlinga, the work at Pitarte Tlang is still considered unfinished as the fund is still requested to the Donor Ministry. As concerning Republic Field, the drainage system that we used at other fields are not adequate for this particular field but everything is done to make it better and addition of a pavilion is ongoing from SPA.

**SPEAKER** : The question hour is now over and we will go to another business. We shall now have Laying of Papers and call on Pu H. Liansailova to lay:-

Statement on Sixth Month monthly review of the Finance Minister on the Fiscal position of the Government of Mizoram for the First Half of 2010-2011 (April, 2010-September, 2010).

Statement of Sixth monthly review of the Finance Minister on the Fiscal position of the Government of Mizoram for the Second Half of 2010-2011 (October, 2010-March, 2011).

**Pu H. LIANSILOVA, MINISTER** : Pu Speaker, with your permission and consent of this august House, I lay before the House these Statement:-

Statement on Sixth Month monthly review of the Finance Minister on the Fiscal position of the Government of Mizoram for the First Half of 2010-2011 (April, 2010-September, 2010).

Statement of Sixth monthly review of the Finance Minister on the Fiscal position of the Government of Mizoram for the Second Half of 2010-2011 (October, 2010-March, 2011).

Thank you.

**SPEAKER** : Let the copy be distributed. Now we shall have a Report Presentation and we will call on Pu Joseph Lalhimpua to present 'The Second Report of Subject Committee-I on Action taken by the Government on the recommendations contained in the First report of Subject Committee-I on Mizoram Houses relating to General Administration Department'.

**Pu JOSEPH LALHIMPUA:** Pu Speaker, with your permission, I would like to explain a few things before I submit the report.

On March 28, 2012, the Subject Committee-I already presented the main Report. This Report we are about to present highlight the undertaking of the Government pertaining to the recommendation submitted by the previous committee under the chairmanship of Pu Lalrobiaka, MLA. Chapter-I highlighted the accepted

undertaking of the Government and Chapter-II highlighted the Not to pursue recommendation. Chapter-III highlights those undertaking of the Government deemed unsatisfactory by the Committee.

Now, with your permission and consent I present “The Report on the Action Taken by the Government on the recommendation contained in the 1<sup>st</sup> Report of the Subject Committee-I on Mizoram Houses relating to Central Administration Department”, Thank you.

**SPEAKER** : Please hand out the copy of “A statement on correction of answer to...” by Pu H. Liansailova, Minister.

**Pu LALDUHOMA** : Pu Speaker, I like to seize the time to appeal that the 6<sup>th</sup> Monthly Review as well as the Fiscal Responsibility on Budget Management Act be handed out earlier than this in the future as they are now redundant.

**SPEAKER** : Let the concerned Minister take note on that and now let invite Pu H. Liansailova to present “A statement on correction of answer to starred question no.181 asked by Dr. R. Lalthangliana” regarding government debt.

**Pu H. LIANSILOVA, MINISTER** : Thank you, Pu Speaker, during this Budget Session, there are a number of typing mistakes in the document from the Finance Department and I would like to correct that. Concerning starred Question No. 181, (b), the correct answer and figures are:- 2008-09 = ₹.223. 56 lakh; 2009-10 = ₹. 718. 54 lakh; 2010-11 = ₹477.12 lakh; 2011-12 = ₹715. 62 lakh since the other mistakes are corrected orally, I would not repeat them here. Thank you.

**SPEAKER** : Since it induces neither a question nor a discussion, let the copy be handed out and we shall now move to Legislative Business. Let Pu Lalsawta, Minister introduce “The Mizoram Board of School Education (Amendment) Bill, 2012”, to the House.

**Pu LALSAWTA, MINISTER** : Pu Speaker, on the recommendation of the Governor and your consent, I ask to introduce “The Mizoram Board of School Education (Amendment) Bill, 2012”, to the House. Thank you.

**SPEAKER** : Do we give him permission to introduce the Bill? Yes, now let him introduced it and move it for discussion

**Pu LALSAWTA, MINISTER** : Pu Speaker, I present “The Mizoram Board of School Education (Amendment) Bill, 2012” to the House to be discussed and then pass with the consent of the House. Let me elaborate, the Right of Children to Free and Compulsory Education Act, 2009 birthed new changes in all India, i.e., the previous Board Examination on Class-IV and Class-VII was removed and all examination, repeating class by student was also removed. This new Act gave the Academic Authority to the SCERT (State Council of educational Research and Training) and not to MBSE (Mizoram Board of School Education). Due to this, there

is a need to amend the MBSE Act, 1975 since the MBSE only have authority over the High School and Higher Secondary. Thank you.

**SPEAKER** : The Minister has explained the nature of the Bill, but we will open a short time for discussion and clarification. Dr. R. Lalthangliana

**Dr. R.LALTHANGLIANA** : Pu Speaker, this Act, 2009, is somewhat mandatory in its nature and as SCERT is fully competent to take it up, I think it prudent that we pass it up as we would want to have longer discussion on Ombudsman and VAT.

**SPEAKER** : Anyone else? Pu Lalduhoma

**Pu LALDUHOMA** : Pu Speaker, I concur with my fellow member and move on to other matter.

**SPEAKER** : Since we all seem of one opinion, does the Minister wants to clarify anything?

**Pu R. LALRINAWMA** : Pu Speaker, I just wanted clarification on two points. First, since the authority was remove from MBSE upto High School, does the Board still need be there? Second, under the Powers and Duties of the Board, can the Board still give affiliation to Primary and Middle School? If not, should we treat it as we did a patent error?

**SPEAKER** : Now let the Minister clarify and move for votes to pass the Act

**Pu LALSAWTA, MINISTER** : Pu Speaker, we also have taken note of what was just pointed out but since education is somewhat continuous, we see no reason for them not to continue.

As concerning the other point, we do not have a specific rule pertaining to Affiliation or Recognition and since the term used itself is under consideration, to be in sync with the Central Government, we want to leave it for another time.

**SPEAKER** : Are you putting a motion to pass the Act?

**Pu LALSAWTA, MINISTER** : Pu Speaker, if the hon'ble Members can accept the Act as it is and not treated it as patent error and if they are open to future amendment, then yes, I ask the House to pass the Act.

**SPEAKER** : Now, the Minister has move for a pass motion and this House passes "The Mizoram Board of School Education (Amendment) Bill, 2012.

We shall now move on to our next business and call on Pu Zodintluanga, Minister to introduce “The Mizoram Establishment of Independent Local Body Ombudsman (Amendment) Bill, 2012”.

**Pu ZODINTLUANGA, MINISTER** : Pu Speaker, with your permission and consent, I now introduce “The Mizoram Establishment of Independent Local Body Ombudsman (Amendment) Bill, 2012”.to the House, Thank you

**SPEAKER** : Is there anyone who disagrees? Let him introduce the Bill and if necessary, move a motion for it to be passed.

**Pu ZODINTLUANGA, MINISTER** : Pu Speaker, we all know the Indian Constitution set up the Central Finance Commission and it regulates the flow and separation of funds between the Centre and the State. The 13<sup>th</sup> Finance Commission set aside a total of ₹3251 lakh from 2011-2012 upto 2014-2015 for Performance grant specifically and the Mizoram State has to fulfilled 10 specific undertaking and all of these has been met but the problem is that this grant is for Local Rural Bodies and so, our Local Council and Municipal Council cannot make use of it. So, this Bill move to amend ‘ Village Council’ as used in the Mizoram Establishment of Independent Local Bodies Ombudsman Bill to ‘Local Bodies’ so that all councils can partake of this grant here and in the future, thank you

**SPEAKER** : I want to clarify that although the Mizoram Establishment of Independent Local Bodies Ombudsman Bill was already introduce to the House and passed by the House as an Act, it is still possible for the concerned Minister to ask for amendment if the situation calls for it. Now, we shall have question hours concerning the Amendment Bill. I call upon Pu C. Ramhluna.

**Pu C. RAMHLUNA** : Pu Speaker, I just wanted clarification on two things. First, in the first amendment, Section 2 on ‘after Clause (e) of sub-section (b)’ is just a definition but there is an ‘1’ in the definition on Section 2, I was wondering, shouldn’t it be ‘after Clause (e) of sub-section 1 (b) or if the ‘1’ is omitted. Also, there is no ‘2’ in the definition.

Another is that the definition of Local Body should be under (e) but F,G,H,I,J follow it and if so, are we to put the clause as EE or should we move down to F? Can the Minister clarify it for me?

**SPEAKER** : Pu Lalduhoma

**Pu LALDUHOMA** : Pu Speaker, in accordance with my fellow Member, I think it necessary to insert Section 2 (1) in the Section 2 Amendment as there is a rather long line to be inserted after ‘c’ and it does not say where it is in the Act or what clause should it be. Shouldn’t this be moved to the bottom by adding a ‘k’ so that it can be treated as a patent error? Anyhow, is it necessary to replace ‘Village Council’ with ‘Local Body’ in the Amendment?

**SPEAKER** : Pu R. Lalrinawma

**Pu R. LALRINAWMA** : Pu Speaker, I think the Minister forgot to mention to the House that there is a typing mistake. There should be an (e)(a) under (e) and since they wanted to put 'Local Bodies' under (e), this is right as the definition has to follow an Alphabetical order.

**SPEAKER** : Any body else want to comment further? No, then we shall call the Minister to clarify and move a motion for it to pass.

**Pu ZODINTLUANGA, MINISTER** : Thank you, Pu Speaker, as respected member Pu R. Lalrinawma mention, there should be an (e)(a) under Amendment of Section II.

**Pu LALDUHOMA** : One more thing I wanted to say, there is already no.1 under Section 2 as well as 'a', 'b' and his already falls all the way to 'j'. is it not too much that an (e) should carry an (a). Anyway, it is not proper that Local Council definition should follow a definition of Investigative Officer. I think it more proper that we move this to the bottom.

**SPEAKER** : Pu Chawngtinthanga

**Pu CHAWNGTINTHANGA:** Pu Speaker, every member speaks the truth but in Law Drafting, the definition went according to an Alphabetical order and what member Pu Lalduhoma says is true, but even in other Amendment that we made, in order not to disturb the numbering we used more or less the same system, such as Section II a (a). If we are to put it on the bottom, all the other sequence will be affected, so, can we accept the suggestion of the Minister?

**SPEAKER** : Now, the Minister will not sit as members will address to him along with the Chair

**Pu ZODINTLUANGA, MINISTER** : Pu Speaker, if the House Members agreed along with the patented error, I move a motion to pass the Bill.

**SPEAKER** : Wait, there are two suggestions, one is that it is correct that (e) should have an (a) and another is that a (k) should be added after (j) for the Local Body definition. The House needs to resolve this.

**Pu LALDUHOMA** : Respected member Pu Chawngtinthanga gave two suggestions; what it means is that if a clause carries a sub-clause, the subject is related but there is no relation between a definition on an Investigative Officers and a Local Body but if the House say it s acceptable, I concur. Of the two suggestions, the second one is preferable to the first as the Local Body can be tag an (f) after the (e) and the others will follow as such.

**SPEAKER** : Now, Pu Lalduhoma presents a clear argument and Pu Chawngtinthanga offer another alternative. Looking at the present Bill, it would not be too much trouble to redraft and modify it...Dr. R. Lalthangliana

**Dr. R. LALTHANGLIANA** : Pu Speaker, if we go on to all the others implication, this will take too long

**SPEAKER** : Maybe, Dr. R. Lalthangliana

**Dr. R. LALTHANGLIANA** : Pu Speaker, if we went too far, I think it will be a problem. I think the suggestion of hon'ble member Pu Lalduhoma is good; this is only a draft anyway and it is perfect timing to make changes.

**SPEAKER** : Let us invite the House Leader.

**Pu LAL THANHAWLA, CHIEF MINISTER** : Pu Speaker, I think the suggestion of member Pu Lalduhoma is very good as it is still in the draft stage anyway and it can be incorporated easily.

**SPEAKER** : Now we have a question, do the members agree to put it as a patent error? And if so, let us call the Minister to comment on it and move a motion for it to be passed.

**Pu ZODINTLUANGA, MINISTER** : Pu Speaker; I present "The Mizoram Establishment of Independent Local Body Ombudsman (Amendment) Bill, 2012" along with the understanding that it will be accepted as a patent error for the House to pass, Thank you

**SPEAKER** : Now, we shall have a vote, those who accept the proposal, please raise your hand. Alright, "The Mizoram Establishment of Independent Local Body Ombudsman (Amendment) Bill, 2012" is now pass in the House

**Pu ZODINTLUANGA, MINISTER** : Thank you, Pu Speaker

**SPEAKER** : Now, we have one more amendment to discuss. Let us call Pu Zodintluanga, Minister to introduce "The Mizoram Value Added Tax (Amendment) Bill, 2012 to the House

**Pu ZODINTLUANGA, MINISTER** : Pu Speaker, with your permission and consent of the House, I ask to introduce "The Mizoram Value Added Tax (Amendment) Bill, 2012" to the House

**SPEAKER** : Are we all in agreement? Let the Minister introduce the Bill and move a motion for it to be passed.

**Pu ZODINTLUANGA, MINISTER** : Pu Speaker, with your permission and consent of the House, I introduce “The Mizoram Value Added Tax (Amendment) Bill, 2012” to the House. The main aim of this amendment is to make those who already have Registration under the Mizoram Value Added Tax Act, 2005 as well as future register to give them a Permanent Account Number (PAN) card. Pu Speaker, it is important that we have PAN Card for VAT Registration; online trading system as well as VAT Tax collection and the Central Government is also urging us. This PAN number is important not only for business transaction, inter-state commerce and online system, the Centre is proposing to implement Goods and Service Tax (GST) and if implemented, this PAN Card will be very important. This is the reason why this Bill is introduced to amend ‘The Mizoram Value Added Tax Bill’

**SPEAKER** : The Minister has explained the need for this Amendment Act. He may now open the discussion.

**Pu K. LIANTLINGA** : Pu Speaker, it is not my intention to go into detail on the Bill itself. What I wanted to highlight is that to make PAN Card is not easy; it requires many documents and is very specific in its demand, for example, they cannot simply accept the initial ‘K’ in a name, it has to be either Khiangte, Khawlhing or Kawilam; but since it will be important in Domestic and International Trade, it is a must. So, even if we are to pass the Bill, I suggest that at least a 6 month period will be used to give awareness on the subject.

**SPEAKER** : Anyone else? Yes, Pu Lalthansanga.

**Pu LALTHANSANGA** : Pu Speaker, I wanted clarification regarding the Pin mentioned by the Minister, if we do not have a good system for PIN, then, can PAN Card uphold the PIN? If not, then our problem only grows. GST is mentioned and that it is to be implemented, if so, then all the tax will go to Central via GST, then what is the need for PAN Card? Another thing is, is it because the GST is not well received at the Centre that the Centre is using PAN Card as an instrument to hurry its agenda, can the Minister please clarify for me.

**SPEAKER** : Pu Lalduhoma.

**Pu LALDUHOMA** : Pu Speaker, It seems that we will start with those who do not have yet registration but I wanted the Department to have a lenient time for those already registered. I also think that awareness is a must, with minute information as to where it can be done, how much is needed for it etc., and I propose the Bill be passed by the House.

**SPEAKER** : Pu Chawngtinthanga.

**Pu CHAWNGTINTHANGA:** As mentioned by my fellow House member, PAN Card will soon be a must in future and as the Minister mentioned earlier, the Finance Ministry is preparing to introduced GST as well, in part for smoother business transaction within and outside the country and for measures against Tax



Evasion. If such is the case, I gave my support for this Bill and ask at the same time that the department show leniency for a time.

**SPEAKER** : Pu John Siamkunga.

**Pu JOHN SIAMKUNGA** : Pu Speaker, I just wanted to show my support for this Bill and highlight briefly that PAN Card can be used to identify us by our number instead of with our name with it. This is especially convenient for Mizo as we tend to have similar name. Nowadays, Pan Card number is considered more important than our permanent or current address as it is quicker.

**SPEAKER** : Pu Nirupam Chakma.

**Pu NIRUPAM CHAKMA** : Pu Speaker, the intention of the Amendment is clear from what my fellow members have discussed. First, it is imperative for those who wanted to have permanent account under Vat to have it and secondly, that those who already have Registered Dealership also need to have PAN card. What I wanted to point out is that, since it has manifold purpose, registration should also expand to service holders and other people.

**SPEAKER** : Now, there are a few things to clarify from our discussion. Concerning the 2(A), 2 (A) (A), I think we simply let it be as it concerns PAN Card in which similar subject are contained with slight variation. For example, when it comes to the Constitution, 241 (A) contained Gramsobha and 241 (B) contained Panchayat. When it uses A, B, the difference is wider and when it uses A, A, the difference is smaller. Now, let us call the Minister and if extra time is needed, let him ask for it.

**Pu ZODINTLUANGA, MINISTER** : Thank you, Pu Speaker, as mentioned by my hon'ble fellow members, new changes constantly sprung up in our society and PAN Card registration is one of many things that follow such a change. There are some businessperson already using PAN Card and it greatly minimize their troubles and time spend on online payment, Tax Return file etc. But I also know personally that PAN Card registration takes time and is taxing and we also know that the Department will also have to spend a great amount of time on guiding and helping those who wanted to register as some of them will be quite blind and who never went beyond Mizoram.

Concerning the question of Pu Lalthansanga on the validity of TIN no. as a means of identification, every State have their own TIN and cannot be used for common identification and hence the need for PAN Card. To answer Pu K. Liantlinga question, the Law Department have their own drafting policy and we assume that it will be alright to use it as well...

**SPEAKER** : Should we take a break or not? Do we wish to continue? Alright, we shall continue.

**Pu ZODINTLUANGA, MINISTER** : Pu Speaker, this Amendment covers only those registered under VAT in the Taxation Department for now but in the future, I hope the people of Mizoram will also benefit from it. To summed up, the importance of PAN Card is manifold as it is nowadays used to trace even terrorist and there will come a time, in the near future, when nothing can be done without a PAN Card. Even today, Our Voter's ID as well as other ID has now become almost obsolete when we travel outside of Mizoram. Keeping in mind all that has been discussed and debated, I now solicit this respected House to pass "The Mizoram Value Added Tax (Amendment) Bill, 2012," Thank you.

**SPEAKER** : Now that the concerned Minister gave all clarification, we now shall have a vote. Those who agree to pass "The Mizoram Value Added Tax (Amendment) Bill, 2012," say 'aye' and those who do not agree 'nay'. Now, this House passes "The Mizoram Value Added Tax (Amendment) Bill, 2012.

**Pu ZODINTLUANGA, MINISTER** : Thank you, Pu Speaker.

**SPEAKER** : The 6<sup>th</sup> Sitting and 11 Session of The Mizoram State Legislative Assembly commenced on the 16<sup>th</sup> July, 2012 and we have come to the last day and final hour of the Session, i.e., 2<sup>nd</sup>, August, 2012, today. We used 13 days for this Session and these are the main features of our Session.

1. **QUESTION & ANSWER**

Starred Question: -

Question Submitted	-	410
Question Admitted	-	387
Question Rejected	-	23
Added to List of Business	-	240
Answered in House	-	87
Question left unanswered in House	-	153

Unstarred Question: -

Question Submitted	-	101
Question Admitted	-	84
Question Rejected	-	17
Changed from Starred Question	-	119

2. **OBITUARY**

A Moment of Silence is observed in memory of Pu Zalawma and Pi L. Thanmawii, both former members of the House.

3. **PRESENTATION OF BUDGET**

The Finance Minister introduce the Mizoram Budget, 2012, August to 2013, March on the first day of the session i.e. 16.7.2012 and after all the demands were discussed and debated by the House Members, the Budget was passed on 31.7.2012 cordially by the House.

4. **LAYING OF PAPERS**

These paper were laid before the House during our Session :

- i) The 20<sup>th</sup> Annual report of the Mizoram Public Service Commission, 2010-2011.
- ii) The Mizoram Municipalities (Procedure & Conduct of Business) (First Amendment) Rules, 2012.
- iii) Statement of action taken by the Government against Subject Committee-IV further recommendation.
- iv) Correction of Budget Speech.
- v) Report of the Comptroller & Auditor General of India on State Finances for the year ended 31<sup>st</sup>, March, 2011 (Report No.1).
- vi) Report of the Comptroller and Auditor General of India on Civil, Revenue.
- vii) Commercial for the year ended 31<sup>st</sup>, March, 2011 (Report No. 2).
- viii) Appropriation Accounts for the year 2010-2011 volume 1 & 2 relating to Government of Mizoram.
- ix) Finance Accounts for the year 2010-2011 volume 1 & 2 relating to Government of Mizoram.
- x) Statement on Sixth Monthly review of the Finance Minister on the Fiscal Position of the Government of Mizoram for the First Half of 2010-2011 (April, 2010 to September, 2010).
- xi) Statement on Sixth Monthly review of the Finance Minister on the Fiscal Position of the Government of Mizoram for the Second Half of 2010-2011 (October, 2010 to March, 2010).

5. **PRESENTATION OF REPORTS**

Business Advisory Committee Report

- i) Fourth Report of Subject Committee – V, Pu K. Lalrinthanga
- ii) 18 & 19 Report of PAC, Pu C. Ramhluna
- iii) Second Report of Subject Committee-I, Pu Joseph Lalhimpuia

6. **CALLING ATTENTION MOTION**

Pu R. Lalrinawma calls attention to the fact of cows dying due to pestilence within his Constituency.

Pu Lalduhoma calls for a motion on the subject of importing Cow for NLUP. He also call for a motion on the irregularities found in the Combined Competitive Examination conducted by the Mizoram Public Service Commission and was given clarification by Pu H. Liansailova, Minister in charge.

7. **LEGISLATIVE BUSINESS**

These Bill were discussed and passed during the Session

- i) The Mizoram Local Fund (Accounts & Audit) (First Amendment) Bill, 2012.
- ii) The Mizoram Societies Registration (Amendment) Bill, 2012.
- iii) The Mizoram Board of School Education (Amendment) Bill, 2012.

- iv) The Mizoram (Establishment of Independent local Body) Ombudsman.
- v) (Amendment) Bill, 2012.
- vi) The Mizoram Value Added Tax (Amendment) Bill, 2012.

8. **PRIVATE MEMBERS BUSINESS**

Dr. R. Lalthangliana Resolution “Let the Centre be moved to declare the Birthday of Dr. B.R. Ambedkar as Anti-racism Day” and moved by Pu P.P. Thawla on 20.7.2012 was discussed and rejected by the House.

The Resolution of Pu Lalduhoma “Let those who are Skilled-I amongst the Mizoram Home Guard Volunteers be promoted to Work Charge Status” was also discussed and rejected by the House.

9. **STATEMENT BY A MINISTER**

The Transport Minister gave a Statement on the tragic accident of Champhai Bus due to landslide near Keifang in which 18 people lost their lives and another 16 people sustained injury. The House expressed their heartfelt condolence on both parties and the Chief Minister announced that ₹ 1, 50,000/- will be given to each of those who lost their lives.

Pu H. Liansailova, Minister, also gave a statement on the answer of starred question No. 181 “Description on Government debt”.

Now, our Session has now come to a smooth end and each member is diligent and I know, exhausted. I wanted to thank all those who put their mind and effort in the smooth running of the Session and I extend my thanks to the Parliamentary Affairs Committee? For all the answers and to those Departments which gave answers to all the questions put to them. We failed to obtain one answer each for Starred and Unstarred question but we received the one for the Unstarred Question this morning and it will be forwarded later to the members.

The Government Officials also turn out satisfactorily and I wanted to remind all of you that what we did here is for the good and future of our people and State and I urge you all to continue to put your best effort to it.

The House is adjourned, *Sine die*.