

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

**LIST OF BUSINESS**

**FOR TENTH SITTING ON THURSDAY THE 29<sup>TH</sup> OCTOBER, 2009  
(Time 10:30A.M to 1:00 P.M and 2:00P.M to 4:00P.M)**

**MEMBERS PRESENT**

1. **Pu R.ROMAWIA**, Speaker at the Chair, Chief Minister, Deputy Speaker, 10 Ministers and 23 Members were present.

**QUESTIONS**

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

**OFFICIAL RESOLUTION**

3. **Pu P.C.LALTHANLIANA** to move an official Resolution in the following form:

“The House resolve to adopt The Schedules Tribe and other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 (Central Act No.2 of 2007) passed by Parliament to be implemented in India (excluding Jammu & Kashmir) will be effective in Mizoram from 31<sup>st</sup> December, 2007”.

**LEGISLATIVE BUSINESS**

*Bills for introduction, consideration and passing*

4. **Pu J.H.ROTHUAMA** to beg leave of the House to introduce “The Mizoram Cooperative Societies(Amendment) Bill, 2009”

Also

To introduce the Bill

To move that the Bill be taken into consideration

And

To move that the Bill be passed.

5. **Pu ZODINTLUANGA** to move that The Mizoram Municipalities (Amendment) Bill, 2009 be taken into consideration.

And

To move that the Bill be passed.

S P E A K E R : If you extend your soul to the hungry and satisfy the afflicted soul, then your light shall dawn in the darkness, and your darkness shall be as the noonday. The LORD will guide you continually, and satisfy your soul in drought, and strengthen your bones; you shall be like a watered garden, and like a spring of water, whose waters do not fail. Those from among you shall build the old waste places; you shall raise up the foundations of many generations; and you shall be called the Repairer of the Breach, the Restorer of Streets to Dwell In.

Isaiah 58 : 10-12

We will take questions and answers. Let us invite Pu C.Ramhluna to ask Pu B.Lalthlengliana's starred question No.137 as the later cannot attend the meeting.

Pu C.RAMHLUNA : Pu Speaker, will the hon'ble minister for Public Works Department be pleased to state –

- (a) Is there any intention to construct ITI to Bawngkawn via Bethlehem road.
- (b) If so, when will the work begin ?

S P E A K E R : Let us invite Pu Lal Thanhawla, hon'ble Chief Minister, in-charge PWD to reply.

Pu LAL THANHAWLA  
CHIEF MINISTER : Pu Speaker, let us all pray for Pu B. Lalthlengliana to recover from his long illness. Answers to Starred Question No.137 are as follows –

- (a) No.
- (b) Work will be started at the end of monsoon period i.e. November or December.

Pu Speaker, if there is no supplementary question let me elaborate the situation. Due to shortage of fund only re-surfacing of about 0.80 km between Saron Veng and Bethlehem Veng will be done during 2009-2010.

S P E A K E R : We will go to Starred Question No. 138 and invite Pu Lalduhoma to ask his question.

Pu LALDUHOMA : Pu Speaker, will the hon'ble minister for Industries Department be pleased to state:-

- (a) Whether Uranium is in Mizoram? Step taken for its exploration.
- (b) Whether the govt., possesses the detecting machinery for Uranium, if so, where is it ?
- (c) Whether step was taken to excavate Shell Limestone.

S P E A K E R : Let us invite the minister in-charge Pu S.Hiato to reply.

Pu S.HIATO MINISTER : Pu Speaker, answers to Starred Question No. 138 are as follows :-

- (a) It is not known in detail whether Uranium was there in Mizoram. The Ministry of Atomic Energy has not yet taken any definite experiment in this regard.
- (b) The govt., received two Geiger Counter model GM 100D from Regional Director, Atomic Mineral Division, North Eastern States. It is in the office of Geology & Mining Wing, Industries Deptt., at Luangmual West.
- (c) Excavation work was done by GEIM Consultant, Kolkata and reserved areas were drawn out during this time and MECL (Mineral Exploration Corporation Ltd.) under the Ministry of Mines also did the work, but investigation report was not yet received from them.

S P E A K E R : Supplementary question, Pu Lalduhoma.

Pu LALDUHOMA : Pu Speaker, is there a way to explore atomic mineral like Uranium more vigorously as exploration of gas and oil was done? Next, regarding shell limestone and granite found in Muthi, how did the govt., pursue the case? If the govt., cannot pursue the work on such exploration, would it be more effective if we privatize it?

Pu S.HIATO MINISTER : Pu Speaker, Uranium was expected within Kolasib Meidum areas. Request was made to the South Eastern Area Regional Director Dr. H.Q.Huda for excavation and soil test was done in this area. 2.PPM per million of Uranium was found in the upper crust and hope that more will be there in the inner part. Due to the unavailability of machine to explore the innermost, excavation has not been done yet. On limestone, there are about 45% which was good for making glass tile but not for cement. The Mineral Expression Cooperation Limited, Govt. of India also conduct survey of limestone at Saipum and its area, but report was not yet received from them. While we want to speed it up, our state industry cannot hold this kind of excavation but we will try our best to excavate the natural richness more in future.

Pu LAL THANHAWLA CHIEF MINISTER : Pu Speaker, we are trying our best in this. In our previous ministry we engage ONGC and before discontinue they worked at Bilkhawthlir and Thingdawl and then towards Aizawl West. Geological Programming Board was also set up hiring expert from outside, but this was also discontinued. Now, we will try our best to continue this exploration as best as we can and bring the Board to function again.

S P E A K E R : Now, we will go to our next question. Let us invite Pu Lalduhoma to ask his Starred Question No.139.

Pu LALDUHOMA : Pu Speaker, will the hon'ble minister for Sports & Youth Services Department be pleased to state –

Plan made by the government for the development of Zotlang Volley-ball Court into a full court.

- S P E A K E R : Let us invite the minister in-charge Pu Zodintluanga to reply.
- Pu ZODINTLUANGA MINISTER : Pu Speaker, reply to Starred Question No. 139 - ₹. 67.00 lakh estimate was made by the Mizoram Volley-ball Association and proposal was submitted to NEC through Planning Deptt., Govt. of Mizoram.
- S P E A K E R : Supplementary question Pu Lalduhoma.
- Pu LALDUHOMA : Pu Speaker, I am very thankful to learn the progress made so far. However, if NEC fail to accept the proposal can the minister concern find a way to extract fund from his deptt., like Sports and UD&PA ? Regarding Sairang Dinthar Field, what is the govt., intention when it was said that it will be finished in 2010 ? What is the govt's plan ?
- Pu ZODINTLUANGA MINISTER : Pu Speaker, as the field is the property of the govt., we are doing our best and negotiation was made to put it into the work scheduled for this year. Besides, it is one of the best lands possessed by the govt., we are concentrating on developing it into a big field to accommodate our youth.
- S P E A K E R : The climate may be hot, but we need it in order to fare well in the hot climate of other state when we go for tournament. Now, let us invite Pu Lalrobiaka to ask his Starred Question No. 140.

Pu LALROBIAKA : Pu Speaker, will the hon'ble minister for Public Works Department be pleased to state –

Whether BRTF hand over W.Phaileng to Marpara road to PWD.

S P E A K E R : The hon'ble Chief Minister, in-charge PWD Pu Lal Thanhawla may reply.

Pu LAL THANHAWLA CHIEF MINISTER : Pu Speaker, answer to Starred Question No. 140 is – Already done.

S P E A K E R : Supplementary question Pu T.T. Zothansanga

Pu T.T.ZOTHANSANGA : Pu Speaker, thank you. My questions are:-

- (a) Is there a plan to make Seling to Zokhawthar into a double lane?
- (b) Is there a plan to handover to PWD from BRTF ?
- (c) When will the work be started ?

S P E A K E R : I hope the question will be relevant. Let us invite the Minister in-charge to reply.

Pu LAL THANHAWLA CHIEF MINISTER : Pu Speaker, it is not relevant but I will give him the answer face to face later. Otherwise it will hamper other members' question.

S P E A K E R : We will understand the minister in this regard. Now, we will go to Starred Question No.141 and invite Pu Lalthansanga to ask his question.

Pu LALTHANSANGA : Pu Speaker, will the hon'ble minister for Public Works Department be pleased to state –

- (a) Starting time of construction of road from Phullen to Khawlian
- (b) Time of completion
- (c) Name of contractor
- (d) Time for traveling of motor vehicles
- (e) Name of the contractor who constructed Tuivai bridge
- (f) Time frame for completion of bridge

S P E A K E R : Let us invite Pu Lal Thanhawla, the hon'ble Chief Minister, in-charge PWD to reply.

Pu LAL THANHAWLA  
CHIEF MINISTER : Pu Speaker, answer to Starred Question No.141 are as follows –

- (a) It was started from 2005 under PMGSY Phase-IV. Sanction was not there for pavement work.
- (b) Formation Cutting and Permanent Works were finished.
- (c) Name of the contractors :
  - (1) Lalhluna, Khawruhlian
  - (2) Lalrintluanga Sailo, Luangmual
  - (3) Selkhuma, Ramthar Veng
  - (4) J.H.Lalthianghlina, Bungkawn
  - (5) Lalrinmawia, Ramhlun South
  - (6) K.Lalmachhuana, Saitual
  - (7) Zoramchhana, Electric Veng
  - (8) Sangthuama, Dawrpui Vengthar
- (d) After construction of Tuivai bridge
- (e) Build Work Pvt. Ltd. Guwahati.
- (f) March, 2010

S P E A K E R : Supplementary question Pu Lalthansanga.

Pu LALTHANSANGA : Pu Speaker, is there a plan to pursue the work more vigorously during the dry season ?

S P E A K E R : The hon'ble Chief Minister may reply.

Pu LAL THANHAWLA CHIEF MINISTER : Pu Speaker, Phullen to Khawlian road is about 61 Km and some of the works like culvert are finished under PMGSY. Estimate for pavement work is also submitted. Construction of Tuivai bridge was contracted by Build Work Pvt. Ltd., Guwahati. Their progress is very slow due to bad condition of the approach road to build the bridge. I know its importance as I have often traveled in this road and urged the contractor to speed up work and finish it on March, 2010.

S P E A K E R : Supplementary question Pu Lalduhoma.

Pu LALDUHOMA : Pu Speaker, first of all I think that we have too many roads where there is no fund for maintenance. According to the answer of my question No. 86 maintenance cost was added in the original estimate which was to be funded by the state govt. If this is so, who is responsible in maintenance ? Is it the contractor or the concerned department ? If both of them do not use the fund for maintenance, what happen to the fund ?

S P E A K E R : Let us invite the hon'ble Chief Minister to reply.



Pu LAL THANHAWLA  
CHIEF MINISTER : Pu Speaker, all in all the construction works whether they are building or road are very poor recently. This is the cause of neglecting of works by the BRTF and due to the condition of heavy rainfall. Besides, work supervision is not good, our current strength is incapable of doing spot supervision. The concerned deptt., PWD cannot provide enough J.E to do the works while the govt. is incapable of recruiting fresh one. Also it is a must that we black-list and take action to contractors whose work are poor in future.

S P E A K E R : Now, let us invite Pu K.Liantlinga to ask Starred Question No.142.

Pu K.LIANTLINGA : Pu Speaker, will the hon'ble minister for Industries Department be pleased to state—

- (a) Amount of fund given to industrialists in power energy subsidy during the last financial year.
- (b) No. of power energy subsidy sanctioned during 2005-2008 in year wise.

S P E A K E R : Let us invite Pu S.Hiato, minister for Industries Department to reply.

Pu S.HIATO  
MINISTER : Pu Speaker, answer to Starred Question No.142 are as follows :

- (a) During 2008-2009 financial year, power subsidy was not distributed as there is no fund in budget provision. But disbursement was made from last year fund.
- (b) Sanction of power energy subsidy are as follows :

|              |                                   |
|--------------|-----------------------------------|
| 2005 - 2006  | ₹.3,08,438 (for 14 units)         |
| 2006 - 2007  | ₹.4,48,239 (for 8 units)          |
| 2007 - 2008  | ₹.7,79,358 (for 18 units)         |
| <b>Total</b> | <b>₹.15,36,035 (for 40 units)</b> |

Industries deptt., is not the authority to give energy subsidy, the concerned deptt., is Power & Electricity deptt. So, I cannot deliver answer if there is a supplementary question.

S P E A K E R : Supplementary question Pu K.Liantlinga.

Pu K.LIANTLINGA : Pu Speaker, can the Power minister reply my question regardless of mistake made by us.

S P E A K E R : As the Minister in-charge and the officials are not prepared, let us excuse them and go to our next question. Let us invite Pu C. Ramhluna to ask Pu B.Lalthlengliana's Starred Question No.143.

Pu C.RAMHLUNA : Pu Speaker, will the hon'ble minister for Rural Development Department be pleased to state :-

- (a) Finishing time for construction of Farkawn to Tiau road under BADP.
- (b) Finishing time for construction of Vangchhia to Lianpui road under BADP.

S P E A K E R : Let us invite Pu R.Lalzirliana, minister for Rural Development Department to reply.

Pu R.LALZIRLIANA MINISTER : Pu Speaker, reply to Starred Question No.143 are as follows :-

- (a) Plan for finishing time is 2009.
- (b) Plan for finishing time is 2009.

- S P E A K E R : Supplementary question Pu P.P.Thawla.
- Pu P.P.THAWLA : Pu Speaker, thank you. What is the kilometer between Farkawn and Tiau, how much will be the estimate? Secondly, kilometer between Vangchhia and Lianpui, how much will be sanctioned?
- S P E A K E R : Pu R. Lalzirliana, minister in-charge Rural Development Department may answer.
- Pu R.LALZIRLIANA MINISTER : Pu Speaker, the deptt., does not provide me the supplementary answer for that particular question.
- S P E A K E R : That is okay. We will go to our next question and invite Dr.R.Lalthangliana to ask hi Starred Question No.144.
- Dr.R.LALTHANGLIANA : Pu Speaker, will the hon'ble minister for Public Works Department be pleased to state :-
- (a) Total estimate for construction of Thenzawl-Buarpui-Bunghmun road.
  - (b) Latest position of the above proposal.
- S P E A K E R : Let us invite Pu Lal Thanhawla, the hon'ble Chief Minister to reply.

Pu LAL THANHAWLA : Pu Speaker, answer to Starred Question  
CHIEF MINISTER No.144 are as follows :-

- (a) There is no estimate for construction of Thenzawl-Buarpui-Bunghmun road. However, appropriation was made for Serchhip-Buarpui-Bunghmun road and was moved under North Eastern State Growth Investment Programme for DoNER to take up. DPR (Detail Project Report) was made by SMEX Consultant and Firm Ltd. and was submitted to DoNER for approval. The total estimate was ₹.14,539 lakh.
- (b) As mentioned at (a) above.

S P E A K E R : Let us invite Dr.R.Lalthangliana to ask supplementary question.

Dr.R.LALTHANGLIANA : Pu Speaker, thank you. This road is very important for us, it is the main route for the southern part of the country. Is there any contribution to be done by state govt. ? How long will it take for completion ?

S P E A K E R : Let us invite the hon'ble Chief Minister to reply.

Pu LAL THANHAWLA : Pu Speaker, work progress cannot speed  
CHIEF MINISTER up as the concern deptt., PWD got many works to fulfill right now, but importance was given to this road. Our first priority will be Serchhip to Buarpui road during this financial year. Besides, it was from DoNER Ministry under North Eastern State Road Investment Programme and the fund is to be taken from ADB (Asian Development Bank) and whenever sanction comes work will be started.

S P E A K E R : Now, let us invite Pu R.L.Pianmawia to ask Starred Question No.145.

Pu R.L.PIANMAWIA : Pu Speaker, thank you. Will the hon'ble minister for Public Works Department be pleased to state :-

Finishing time for the on going work of black topping of Sakawrdai to Zohmun Road.

S P E A K E R : Let us invite the hon'ble Chief Minister Pu Lal Thanhawla to reply.

Pu LAL THANHAWLA CHIEF MINISTER : Pu Speaker, reply to Starred Question No.145 is -

Black topping work between Sakawrdai and Zohmun will be completed on July,2010.

S P E A K E R : Supplementary question Pu Lalduhoma.

Pu LALDUHOMA : Pu Speaker, first of all I would like to know whether the contractor mends the main route of water supply which they destroyed during working. Secondly, NEEPCO are searching for road around this areas wherever they like as Tipaimuk High Dam was going to be built without the knowledge of the Mizoram govt. Besides, while the Manipur side despatched their Minister as representative to attend the day of laying the foundation of the Dam our govt., have no representative. Therefore, it would cause a great hardship for our State in the future if the govt. does not give interest in this regard. Can the govt., take initiative and monitor their excavation in order to built roads ?

S P E A K E R : Supplementary question Pu R.L. Pianmawia.

Pu R.L.PIANMAWIA : Pu Speaker, thank you. Is there a way to give special priority to completion of the on going works ?

- S P E A K E R : Let us invite the hon'ble Chief Minister, Pu Lal Thanhawla to reply.
- Pu LAL THANHAWLA CHIEF MINISTER : Pu Speaker, it is very important that we take action against contractors who later sold their work to other in future. This kind of practice makes the work quality very bad. As our ministry is in its early stage we cannot give interest to this project as desire. But I will try my best to look into the matter as the hon'ble members requested as soon as possible.
- S P E A K E R : What the member means to say is that the govt., should interfere and acknowledge their construction of approach roads within our State.
- Pu LAL THANHAWLA CHIEF MINISTER : Pu Speaker, it is not their right to construct road without taking permission from the govt.
- S P E A K E R : It is very interesting to learn the progress made in the northern area of the State in regard to building Tipaimukh High Dam. Now, Pu R.L.Pianmawia may ask his supplementary question.
- Pu R.L.PIANMAWIA : Pu Speaker, thank you. Can the govt., construct link road to Bagha from Mauchar which will give us access to Silchar road automatically if constructed.
- S P E A K E R : If the hon'ble House Leader can give answer let us invite him.

Pu LAL THANHAWLA CHIEF MINISTER : Pu Speaker, the said road constructed by NEEPCO was only to provide them a link road to reach the stone quarry which they need for their works. Besides, the National Highway 150, from Seling to Manipur is in a very bad shape, with joint venture we will have to search for a new road for this. Nevertheless, I opine that within our country it is not right for outsider to construct road wherever they like without the govt., permission. If needed, we will pursue the matter more closely in future.

S P E A K E R : Now, we will invite Pu Lalduhoma to ask Starred Question No.146.

Pu LALDUHOMA : Pu Speaker, thank you. Will the hon'ble minister for Sports & Youth Services Department be pleased to state :-

- (a) Total expenditure for building Sihhmui Cricket Stadium. Source of fund.
- (b) Expected date of completion.
- (c) Name of supervisor.

Pu ZODINTLUANGA MINISTER : Pu Speaker, reply to Starred Question No.146 are as follows :-

- (a) ₹. 4,89,912/- was given from the State fund.
- (b) Expected date cannot be predicted
- (c) Mizoram State Sports Council and Cricket Association of Mizoram are proposed for supervisor.

S P E A K E R : Supplementary question Pu Lalduhoma.

Pu LALDUHOMA : Pu Speaker, it is going to be the first Cricket Stadium in Mizoram. It is known that the Cricket Association sought the help of NEC and central and done a lot of works in this regard, is this true or not?

S P E A K E R : The minister in-charge Pu Zodintluanga may answer.

Pu ZODINTLUANGA MINISTER : Pu Speaker, according to our knowledge the Cricket Association made project and submitted to DoNER for approval. Regarding state fund, it was used for pavement works and beautification of the approach road.

S P E A K E R : Now, we will go to our next question. Let us invite Pu P.P.Thawla to ask his Starred Question No.147.

Pu P.P.THAWLA : Pu Speaker, thank you. Will the hon'ble minister for Public Works Department be pleased to state :-

- (a) Whether plan was made for rebuilding of Deputy Commissioner Office Saiha.
- (b) If so, when will work start ?
- (c) If not, what is the reason ?

S P E A K E R : Let us invite Pu Lal Thanhawla, the hon'ble Chief Minister, in-charge PWD to reply.



Pu LAL THANHAWLA : Pu Speaker, reply to Starred Question  
CHIEF MINISTER No.147 are as follows :-

- (a) No
- (b) Does not arise
- (c) Due to inadequate of fund.

S P E A K E R : Now, question hour comes to an end,  
there is an announcement to be made.  
Today four of our members namely Pu  
Lalrinliana Sailo, Pu Chawngtinthanga,  
Pu B.Lalthlengliana and Pu R.Selthuama cannot attend the meeting due to official  
works and illness.

Now, we will go to official resolution and let us invite Pu  
P.C.Lalthanliana to move his official resolution.

Pu P.C. LALTHANLIANA : Pu Speaker Sir, with your kind  
MINISTER permission, I move the House to adopt  
‘The Scheduled Tribe and other  
Traditional Forest Dwellers Recognition  
of Forest Right Act 2006, (Central Act No. 2 of 2007 to be implemented in India  
( excluding Jammu and Kashmir) to be effective in Mizoram from 31<sup>st</sup> December  
2007’. Thank you.

S P E A K E R : The hon’ble minister did not explain  
the said Central Act. Let us call him to  
explain about the said Act.

Pu P.C.LALTHANLIANA : Hon’ble Speaker Sir, thank you for  
MINISTER sparing me time to explain and to  
move the Resolution “The Scheduled  
Tribe and other Traditional Forest  
Dwellers Recognition of Forest Right Act 2006, (Central Act No. 2 of 2007 to  
be implemented in India excluding Jammu and Kashmir) to be effective in Mizoram”.  
This House has to discuss and adopt it in order to be effective in Mizoram . This Act  
is passed by Parliament to safeguard forest dweller of Scheduled Tribes in various  
part of India. It is proposed to be effective from 31<sup>st</sup> December 2007 in Parliament.  
This Act safeguards only forest dwellers among tribal people dwelling for not less  
than 75 years/three generations. The forests dwellers of tribal people met serious  
difficulty in various places. The Government of India knew that this resulted various

formation of insurgency groups. The Government of India, therefore, wants to safeguard those Scheduled Tribes forest dwellers. On the other way, the reserved forests in different parts of Mizoram is not saved against the order of the Supreme Court. The state government too highly needed the said Act for the safety of forest dwellers and the reserved forests in Mizoram. I therefore, move and raise the Bill for discussion and passing in this House. Thank you.

Pu LAL THANHAWLA : Hon'ble Speaker Sir, there is much  
CHIEF MINISTER pressure to the states government to  
adopt it when the Act is passed in  
Parliament. This Bill can be moved  
and passed during the former ministry. But it is not done. That is why it has been  
moved in this House today. It is necessary to study its provisions properly. We, for  
layman afraid that there may be something wrong in its provision. We, therefore,  
hand it over to the lawyers to study the provisions. As a result of this, there is  
nothing to fear on its provisions. It is therefore, moved and raised for discussion and  
passing.

I would like to point out that there is typing mistake. The proposed effective date is 2009, but it is printed as 2007. There is much to say about it. Hon'ble Speaker, I would like to request the hon'ble members to read it as the 31<sup>st</sup> Dec. 2009 for its effective date. Thank you.

S P E A K E R : Now, we will have discussion on the  
Bill. Each member will be allowed 5  
minutes each. The effective date is to  
be read as the 31<sup>st</sup> Dec. 2009 as the  
hon'ble Chief Minister said before. Now, Let us call upon Pu Lalduhawma.

Pu LALDUHOMA : Hon'ble Speaker Sir, it is very pleasing  
that the Act is readied for discussion  
and passing in this session. This Act  
safeguards the Scheduled Tribe people  
dwelling in the forest not less than 75 years. Secondly, by this act the lands that they  
dwelled and the plants and other forest products should belong to them. If the  
Scheduled Tribe dwelled in a forest before 13<sup>th</sup> Dec. 2005 he will enjoy this Act.

Other permanent forest dwellers other than Scheduled Tribe dwelling before 13<sup>th</sup> Dec.2005 will enjoy the right of this act if they had dwelled not less than 75 years. I continuously requested the former ministry to adopt this central Act. The forest plantation areas gave a lot of difficulties to the people. I was very sorry that submitted by Pu K. Vanlalauva on 5<sup>th</sup> Sept.2009 was withdrawn on 9<sup>th</sup> September, 2009.

Regarding the implementation, the Forest Department will be more important as they are recorder of the area and plantation of the various spices. The Forest Department should give full cooperation to the Social Welfare Department by providing their documents to the Social Welfare Department to implement this act. Not only that but also the cabinet and the hon'ble Chief Minister should give interest in its implementation.

It is good to accept the effective date said by the hon'ble Chief Minister.

Lastly, I want to point out reference of the article 371(G) of the Constitution of India, I would like to request you to be careful when law is framed. It seemed that this Act already existed when article 371(G) of the Constitution of India is provided.

Hon'ble Speaker Sir, I would like to request the House to pass this bill without further discussion. Thank you.

Pu R.LALRINAWMA : Hon'ble Speaker Sir, the UPA government learnt that the various groups of tribal dwelling in the forests need help to save their rights. The Parliament passed an act. We are now trying to adopt that Act to be applied in Mizoram. This Government had done its job to lay this bill on the table of the House. We also need to enjoy this right in the state. From the period of District Council, Forest Department acquired land for plantation. As a result of the Forests Conservation Act 1980 the land so acquired are in the hands of Forests Department. We also need an Act of Parliament to safeguard our rights. This rule offers rights to us and give us freedom from the yoke of Forest Plantation in the state.

Hon'ble Speaker sir, the said Act also will do away with many disputes of land pass allotted by Revenue Department which usually existed within the area of Forests Department. As such there is much disputes between Land Revenue and Settlement Deptt. and Forests Department. Besides these, this Act will solve many problems against some persons who used to set up village at their own risk. I therefore, support and request the House to pass this Bill. Thank you.

S P E A K E R : Pu Lalrinmawia Ralte.

Pu LALRINMAWIA RALTE : Hon'ble Speaker Sir. Mamit District has special problem because of District Council's Notification No 1. of 24<sup>th</sup> June 1970. The people assure that they will have no problem even if their forests are declared "reserve" and that it was done so merely to get fund from the Central. But now they have problem. This I want to inform the House that declaration of Tut and Langkaih Protect Reserve Forest was not done properly.

If forest or land is to be reserved by Forest Department, they should consider how the people or the dweller will be effected. If there is an objection due to appropriate reason, such land or forest should not be declared for forest reserved area.

Forty three villages out of 85 villages are situated inside Forests Reserve Area. The people sometime received eviction order from Forests Department. Most of such villages elected Village Council in 1954. The Executive Committee demarcated for their Reserve Areas without consulting public opinion in that area. It is therefore, very pleasing to discuss this bill and also very desirable to pass on this day. I am really happy to have the Central Act to be adopted to bestow rights to the tribal dwelling in the forests within such Forest Reserve Areas. The Hon'ble members said before that there is nothing to be afraid of its provisions for us. It is very pleasing to have an Act for safeguarding the rights of the poor people dwelling in the forests and engaging with the products of forests. In fact, the plantation of Forests Department severely caused hardship to those poor peoples depending on the forest products. I do not mean only Tut and Langkaih areas but also many reserved areas in the state. Any way there is some rules to be observed when Forests Reserve Area is to be declared by Government. think there will be many areas oppressed by Forests Reserve Areas. Any way, there is some

It also seemed that the effective date of 31<sup>st</sup> Dec.2009 is more appropriate than any other dates as said by the hon'ble Chief Minister. I therefore, do support the bill for passing on this day. Thank you.

S P E A K E R : Let us call upon Dr. R. Lalthangliana. It may be enough after Dr.R.Lalthangliana.

Dr.R.LALTHANGLIANA : Thank you, hon'ble Speaker Sir. This resolution raised by the hon'ble minister was withdrawn in the former ministry. It is necessary to point out the reason of its withdrawal from the House. As the hon'ble member said before, it is necessary to consult others and it is not a long time since Parliament passed it. It is not to be so hurry. That is why it was withdrawn from the House to consult others.

Not only that but also we consulted the Central Government and they requested us to wait for a while to adopt it.

I also want to point out that the tribals position in various states differ from one another in each state. Any way, what I want to say is that it is necessary to be very careful in the implementation of this Act. As we know its nodal department is Social Welfare Department which is not concerned with plantation. It is really necessary to cooperate in its implementation. Anyhow, it seemed that it needs not long discussion. Let us pass it without further discussion as there are many more business. Thank you.

SPEAKER : Pu H.Liansailova raised his hand, let us call him.

Pu H. LIANSILOVA MINISTER : Hon'ble Speaker Sir. I raise my hand first but you don't see me.

S P E A K E R : That is my own fault.

Pu H.LIANSILOVA MINISTER : Hon'ble Speaker Sir, I was one of the member of the Committee to administer this bill in the former ministry. The hon'ble minister called us into his room to raise and consider the working plan. While, the bill was readied for discussion in the House it was withdrawn in September, 2008.

It is very pleasing to discuss this bill today. It is a remarkable bill for the state.

I want to thank the authority of Forest Department as they did not raise much problem on this bill.

The Reserved Forest covers 15,000 sq.km other than 21,000 sq.km. as said before. If so, the area for agriculture and its allied activities is only a very small area. Within the Reserved Areas there are number of villages, roads, High Ways and Hydel Projects. Not only that, there are number of rivers and cliffs. The land is to be reserved for the tribals dwelling in the forests.

Under such condition, NLUP beneficiaries have no land to utilize. Being a minister of Agriculture, I would like to point out that the Forest

Reserved Areas are generally agriculture potential areas. I am very happy to pass this bill today. Thank you.

S P E A K E R : Let us call again Pu C.Ramhluna.

Pu C. RAMHLUNA : Hon'ble Speaker Sir, I am very happy to pass this Act to be adopted for application in the state. The Act had been applied in many states. We, the Mizoram state is too late to adopt the Act, because of article 371© which made a bar for the state. Forest Department is always alleged to be making difficulty for the people. The reason is that there is always a strong order from the Supreme Court. No officer wants to disobey such order because breach of the order is punishable.

It is difficult to ensure whether Reserved Area in Mamit District is done properly, as it has been published in the Gazette under section 14 read with section 21. Section 14 is preliminary notification while section 21 is final notification. Accordingly it is not to say as an illegal notification. That is to be known by the hon'ble members.

This Act provides rules for 'forest dwelling scheduled tribe'. That is to be remembered. It is not to be claimed by the inhabitants of Aizawl. The reason is that the scheduled tribes of Adivasi, Baster, etc. could not live as a result of Reserved Forests in their localities. Those tribes were depending on forest products. The purpose of this Bill is to give rights to those people. There may be such people in the state. Government has to look into such people. The Tribal Affairs Department is its nodal department. As the state has no Tribal Affairs Department, Social Welfare Department is used for its nodal department. The Department too should remember that the bill stands for Forest Dwelling Scheduled Tribes.

Next to this, I would like to say that land allottable to a family under NLUP beneficiary is too vast. That is 4 hectares for a family as the hon'ble Chief Minister said before. If so, it is better to suspend Jhuming Regulation in the state. Because the land devastable by a family is too wide. It is therefore, necessary to study the matter deeply.

Regarding Reserved Forests, it will be like a honey comb, Forests management will surely meet a serious problem as it cannot exist in a compact area. That is to be remembered by that government. But it is indispensable to pass this bill. The state Government is therefore necessary to be very careful in its execution.

Forest Right Committee(FRC) is very important. That is village level committee. The Committee shall call public meeting and the meeting shall make representatives of 15 members. The Committee shall verify a plot of land claimed by

a person and make demarcation which need proper survey. That is why land allotment is not an easy task in the state. The land recommended by FRC will be referred to Divisional Level and District Level. The District Level Committee will be headed by Deputy Commissioner. Therefore, land will be allotted only after when the Deputy Commissioner agreed with the recommendation. The State Level Committee will be headed by the Chief Secretary. The State Level Committee will not be concerned much with this. It is therefore, necessary to be careful in dealing of land allotment. Thank you.

S P E A K E R : Let us call upon Pu Lalsawta, a minister for Law.

Pu LALSAWTA : Thank you, hon'ble Speaker Sir. What I  
MINISTER want to say is that the fallout of the law may be in positive or in negative.

Firstly, I want to point out that this law aims to safeguard the rights of forest dwelling tribals in India whose livelihood depend on the forest and its products.

In some big states, the tribal dwell in a small pocket here and there. It is Government's intention to safeguard their land for themselves and protect their rights. This to some extent twisted our intention as well. According to our Land Act, land can be transferred /sold to another, tribal or non-tribal. But under the said law, land transfer or holding cannot be there except through inheritance. This law also offers ownership only to living couple not mere husband or wife. Hence, there can be misinterpretation. It also implies that the dwelling place cannot be sold to any whether to tribal or non tribal. This act therefore seems to contradict our existing land law.

The hon'ble member said that Reserved Forest was done so on the basis of section 14 which may be true. But forest dwellers do not seemed to be given thought of at this time. What the land act provides is the right of ownership to those dwelling tribals in spite of the existence of such reservation of forest law.

S P E A K E R : Now, let us call upon Pu Nirupam Chakma.

Pu NIRUPAM CHAKMA : Hon'ble Speaker Sir. In my opinion, all laws depend on its interpretation. As my understanding, Forest Dwelling Scheduled Tribe means the members or the community of the scheduled tribes, primarily depending upon the forest or forests land or paddy field for their livelihood, which reads and includes the scheduled tribe community. That is why, it includes all Mizoram. Land Settlement Certificate is given only to the town and sub-town. All other areas are agricultural land.

Secondly, I would like to point out that land ownership is required to be given also to the women as they always married non tribal. That is the duty of government. Thank you.

Pu T.T.ZOTHANSANGA : Hon'ble Speaker Sir, it is provided that 'in the absence of direct heir, the heritable right shall pass on the next akin.' If the direct heir comes to an end, why the land ownership right shall not be passed to the state government? I think it is not good to pass the land ownership right to his akin other than blood relation.

S P E A K E R : Now, we know the Rules. It is the Central Act to safeguard the rights of the poor people dwelling in the forests and depending on the products of forest resources. Let us call upon the Hon'ble Minister to wind up the discussion and also to beg the House to pass it.

Pu P.C. LALTHANLIANA MINISTER : Thank you hon'ble Speaker Sir. It is very pleasing that the bill is being supported.

As per the provision of the Act, chapter 6, section 11, Social Welfare Department is selected for its nodal Department. As per the provision of article 275(1) of the Constitution of India there is a lot of Contingency Fund for the promotion and upliftment of tribal in India. It is to be implemented by means of this fund. ₹.34 lakhs has been sanctioned last year. But we have no such act, the fund is kept in the Government custody.

Hon'ble Speaker Sir, as it is my portfolio, I also studied it last night. I would like to explain about Pu C.Ramhluna, hon'ble member said before. The provision of chapter 3, Section 6(1) and section 3(1) clause (a) of the Act does



not mean each family shall possess 4 hectares, but it meant not more than four hectares.

Pu Lalduhawma said about article 371©, it is good to accept as it had been done.

Hon'ble Speaker Sir, it seemed that all members are clear enough, I may be one of the ignorants. It is very pleasing, all members support the resolution after discussion. Each member support expecting to safeguard the tribals dwelling in the reserved forests in the state. I therefore, beg the House to pass it. Thank you.

S P E A K E R : The mover of the resolution begs the House to pass it. Do you agree with him.

(The resolution is voted and pass).

The official resolution which had been passed by Parliament "The Scheduled Tribe and other Traditional Forest Dwellers Recognition of Forest Right Act 2006, (Central Act No. 2 of 2007 excluding Jammu and Kashmir)," has been moved in the House and discussed in the House and passed and adopted to be applied in the whole area of the state. Its effective date will be 31<sup>st</sup> December, 2009.

Pu P.C.LALTHANLIANA : Thank you hon'ble Speaker Sir.  
MINISTER.

Pu C. RAMHLUNA : Pu Speaker, let me explain that a bit. If up to 4 hectares can be allotted, they will apparently claim 4 hectares as occupied. Therefore, I want this to be carefully handled since they will not really occupy 4 hectares.

S P E A K E R : Alright, we will now discuss one of the two legislative businesses. Let us invite the hon'ble minister, Pu J.H. Rothuama to introduce. "The Mizoram Cooperative Society Amendment Bill, 2009" before the House.

Pu J.H. ROTHUAMA MINISTER : Pu Speaker, I beg the kind leave of the House to introduce, “ The Mizoram Cooperative Societies (Amendment) Bill, 2009.”

S P E A K E R : Do we all consent? Very well, you may introduce the Bill.

Pu J.H. ROTHUAMA MINISTER : Pu Speaker, with the leave of the House I have presented “ The Mizoram Cooperative Societies (Amendment) Bill, 2009” before the House.

S P E A K E R : We will discuss the Bill as a whole instead of dealing with it clause by clause. Is it alright if each member is given 5 minutes?

Dr. R. LALTHANGLIANA : Pu Speaker, if the hon’ble minister can give us an insight into the Bill before the discussion, it would be extremely helpful.

S P E A K E R : Very well, let us invite the hon’ble minister to enlighten us about the Bill first of all.

Pu J.H. ROTHUAMA MINISTER : Thank you, Pu Speaker. The Act was created back in 2006 and it has been implemented for over 2 years. It was created by experts from Maharashtra and

hence, there are some points that are not in tune with the requirements of our state. The points that require amendments are printed at the end of each section. Regarding board election on section 46, sub section 2, clause A, board members are elected every alternate year and the elections are conducted during each Annual General Assembly, which in turn should be organized 90 days after the end of each year, that

is 31<sup>st</sup> March. The previous ministry has extended the time of office until the general election, 2008. However, the board members did not resign their posts and the election could not be conducted within 90 days due to the MP election. It was ultimately conducted on September, last year. The amendment aims at uniformity in the system and duration of office of the board members as well as the time of election of the state level, secondary and primary cooperative societies.

Section 49 is concerned with seat reservation. The creator of the Act included reservations for scheduled castes or tribes and weaker sections of the society. But we are all scheduled tribes and the section is considered unnecessary. Section 50 also reserves the right of employees to get elected as Board members but the employees themselves felt this unnecessary and we have included the section for amendment.

Section 51, clause C, states that the board members should be preferably degree holders in cooperative economics, finance, agriculture, etc. and may be relaxed to higher secondary standard. Educational qualifications are deemed unnecessary for our state and hence the clause has been proposed for amendment. We have also decided to omit the sub-section C and D since anyone could be elected for the post. In the meantime, we have proposed the insertion of the sentence, "The term of office of the Management Committee of the Primary Cooperative, Secondary Cooperative and the Federal Cooperative shall ordinarily be two years from the date of assumption of office by the Board of Management Committee" in section no. 53, while the section no.54 would be removed since it has already been included in the previous amendment.

We have also decided to remove sub section F and G from the section 99 and insert them in the section 98 because they correspond better with the statement. Hence, an amendment is required for the section 99 in regard to removal of the sub section F and G. The Cooperative has two banks – Mizoram Urban Development Cooperative Bank and the Apex Bank. Concerning the election of the board members of the two banks in section 122, we have also decided to modify the wording in relation to the criteria for election as member.

Thank you, Pu Speaker.

S P E A K E R : We will take a short break before we begin the discussion. Recess till 2:00PM.

**2:00 PM.**

S P E A K E R : The hon'ble minister has explained the Bill in details and we will now begin discussion of "The Mizoram Cooperative Societies (Amendment) Bill, 2009." Who will begin? Pu P.P. Thawla.

Pu P.P. THAWLA : Pu Speaker, I am deeply pleased that the hon'ble minister has moved the "The Mizoram Cooperative Societies (Amendment) Bill, 2009" in the House. Ever since he has taken charge of the department, we have seen several indications about his acute interest in the development of the department and the changes he has made.

In the amendments he has proposed, I do not see any out of the way modifications that would go against the opinion of even the opposition members. I have been a member of the cooperative and although the election of the board members has been conducted successfully for ten years, I am glad that the hon'ble minister is keen enough to recognize the points that need alterations.

Therefore, Pu Speaker, I would like to request the hon'ble members to extend their support of "The Mizoram Cooperative Societies (Amendment) Bill, 2009" and pass it without much ado.

Thank you.

S P E A K E R : Dr. R. Lalthangliana.

Dr. R. LALTHANGLIANA : Pu Speaker, I support the Bill but there are a few points I would like to talk about. The hon'ble minister spoke about the requirement of qualifications and I think this is essential for both the Cooperative and the Union. However, it would be the choice of the electors which would actually matter. I am sure we will be able to learn from our experience after a short while.

I also request the minister to tell me why the Union election was cancelled when the notifications were already released.

I would also like to inform the members that the previous ministry decided not to conduct the election because there were too many errors in the Bill. Until the Bill was amended, the government thought it better to extend the term of the members instead.

I am also curious about what action has been taken on the letter submitted by the National Cooperative Union of India to the Chief Minister and the Cooperative Minister.

Pu Speaker, I have visited 7 countries in 1990 and studied the developments they made through the cooperative movement. It is clear that the cooperative movement is a huge factor in the over all development of the economy.

Therefore, I support the amendment and at the same time, request the hon'ble minister to clarify the few points I have raised.

Thank you.

S P E A K E R : Very well, let us invite the hon'ble minister to furnish the explanation and request the permission of the House for the passage of the bill.

Pu J.H. ROTHUAMA MINISTER : Thank you, Pu Speaker. The advice of the Central Cooperative Union was not followed because we feel that further study of the section is required before it is included in the bill.

Finally, without further ado, I request the consent of the House to pass "The Mizoram Cooperative Societies (Amendment) Bill, 2009." Thank you.

S P E A K E R : The minister has asked the House to pass the bill and we will take a vote on each clause.

If the members agree to pass the clauses 2-19, kindly say 'yes'. (Members – Yes) Is there anyone who does not agree? No? Very well, the House has passed the clauses 2-10, unanimously.

Coming to Preamble and Enacting Formula clause-I, Short Title. If the members agree to pass the clause, please say yes. Is there anyone against its passage? No? The House has passed the Preamble and Enacting Formula clause-I, Short Title, unanimously.

The House has now officially passed the "The Mizoram Cooperative Societies (Amendment) Bill, 2009" unanimously.

Moving on to our next business, let us invite the hon'ble minister, Pu Zodintluanga to move his bill, The Mizoram Municipalities (Amendment) Bill, 2009 in the House.

Pu ZODINTLUANGA : Thank you, Pu Speaker. The Mizoram  
MINISTER Municipalities Act, 2009 was designed in  
2007 and since we felt that there were  
too many incongruities, we mentioned in  
our manifesto that we would amend it. Pu Speaker, there are points in the act which  
does not correspond with the directions of the constitution and there are others which  
would be impractical for local implementation.

Following the decision of the Cabinet, a review committee was set up to look into the shortcomings of the act. After several meetings, their findings and recommendations were submitted to the department who studied it carefully and who in turn gave it to the Chief Minister for approval. The Governor has also recommended the amendment of the bill.

24 sections in the bill have been presented for amendment and the reasons are explained in the statement of object and reason. The bill has already been introduced in the House and therefore, I am quite sure that the hon'ble members have sufficient time to peruse and analyze it.

In the meantime, let me select some of the more important points and explain why they are put up for amendment. I also request the hon'ble members to study the bill and point out any mistakes we may have made.

First of all, the clause A in Section 12, clause 6 on page 2 should be followed by the symbol @. Also on the same page, Section 13, Clause 8, where it is written, "The principal act shall substitute as", should be changed to, "Shall be." On page 3, "Clause 1 of Article 343T should be inserted in the section 13-8. There are a few spelling mistakes that require corrections on Section 13, clause 10-11; section 13, clause 12; section 21, clause 13(a).

The population limit for setting up a municipality has been lowered to 10000 from 50000.

We have also decided to include Industrial Estates, etc. under the municipal administration although they are normally not under its jurisdiction.

Since the population limit has been lowered to 10000, we have decided that instead of trying to set up a municipality only in district headquarters, any town with a population of 10000 and above may set up a municipality. For this reason, instead of 'district headquarters' we have decided to use the term 'town'.

We have decided to remove the section 12, which is concerned with the recruitment of experts for the Municipal Council and at the same time, in accordance with the constitutional mandate mentioned in the Article 243R-2(a), we have suggested the inclusion of MPs and MLAs as members.

We have changed the name, 'Constitution Board of Council' to 'Constitution of Municipality' and as directed by the 74<sup>th</sup> Constitution, provision for

the seat reservation for women and scheduled caste and scheduled tribe has been inserted as well.

Creation of the post of Vice Chairman has been suggested in case of the Chairman's absence. In accordance with the Constitutional Mandate Article 243 (s) creation of a 'Ward' and a Local Committee has also been proposed and since the Ward Committee is already included in the Local Committee function, it has been removed from the bill.

Integration of the Mizo traditions and customs during the creation of the Local Council by the Municipality has also been advised.

The fourth section which is concerned with directives for the Local committee has been done away with since there is already a more detailed provision for the Local Council which will replace the Local Committee.

Provision for disqualification of a Councillor will be similar to the disqualification of a MLA in accordance with the Constitution Article 243(v) and since the terms for disqualification has already been clearly stated in the sub section 35/1/I, the statement concerning the same in section 7 has been removed from the bill.

Pu Speaker, 24 amendments has been made in the bill and I have already explained the points I believe to be relevant. I am quite certain that th hon'ble members have already studied the Bill to their satisfaction.

S P E A K E R : Very well, the hon'ble minister has moved the bill for discussion. Each member will have five minutes to share their opinion and to save valuable time, we will not discuss the bill clause by clause. Instead, each Member will deliberate on the whole Bill at once. Who will start the discussion? Alright, Pu R. Lalrinawma.

Pu R. LALRINAWMA : Thank you, Pu Speaker. First of all, I would like to offer my gratitude to the hon'ble minister for introducing the 'Mizoram Municipality (Amendment) Bill, 2005 in the House.

The bill is an essential chain of administration extending to the grass-root level and hence the formulation of its rules and acts are an extremely critical stage.

It is imperative that these laws and acts reflect the needs and demands of our local community. There is not much to say about this amendment

except that it would suit our immediate needs. There are a few typing mistakes which the hon'ble minister has already corrected.

I think the sentence in the last paragraph of the second page, "provided that where the remainder of the period" should be changed to "where the remaining period." I believe it would be more appropriate if "of the constitution of India" could be added in clause 8 at the third page where it states that "Total number of seats reserved under clause (1) of Article 243 (E)" to clarify which article it is in reference to. Same is the case in clause 11 at the fourth page where it states, "...shall cease to have effect on the expiration of the period specified in Article 334."

It would also be more appropriate if the substitution of the clause could be mentioned in Section 14. The word "or" in Section 21 should also be omitted since the principal act A and B were amended and C,D,E were abolished.

Finally, I think it would be better if the abbreviation A.D.A. could be written in long form. I am pleased that the government has decided to amend the bill to suit the needs of our state and I extend my whole-hearted support for its passage. Thank you, Pu Speaker.

S P E A K E R : Pu Lalrinawma Ralte.

Pu LAL THANHAWLA : Pu Speaker, with all due respect to the  
CHIEF MINISTER hon'ble minister, I think that the bill has  
been very ill-prepared and rushed for  
introduction in the House. Apart from  
the corrections he has made, there are too many typing mistakes and errors in  
sentence constructions. This is an embarrassment for the government and I completely  
understand if the hon'ble members demand the hon'ble minister to make the  
necessary corrections first and introduce it at another time.

S P E A K E R : That is quite true. However, the bill is  
urgently required at this stage by the  
people and since most of these errors are  
minor, we could let it slide for now. Pu  
Lalduhoma.



Pu LALDUHOMA : Pu Speaker, I was among the committee members and we all worked very hard to draft the bill. It is indeed regretful that there are certain rough edges. In the meantime, we are under a lot of pressure to avail loans from the ADB. Unless we pass the bill now, there will be huge delays in developmental works. Therefore, I request the House to pass the bill as of today. Thank you.

Dr. R. LALTHANGLIANA : Pu Speaker, it is true that there are several mistakes in the bill. At the same time, this is the first time we will implement the bill and I am sure we will have several future amendments as we go along. The bill is going to be our financial source and hence we need to pass it as soon as possible. I am sure the typing mistakes can be corrected later.

S P E A K E R : I agree. What do our House Leader have to say about it?

Pu LAL THANHAWLA CHIEF MINISTER : Pu Speaker, we are all in agreement as to its urgent requirement. If the hon'ble members could overlook the errors, we would be much obliged.

S P E A K E R : Very well, it seems we all agree to continue with our discussion. Pu Lalduhoma.

Pu LALDUHOMA : I am pleased that the ruling party has decided to amend the bill although the previous bill was much more advantageous for them, Pu Speaker.

In my experience, bills are usually prepared by the government and sent to us right before the session. Therefore, we usually do not have sufficient time to study it and the opposition normally tries to find flaws in its make-up.

This time, however, the hon'ble minister sought our advice and involved the opposition in its amendment. As a result, I do not think our usual debates and arguments are required this time and I feel that the hon'ble members will have no qualms about passing it either.

One of the highlights of the amendment is in reference to the Sixth Schedule. Many experts and researchers felt that the establishment of municipality might compromise the reservations for our state such as VC elections and candidacy only for tribal. However, the bill manages to discard all those doubts and without sacrificing our indigenous safety it has found an avenue to establish a secure, reliable Municipality.

About my constituency, we have 1087 voters encompassing Central Jail, Tuivamit and Ramrikawn areas. We are quite apprehensive that when the local council and committee are set up under the municipality, we would not be rounded up under one local council. Hence, when the local council area for the region is determined, I request the authorities to speak with us first in order to satisfy the wishes of the concerned locality.

I would also advise the authorities to settle the dispute between Chaltlang and Sairang about Phunchawng Veng and allocate the area under a separate local council.

The municipal area has been revised twice now and my constituency has not been included in the previous areas while Sairang and Sihhmui were included. I sincerely hope the latest revision will include our areas.

Furthermore, I do not feel that the term 'Chairperson' is necessary since the definition of Chairman is sufficient for any gender assuming the post.

Finally, the establishment of ADA as a separate department is expensive and unnecessary. Therefore, it would be much more appropriate if it could be integrated with the Municipality seeing that their objective is quite the same.

I would like to request the hon'ble minister and the concerned authorities to take in to consideration what I have pointed out. Thank you.

S P E A K E R

:

Pu Lalrinmawia Ralte.

Pu LALRINMAWIA RALTE : Thank you, Pu Speaker. In agreement with the hon'ble Chief Minister about the ill state of its preparation, I would like to express my regret and disappointment. In the second section, second paragraph it states, "...not below the rank of Secretary designated as such" and I believe this sentence should be followed by "...by the state government by designation."

About the dissolution of the municipal, it clearly states that the municipal will conduct an election within 6 months. Supposing the remaining term is only 7 months, it would mean that we will have to elect a board which will function for only a month, I request the Hon'ble Minister to clarify that for me.

On pages 9,11 and section 346, the words 'anywhere/elsewhere' were used such as "...notwithstanding anything contained elsewhere/anywhere in this act." The sentence construction is too confusing and hence I think it would be more appropriate and easier to comprehend if it is simply stated thus, "...notwithstanding anything contained in this act."

Thank you.

Pu LAL THANHAWLA CHIEF MINISTER : Pu Speaker, I am truly pleased that the members have taken such care to study the bill. If I might suggest one thing, I believe the Article 102(1) of the Rules of Procedure and Conduct of Business where it states, "Where a bill is passed by the House, The Speaker shall have power to correct patent errors and make such other changes in the bill as are consequential upon the amendment accepted by the House and the bill passed and so revised shall be passed by the Speaker," would be sufficient to ease the mind of the hon'ble members that necessary corrections will be made after the bill is passed.

Thank you.

S P E A K E R : Pu P.C. Zoram Sangliana.

Pu P.C. ZORAM SANGLIANA MINISTER : Pu Speaker, I have just received a copy of the bill and the errors mentioned by the hon'ble members seem to be quite correct in mine. The bill is urgently needed and as the hon'ble House Leader has pointed out just now, any errors could be corrected after it is passed. Therefore, I suggest we pass the bill as soon as possible without such a lengthy discussion.

S P E A K E R : Very well, in accordance with the Rule No. 102, patent errors will be corrected before the bill is submitted to the Governor's office for approval. Let us invite the hon'ble minister to wrap up the discussion and request the House to pass the bill.

Pu ZODINTLUANGA MINISTERS : Thank you, Pu Speaker. I do not deny that there are several spelling mistakes in the bill and I humbly apologize to the hon'ble members. I extend my gratitude to the members for supporting the bill and I assure you all that the mistakes will be corrected before the final notice. Finally, I request the kind consent of the House to pass, 'The Mizoram Municipalities Amendment Bill, 2009.' Thank you.

S P E A K E R : The hon'ble minister has asked the approval of the House to pass the bill.

If the members agree to pass Clause 3-30, please say 'yes'. If not, kindly say 'no'.

Very well, the House has passed Clause 3-30 unanimously. This is included in the bill.

If the members agree to pass Preamble Enacting Formula Clause 1, short title and Clause 2, definition, please say 'yes'. If not, kindly say 'no'.

Very well, the House has passed Preamble Enacting Formula Clause 1, short title and Clause 2, definition unanimously. This is included in the bill.

I am pleased to announce that the House has unanimously passed, 'The Mizoram Municipalities (Amendment) Bill, 2009.' Unanimously. With the passage of this bill, we have finished our business and the 4<sup>th</sup> Sitting of the 6<sup>th</sup> Mizoram State Legislative Assembly Budget Session will be summarily concluded. The Business we have conducted during the session are:

Number of Starred Questions submitted :261

Approved :242

Rejected : 19

Number of Questions included in the List of Business: 155

Number of Questions answered in the House: 55

Number of Questions not answered: 100

Number of Unstarred Questions submitted: 18

Approved: 17

Rejected: 1

Starred Questions converted to Unstarred Questions: 81

During the Session, The hon'ble House Leader as well as Dr. R. Lalthangliana, Pu K. Liantlinga and Pu K. Chawngtinthanga mourned the dear departed souls of Dr. Yadhuguri Sandingti Raja Sekhar Reddy, former Chief Minister of Andhra Pradesh and Pu Vanlalngena, former Deputy Speaker of Mizoram by saying a few words in their memory. Afterwards, a minute of silence was observed in the House to show our sense of loss and grief.

During the Presentation of Report, the following reports were presented. Pu R. Romawia, hon'ble Speaker presented Business Advisory Report. Pu K. Liantlinga presented the Second Report of the Committee on Government Assurances, 2009-2010. The Hon'ble Speaker presented The Final Report of the First Report of Rules Committee Laying of Papers.

The following were also laid before the House: a) The Contingency Fund for the State of Mizoram. b) The Joint Electricity Regulation Commission for the States of Mizoram and Manipur, Court Regulations, 2009. c) Sixteenth Annual Report of Mizoram Public Service Commission for the year 2006-2007. d) Seventeenth Annual Report of Mizoram Public Service Commission for the year 2007-2008. e) The Joint Electricity Regulation Commission for the States of Mizoram and Manipur, Electricity Supply Power Regulation, 2008, at correction of statement 1(A) of page 17. f) Annual Financial Statement Budget, 2009-2010. g) Statement of Six Monthly Review Finance Minister on the Fiscal Position of the Government of Mizoram for the Second Half of 2008-2009, October 2008 – March 2009.

20 private members' resolutions were introduced in the House and among these, 15 were approved while 5 resolutions were rejected. The resolution of Pu Lalthansanga was rejected after discussion.

3 official resolutions introduced by the hon'ble ministers, Pu R. Lalzirliana and Pu Lalsawta were unanimously adopted after it was discussed.

During the 4<sup>th</sup> Sitting of the 6<sup>th</sup> Mizoram State Legislative Assembly Budget Session, two Government bills, namely 'The Mizoram Municipalities Amendment Bill, 2009' and 'The Mizoram Cooperative Societies Amendment Bill, 2009 as well 'The Mizoram Appropriation No. 4 Bill, 2009' were unanimously passed after discussions.

Now that the session has come to an end, I would like to request and remind the hon'ble members to submit your questions as early as possible to avoid problems in procuring information. Same is the case with private resolutions.

I extend my heartfelt gratitude to the hon'ble members for all your support due to which we are able to conclude the session smoothly.

In the meantime, I am truly sorry that Pu B. Lalthlengliana was unable to sit among us for the whole session due to ill health.

House is adjourned. Sine die. 3:15 P.M.