

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

LIST OF BUSINESS

**FIRST SITTING ON MONDAY, THE 20TH SEPTEMBER 2010.
(TIME 10:30 AM TO 1:00PM TO 4:00PM)**

QUESTIONS

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

PRESENTATION OF REPORT

2. The *SPEAKER* to report to the House the Time Table as chalked out by the Business Advisory Committee for the current Session.

FINANCIAL BUSINESS

3. *Pu LAL THANHAWLA*, Chief Minister to present to the House : -
 1. First Supplementary Demands for Grants 2010-2011.
 2. Supplementary Demands for Grants for Regularization of Excess Expenditure for the year -2004-2005, 2005-2006, 2006-2007, 2007-2008.

S P E A K E R : As the mountains surround Jerusalem, so
the Lord surrounds his people from this
time forth and forever.
Psalms 125 : 2

This Session is the sixth sitting of the Sixth Legislative assembly. Now, we will take questions. Let us call upon Dr. R. Lalthangliana to ask Starred Question No. 1.

Dr. R. LALTHANGLIANA : Will the hon'ble minister, SAD be pleased to state –

Whether the latest Order of Precedence of VIP under the Government of Mizoram is made available?

S P E A K E R : Pu Lal Thanhawla, Chief Minister to answer the Starred Question.

Pu LAL THANHAWLA CHIEF MINISTER : Hon'ble Speaker, the answer is 'Yes' as it is available.

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

Dr. R. LALTHANGLIANA : Hon'ble Speaker, his clarification is too short. I would like to request him to read it out in detail and also to furnish the copy to the members.

Pu Speaker, official memorandum which concern entitlement of vehicle outside Mizoram was issued on 9th May. I opine the status of MLAs and MPs are lower than expected as they are subjected to use government vehicle only on availability. I opine it contradicted the existing Order of Precedence. In reply to supplementary question asked by Pu Lalduhoma and Pu K. Liantlinga, the hon'ble Chief Minister made a commitment to re-examine the said Order of Precedence. Whether this is achieved? If so, may I know the general procedure for this examination?

Pu LAL THANHAWLA CHIEF MINISTER : Pu Speaker, I have already instructed the concerned department to re-examine the order as necessary and I will ask whether it is done. The copy is made available to the members at any time.

So, hon'ble Speaker, the latest Order of Precedence of the Government of India is as follows –

1. President
2. Vice President
3. Prime Minister
4. Governor
5. Former President
6. Chief justice of India, Speaker of Lok Sabha
7. Cabinet Minister of the Union Minister, Deputy Chairman Planning Commission, Leader of Opposition in the Lok Sabha and Rajya Sabha

8. Judges of Supreme Court
9. Deputy Chairman Rajya Sabha, Deputy Chairman of Lok Sabha, Members of Planning Commission, Ministers of state of the Union
10. Attorney General of India, Cabinet Secretary, Comptroller and Auditor General of India.
11. Chiefs of staff holding the ranks of full General or equivalent
12. Chief Justice, Justice of High Court, Speaker of Legislative Assembly
13. Cabinet Ministers in States, Deputy Ministers of the Union, Vice Chairman Planning Board
14. Officiating Chiefs of staff holding the rank of Lt.General or equivalent
15. Chairman Minorities Commission, Chairman Scheduled Castes and Scheduled Tribes Commission, Chairman UPSC, Chief Election Commissioner, Puisne Judges of High Courts (within their Jurisdiction)
16. Chairman Monopolies and Restrictive Trade Practices Commission, Ministers of State, Deputy Speaker of the state within the state
17. Members of Parliament
18. Members of Legislative Assembly
*State Chief Information Commissioner
19. Army Commanders/Vice-Chief of the Army staff or equivalent ranks in other services.
Chief Secretary.
Commissioner Linguistic Minorities Commission for Scheduled Castes and Scheduled Tribes.
Members Minorities Commission; Members Scheduled Castes and Scheduled Tribes Commission.
Officers of the rank of full General or equivalent rank.
Secretary to the Govt. of India (including holding of ex-officio)
Secretary Minorities Commission, Secretary Scheduled Castes and Scheduled Tribes Commission.
Secretary to the President, Secretary to the Prime Minister, Secretary Rajya Sabha/Lok Sabha, Solicitor General of India, Secretary North Eastern Council
20. Officers of the rank of Lt.General, Chairman MPSC.
*State Information Commissioner.
21. Principal Secretary to the Govt. of Mizoram, Addl.Secretaries to the Govt. of India, Addl.Solicitor General of India, Advocate General of Mizoram, Chairman Tariff Commission, Deputy Comptroller and Auditor General, Members MPSC
Director General Bureau of Intelligence, Director General BSF, Director General CRPF, Director Intelligence Bureau, Members UPSC
Members Monopolies and Restrictive Trade Practices Commission.
22. Commissioners/Secretaries of the super-time scale of IAS, Inspector General of Police/Officers of the rank of Maj.General and Equivalent rank, Accountant General, Principal Chief Conservator of Forest, Adviser NEC holding the rank of Jt. Secretary to the Govt. of India or equivalent, Vice-Chancellor MZU.

23. Secretaries to the Govt. of Mizoram, Legal Remembrancer; Secretary Legislative Assembly, Deputy Commissioners holding the rank of Dy.Secretary to the Govt.of India within their districts;
 **Secretary State Information Commission, Mizoram, CEM/EM/Chairman/ Vice-Chairman/ MDC's of Autonomous District Councils/
 ***Chief Executive Officer, Aizawl Municipal Council/Chairman and member
24. Addl.Secretaries to the Govt. of Mizoram, Chief Conservator of Forest, Managing Director ZIDCO, Chief Controller of Accounts, Commissioner Excise, Deputy Commissioners other than IAS officers holding the rank of Deputy Secretary to the Govt. of India within their districts.
 Brigadier or equivalent rank in other services stationed in Mizoram;
 Deputy Inspector General of Police; Commandant General MPHG, Pro Vice-Chancellor NEHU, Chief Engineer Project Pushpak, Chief Engineers, Registrar Gauhati High Court.
25. Jt.Secretaries to the Govt. of Mizoram, Jt.Legal Remembrancer, Director Postal Services Mizoram holding the rank of selection grade of Indian Postal Services, Addl.Chief Engineers, Sr.Superintendent of Police, Colonel in all the Army or equivalent in other services, Directors and other officers holding the rank of selection grade of MCS officers.
- 25.(a)Deputy Secretaries to the Govt. of Mizoram and other officers of the rank of MCS in the scale of JAG, Superintendents of Police, Assistant Inspector General of Police, Commandants MAP/CRPF/BSF, OSD Special Bureau, Jt.Directors and other officers of the rank of Jt. Director, Station Director AIR, Conservator of Forest, Superintending Engineers, Senior Architect, Principal of Govt. Colleges, Protocol Officer, Director Sports & Youth Services, Lt.Colonel of the army and equivalent rank in other services, Deputy Registrar Guwahati High Court.
26. Under Secretaries to the Govt.of Mizoram, Deputy Registrar (Coop), Sub-Divisional Officers(C), Private Secretary to the Chief Minister, Deputy Protocol Officer, Executive Engineers, Deputy Directors and other holding the rank of Deputy Director/Under Secretary, Extra Assistant Commissioner, Deputy Commandants of Police, Analyst DP & AR, Major in the army or equivalent rank in other services, Deputy Conservator of Forest, Functional Managers DIC, Civil Surgeon, Assistant Commissioner of Excise, Project Officers DRDA, Exploratory Geologist, Assistant Registrar Guwahati High Court.
27. Superintendent of Excise/Taxation/Sericulture, Public Relations Officers, District Employment Officer, District Social Welfare Officer, Sub-Divisional Officers of PWD/PHE/P&E and equivalent rank, Captain of the army and equivalent rank, Deputy Superintendents of Police, Assistant Commandants, Assistant Registrar of Cooperation, District Statistical Officer, Assistant Director and other officers holding the equivalent rank, Office Superintendent/Private Secretaries and equivalent, Pool Officer, Committee Officers of Legislative Assembly, Tourism Information Officer, Works Manager Transport, Transport Officer, Finance & Account Officer, Treasury Officer, District Local Administration Officer, District Industries Officer, Physical Education Officer, Youth Welfare Officer, Chief Coach, Judicial Officer I, Principal ITI, Assistant Manager (Tech), Asst.Settlement Officer II, Asst.Project Officer, President District Council Court, Research Officers (Planning),

Dist. Fisheries Development Officer, Sanitation Officer, Superintendent of Jails, Asst. to Dy. Commissioner, Asst. Town & Country Planner, Health Education Officer, Asst. Soil Conservation Officer, Asst. Conservator of Forest, Asst. Geologist, Block Development Officer, other officers of equivalent rank of this Article 27.

- NOTE-I The Table of Precedence is meant for ceremonial occasions and has nothing to do with day-to-day functioning of the Government.
- NOTE-II The order in which posts are mentioned in any one article is not basis of determining the seniority inter-se. Persons in the Table of Precedence will take rank in order of the number of the articles. Those included in the same article will take precedence inter-se according to date of entry into that article. However, where the dignitaries of different States/Union Territories included in the same articles are present and there is difficulty in ascertaining their dates of entry, they may be assigned precedence inter-se in the alphabetical order of the name of States and Union Territories concerned after those whose precedence is determined according to date of entry into that article.
- NOTE-III Chief Minister of the state will take precedence above all others included in the Article 7 in a function organized within the state.
- NOTE-IV Among the members of Legislative Assembly, the following will take precedence over the members. They will take rank in the following order:
- (a) Leaders of Parties.
 - (b) Ex-Chief Minister.
 - (c) Ex-Speaker.
 - (d) Chairman/Vice-Chairman of various statutory Boards/Corporations of Govt. undertakings.
 - (e) Ex-Ministers.
- (Other members of Legislative Assembly will be given seniority in the alphabetical order).
- NOTE-V In Article 13 Cabinet Ministers of the state will rank above Deputy Ministers of the Union.
- NOTE-VI Elected Representatives of the people viz. Chief Executive Member, Chairman, Deputy Chairman, Executive Member and Members of District Councils although not included in the main warrant or precedence will take precedence above Article No.24 when invited for state and ceremonial functions. (Supreme executive instruction will be issued).
- NOTE-VII Non-Elected and Non-official Chairman/Vice-Chairman of Boards/Corporation of Government undertaking (state) have not

figured in the main warrant of precedence, when invited to such functions will be assigned precedence after persons at Article 23 (separate executive instruction will be issued).

NOTE-VIII Dignitaries of equal status from other states will be preceded by dignitaries of the State Government.

NOTE-IX All ladies/gentlemen unless by virtue of holding an appointment themselves who are entitled to a higher position in the table, shall take place according to the rank assigned to their respective husbands/spouses.

NOTE-X Some posts, e.g. Political Assistant to Chief Minister, are not entered in the table as the posts seem to be temporary in nature. When invited to state and ceremonial functions Political Assistant to Chief Minister will be assigned to Article No.24 (separate executive instruction will be issued).

NOTE-XI Managing Director ZIDCO, Commissioner Excise and Chief Controller of Accounts are placed in the Article 24 along with the Additional Secretaries to the Government of Mizoram keeping in view the seniority of the present incumbents in their own services. The Article will not be applicable as and when the incumbent is changed depending on the seniority of the next incumbent when changed. (separate executive instruction will be issued).

The Table of Precedence is meant for ceremonial occasions and has nothing to do with day-to-day functioning of the Government. It is to be applied only for occasional function. It has nothing to do with day to day functions of the respective officers. After discussion of this order of precedence, some portions which are deemed inappropriate may be changed as necessary. Apart from this, there is Order of Precedence notification issued by the President's Secretariat of the Ministry of Home Affairs, New Delhi on the 26th July, 1979 and I may also read it out if demanded.

Pu Speaker, it is to be noted that there is inconsistency between bureaucrats elected representatives of the people in which the former generally determine to degrade the status of the latter. Hence, it is important for the government to determine the best for both parties.

S P E A K E R : Now, let us call upon Pu Lalduhoma to ask Starred Question No. 2.

Pu LALDUHOMA : Will the hon'ble minister, Food, Civil Supply & Consumer Affairs Department be pleased to state –

- a) What is the total number of new connection given by Zothana Agency of Lungmual?
- b) How many families are there under Zothana Agency? How many families have LPG connection?
- c) What is the total number of allotment received by this agency and how many are issued so far since commission of the agency?

S P E A K E R : Pu H.Rohluna, hon'ble Minister to give the answer.

Pu H. ROHLUNA : Answer to Starred Question No. 2 is –
MINISTER

- a) Number of new connection as per question is 928 and number of connection which has been transferred from other agency is 3104. The total is 4032.
- b) There are 3770 families in the area whereas 3832 families have connection from agencies of other areas.
- c) Monthly allotment received by Zothana Gas Agency are as follows –

| | | |
|--------------|---|-------------|
| March, 2010 | - | 306 |
| April, 2010 | - | 306 |
| May, 2010 | - | 2142 |
| June, 2010 | - | 1530 |
| July, 2010 | - | 2145 |
| August, 2010 | - | 2448 |
| Total | - | 8874 |

Number of cylinder excluding new connection issued from this Agency is 7946 and the total is 8874.

S P E A K E R : Pu Lalduhoma to ask supplementary question.

Pu LALDUHOMA : Hon'ble Speaker, it is difficult to understand as number of connection exceeded number of family in the area. May the hon'ble minister clarify the matter?

Being a new agency, it may be taken for granted as there may be various problems to deal with in the beginning. But the system of distribution takes too long to round up. When Chawlhmun received the supply for the third time, it is only the second for Zonuam during March to September. Hence, it is necessary for concerned authority to resolve the difference. If possible, special permit system may be introduced in this area.

S P E A K E R : Pu H. Rohluna, Minister to give answer.

Pu H. ROHLUNA : Hon'ble Speaker, inconsistency of number of consumer and number of family in the said area is simply because of existence of multiple connection in a family. It is true that Zothana Gas Agency is having many problems to be sorted out and concerned authority too, is rendering the best effort to resolve the problems and so of M&B Agency, Khatla. It is expected that these two agencies may receive more new cylinders from the month of September. In this connection, it may be noted that effort is made to upgrade bottling capacity of Borkhola and Mualkhang.

S P E A K E R : Pu K. Liantlinga to ask Starred Question No. 3.

Pu K. LIANTLINGA : Will the hon'ble minister, A.H. & Vety. department be pleased to state –

- a) How many Rural Animal Health Centres are there in Mizoram?
- b) Is there any centre where VFA is not posted? If so, how many centre?
- c) How many centres do not have Grade IV employee? If there is any, why?

S P E A K E R : Pu Nihar Kanti Chakma, Minister, A.H. & Vety. to give the answer.

Pu NIHAR KANTI CHAKMA : Hon'ble Speaker, answers to Starred
MINISTER Questions are as follows –

- a) There are 106 Animal Health Centres in Mizoram.
- b) Yes, 37 Animal Health Centres have no VFA.
- c) Twenty seven Centres have no 1V Grade. It is due to insufficiency of staff in the Department.

S P E A K E R : Pu K. Liantlinga to ask supplementary question.

Pu K. LIANTLINGA : Hon'ble Speaker, it appears that the progress of A.H. & Vety department is quite slow even though it has a number of NLUP beneficiaries who opted Piggery and Poultry Farming for their trade. What I want to ask is –

- a) Whether the state government makes assessment of quantity of meat taken by a person in a day?
- b) How many quintals of meats of any kind demanded by consumers in a day or year?
- c) Whether the state imported any kind of meat from outside the state?
- d) Did the imported meats were examined by the animal doctors?
- e) How many families are depending on cattle rearing? Out of which, how many families are depending on milk production? How much does the state produced milk in a day or year?
- f) How many eggs did the people in our state consume in a day or year? How much is imported from outside and from which states?

S P E A K E R : Pu C. Ramhluna to ask supplementary question.

Pu C. RAMHLUNA : Hon'ble Speaker, Mampui Animal Health Centre has an incubator which requires repairing. The hon'ble minister had made commitment to see at the spot. When will the incubator be repaired?

S P E A K E R : Pu N. K. Chakma to give the answer.

Pu N.K. CHAKMA : Hon'ble Speaker Sir, regarding
MINISTER supplementary questions raised by the
member from Aizawl South -1, A.H. &
Vety department has 5 Hospitals, 13
farms and 38 dispensaries. All of them need VFAs. As pointed out earlier, the
department has 106 Rural Animal Health Centres. There are 172 vacant posts of VFA
out of which 155 posts have already been filled up and the rest 17 lying vacant. Even
if all the vacant posts were filled up, there will still be insufficiency as 37 Centres out
of 106 have no VFA where as numbers of staff were retired and their posts are now
lying vacant. Proposal for filling up of VFA is submitted to the Government as NLUP
is to be implemented soon.

The number of cattle rearing and quantity of meat consumption
will be supplied in written if the hon'ble Speaker allows. The case of incubator
installed at Mampui Farm will be considered.

Pu C. RAMHLUNA : Hon'ble Speaker, it is pleasing as
assurance is made to consider incubator
at Mampui Farm. I request the hon'ble
minister to implement as early as
possible.

S P E A K E R : Now, Pu Lalthansanga to ask Starred
Question No. 4.

Pu LALTHANSANGA : Will the hon'ble minister, Home
department be pleased to state –

Considering creation of 287 new posts of IPS in the central,
whether there is any proposal to submit petition to central authority to allot more posts
of IPS for Mizoram in addition to the existing 5 posts?

S P E A K E R : Pu R. Lalzirliana, minister to give the
answer.

Pu R. LALZIRLIANA
MINISTER : Hon'ble Speaker, there is proposal to submit petition to the central government for the posts of IPS. Besides, the post of Director of ACB, SP/ACB, AIG-1, AIG-11, AIG-111 and Commandants of 1st battalion, 2nd battalion, 2nd IR battalion, 5th IR battalion are also proposed to be applied in the Central Government.

S P E A K E R : Pu Lalthansanga to ask supplementary questions.

Pu LALTHANSANGA : Hon'ble Speaker, I want to ask the hon'ble minister whether it is possible to ask more posts.

S P E A K E R : Let us call upon the hon'ble minister to give the answer.

Pu R. LALZIRLIANA
MINISTER : Hon'ble Speaker, it is very pleasing to know his sincere demand. But the government already considered the matter and accepted for the time being.

S P E A K E R : Let us call upon Pu Lalduhoma to ask Starred Question No. 5.

Pu LALDUHOMA : Will the hon'ble minister, PWD be pleased to state –

When will land-slipped at Hunthar Veng of Lengpui Airport road be repaired?

S P E A K E R : Pu Lal Thanhawla, Chief Minister to give the answer.

Pu LAL THANHAWLA : Hon'ble Speaker, land-slipped at
CHIEF MINISTER Hunthar veng of Lengpui road will be
constructed as the earliest. Contractor for
the work too is selected. Even though
priority is given, the work cannot be carried out as yet due to heavy rainfall.
Estimated amount for the repair is ₹86,88,000/- and will be started as early as
possible.

S P E A K E R : Pu Lalduhoma to ask supplementary
question.

Pu LALDUHOMA : Hon'ble Speaker, it is a fact that this is a
problem for the state. It is pleasing to
hear that the contractor had already been
selected. In this regard, I would like to
make suggestion that unless a stabilized culvert is constructed, leakage of water
underneath the ground will continue and the road may not last long.

In this connection, I would like to point out that the road from
Ropaaibawk to Zohnuai of Mizoram University Road was slipped down a couple of
day back and unfortunately killed one person. If culvert is not constructed, the road
will not be improved. I request the hon'ble minister to take immediate action.

S P E A K E R : Pu C. Ramhluna to ask supplementary
question.

Pu C. RAMHLUNA : Hon'ble Speaker, the Shivaji Tillah Road
of Bawngkawn is damaged by
construction of telephone lines of
Telecom Department and still lying
unrepaired. Will it be repaired at an early date?

S P E A K E R : Let us call upon the hon'ble Chief
Minister to give the answer.

Pu LAL THANHAWLA : Hon'ble Speaker, land-slipped at
CHIEF MINISTER Hunthar veng often causes traffic
problem of Lengpui Airport road which
is one of the most important roads in the
state. Even though it is an urgent work, it cannot be done as yet since it is not the
working season. It will be done as early as possible.

Ropaiabawk as pointed out also is a very important road.
Despite visit of the President of India, nothing can be done as yet. Apart from this,
there is a plan for the repair of Maubawk yet, could not be carried out due to lack of
fund by PWD as we need more fund in the budget. Anyhow, we will do our best to
achieve construction of the roads under work scheduled.

S P E A K E R : Pu C.Ramhluna to ask Starred Question
No.6.

Pu C. RAMHLUNA : Will the hon'ble minister for Fisheries
department be pleased to state –

- a) How many seeds of fish have been released into Serlui B
Hydel Project during the years 2008-2009 and 2009-2010?
- b) Who is the supplier and what is the rate?
- c) What is the area of water surface covered by Serlui B Hydel
Project?
- d) How did the state government treat such released seeds of fish?

S P E A K E R : Pu H. Liansailova, minister to give the
answer.

Pu H. LIANSILOVA : Hon'ble Speaker, answers to Starred
MINISTER Questions No.6 are –

- a) Twenty five lakhs during 2008-2009 and ₹12.5 lakhs during 2009-
2010 respectively.
- b) Zoram Fish Reduction Centre, Champhai supplies the seeds @ Re 1.00
per seed.
- c) Water surface area of Serlui Hydel Project is estimated as 2500
hectares.
- d) The Department intended to use this project for fishing and also for
demonstration of fishing.

In addition, there is a plan to release the same in other major rivers too with a purpose to achieve self-sufficiency in fish.

S P E A K E R : Pu C. Ramhluna to ask supplementary question.

Pu C. RAMHLUNA : Hon'ble Speaker, it is learned that number of fish seeds which has been released in Serlui B Hydel Project is not counted appropriately as the total number happened to be only 2,34,800 whereas the allotted quantity is ₹12.5 lakhs. Did the supplier fulfill the required amount of fish seeds? If supply order is not followed, will the government black list concerned supplier? What is the penalty which may be prevailed against the default supplier?

S P E A K E R : Pu H. Liansailova, minister to the give answer.

Pu H. LIANSILOVA : Hon'ble Speaker, as stated earlier, the total amount as per order is ₹.12.5 lakhs but when concerned Parliamentary Secretaries and MLAs received the said, MINISTER it was only 2,34,800 seeds. Truly speaking, it is a problem to count each of the fingerlings correctly and therefore, used a measuring cup. I do not know exactly weather the required number is fulfilled. In some places, leaders of NGOs and members of Village Council are authorized to sign the receipt of fish seeds. In this connection, I would like to express my thanks to the hon'ble members for their witnesses and cooperation.

The question of black-listing the default contractor, it does not arise with the department. Yet, it is necessary for the government to maintain the system appropriately.

S P E A K E R : Question hour is over. We will proceed to another business. Pu John Rotluangliana, Deputy Speaker is on abroad to attend conference of Commonwealth Parliamentary Association at Nairobi, Kenya, Pu Zoram Sangliana goes for medical checkup outside the state, Pu Nihar Kanti Chakma too is absent due to health problem and Brig. T. Sailo, due to weakness. Will we grant them leave? If so, we will take another business.

Business Advisory Committee has formulated a detailed programme of this session which was notified on the Bulletin No. 96 dated 25th September 2010. I therefore, present the copy of the report on the table of the House. Let the copy be laid on the Table of the House.

Pi Pratiba Patil, the President of India will visit Mizoram on 23rd and 24th September, 2010. If the visit programme is known beforehand, she should be expected to address the House. However, it is not appropriate to continue our session during the visits, there will not be a sitting on that day and date scheduled for Private Members' Resolution also is shifted on 27th September, 2010. Is that the proposals of BAC? Alright. Do we accept the proposals? If so, the House accepts the proposal of BAC.

Now, we will take another business. Let us call upon Pu Lal Thanhawla, Chief Minister in-charge of Finance Department to present the following: -

- 1) First Supplementary Demands for Grants 2010-2011.
- 2) Supplementary Demands for Grants for Regularization of Excess Expenditure for the Year – 2004-2005, 2005-2006, 2006-2007, 2007-2008.

Pu LAL THANHAWLA CHIEF MINISTER : Mr. Speaker Sir, With your permission, I rise to present this august House the First Supplementary Demand for Grants for the year 2010-2011 and Supplementary Demand for Grants for regularization of excess expenditure for the year 2004-2005, 2005-2006, 2006-2007 and 2007-2008.

Sir, it is a great privilege for me to present the First Supplementary Demand for Grants after presenting the regular budget in March, 2010. The Government had earlier taken the option of going for a regular budget for 2010-2011 even before finalization of the Annual Plan to avoid delays in presentation of the regular budget for the reasons I had indicated in my budget speech. As the hon'ble members are aware, late finalization of Annual Plan for 2010-2011 compelled the Government to present the regular budget by maintaining the same size of Annual Plan with that of 2009-2010. On the finalization of Annual Plan 2010-2011 with the Planning Commission of India, and in keeping with the commitment in my

budget speech, I am now presenting the First Supplementary Demand for Grants 2010-2011 incorporating the various plan commitments of the Government.

Mr. Speaker Sir, the main reason for seeking the First Supplementary Demand is the increase of our Annual Plan from ₹1250 crores to ₹1500 crores. I would like to inform the hon'ble members that the highest priority of the Government remains the New Land Use Policy (NLUP) which is the flagship programme of the Government. The Government of India had also approved the NLUP and ₹234.82 crores as grants in 2010-2011 with which the Government will commence the programme implementation.

Besides the increase in the Annual Plan, First Supplementary Demands on account of additional requirement of funds for revalidation of funds, additional requirement on Non-Plan Account and adjustment between the departments are also included in the Supplementary Demands. The break-up of the First Supplementary Demand for Grants 2010-2011 are as follows :-

| | | | |
|----|---|---|----------------|
| 1) | Increase of Plan Fund | - | ₹250.00 crore |
| 2) | Revalidation/Allocation of Plan Fund | - | ₹12.91 crore |
| 3) | Non-Plan | - | ₹48.24 crore |
| 4) | Revalidation and Allocation of Fund Under Centrally Sponsored Schemes/ North Eastern Areas/Non Lapsable Central Pool of Resources. | - | ₹121.15 crore |
| 5) | Adjustments of Plan Fund for re- provision | - | ₹136.59 crore |
| | Total | - | ₹568.89 crore. |

Further the Supplementary Demand for Grants for regularization of Excess Expenditure for the year 2004-2005, 2005-2006, 2006-2007 and 2007-2008 altogether amounting to ₹378.17 crore is also presented before this august House.

With these words, I commend the First Supplementary Demand for Grants for 2010-2011 and Supplementary Demand for Grants for regularization of excess expenditure for the year 2004-2005, 2005-2006, 2006-2007 and 2007-2008 for consideration of this august House. Thank you, Sir.

S P E A K E R : The hon'ble Chief Minister, in-charge Finance department presented the following Demands –

- 1) First Supplementary Demands for Grants 2010-2011.
- 2) Supplementary Demands for Grants for Regularization of Excess Expenditure for the Year – 2004-2005, 2005-2006, 2006-2007, 2007-2008.

Let the copy be laid on the Table of the House.

Government of India introduced a new symbol for rupee i.e. the '₹'. It may be necessary for all the members to familiar with the new sign.

Now, the House finishes the business. Session will be resumed at 10:30 AM on 21st, September 2010.

Sitting Adjourned.

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

**LIST OF BUSINESS
SECOND SITTING ON TUESDAY, THE 21ST SEPTEMBER, 2010
(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.

PRESENTATION OF REPORTS

2. **Pu B. Lalthlengliana** to present to the House the following Reports of Public Accounts Committee:
 - (1) **Sixth** Report on Action taken by the Government on the recommendations contained in the Second Report of the Public Accounts Committee on C&AG's report, 2006-2007 relating to Health & Family Welfare Department.
 - (2) **Seventh** Report on Action taken by the Government on the recommendations contained in the Fourth Report of the Public Accounts Committee para 6.5 on C&AG's Report, 2003-2004 relating to Food, Civil Supplies & Consumer Affairs Department.

LEGISLATIVE BUSINESS

Bills for introduction, consideration and passing

3. **Pu Lal Thanhawla**, Chief Minister to beg leave of the House to introduce "The Mizoram Public Servants' Personal Liability Bill, 2010".

Also

To introduce the Bill

To move that the Bill be taken into consideration

And

To move that the Bill be passed.

S P E A K E R : "Be of the same mind towards one another. Do not set your mind on high things, but associate with the humble. Do not be wise in your own opinion".

Romans 12:16

We will take questions and answers and Pu K. Liantlinga to ask Starred Question No.21.

Pu K. LIANTLINGA : Pu Speaker, thank you. Will the hon'ble minister for Higher & Technical Education department be pleased to state: -

- (a) Whether there is an intention to appoint a new Mizoram Scholarship Board
- (b) If so, will it be done during 2010-2011?

S P E A K E R : Let us call upon the hon'ble minister for Higher & Technical Education minister Pu Lalsawta to reply.

Pu LALSAWTA : Pu Speaker, answers to hon'ble member
MINISTER Pu K. Liantlinga's questions are as follow: -

- (a) Appointment of new Scholarship Board will be made soon.
- (b) There is an intention to re-arrange the Board and centralized Scholarship, Stipend and Book Grant and put it under the Mizoram Scholarship Board. A new Board Member will be appointed during 2010-2011.

S P E A K E R : Supplementary question to be asked by Pu K. Liantlinga.

Pu K. LIANTLINGA : Pu Speaker, thank you. My supplementary questions are as follows: -

- (a) What is the government expenditure for Book Grant and Stipend during 2009-2010?
- (b) Amount put in non-plan and plan during 2010-2011?
- (c) Does the government make plan to loan out to promising students through Bank?
- (d) As the Bank stop giving loan to student, is there a way to renew this system.

S P E A K E R : Supplementary question to be asked by Dr. R. Lalthangliana.

Dr. R. LALTHANGLIANA : Pu Speaker, thank you. Is there a way to increase the current amount of scholarship for the students?

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

Pu LALSAWTA
MINISTER : Pu Speaker, I regret to say that I cannot furnish the answer at the moment but I will try to do it during this session. Regarding loan, it is the Bank not the government who stopped it. There is National and Commercial Bank but the interest rates are different. The government can help students through this Bank and we are trying our best to do so. Scholarship came from different sources and last year alone, ₹1566.82 lakhs was allotted to tribal students from Tribal Welfare Ministry. Also we are giving a thought to increase the amount but cannot do so at the moment.

S P E A K E R : Pu Lalthansanga to ask Starred Question No.22.

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

- (a) Whether there is an intention to re-instate skilled Muster Roll laborers who were discharged earlier and also give their arrear dues?
- (b) Why did this happen only in PWD?

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

Pu LAL THANHAWLA
CHIEF MINISTER : Pu Speaker, answers to Starred Question No.22 are as follow: –

- a) We have no knowledge of that.
- b) Same as above.

- S P E A K E R : Supplementary question from Pu Lalthansanga.
- Pu LALTHANSANGA : Pu Speaker, it happens in Champhai and Darlawn Highway Division. About 40 – 48 were discharged. Does the government have any intention to re-instate or re-appoint them?
- S P E A K E R : The minister in-charge to reply.
- Pu LAL THANHAWLA
CHIEF MINISTER : Pu Speaker, as I have already answered, according to information received from the department, no MR was discharged for the reason as alleged. We have to know that their appointment is not the same as a regular employee as there is a limit. If there is a discharge, it would be due to lack of fund or some other reasons but not as alleged.
- Pu LALTHANSANGA : Pu Speaker, number of employment on MR basis seems to be decreasing. In this regard, we have to share the feelings of those discharged employees who had been working for 7 or 8 years. Is there a way to re-instate them in the same position?
- Pu LAL THANHAWLA
CHIEF MINISTER : Pu Speaker, it is not possible to re-instate them. They are well-aware of their status before joining. They are bound to be discharged as soon as the period of their contract ended like teachers recruited by the government under SSA. The government wants to employ them for a long term but could not afford to do so at the moment.
- S P E A K E R : Pu C. Ramhluna to ask Starred Question No.23.

Pu C. RAMHLUNA : Pu Speaker, will the hon'ble minister for Fisheries department be pleased to state:—

- (a) What is the name of the Director of Fisheries department?
- (b) Whether they have a solid and appropriate R.R for every post?

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

Pu H. LIANSILOVA : Pu Speaker, answer to the question of the hon'ble member Pu C.Ramhluna are as follows: —

- (a) The Director is Dr. O.P. Singh.
- (b) There is a good R.R., but in the case of Fishermen and Project Operator, the same R.R. is shared by IV Grade and Telephone Operator.

S P E A K E R : Supplementary question from Pu C. Ramhluna.

Pu C. RAMHLUNA : Pu Speaker, the department of Fisheries has a separate Director since August, 2009. Before that, the then Jt. Director obviously looks after the department with full power of the Director during the interim period. As the Director retired on March, 2010, the senior most Dy. Director who was promoted to Jt. Director took the charge. However, the charge was handed over to Dr. O.P. Singh of the same rank. Pu Speaker, there are two channels for filling up of the post of Director; One- Through promotion which may be claimed by concerned official who has already been served as Jt. Director at least for 5 years and the other through deputation for not more than 3 years. But Pu Speaker, mode of appointment of Dr. O.P. Singh as the Director is neither through promotion nor deputation. There will not be any criticism if the appointment is made through proper channel. May the Jt. Director of fisheries who is now appointed at Kolasib be appointed as the Director on deputation after consulting MPSC to exercise power of relaxation provided by the rules? I opine it is necessary for concerned authority to examine the case more carefully. My question is - Whether there is a connection for the appointment of Dr. O.P. Singh as the Director of Fisheries department with ZOFISH Seeds Production and the officials of State

Planning Board? It will be pleasing if the answer is given and if not possible, I think I can furnish the correct answer to the House.

S P E A K E R : Concerned minister to reply.

Pu H. LIANSILOVA
MINISTER : Pu Speaker, we know that it is in the interest of the department if Jt. Director is appointed as Director. However, the service of the current Jt. Director remains only for one year where as for Director, R.R. demands Jt. Director or its equivalent who is holding at least for 5 years. Hence, we were searching an eligible candidate having the ability to pull more funds from the central since the department is partly or wholly depends on Centrally Sponsored Scheme, NFDB. So, Dr. O.P. Singh, who has the required knowledge and experience in this field, is appointed for the time being.

S P E A K E R : Question No. 24 belongs to Pu Lalduhoma who unfortunately cannot attend the sitting due to the death of his neighbor. We will move on to the next question to be asked by Pu P.P. Thawla.

Pu P.P. THAWLA : Pu Speaker, will the minister for Sericulture department be pleased to state:-

What is the total number of families who are engaged in sericulture for their living?

S P E A K E R : The minister in-charge Pu Nihar Kanti, to reply.

Pu NIHAR KANTI CHAKMA
MINISTER : Pu Speaker, the answer is 132 families.

- S P E A K E R : Supplementary question from Pu P.P. Thawla.
- Pu P.P. THAWLA : Pu Speaker, is there an intention to acquire private land at Zemabawk for Sericulture department? Is part of the land been given to them ?
- S P E A K E R : Concerned minister to reply.
- Pu NIHAR KANTI CHAKMA MINISTER : Pu Speaker, it came to my knowledge also but the department have a separate land pass.
- S P E A K E R : Some privates try to intrude in the said land but the department rejected. Now, let us invite Pu K. Liantlinga to ask Starred Question No.26.
- Pu K. LIANTLINGA : Pu Speaker, will the hon'ble minister for Urban Development & Poverty Alleviation department be pleased to state: –
- (a) What progress has been made by the Aizawl Development Authority (ADA) for amendment of Rules (Building Regulation)?
- (b) Will it be done within 2010-2011 to alleviate problem faced by the people?
- S P E A K E R : Pu Zodintluanga, the minister to reply.
- Pu ZODINTLUANGA MINISTER : Pu Speaker, my answer is : -

- (a) It is submitted to the government and is now under process.
 (b) We hope to amend it during 2010-2011.

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

Pu K. LIANTLINGA : Pu Speaker, thank you. The matter is of utmost important as election on Municipal Council is approaching. I thank the minister for the assurance that it would be amended and executed. My question is: – My Unstarred Question No.6 was answered but question (c) is omitted, what is the reason?

S P E A K E R : Regarding that question, the hon'ble minister in-charge informs me before the sitting and I have the answer with me and will make correction from the Chair. The question is:– Are they tendered? The answer is:–BADP works for 2007-2008 has already been tendered. Next, Dr. R. Lalthangliana to ask Starred Question No.27.

Dr. R. LALTHANGLIANA : Pu Speaker, will the hon'ble minister for Home department be pleased to state:–

Whether there is an intention to reconstruct Sazai Jail?

Pu R. LALZIRLIANA MINISTER : Pu Speaker, answer to hon'ble member's question is: -

No, there is no intention to reconstruct Sazai Jail.

S P E A K E R : According to this Budget book, maintenance of jail appears to be of Home deptt. but Prison department is shown in the portfolio of the ministers separately as under one minister. This should be corrected for future references. Now, let us invite Dr. R. Lalthangliana to ask supplementary question.

Dr. R. LALTHANGLIANA : Thank you, Pu Speaker. Plan has been made in the previous ministry for reconstruction of jails within Mizoram. Regarding Sazai Jail, it is situated on a sloppy hill with staff quarters in the areas around. Since the building is hardly safe from the storm, is there a way to give priority for the reconstruction?

S P E A K E R : May the minister in-charge give a reasonable answer.

Pu R. LALZIRLIANA : Pu Speaker, I appreciate the correction you made for Unstarred question. If you agree, I would like to distribute a xerox copy to the members. (Agreed)
MINISTER
Regarding Sazai Jail, we are going to receive 20 crore from the 13th Finance Commission and it will be included.

S P E A K E R : Supplementary question from Pu P.P. Thawla.

Pu P.P. THAWLA : Pu Speaker, what is the name of the contractor for construction of Lawngtlai Jail?

S P E A K E R : If the minister can answer, let us invite him.

Pu R. LALZIRLIANA : Pu Speaker, as there are five buildings under construction, I cannot give the name right now. But I assure him that the department does not involve in the construction.
MINISTER

S P E A K E R : We will go to question No.28. Since Pu Hmingdailova Khiangte is on tour, he entrusted Pu K. Lalrinthanga to ask his question.

Pu K. LALRINTHANGA : Pu Speaker, will the hon'ble minister for Higher & Technical Education department be pleased to state: –

- (a) Whether fund has already been obtained for construction of Polytechnic School at Thingdawl?
- (b) If so, how much?
- (c) When will the work be started?

S P E A K E R : The hon'ble minister Pu Lalsawta to reply.

Pu LALSAWTA : Pu Speaker, the answer is: -
MINISTER

- (a) Yes.
- (b) 2 crore.
- (c) Application for Certificate of Land lease is underway and when we get Administrative approval and Expenditure sanction, we will begin work.

S P E A K E R : As there is no supplementary question, we will go to the next question. Pu Lalthansanga to ask Starred Question No.29.

Pu LALTHANSANGA : Pu Speaker, will the hon'ble minister for Labour & Employment department be pleased to state: –

- (a) Is there an intention to expand Labour & Employment and Industrial Training department?
- (b) After implementation of Mizoram Inter-State Immigrant Workers Rules and The Mizoram Regulation and Abolition Rules, how many have violated the rules? If there is none, what is the reason?

S P E A K E R : The hon'ble minister to reply.

Pu LALRINLIANA SAILO : Pu Speaker, the answer is: -
MINISTER

- (a) Yes, expansion will be made under the new Deputy Labour Commissioner and any vacant post will be filled-up accordingly.
- (b) There is no violation reported till date.

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

Pu LALTHANSANGA : Pu Speaker, may the hon'ble minister as well as the present ministry take an initiative to expand not only the department, but also fill-up the existing posts as it concerns with ILP and inspection of workers within Mizoram? Despite its seniority amongst other state's department, Employment department is being neglected for so long. Hence, the department should be upgraded so as to boost up the moral of the staff.

S P E A K E R : Next, Pu K. Liantlinga.

Pu K. LIANTLINGA : Pu Speaker, we have a growing population holder of ILP in Mizoram as the hon'ble Chief Minister stated earlier. In this connection, is there any intention to make rules for restriction of plain people from working without permit? Besides, is there a way for them to apply registration under the Employment Exchange to work under private firms?

S P E A K E R : The minister in-charge to reply.

Pu LALRINLIANA SAILO : Pu Speaker, I am happy to see earnest participation of the members on this topic. During my tenure and with the help of the hon'ble Chief Minister, four officers were recruited and the post of Deputy Labour Commissioner is created in the department as expansion plan is in the process. In Central, L&E is considered as one of the most important departments and the Secretary is treated as a Cabinet Secretary. But in Mizoram, we neglected the importance. Regarding skilled development, the Central assured that no fund is limited in this area. Hence, the government pursues the assurance yet we need cooperation of staff to speed up the process. Presently, plan for construction of buildings and strengthening equipment at Lunglei and Saiha are in process. However, post creation and expansion of staff could not be expedited due to financial problem.

Under Contract Labour Act, 1970, license was given to 19 Contractors under which 1210 were registered. As we are not the issuing authority of ILP, I cannot give answer concerning work permit as we need to have a good streamline with the DC office so as to get number of work permit holders. As of the inter-state immigrant, we have 44 registered contractors under the Immigrant Workmen Act, 1970 under which about 3498 laborers were registered. I believe there are large numbers of unregistered but we do not have man power to verify them. Presently, we are trying to constitute form of work permit which will be attached with ILP. I truly appreciate participation of the members in genuine interest in this department. Thank you.

S P E A K E R : Pu K.Liantlinga to ask Starred Question No.30.

Pu K. LIANTLINGA : Pu Speaker, will the hon'ble minister for Public Works department be pleased to state:—

- (a) What is the original estimate for construction of Mizoram Assembly Secretariat Annexe Building? How many times the estimate was revised? What is the total amount for completion?
- (b) What is the cost for installation of lift and name of the company?

S P E A K E R : The hon'ble Chief Minister Pu Lal Thanhawla to reply and supplementary question will not be entertained due to limit of time.

Pu LAL THANHAWLA : Pu Speaker, first I would like to say a few words on Labour & Employment department. It is true that it has been neglected for a long time as no one knows its importance. Many times, we receive pressure to strengthen and expand it. Thus, we apply expansion policy as Youth Commission is placed under the department in order to receive skill development and human resources it can provide. There are many opportunities which can be benefitted from this department as abundant fund is available. Apart from this, it also concerns safeguarding the people living in Mizoram. Knowing the importance, our leaders are trying their best to constitute Labour Law to protect our workmanship as we are intended to recruit experts in this field. So Pu Speaker, my answers to the question is: -

- (a) The original estimate for construction of Mizoram Assembly Secretariat Annexe Building is ₹430 lakh and is revised once. Amount for completion of works is ₹850 lakh which was sanctioned already.
- (b) The cost for installation of lift is ₹20 lakh and name of the company is Otis.

S P E A K E R : Question hour is over. Before moving on to the next business, the following members availed leave of absence.

- | | |
|---|----------------------------|
| (1) Pu John Rotluangliana, Deputy Speaker | (2) Pu P.C.Zoram Sangliana |
| (3) Pu Hmingdailova Khiangte | (4) Pu Nirupam Chakma |
| (5) Brig.T.Sailo | (6) Pu Lalduhoma |
| (7) Pu S.Laldingliana | (8) Pu K.S.Thanga. |

May the House accept their leave of absence? (The House accepted)

The next business is Presentation of Reports and Pu B. Lalthlengliana, Chairman PAC to present the following reports: -

- (1) Sixth Report on Action taken by the government on the recommendation contained in the Second Report of Public Accounts Committee on C&AG's Report of India 2006-2007 relating to Health & Family Welfare department.
- (2) Seventh Report on Action taken by the government on the recommendation contained in the Fourth Report of Public Accounts Committee on C&AG's Report of India 2003-2004 relating to Food, Civil Supplies & Consumer Affairs department.

Pu B. LALTHLENGLIANA : Pu Speaker, with your permission, I present the following reports: –

- (1) Sixth Report on Action Taken by the government on the recommendation contained in the Second Report of Public Accounts Committee on C&AG's Report of India, 2006-2007 relating to Health & Family Welfare department.
- (2) Seventh Report on Action Taken by the government on the Recommendation contained in the Fourth Report of Public Accounts Committee on C&AG's Report of India, 2003-2004 relating to Food, Civil Supplies & Consumer Affairs department.

S P E A K E R : We will go to Legislative Business and the hon'ble Chief Minister Pu Lal Thanhawla to introduce "The Mizoram Public Servants' Personal Liability Bill, 2010".

Pu LAL THANHAWLA
CHIEF MINISTER : Pu Speaker, with your permission, I introduce to the House, "The Mizoram Public Servants' Personal Liability Bill, 2010". Thank you.

S P E A K E R : The hon'ble Chief Minister begs to introduce the Bill and do we agree? (Agreed). He may now introduce and move the Bill.

Pu LAL THANHAWLA
CHIEF MINISTER : Pu Speaker, with your permission, I introduce and move to the House, "The Mizoram Public Servants' Personal Liability Bill, 2010". Thank you.

Pu Speaker, the main purposes of this Bill are – (1) Measures to ensure financial discipline. (2) Liability for irregular action of public servant. (3) Measures to provide for recovery of unauthorized liability servant. We also see recommendation of high power committee which was empowered to constitute Power of Committee if any incident stated above occurs. It will also help in safeguarding financial liability as we all know how weak our financial disciplines are. Financial

discipline is the foremost to establish efficient administration, clean governance and transparent government. We all have the copy of the Bill and knows its important. This bill tries to make a good financial discipline and will prosecute its violators. The government will, when she deems necessary make notification in the Gazette in order to exercise them as needed. If we pass this bill, it will protect the Government servants from liabilities and ensure there is transparency in government works.

S P E A K E R : As the hon'ble Chief Minister moved the bill and explain its purposes, I hope that we will have a good discussion. The copy has been delivered to the members four days earlier and will have time to study and consult experts in this field. Now, each of us will have 5 minutes and extra time will be given if necessary from the Chair. Let us begin the discussion and invite Pu C. Ramhluna.

Pu C. RAMHLUNA : Pu Speaker, I study this bill as much as I can. I have some points that will need clarification. I hope that the hon'ble House Leader will make clarification in his wind up speech.

I want to make three observations regarding this bill. First, in para 1 of sub para 2 it read "It shall extent to the whole of the State of Mizoram". Here it does not specify whether this bill will become effective in the District Councils immediately or will they make their own law in this regard. Besides, it may not be appropriate for the District Councils as they have their own Autonomy of the highest level. If the wording of this bill is to become effective within Mizoram it will have an effect on their Financial and Executive power. As is the case, the definition of 'Public Servants' does not cover the CEM, EM, and Executive Secretary of the Councils, it would be appropriate if we add 'except District Council Area' in this wording.

Secondly, in the definition we are putting the Chief Minister first and placed the Governor in third. I think that it would be appropriate to place the Governor in the first order and then the Chief Minister if it is going to be a Rule.

Thirdly, I found the wording of para 2 of sub para (g) and para 7 very contradicting. While Para 2 (g) define 'public servant' and omitted MLA, in para 7 we see that "in case the public servants is a Minister/MLA". This shows that para 2(g) and para 7 are in contradiction and it needs clarification. Besides, if we look into the Supreme Court ruling of 16th February, 1984, MLAs are not listed as public servants. On para 8 'Protection of Action in good faith' it describes the public servants like in officers, employees of State Government. It does not need to specify each individual, the word 'public servants' includes them all.

Lastly, I also want clarification on definition 2(b) “Competent Authority” as this is also very contradicting. From reading this bill, if we go on as written it will delay us in many ways. I also want to repeat my request on District Councils authority. It will be appreciate if we can honour their Autonomy and give free reign in making their own law. That is all I have to discuss, Pu Speaker, thank you.

S P E A K E R : Now, we will invite Pu R.Lalrinawma.

Pu R. LALRINAWMA : Thank you Pu Speaker. This Bill we are discussing will become an important factor in wiping out corruption in Mizoram. We have many bills concerning prevention of corruption and its punishment to those who practiced. But they are incomplete to have a desire effect. This bill covers widely and ensures that those who practice corruption will get severe punishment not only in suspension and removal from their job but will recover their misuse through their salary and if that is not enough through their holding of any kinds. Regarding the remark made by the hon’ble member on omission of MLAs, they are omitted as they hold no offices, but those who hold offices will be automatically included. This bill will not bring any extra expenditure in view of Financial Memorandum. Therefore, I give my support to pass this bill.

S P E A K E R : Who will be next ? Pu H.Zothangliana.

Pu H. ZOTHANGLIANA : Pu Speaker, thank you. I am happy that today we are having a discussion on “The Mizoram Public Servants Personal Liability Bill, 2010”. This bill will ensure that fund which are not executed through proper channel and pocketed by someone will be punishable by the law instead of blaming the government as practiced before. This bill will ensure that corrupt people, whether they are individual or group will have to recover their misconduct through any means. In regard to the wording on section 7, I also opine that the words ‘MLA’ should be removed from the sentences. Besides, while the wording are good and clear I noticed in the introduction part words ‘in form of’ which is not often used. Can this be put in ‘in the form of’ but I do not know whether this will be correct. I give my support to pass this bill, thank you.

Pu LALSAWTA MINISTER : Pu Speaker, I am very thankful that the hon'ble House Leader introduce this bill. This bill will make us all cautious in dealing with our money from the lowest to the highest level. Some members pointed out the long sentences and wrong wording in this bill. But we have to know that in order to cover all important aspects, we have to stretch very far. Therefore, this bill was also prepared to cover as much as it can and its sentences cannot be shortened. Regarding the placing of Chief Minister in front of the Governor, I think they are doing it in alphabetical order. If that is the case, the Chief Minister has to come first as 'c' comes first in the alphabet.

Regarding District Councils, they are Autonomous Body as well as Legislature and are under the Mizoram State Government. This bill is very important for them as in the past mismanagement of fund was often heard. This bill will restrict that kind of behavior and their reputation will be straightened. In a short time we are going to have Municipal and this bill will cover it all as well as the political executives, Ministers and any government servants describe by this bill. In regard to its wording and spelling, it is easy to make mistake while preparing bill. But I think that can be remedied and hope that it would not be used as an excuse for not passing this bill. Therefore, in order to have this kind of law I give my support to pass this bill, thank you.

S P E A K E R : Is there anyone who likes to have a discussion? Dr.R.Lalthangliana.

Dr. R. LALTHANGLIANA : Pu Speaker, while saying that this bill is Important I feel we are not careful enough in its preparation for introduction. If we look into the Statement of Objects and Reasons we will see that "And is placed for approval for the Council of Ministers". This shows that we have to be more careful in future while preparing bill for introduction in the House. There is also one matter which I cannot understand regarding the signature. It looks like there is a difference in the signature given by the Chief Minister who is also the Finance Minister. Why there is such a difference in the same persons signature?

Next, on High Power Committee, the member consists of the Chief Sectary and four other officers and we also see 'in case of public servants' the members consist of the Chief Minister as chairman and other two ministers. Here, I think it will be appropriate if we added other members outside political influence and nominate members from the prominent citizen. This bill is the first ever we are going to have in its kind and it would be important to give our best in its execution. In principle I think it is good and if we can find a better way to improve its wording and made correction as pointed out by the members it will be passable. Thank you.

Pu K. LIANTLINGA : Pu Speaker, our bill for today is a must which we needed for a long time. It will enhance the hand of the government in fighting corruption. Under this bill the government can ensure the safeties of funds received under Centrally Sponsored Scheme which are in the past were mismanaged by its executors. Under the definition (d) Irregular Action, it pointed out appointment, engagement, work order, supply order, contract, grant-in-aid, compensation, Central Sponsor Scheme, all these will be operated and executed accordingly from now on. It will be an important tool to wipe out corruption and other misconduct in future. As already pointed out there are many mistakes to be found in this bill but that can be corrected. We know that regarding fund from Central Sponsor Schemes, the ministry of Finance issues strong order not to deposit the fund in private account as well as not in any Private Sector Bank. With this bill all these will be stopped and will prevent the government servants from exercising their power wrongly. Therefore, it would be a tremendous help if we can pass this bill, thank you.

Pu P.P. THAWLA : Pu Speaker, I have a question and that is whether other States have this kind of bill? If so, what are its merit and demerit? Besides, as my fellow hon'ble member pointed out would it be appropriate to include "except Autonomous District Council" in the short title, extend and commencement (2). If not, the autonomous power will be trampled by the High Power Committee in the future. Secondly, the word 'MLA' which was added in para 7 of the definition of public servants should be removed from the sentences. Overall, I think it is good to have this kind of bill and hope that it will be well executed. Lastly, it would be thankful if we exclude the District Council and give them free reign within their area, thank you.

Pu CHAWNGTINTHANGA : Pu Speaker, thank you. Today I am very thankful that we have the opportunity to discuss "The Mizoram Public Servants Personal Liability Bill, 2010". This is the work of the hon'ble Chief Minister to improve Mizoram and the fulfillment of his dream and hope that we all agree to pass it.

First, I would like to add few things on what my fellow hon'ble members said. Regarding the suggestion to remove the word 'MLA', I think that it would not be appropriate as many of us hold offices as Minister, Board Chairman and Parliamentary Secretary. Instead why not describe in detail that particular sentence to show its meaning. Secondly, the inclusion of Autonomous District Councils in this bill is right. The power given to them under provision of the Sixth Schedule is not curtail by this bill. Instead it will protect them from mismanagement of fund and practise of corruption among them.

Some members criticize the long sentences and its readability. But we have to know that in order to cover all loopholes and specify its legislative intention; it has to be long and punctilious. I think it was drafted by expert with care and if we look into each clause and then put together in the end we can read easily and catch the meaning. As the hon'ble Law minister and Pu Lalrinawma, hon'ble member pointed out, there are typing mistakes to be found but that can be corrected easily. Above all, I think we should have this bill long ago and solve many of our problems. Nevertheless, I give my support and request all members to pass this bill.

Pu LALTHANSANGA : Pu Speaker, I am very happy to have the opportunity to discuss this bill and hope that we can have a transparency in our government function. As my fellow members pointed out in regard to appointment of committee members of High Power Committee, it made me think that we are doing this in order to exercise power as we pleased. But as it is the first of its kind it would be a great benefit for Mizoram. Above all I give my support to pass this bill, thank you.

S P E A K E R : Now, we will invite the hon'ble House Leader to wind up and beg the House to pass the bill.

Pu LAL THANHAWLA CHIEF MINISTER : Pu Speaker, I am very thankful that members from each Branch participates well in the discussion. To answer the question whether other state has this kind of bill is that I do not know as I do not ask around.

Many members complaint the sentences but we have to know that this bill was prepared in consultation with the Non-Judicial department and District Council Affairs under the same Law & Order. The long sentences do not alter the intention of its aims and objects. On the last paragraph of Statement of Objects & Reasons we see "For creation of such liabilities" and "and is placed for approval of the Council of Ministers". There is no need for these sentences and if they want to do it, it can be written in "as approval by the Council of Ministers".

Regarding to question relating to legal aspect, our experts deliver the answer and I will not probe into them. On encroachment of power of District Council through this bill, that is not the object. Its object is to ensure that there should be no repeated practice of financial mismanagement and watch over their performances and lend a hand when needed. We have to know that they also depend

on the state finance and that the state government holds many offices within their areas. Besides, we see in the bill that it extends to all of Mizoram and outside where the state government hold establishment of any kinds.

Some members pointed out Clause 7 where the word 'MLA' was found which was not necessary to my thinking. But the drafting committee deems it necessary as many of us hold a public office. Therefore, we have to look behind the scene and saw the spirit why it was necessary to add. On the definition of Competent Authority (b) we saw that ' a competent authority means the authority competent to approve and make payment on account of appointment, engagement, grant-in-aid, compensation or other benefits and entitlement as per rules and existing instructions of the government' . I think this was put in order to curtail it when necessary and possess freedom when needed. This also helps our already existing rule and act.

Regarding MoU which the hon'ble members pointed out, it was for the protection of the state interest. Many MoU was signed in the past where there is liability for the state. In order to prevent this and for the officials and public servant to be more cautious in the future to sign MoU, it was necessary to put it there. Points raised by many members are not objection but the language itself. In this, as our expert in this subject said amendment can be made. We have to know that under Clause II (b) Delegation of Financial Power Rules, Head of Departments' and Head of Officers' power are not confiscated; they still are competent authority within their delegation.

On High Power Committee, two members to be appointed by the Governor which should be two ministers were done correctly. I also think that Clause 8 'protection of action in good faith' was correct in itself. We have to know that Rules will be framed and that will cover and smooth any deficiency found in this bill. All in all, this bill was prepared in order to have a good financial discipline and to discipline officials and public servants from mismanagement and abuse of power; the importance of this bill lies in that. Therefore, Pu Speaker, it is very important to pass this bill and we will look into what the hon'ble members are pointing out and make correction to any false language used and also many of them can be taken care by the rules which will be framed. I beg this august House to pass this bill, thank you.

S P E A K E R : Under rules 102, patent error can be corrected under the direction of the Speaker, and that will be done by this Secretariat. But the important thing is can we pass the bill. Now, we will take vote and go according to our rule which is to pass the bill clause by clause. But sometimes there is a benefit to take it as a whole and will go with this. First we will take Clause 3 to Clause 10 'Body of the Bill', if we agree let us say 'Ayes" (Members:Ayes). Now, the House passes Clause 3 to Clause 10 'Body of the Bill' unanimously.

Now, we will go to second stage and that is Clause I 'Short title' and Clause II 'Definition'. If we agree say 'Ayes' (Members:Ayes). Now, the House passes Clause I and II unanimously.

Now, we will go to Preamble and Enacting Formula. If we agree say 'Ayes' (Members:Ayes). Now, 'The Mizoram Public Servants Personal Liability Bill, 2010' was passed by the House unanimously.

Now, we finished our business for today. We will recess and meet again tomorrow the 22nd September, 2010 at 10:30 AM. We will not adjourn yet as the House Leader have something to say.

Pu LAL THANHAWLA : Pu Speaker, today High Commissioners and Ambassadors with their spouses from ASEAN Countries will be here and the Council of Ministers will have an interaction with them in the Assembly Committee Room. I also want to inform the hon'ble members that the hon'ble Minister for Trade & Commerce arranges a meeting with them for tomorrow night. We will also host programme outside protocol to entertain them. The purpose of their visit lies in the Border Trade and its route. They wanted to visit Zokhawthar and the south but the weather does not permit to visit the south they will go to Zokhawthar by helicopter.

We have to know that this is for the purpose of our State to have trade relation with them and because of that through DoNER our leaders invited them. Therefore, it is important to get acquainted and make formal introduction which will be done in tomorrow night dinner.

S P E A K E R : That is very good news, we have announcement to make from the Chair regarding Panel of Chairmen. Our Panel of Chairmen are as follows: Pu B.Lalthlengliana, Pu Nirupam Chakma, Pu Lalduhoma and Pu K.Lianzuala.

The House is adjourned.
1:15PM

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

LIST OF BUSINESS

**THIRD SITTING ON WEDNESDAY, THE 22nd SEPTEMBER, 2010
(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 P.C. LALTHANLIANA* to lay on the Table of the House a copy of each of the following Rules:
 - a) The Mizoram Prohibition of Child Marriage Rules, 2010.
 - b) The Mizoram State Commission for Women (First Amendment) Rules, 2010.

FINANCIAL BUSINESS

**DISCUSSION AND VOTING ON FIRST SUPPLEMENTARY DEMANDS
FOR 2010-2011**

3. Discussion and Voting on First Supplementary Demands for the year 2010-2011 and Supplementary Demand for grants of Excess Expenditure for the year 2004-2005, 2005-2006, 2006-2007 and 2007-2008.

LEGISLATIVE BUSINESS

Bills for Introduction, consideration and passing

4. *Pu LAL THANHAWLA*, Chief Minister to beg leave of the House to Introduce "The Mizoram Appropriation (No.3) Bill, 2010".

ALSO

To Introduce the Bill

To move that the Bill be taken into consideration

To move that the Bill be passed.

5. *Pu LAL THANHAWLA*, Chief Minister to beg leave of the House to introduce "The Mizoram Appropriation (No.4) Bill, 2010".

ALSO

To Introduce the Bill

To move that the Bill be taken into consideration

To move that the Bill be passed.

6. ***Pu LAL THANHAWLA***, Chief Minister to beg leave of the House to introduce “The Mizoram Fiscal Responsibility and Budget Management (Second Amendment) Bill, 2010”.

ALSO

To introduce the Bill

To move that the Bill be taken into consideration

To move that the Bill be passed.

S P E A K E R : “He who is kind to the poor lends to the LORD, and he will reward him for what he has done”.

Proverbs 19 : 17.

Pu Lalthansanga, the member to ask Starred Question No.42 is absent. So, we will move on to Starred Question No.43 to be asked by Pu C.Ramhluna.

Pu C.RAMHLUNA : Pu Speaker, will the concerned minister for Higher Education Department be pleased to state –

- a) Whether the Post Matric Scholarship Board, Mizoram is revised after 1.04.2000?
- b) If not, what is the reason?
- c) Who is the sanctioning authority for the Post-Matric Scholarship?

S P E A K E R : The concerned minister Pu Lalsawta may answer the question.

Pu LALSAWTA : Pu Speaker, the answer to Pu
MINISTER Ramhluna’s questions are –

- a) Post-Matric Scholarship, Mizoram has not been revised since notification issued on the 3rd April, 2000.
- b) We are trying to make improvements on the Post Matric Scholarship, Mizoram and notifications will be released soon. Amendment had not been made since the 3rd April, 2000.
- c) The Sanctioning Authority of Post Matric Scholarship is the Secretary to the Government of Mizoram, Higher and Technical Department.

- S P E A K E R : Pu C. Ramhluna may ask his supplementary question.
- Pu C. RAMHLUNA : Pu Speaker, sanctioning authority for the said is usually the Director, Higher & Technical Department but files goes directly to the Secretary which I opine is an act of disregard of the authority of the Director. What is the reason?
- S P E A K E R : The concerned minister may answer the question.
- Pu LALSAWTA
MINISTER : Pu Speaker, as Scholarship of Higher & Technical Department also concerns the departments such as Power & Electricity, PHE, Animal Husbandry etc, a representative from each concerned department are appointed for the new Board members. The status of the Director is not degrading for this reason as this is solely meant to expedite file movement and to attain efficiency in the process of work.
- S P E A K E R : Pu P.P Thawla.
- Pu P.P. THAWLA : Pu Speaker, what is the amount of scholarship given to the technical line and college students? What is the amount given as book grant?
- S P E A K E R : The concerned minister may answer the question.
- Pu LALSAWTA
MINISTER : Pu Speaker, the amount varies as it depends upon range of the annual income of the parents. There are book grants, tribal scholarship and merit

scholarship etc, and the amount also varies according to the line they chose e.g. Engineer, Technical and other professional lines. Anyway, we will try to provide the details during our session.

S P E A K E R : Next, Starred Question No. 44 and Pu Lalduhoma may ask on behalf of Pu K.Liantlinga since he is absent today.

Pu LALDUHOMA : Pu Speaker, the question is for concerned minister of Health & Family Welfare department –

- a) Whether consultation firm is hired for upgradation of Aizawl Civil Hospital and District Hospitals?
- b) If so, what are the names of such firms?
- c) What is the amount utilized for the purpose?

S P E A K E R : The concerned minister, Pu Lalrinliana Sailo may answer the question.

Pu LALRINLIANA SAILO : Pu Speaker, my answer is –
MINISTER

- a) Yes.
- b) The firm is AEGIS International & Associates, New Delhi.
- c) ₹.96,04,227/- is utilized for Aizawl Civil Hospital and ₹81,59,963/- for Champhai District Hospital.

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

Pu LALDUHOMA : Pu Speaker, when was consultation firm hired? How well did they serve the purpose? The money spent for the project is much too large and if there is any misuse of fund, will the government take action against it?

Pu P.P.THAWLA : Pu Speaker, does the upgradation scheme include Lungei and Saiha district? Does the scheme cover renovation of hospital buildings?

S P E A K E R : The concerned minister may answer the question.

Pu LALRINLIANA SAILO MINISTER : Pu Speaker, I am unsure of the exact time AEGIS International & Associates was hired. As for their service, an estimate of ₹54.43 crores was sanctioned for Aizawl Civil Hospital and ₹24.83 crores for Champhai Hospital. With the growing population and needs for more space, we decided that the contract be stopped for the sake of the people, and departments that concern only of Emergency, Gynaecology, Care Centre should be stationed here in Aizawl and the rest should be shifted to Falkawn for better efficiency and also for the sake of the patients. We also determine the amount sanctioned as much too large and so the contract is stopped.

Regarding the question of Pu P.P. Thawla, Saiha too is included and the work is in progress with an estimate amount sanctioned of ₹.34 crores. In the same manner, hospitals of Lungei, Lawngtlai, Mamit and Kolasib are also included in the scheme. We have also pursued this matter in the Central government. Thank you.

S P E A K E R : All our leaders have worked earnestly for the overall progress of our state so that no area will be left out. Pu Nirupam Chakma may now have his time.

Pu NIRUPAM CHAKMA : Pu Speaker, I suggest that the consultant be approved by the department or the government in future. My question is - Is there any plan to hire a consultant for Chawngte?

S P E A K E R : The concerned minister may answer the question.

Pu LALRINLIANA SAILO
MINISTER : Thank you, Pu Speaker. We will call a tender in the next phase. As we have also earmarked for Chawngte, it will be included in the 13th Finance Commission.

S P E A K E R : Next, Pu K.Lalrinthanga to ask Starred Question No. 45.

Pu K. LALRINTHANGA : Thank you, Pu Speaker. The question is for the minister, Environment & Forest department-

- a) Is there any scheme of trading with broomsticks for the farmers?
- b) As per trades recommended under NLUP, brooms lies under Soil Department. Does it mean that self-produced broomsticks by the farmers also lies under Soil Department?
- c) Which department is responsible for the trading of broomsticks?

S P E A K E R : The concerned minister, Pu H.Rohluna may answer the question.

Pu H. ROHLUNA
MINISTER : Pu Speaker, my answer is –

- a) No proper system is set for trading for brooms planted by the farmers.
- b) Brooms which grow outside the area of a pass or LSC lies under the authorization of Environment & Forest department.
- c) Since brooms is categorized as minor forest produce, it trading system lies under Environment & Forest Department. Brooms which grow outside LSC of an individual are sold by the department by means of mahal system. Private growers could apply for a transit pass to the Divisional Forest Officer (DFO) as per Rules No. D-24016/50/2002/FST, Dt 22.01.2010.

S P E A K E R : Pu K.Lalrinthanga to ask supplementary question and Pu Lalduhoma will follow.

Pu K. LALRINTHANGA : Last year, Pu Speaker, broom growers and mahalders faced problems in connection with the trading system. Concerned farmers were not aware of the need to report themselves to the DFO in order to sell their broom by means of the mahal system. So, in order to avoid this kind of incident, I request the hon'ble minister to set appropriate system and method to classify broom yielded by growers and those grow naturally.

Pu LALDUHOMA : Pu Speaker, as we have experienced that mahal system is less profitable, is it better for the growers to sell their broomsticks directly to the market? Besides, it has been proved that the broom stalks are good for making papers. So, does the government take any measures in this regard? Is there a possibility to include this trade under NLUP?

S P E A K E R : The concerned minister and the member in charge NLUP may also answer the question.

Pu H. ROHLUNA : Pu Speaker, as mentioned earlier, brooms which grow outside a pass or LSC are sold by Forest department by means of Mahal system to prevent private growers from selling directly to the market. The notification which was issued earlier concerns all the growers yet, there are some who does not want to follow the method. I also want to state that the mahal system supplemented revenue of the department.

Pu Speaker, since NLUP is in progress, the government has not made any conclusion regarding the mahal system as the matter remains under consideration. Finance department will assess the amount of revenue to be earned.

Regarding another purpose of broomsticks, we have not given any thought as the stalks as well as the main brooms are considered as one. As of the question of inclusion as NLUP trade, we have to wait for conclusion of the government. The main purpose of the government is to maintain this business for the benefit of its growers and at the same time, to generate revenue for the government. Thank you.

S P E A K E R : The concerned minister representing NLUP, Pu H.Liansailova may also have his time.

Pu H. LIANSAILOVA : With your permission, Pu Speaker, MINISTER I want to inform the hon'ble member that marketing cells the NLUP Implementing Board approached one company in regard to stalks of broom as the company informed us to provide them one trip for experimenting. Besides, the leaves will also be experimented by Veterinary Science and ICAR if it could be processed for fodder. Yet, the result is unknown as experimentation is still in progress. Thank you.

S P E A K E R : The next question is from Pu Lalthansanga and Pu K.Liantlinga. Pu Lalthansanga may ask first.

Pu LALTHANSANGA : Pu Speaker, Starred Question No.46 for concerned minister of Industry Department –

- a) Whether notification is received from the Central government to establish Food Processing Department? If so, does the government take any step in this regard?
- b) Is there any plan to establish Food Processing Department in Mizoram?
- c) If so, what are the initiatives taken to that effect?

S P E A K E R : The concerned minister, Pu S.Hiato may answer the question.

Pu S. HIATO : Pu Speaker, the answer to the MINISTER hon'ble member's questions are –

- a) It is the idea of the ministry of Food Processing Industries to establish Food Processing Department in every state. So, this matter is under consideration.
- b) Yes, there is a plan to establish a Food Processing Department.

- c) Taking the financial status and condition of our state into consideration, we are examining this issue with care.

S P E A K E R : Supplementary question from Pu Lalthansanga, Pu P.P Thawla and Pu Lalduhoma.

Pu LALTHANSANGA : Thank you, Pu Speaker. I supposed the hon'ble minister, in pursuance of their election manifesto No.21 is taking the steps for setting up of Food Processing department in various constituencies. In this regard, I opine that in order to preserve the harvested crops and fruits, it is first necessary to set up appropriate Food Processing Policy with a separate department. So, I request the government to take initiatives and expedite the works.

S P E A K E R : Next, Pu P.P Thawla.

Pu P.P.THAWLA : Pu Speaker, my questions are for concerned minister of Industries Department - What progress has been made so far to resolve the crisis faced by MIFCO staff? Secondly, during the General Election of 1998, MIFCO had installed machinery at Phura which was not operative. For what purpose the damaged machinery was installed?

S P E A K E R : Next Pu Lalduhoma.

Pu LALDUHOMA : Pu Speaker, Governor's Speech in the Budget Session last year stated that a mega food-park will be established with funds which has already been allotted. On the other hand, it is regretted that most of our public undertakings become sick units. What does the government plan to do in this regard? Will not it be better if such Public Undertakings are privatized gradually and also organize a study team for our

Public Undertakings? Otherwise, it may bring negative consequences for the future of our state.

S P E A K E R : The concerned minister Pu S. Hiato to give the answer.

Pu S. HIATO : Pu Speaker, the Central government issued notification for setting up of Food Processing Unit in Mizoram and if not possible, at least a separate Directorate may be established. The hon'ble Chief Minister had even approached the Central government as we have been assured to receive financial sanction of more than ₹.60 crore. However, the sanction was diverted to other states as no fund is received during this year. The Director of MIFCO made an appeal to the hon'ble Chief Minister to establish at least a separate Directorate as the matter is now under consideration.

Pu Speaker, regarding PSU, we have ZIDCO, ZOHANDCO and MIFCO. They are established under Company Act and authorized capitals are given by the central government with matching share to be contributed by the state government. ZIDCO was established in 1978 with authorized capital of 15 crore rupees and now the capital had been cleared. ZOHANDCO was established in 1988 with the authorized capital of 10 crore rupees out of which ₹9.75 crore had been repaid and the remaining ₹24.65 lakh has also been released this year. MIFCO was established in 1989 with an authorized capital of ₹20 crore and this has also been cleared. At least the share capital of ₹50 crore is planned to be submitted this year. For information of the House, expenditure for the salary of staff of ZIDCO for the year 2009 -2010 amounting to ₹19.61 crore, ZOHANCO – ₹7.37 crore and MIFCO – ₹18.33 crore. As larger portion of fund is utilized for salary of staff, no fund remains at present. So, the government determines to apply structural adjustment loan from Asian Development Bank. But the process could not be expedited as the committee has to be set up first under the chairmanship of Chief Secretary whereas Principal Secretary of GAD as Member Secretary, Commissioner/Secretary of Finance, Commissioner/Secretary of Industry, Secretary of State Planning Board and Principal Secretary of State Planning Board as its members. As mentioned earlier, their monthly income revenue is not in proportion to expenditure for the salary of the employees. I, therefore appeal to the House to kindly consider this issue.

Regarding Pu Thawla's question, I too have seen the machine but I am not sure where the machine is installed or how it is utilized. Thank you, Pu Speaker.

Pu LALDUHOMA : Pu Speaker, obviously the appointed members are busy enough with their respective charges. So, will it be better to appoint this from our legislators or professors to save more time and money?

S P E A K E R : The minister may answer to that.

Pu S. HIATO
MINISTER : Pu Speaker, it is indeed a very good suggestion and appointing new members will be taken into consideration if the need arise. The members are assigned in such a way that they could use their knowledge and talent for immediate reform.

S P E A K E R : Starred Question No.47 to be asked by Pu C.Ramhluna.

Pu C. RAMHLUNA : Pu Speaker, Pu B.Lalthlengliana could not attend today's session due to his health condition. So, he authorized me to ask his question with your permission. The questions are as follows –

- a) The road between Zemabawk to Bung Bangla has always been in a very bad condition. Will this always be unattended?
- b) The land just beyond Company Peng has been sliding for a long time. Will this always be unattended?

S P E A K E R : The concerned minister who also is Chief Minister, Pu Lal Thanhawla may answer the question.

Pu LAL THANHAWLA
CHIEF MINISTER : Pu Speaker, the answer is 'No'. Pu Speaker, the road between Zemabawk and Bung Bangla is an ongoing plan for re-structuring/re-surfacing and ₹812.95

lakh has already been sanctioned for the purpose. The case of land slide at Hunhar veng has already been explained. Do I need to explain it again? Thank you.

S P E A K E R : Supplementary question, Dr. R. Lalthangliana.

Dr.R.LALTHANGLIANA : Pu Speaker, the road of Thenzawl to Buarpui is in a dreadful condition and I think it has been placed for re-structuring under Asian Development Bank. If so, how far is the work in progress? And the connection road from Lunglei - Buarpui too is blocked. Can this be solved at the earliest since any kind of vehicle cannot pass through it? And the road of Serkhan - Bagha too is very poor. Can this be included in work scheduled for re-structuring?

S P E A K E R : The minister of PWD may answer the question.

Pu LAL THANHAWLA CHIEF MINISTER : Pu Speaker, regarding Hunthar veng, I supposed we have already explained with the name of contractor to whom the work is allotted. But most of our re-structuring works cannot be started right now due to heavy monsoon. For re-structuring of Thenzawl-Buarpui road, an amount of ₹14,53,9,000 had been loaned from the ADB, which will also to cover blacktopping, pavement soldering and renovation of hillside. This will also involve acquisition of land which is expected to improve the progress of work.

We are trying our best to expedite implementation of re-structuring of different highways in different areas. I want my fellow members to know that tender for these works were applied by those who do not even know where Mizoram is situated. So, we have sent a complaint in this regard and it may also be necessary to approach the Prime Minister and UPA Chairperson.

S P E A K E R : Question hour is over. The hon'ble Chief Minister has a statement for the people of Mizoram and he is permitted as per rules, section 60.

Pu LAL THANHAWLA : Thank you, Pu Speaker for your
CHIEF MINISTER permission.

Before I make a statement about Mamit, I want to inform my fellow members that visits from Ambassador and High Commissioners from ASEAN had been cancelled since they cannot land at the airport. So, the visit will be rescheduled for the month of November or October.

We have seen in the news that disaster occurred in Mamit and 61 houses were dismantled. Our leaders tried their best to support them as DC Mamit arranged an amount of ₹20 lakhs for compensation and ₹35,000/- for the victims. Pu Speaker, if you give us the permission, the concerned minister of Disaster Management, Pu Lalrinmawia Ralte Parliamentary Secretary and Pu R.L. Pianmawia Deputy Chief Whip may visit the site to give interim relief fund and then come back tomorrow to attend the President's reception. That is all I can say regarding the disaster at Mamit.

S P E A K E R : The concerned minister, Parliamentary Secretary and Deputy Chief Whip may leave the session after the question hour. We will now move on to the next business.

Pu LALDUHOMA : Pu Speaker, I want to raise a Point of Order. To discuss our supplementary demands, we may need time and the governing ministry may also want to highlight the progress they have made. Why do we have to take another bill on the same day when the supplementary demands are discussed? If needed, we should just extend our session.

S P E A K E R : We scheduled on the same day as most of the Bills we have to discuss are relating to our Supplementary Demands. So, it does not need much time.

We will now move on to the next business, i.e. Laying of Paper. Pu P.C. Lalthanliana, the hon'ble minister may lay the following Papers –

- a) The Mizoram Prohibition of Child Marriage Rules, 2010.
- b) The Mizoram State Commission for Women (First Amendment) Rules, 2010.

Pu P.C. LALTHANLIANA : With your permission Pu Speaker,
MINISTER I lay on the table of the House.

- a) The Mizoram Prohibition of Child Marriage Rules, 2010.
- b) The Mizoram State Commission for Women (First Amendment) Rules 2010.

S P E A K E R : Let the copy be distributed. Now, the hon'ble Chief Minister, also the Finance Minister may submit the Supplementary Demand for the year 2010-2011 and Supplementary Demand for Grants of Excess Expenditure for the year 2004-2005, 2005-2006, 2006-2007 and 2007-2008.

Pu LAL THANHAWLA : Pu Speaker, on the recommendation
CHIEF MINISTER of the Governor of Mizoram and with your permission Sir, I move Demand Nos.1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47 and 48 for ₹568,44,69,000/- for meeting expenses during 2010-2011 in respect of the following departments. We all have the copy, so do I need to read them out?

Pu Speaker, on the recommendation of the Governor of Mizoram and with your permission Sir, I move Demand Nos. 2, 4, 12, 16, 22, 33, 36, 38 and 39 for ₹44,13,5,000/- only for regularization of Excess Expenditure during 2004-2005, 2005-2006, 2006-2007 and 2007-2008 in respect of the following departments: -

For 2004-2005: -

| | | |
|---------------------|---|-------------------|
| Governor | - | ₹4000 lakhs |
| Rural Department | - | ₹72.41 lakhs |
| Power & Electricity | - | ₹1, 196, 57,000/- |
| Total | - | ₹12, 69, 2,000/- |

For 2005-2006: -

| | | |
|--------------------------------------|---|--------------|
| Law & Judicial Department | - | ₹13.52 lakhs |
| Parliamentary Affairs Department | - | ₹1.13 lakhs |
| Home Department | - | ₹39.17 lakhs |
| Soil & Water Conservative Department | - | ₹1.07 lakhs |

For 2006-2007: -

| | | |
|---------------------------|---|-----------------|
| Law & Judicial Department | - | ₹3.60 lakhs |
| Rural Department | - | ₹2335.29 lakhs. |

For 2007-2008: -

| | | |
|--------------------------------------|---|-------------------|
| Soil & Water Conservative Department | - | ₹150.90 lakhs, |
| Environment & Forest Department | - | ₹1,52,13000.00/- |
| Rural Development | - | ₹4,47,22,000.00/- |

S P E A K E R : The hon'ble Chief Minister, also the Finance minister has moved his demands for various demands. We will now discuss the demands and each member will have 10 minutes. Pu H.Liansailova may have his time.

Pu H. LIANSILOVA MINISTER : Thank you, Pu Speaker. The main topic of this budget session is NLUP. Firstly, it is the result of the hard work of the hon'ble Chief Minister. It is also because of the earnest efforts given by Chairman of NLUP Implementing Board, Pu Selthuama, Vice Chairman and their colleagues. The detailed project reports have to go through a thorough examination by the Central Planning Commission and different ministries of Central government. The concept of NLUP is accepted and recommended by various ministries in the central.

It is to be noted that a separate sanction order is not required for a big project like this one as it is incorporated with the plan budget and the meeting minute copy is in the hands of the state government and the Central Planning Commissioner. Likewise, when the cabinet approves our DPR, the minute is forwarded to authorities where as an amount of ₹2800 crores was sanctioned for 5 years for the project. As the hon'ble Chief Minister mentioned earlier, an amount of ₹234.82 crores is sanctioned for plan fund from ACA grant which, after discussion will be passed by the House.

The state government follows the system known as Model Scheme or Model Project to ensure success of different trades under NLUP. In regard to selection of beneficiaries, the list is scrutinized and only those who are eligible were selected. As per survey, the number of eligible families are more than ₹1.5 lakhs whereas according to DPR of NLUP, number of families to be covered within five years are ₹1.2 lakhs. Even so, we may be able to cover them within three years depending upon the tempo of our work.

Apart from the inbuilt monitoring we organized, the central government will also monitor the project at all times. The technical committee will again examine the project in detail and then it will become the final stage. I want to thank the chairman of the implementing board, Pu R. Selthuama and his team for their earnest efforts and the hon'ble Chief Minister for pursuing this project for development of the people. With that, I will conclude by saying that I am very

grateful for our Budget and hope that we will achieve our flagship program. Thank you.

S P E A K E R : Next Pu Lalduhoma.

Pu LALDUHOMA : Pu Speaker, I am glad that we can have a discussion on our Supplementary Demands. I also agree to pass the excess expenditure of 2004 – 2005. I am also glad that we now have an additional grant of ₹568 crores. In the GSDP, Agriculture is only 14 % which indicates our negligence and the only option we have is to determine means to increase our GSDP. I think we should also try to concentrate on ‘Production by the Masses’ instead of ‘Mass production’. In my constituency, there is a model piggery village which was failed, but if this is embraced under NLUP, I think we have a good prospect. The same goes for production of Agarbati sticks and it is desirable if it is also taken up under NLUP. I believe it is a good idea to promote production by the masses. I also request the government to provide fertilizers to the farmers at a subsidized rate since we have failed in organic farming.

Regarding employees who are temporarily recruited at the rate of ₹2000 - ₹3000 per month, I opine their pay is very low. Is there a way to increase their pay or employ them on muster roll basis?

Pu Speaker, it will also be grateful if information regarding establishment of Medical College in our state is given. As of lapse of fund, I think it will be appropriate if the minister in charge is given more authority. Finance department should keep up checking of day to day expense of each department. When sanction proposals are made, concerned department should be informed where the proposal stays, like Planning, Finance or Treasury Department. The Ministers should also keep in check on the course of the file in order to prevent another lapse from our funds.

I think we have about ₹200 crores of Contingency Fund during last year and if we could utilize it for contribution of our state's matching share of 10%, we may be able to make an immense progress with the funds. I will conclude my speech by stating that we will surely have a great progress within five years if we work earnestly. Thank you.

S P E A K E R : Next Pu Nirupam Chakma.

Pu NIRUPAM CHAKMA : Thank you, Pu Speaker. I want to say that head of different departments and secretaries should attend our session regularly and that they should read the proceedings carefully in order to take proper actions. Secondly, I am very grateful that the comprehensive and Integral Social Economic Development Project under the NLUP, Government of Mizoram within the Ceiling of ₹2873.13 crores is approved. This project will provide a sustainable source of income for the beneficiaries. Pu Speaker, considering the initiatives taken by the former government to elevate underprivileged, we are blessed that our Chief Minister finds a strategy. Thank you.

Pu LALTHANSANGA : Thank you, Pu Speaker. Glancing at our supplementary budget and the funds that we need for medical re-imburement, I suggest that we should give more attention to our health conditions. Regarding NLUP, I suggest that public undertakings as discussed earlier should also be included under proper monitoring and guidance by the government. We should also give more efforts to promote ZOHANDCO and MIFCO products.

Next, Pu Speaker, the condition of our highways is dreadful. A few days back, experts from All India Oil Corporation came for inspection and remarked that the condition is so terrible that it may be hard to find laborers for maintenance purpose. So, I think we should give more attention to this matter knowing that it will serve a good purpose for our economic development and also for improvement of the problem of inflation. Thank you.

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

Pu P.C. ZORAM SANGLIANA : Pu Speaker, going through our MINISTER Demand for Grants 2010–2011, I am glad that out of ₹568 crore, an amount of ₹234 crore is allotted for the farmers. For this, I am grateful to the hon'ble House Leader for his policies of uplifting the underprivileged. This flagship program will certainly be a great aid for the economic development of our state. Pu Speaker, regarding delegation of financial powers to the Secretaries and Directors of different departments, I think it is wise to practice the method but under strict monitoring and vigilance of the concerned minister as it will help in the rapid development of our program and policies. I will

conclude by saying that I am grateful for the active participation of my fellow members as I give my full support to this Supplementary Demands. Thank you.

S P E A K E R : Morning session is over and we will resume our discussion at 2:00 PM.

2:00 PM

S P E A K E R : We will continue our discussion of Supplementary Demand for the year 2010 – 2011 and each member will have 10 minutes. Pu C. Ramhluna may have his time.

Pu C. RAMHLUNA : Thank you, Pu Speaker. Glancing at our Supplementary Demands, I want to congratulate our ministry for being able to put ₹27.6 crore for medical reimbursement. Apart from these, an amount of ₹234 crore is allocated for implementation of our flagship program. It is truly appreciative as about 600 nos. of families from each constituency could receive ₹1 lakh each. I am grateful to the ministry for being able to provide a sustainable income for the underprivileged.

Pu Speaker, regarding lapse of fund which was also discussed in 2010-2011 budget session, the hon'ble House Leader stated that the lapse will be revalidated in consultation with some experts. Now, the actual amount of revalidated fund is only ₹12.91 crore. What about the rest which was meant to be revalidated?

Pu Speaker, another important issue is our shortage of oil, gas, sugar and rice. Though we are experiencing scarcity of the said commodities, we do not see any provision allotted for it. Likewise, the Health Care Scheme has not been implemented till today despite assurance of the government to be started from 1st September. As of the matter of Fisheries Department, I suggest that proper vigilance should be made regarding supply of fish seeds. While one oxygen pack is supposed to contain 500 fingerlings, some packs contain 280 – 300 Nos. only. Another problem is when fingerling is supplied, some were dead and dried up which indicates corruption prevails in the process of supply of fish seeds. I suggest the Director of the concerned department should be more cautious in the process.

Lastly, departments such as Horticulture and Soil & Water Conservations, after condoning one year, the post of the director are occupied. Why the same procedure is not applied in Fisheries Department? I request the concerned minister to consider the case. Thank you.

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

Pu T.T. ZOTHANSANGA : Thank you, Pu Speaker. Going through our Supplementary Demand for Grants, wrong booking, double booking and miss – booking there are many in the former ministry. I think our officials should be more cautious in this regard.

I am also glad that sufficient amount of funds is allotted for medical reimbursement. Departments such as Home, School Education, Higher Education, Public Works Department and Health & Family Welfare, Power & Electricity, GAD, Finance, Agriculture & Transport have submitted a certain amount of medical reimbursement except for Rural Development and PAD. It is appreciated as ₹652.39 lakhs is allotted for government employees and the people as it will provide the underprivileged, a sustainable income through our flagship program.

Pu Speaker, another important point is, during our sessions our officials usually leave the House after question hour. I am not saying that this should be strictly prohibited but they are unaware of the ongoing discussion and hence they cannot pursue the ‘must do’s’ within the stipulated period. So, in order to avoid this kind of incident, I think it is best that they should keep their eyes and ears open all the times during the session. Overall, our demands for grant are very satisfying and I support it. Thank you.

S P E A K E R : Pu R.Selthuama.

Pu R.SELTHUAMA : Thank you, Pu Speaker. I am glad that we could place ₹234.82 crore for NLUP purpose for one year. Especially rural people are anxious to receive the funds.

The government made appropriate project and plans for implementation of the programme whereas on the other hand, it is the duty of each member to encourage the people in our respective constituency to assure success of NLUP as it will further serve as an overall development of our state. We must also inform our people that the fund will be distributed on installment basis to maximize the success. The hon’ble Chief Minister has also given his very best to convince the Prime Minister and the

Planning Commission to acquire this provision for our flagship program with beneficiaries to be multiplied each year. Thank you, Pu Speaker.

Pu P.P. THAWLA : Thank you, Pu Speaker. Firstly, if all the departments pursue the requirement which had already been assured by the minister, it will surely expedite the progress of work. I am also glad that construction of R.A. Lorrain Market Centre at Saiha is included in our Demands for Grants.

Pu Speaker, as Saiha is the remotest area in Mizoram, development of the area depends partly or wholly on heads of department who are posted there. So, I request concerned authority to post only officers originated from this area, if available, as head of department within Saiha district as they have sense of belonging for the area so that maximum progress is achieved for the district.

One major problem we have is Kawlchaw Bridge which serves as the main route of transportation needs renovation. I request concerned authority to consider repairing at the earliest. I also request our hon'ble House Leader to press BRTF so that their tempo of construction roads in our area is expedited.

On Demand No. 47, I am glad that the concerned minister of Minor Irrigation visited my constituency whereas allotment amount of ₹455 lakhs for major works under Minor Irrigation is truly appreciated. Near Phura, there is Vathlo River which during monsoon, causes an immense problem as it destroys many paddy fields. So, I request the hon'ble minister to provide funds for construction of proper drainage system to prevent further damage in the area.

Pu Speaker, regarding Higher & Technical Education, I express my gratitude on the progress they make and at the same time, I believe the amount of the scholarship received by our students should be increased considering the price of their books and the competition they are facing in today's world.

Pu Speaker, under Mara Autonomous District Council, an amount of ₹50 lakhs was sanctioned for procurement of fish seeds. I do not believe such amount of fish seeds are needed in my area. I request concerned authority to look into the matter carefully so as to prevent misuse of fund which may prevail in the process of supplying fish seeds.

Under Demand No. 39, there is a construction of 33 KV transmission line (tower type) between Lawngtlai and Saiha as highlighted in our Demand. I appeal to the House that the post of this tower should not be shifted as it is the most appropriate point for the area. I will conclude by saying that I support the Demand for Grants and hope the House will pass it unanimously. Thank you.

Pu JOSEPH LALHIMPUIA : Thank you Pu Speaker. It is a great privilege for me to be present here in our session. I express my gratitude to the hon'ble House Leader for placing a large amount for the underprivileged and farmers. NLUP is an instrument for bringing about social and economic changes in our state and I am truly grateful to our party leaders for proposing such strategy. I think it is also a must for all the members to encourage the people of our respective constituency for the success of the scheme. I will conclude by expressing my support to our Supplementary Demand for Grants and hope that my fellow members too give their support. Thank you.

S P E A K E R : Pu John Siamkunga.

Pu JOHN SIAMKUNGA : Thank you, Pu Speaker. Our Supplementary Demand for Grants will affect thousands and thousands of people and I am glad we could discuss this kind of demand that concerns poverty alleviation. The hon'ble House Leader is of the opinion that the only way to relieve poverty is implementation of NLUP. It is obvious that this flagship programme of ours will be the foundation to provide a sustainable income for farmers and the underprivileged. Plans are also made for construction of four lanes National Highway 54 and hydel projects at different areas, Tuirial will generate 60 mega watts power, Kolodyne Hydel project (460 mega watts), Lungrang Hydel Project (815 mega watts), Chhimtuipui Hydel Project (635 mega watts) and Mat project (76 mega watts) . There is also other infrastructure which is assigned by the government. So, I will conclude by expressing my support to our Supplementary Demands. Thank you.

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

Dr. R. LALTHANGLIANA : Thank you, Pu Speaker. We have had a Budget Session in the month of March this year and we all regretted for lapse of fund we had. It seems that we are able to redeem only ₹8 crores out of the total amount of ₹710 crore and ₹51 lakh. Basically this is because of inefficiency of our financial administration. Pu Speaker, I hope this kind of incident will not occur in the future. The Central government now watches each and every detail of our actions and I think we should be more cautious in this regard.

Pu Speaker, on the matter of NLUP, we, the opposition also knows that the ministry is trying its best in taking up the project as we do not oppose this flagship programme any way. But the problem is, it takes too long for the beneficiaries to receive the provision. I think it is wise to disburse NLUP funds at the earliest as it may cause a hindrance for the economic stability of the beneficiaries.

Going through our budget, the government formulates great schemes but scarcity of rice and gas is intensive. We may feel content with our conclusion in the House, but considering the growing inflation, the people we serve are struggling to maintain their families as it becomes harder and harder. Apart from these, the abrupt discontinuation of Health Care Scheme is not a very wise move for the government. Did the government tried to change the decision and continue with the scheme as many lives will be saved? I also request the hon'ble Chief Minister to take emergency action regarding road blockade near Serkhan as rally will be organized from 24 to 26 this month. Pu Speaker, the government has announced implementation of Sixth Pay and I think it is necessary to deal with this matter cautiously. Apart from this, it is also important for the government to carefully determine the basic pay of Constable and Havildar which has not been fixed appropriately. Likewise, there are many problems prevailing under PHE, PWD & P&E which may be resolved immediately.

Regarding Saitluk Airport of Lunglei, we all have supported the resolution but after barely a couple of weeks, we have learnt that the resolution could not be pursued. This indicates our lack of respect of the decision of this august House. Lastly, an important question came up this morning regarding Co-Operation department. The department which is supposed to be a revenue earning department does not make any profit. The same goes for departments such as Tourism and Transport which are supposed to earn resourceful income for our state. So, in this light, I will conclude by saying that we have to put more efforts to build a better future for ourselves. Thank you.

S P E A K E R : I now call upon the hon'ble Chief Minister to wind up the discussion and also to beg leave of the House to pass the Demand.

Pu LAL THANHAWLA : Pu Speaker, most of the members, CHIEF MINISTER even from the opposition party expressed their gratitude for the demand we are discussing. I must say that the overall discussion of this session is very pleasing and I will try my best to wind up the discussion in brief.

Among all the important points highlighted by Pu Lalduhoma, the idea of 'Production by the Masses' is very important as the main objective of NLUP is production of the masses with an objective to increase the state gross

product. I am also grateful that the members of the House welcome this flagship programme and we will try to operate this scheme with care to ensure success. As the plan read out by our hon'ble minister Pu H.Liansailova this morning, each beneficiary too have to be set up mentally prepared as we are trying to support them by organizing a joint conference with AMFU. Officers in-charge from different lines in various departments are trained solely for this purpose. We further conducted trainings and awareness with NGOs and religious leaders which compels us to delay in disbursing the funds.

NLUP is sanctioned by the Cabinet Committee on Public Affairs and concerned officials whereas funds sanctioned amounts to ₹2873.13 crore. There are 8 different departments which are embraced by this flagship program.

As mentioned by Pu Lalduhoma earlier, the Health Minister and his department are now taking initiatives to set up favorable learning institution for MBBS. We assume that the main college may be constructed at Falkawn whereas staff quarters may set up in the vicinity or in the neighboring village.

We all are regretted for the lapse of fund but so far, ₹22.87 crore out of the total lapse of ₹70.50 crore has already been revalidated whereas only ₹47.65 crore remains. Since plan funds are for the state government, I supposed it will not be difficult to revalidate the remaining.

Regarding scarcity of LPG, it may be noted that the government does not interfere in dealing with this problem but what can be done is to approach IOC authority and the Central government to increase our quota. I believe irregularity of the supply is due to the problem of adulteration as in the supply of rice. Apart from these, weak condition of bridge at Bairabi and poor condition of road is said to be one of the factors. To pacify our situation, our leaders concluded that allotment of VIP quota or special permit should be stopped.

Regarding manufacture of Agarbati and broom sticks, they are all included in the trade and steps have been taken to acquire fertilizers on subsidized rate. Regarding improvement of various departments, the government applied the policy of seniority cum efficiency to ensure efficiency so that promotion of employee may not be processed without following the rules and regulations.

As stated by the hon'ble minister, the southern part of Mizoram could be improved as Rice Bowl of Mizoram and I too am positive that we could produce at least 1/3 of our demand for rice from this region. Hence, priority has been given to this issue. Regarding Saitluk Airport, our engineers, after examining concluded that the site is not suitable and so we are now looking for an alternative site. Regarding PMGSY, RD Ministry cannot provide funds so the central government is trying to resolve the problem by the best strategy. Regarding Food Processing, the central government earmarked an amount of ₹.15 crore but we are unable to provide DPR as yet as we have been preparing for the coming year.

Pu Speaker, the overall discussion of our Supplementary Demand is quite pleasing as most of the members, even the opposition party express their appreciation. So, I too would like to thank all the members for their interest and support to NLUP. I also request all the beneficiaries to work diligently with their respective trades for the success of NLUP.

Pu Speaker, with your permission and the permission of the Governor of Mizoram, I move the House to pass my Demand Nos. – 1, 3, 4, 5, 6, 7, 8, 9, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47 and 48 for ₹586,44,69,000/- only for meeting expenses during 2010 – 2011 in respect of the following department mentioned before. With your permission and the permission of the Governor of Mizoram, I appeal the hon'ble House to pass Demand No – 2, 4, 12, 16, 33, 36 and 39 for ₹44,13,5,000/- for excess expenditure during 2004 – 2005, 2005 – 2006, 2006 – 2007, 2007 – 2008 in respect of the following departments, Rural Development, Power & Electricity, Law & Judicial, Parliamentary, Home, Soil & Water Conservation, Environment & Forest. Thank you.

S P E A K E R : The concerned minister after winding up the discussion moved the House to pass the Bill. Now, first portion of the Demand, Demand Nos.: -1, 3, 4, 5, 6, 7, 8, 9, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47 and 48 for ₹586,44,69,000 /-. All in favour to pass the Bill may say, 'Aye' the 'Ayes' have it. The House unanimously passed first portion of the Supplementary Demand Nos. – 1, 3, 4, 5, 6, 7, 8, 9, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47 and 48 for ₹586,44,69,000/-.

Now, we will move on to the Supplementary Demand for Grants of excess expenditure. The concerned minister moved the House to pass the demand for expenditure for the year 2004-2005; 2005-2006; 2006-2007 and 2007-2008; for ₹44,13,5000/-. All in favour may say 'Aye' and those who oppose may say 'No'. The 'Ayes' have it. Now the House unanimously passed the demand for expenditure for the year 2004-2005; 2005-2006; 2006-2007 and 2007-2008 for ₹44,13,5000/-.

We will now move on to another Legislative Business. The hon'ble Chief Minister may introduce to the House, 'The Mizoram Appropriation No. 3 Bill, 2010'.

**Pu LAL THANHAWLA
CHIEF MINISTER** : Pu Speaker, with your permission and of the House, I introduce, 'The Mizoram

Appropriation No. 3 Bill, 2010' to the House.

S P E A K E R : The hon'ble Chief Minister moved the House to introduce the Bill for consideration. Does anyone oppose? If so, hon'ble minister may now introduce and move the Bill. Let the copy be distributed.

Pu LAL THANHAWLA CHIEF MINISTER : With your permission and of the House, Pu Speaker, I introduce, 'The Mizoram Appropriation No. 3 Bill, 2010' in the House and also move to pass the Bill. Thank you.

S P E A K E R : Since we have discussed the Bill, it is not necessary to discuss again. So, all in favour to pass 'The Mizoram appropriation No.3 Bill 2010' may say, 'Aye' and those who oppose may say, 'No'. The 'Ayes' have it. Now 'The Mizoram Appropriation No. 3 Bill, 2010' is passed by the House unanimously.

We will move on to the next business. The hon'ble minister Pu Lal Thanhawla will move the House to introduce, 'The Mizoram appropriation No. 4 Bill, 2010.'

Pu LAL THANHAWLA CHIEF MINISTER : With your permission, Pu Speaker, I introduce to the House, 'The Mizoram Appropriation No. 4 Bill, 2010.'

S P E A K E R : The hon'ble Chief minister moved the House to introduce the Bill. Do we all agree? If so, the hon'ble Chief Minister may introduce and move the Bill to the House. Let the copy be distributed.

Pu LAL THANHAWLA MINISTER : Pu Speaker, with your permission, I introduce to the House, 'The Mizoram Appropriation No. 4 Bill, 2010.'

S P E A K E R : We all know that the Appropriation Bill is essential as already been discussed. So, another discussion is needed. So, all in favour to pass 'The Mizoram appropriation No. 4 Bill, 2010' may say 'Aye'. The 'Ayes' have it. The House unanimously passed 'The Mizoram Appropriation No. 4 Bill, 2010.'

We will move on to the next business. The hon'ble Chief Minister Pu Lal Thanhawla to move the House to introduce 'The Mizoram Fiscal Responsibility and Budget Management (Second Amendment) Bill, 2010.'

Pu LAL THANHAWLA
CHIEF MINISTER : With your permission Pu Speaker, I introduce to the House 'The Mizoram Fiscal Responsibility and Budget Management (Second Amendment) Bill, 2010'.

S P E A K E R : The Chief Minister moved the House to introduce the Bill. Do we all agree? If so, he may introduce and move the Bill.

Pu LAL THANHAWLA
CHIEF MINISTER : With your permission, Pu Speaker, I introduce to the House, 'The Mizoram Fiscal Responsibility and Budget Management (Second Amendment) Bill, 2010' for consideration.

S P E A K E R : The hon'ble Chief Minister may explain his Bill.

Pu LAL THANHAWLA
CHIEF MINISTER : Pu Speaker, we have discussed this before and my fellow members have also gone through the copy. But if there is any objection, we should give time for further discussion.

S P E A K E R : Pu Lalduhoma.

Pu LALDUHOMA : Pu Speaker, once we passed in our budget sessions we do not have another chance for detail discussion of the expenses but fortunately, the Central Government introduced Fiscal Responsibility and Management Act in 2006 in our state. We have tried our best to minimize our debt in 2008-2009 and 2009-2010 but we failed. So, it is necessary to make Second Amendment during the year 2014-2015. Now, our debt is more than 75% from our GSDP and it is a must to achieve NLUP in order to minimize our debts.

I also request our hon'ble Finance Minister to explain to us the meaning of Accrual Accounting System which will be practiced very soon by our state. I will conclude by saying that I am glad as large amount of our debt will be written-off and also for the new strategy to decrease our debt in 2014-2015. Thank you.

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

Dr. R. LALTHANGLIANA : Thank you, Pu Speaker. The former ministry, keeping in mind of the importance of this Bill, had passed after discussing the amendment in 2005. After the 13th Finance Commission is formed, the Bill had also been passed by other states in order to maintain fiscal transparency. After going through the Bill in detail, I think it will bring positive results and since it is an ongoing process which is in practice, I support to pass this Amendment Bill.

S P E A K E R : The concerned minister, the hon'ble Chief Minister may now have his time.

Pu LAL THANHAWLA CHIEF MINISTER : Pu Speaker, apart from valuable suggestions and opinions, we do not have much further to discuss. The Asset Register mentioned by Pu Lalduhoma is indeed very important and no doubt it will make it easier to trace account expenditures and money transactions of different departments. We may also try to lay

the Asset Register in the Assembly even before we practice the system of Accrual Accounting. I also thank the hon'ble members for their thought and valuable suggestions. With a view to achieve better standard, Pu Speaker, I lay on the table of the House, 'The Mizoram Fiscal Responsibility and Budget Management (Second Amendment) Bill, 2010' for passing.

S P E A K E R : The concerned minister moved the House to pass the Bill. All in favour to pass 'The Mizoram Fiscal Responsibility and Budget Management (Second Amendment) Bill, 2010' may say 'Aye,' and those who oppose may say 'No.'

S P E A K E R : We all seem to agree. Now, " The Mizoram Fiscal Responsibility and Budget Management (Second Amendment) Bill, 2010' is unanimously passed by the House.

Pu LAL THANHAWLA CHIEF MINISTER : Pu Speaker, I thank you and this august House for considering all the Bills with sense of responsibility and also for passing the Bill.

S P E A K E R : As the hon'ble members mentioned earlier, I want to remind all the hon'ble ministers to make sure that officials of their concerned departments should witness the assembly session to obtain more efficiency in dealing with the works of their respective departments.

Pu LAL THANHAWLA CHIEF MINISTER : I will inform the Chief Secretary to make sure that department heads or their representative witnessed the session as to note down important points very carefully. We also have to know that our officials also watch the session from televisions in their office to note down important points stated by the hon'ble members.

S P E A K E R : We now have finished our business. It is to be noted by the members that there will be no sitting on the 23rd and 24th due to the President's visit. As the 25th and 26th is Saturday and Sunday, our meeting will be resumed on Monday, the 27th Sept. 2010 at 10:30 AM.

Sitting is adjourned.
4: 45 P.M

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

LIST OF BUSINESS

**FOURTH SITTING ON MONDAY, THE 27TH SEPTEMBER, 2010
(Time 10:30 A.M. to 1:00 P.M. and 2:00 P.M. to 4:00 P.M.)**

QUESTIONS

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

PRIVATE MEMBERS' BUSINESS

2. * Resolution.

S P E A K E R : For the joy of the Lord is your strength.
Nehemia 8:18

We will take up Starred Question No.61. Let us call Pu K.Liantlinga to ask the question.

Pu K. LIANTLINGA : Pu Speaker, thank you. Will the hon'ble minister for Local Administration department be pleased to state –

- (a) What is the rate for renting ITI Picnic spot per day? What is the timing?

S P E A K E R : To answer the questions, let us call Pu P.C.Lalthanliana, minister.

Pu P.C. LALTHANLIANA MINISTER : Pu Speaker, the answer to the hon'ble member's question is –

- (a) For persons below 20 the rate is ₹.400.

- (b) For persons between 21-50 the rate is ₹.600.
- (c) For persons above 50, ₹.800. The rent period is from 9:00 AM to 5:00 PM.

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

Pu K. LIANTLINGA : Pu Speaker, thank you. I would like to ask if there are life guards and swimming instructors and the strength of staff. If not, I would like to know if proposal could be made to fulfill the above requirements for the picnic spot.

S P E A K E R : To answer the question, let us call the hon'ble minister.

Pu P.C. LALTHANLIANA : Pu Speaker, the answer to the hon'ble MINISTER member's question is, there are M.R. staff who look after the picnic spot. The department is taking necessary safety measure like providing life-jacket and awareness rules & regulations for swimming. It is an on-going proposal of the department to upgrade safety measures of the picnic spot.

S P E A K E R : To ask Starred Question No.62 let us call Pu Lalduhoma.

Pu LALDUHOMA : Pu Speaker, will the hon'ble minister UD & PA deptt. be pleased to state –

- (a) How much fund is allocated for Economically Weaker Sections Housing Project during this financial year?
- (b) The number of beneficiaries covered? What is the criteria for the selection of beneficiaries?

S P E A K E R : To answer the question let us call hon'ble minister Pu Zodintluanga.

Pu ZODINTLUANGA MINISTER : Pu Speaker, the answer to the hon'ble member from Aizawl West are –

It is basic service to the urban poor. It is divided into cluster. We have received ₹2002.80 sanction from central government. Then, we have Integrated Housing and Slum Development Programme. Under this scheme we have received ₹1489.18 sanction. The total amount of fund during the financial year with the state matching share is - ₹3269.14 lakhs. The total amount implemented during the year 2010-2011 for EWS Housing Project is ₹263.12 lakhs.

- (a) As for beneficiaries covered for BSWP Project, selection is yet to be completed. As for IHSDP project 1950 beneficiaries have been selected out of which the construction of house for 130 families have been completed.
- (b) Under EWS Housing project, each District is headed by Deputy Commissioner in the selection committee.

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

Pu LALDUHOMA : Pu Speaker, I would like to ask if the selection of beneficiaries is based on constituency wise or block wise? What is the opinion of the government of this scheme to house BPL families under one huge building? Do the government keep in mind the out come of social structure and its effects on politics and election? Do the government intend to carry on with the project?

Pu JOSEPH LALHIMPUA : Pu Speaker, from the information I have under EWS and IHSDP Housing scheme central government has sanctioned fund for 500 families in Lunglei district. I would like to ask if the fund would be implement accordingly?

Pu K. LIANTLINGA : Pu Speaker, thank you. Who is the contractor of Lawipu division, I am not sure of the scheme. It has been reported that the construction work is unable to continue due to lack of fund, is it true?

S P E A K E R : To answer the question let us call the hon'ble minister.

Pu ZODINTLUANGA : Pu Speaker, basic service to the urban
MINISTER poor is for the capital state. The construction of the building is yet to be completed. Thus, the beneficiaries have not been selected. The said scheme will be implemented in Durtlang and Rangvamual. As for the answer to the hon'ble member Pu Lalhimpua's question, there was a proposal to allot 300 families from Lunglei and 200 families from other state apart from 500 families sanctioned for Lunglei. However, for the information of the House all 500 families will be allotted in Lunglei district.

As for Lawipu and Chite contractor, the government signed memorandum of understanding with Hindustan Prefab Ltd. However, the government is not aware of who the sub-contractor is. Warning has been given to the company in regard of payment we are waiting for the reply from the company.

Pu LAL THANHAWLA : Pu Speaker, the scheme has been started
CHIEF MINISTER from the previous ministry. We are against the idea of housing BPL families under one roof.

S P E A K E R : We will move on to Starred Question No.63. Let us now call Pu C.Ramhluna to ask the question.

Pu C. RAMHLUNA : Pu Speaker, will the hon'ble minister
Higher & Technical Education department be pleased to state –

(a) Whether over seas scholarship is state or central scheme?

- (b) If state scheme, how much is the budget allotment for the year 2009-2010 and 2010-2011.
- (c) If central scheme, under which ministry?
- (d) The total fund received during 2009-2010 and 2010-2011.
- (e) What is the criteria of selection, what are their names and course of study?
- (f) The total fund allotted to each person during the year 2009-2010.
- (g) Who is the over seas scholarship sanctioning authority.

S P E A K E R : To answer the questions let us call the hon'ble minister Pu Lalsawta.

Pu LALSAWTA : Pu Speaker, answers to the hon'ble
MINISTER member Pu C.Ramhluna is –

- (a) Overseas scholarship is state scheme.
- (b) As it is state scheme, there is a budget token provision of ₹2000 each for the year 2009-2010 and 2010-2011.
- (c) Since it is state scheme no fund has been received from central government.
- (d) The beneficiaries of overseas scholarship is selected per overseas scholarship rule 2009. 20 persons have been selected, they are as follows –
 - (1) Vanrosanga, Tasmac London, B.A.(Hons.) in Business Administration - ₹3,97,120/-.
 - (2) Lalrinfela, Tasmac London, MBA - ₹5,92,875/-
 - (3) Lalmalsawmi Renthlei, Liandrillo, Wales UK – B.A.(Hons.) Mgt of Travel & Tourism - ₹3,31,840/-.
 - (4) Betty Bawitlung, Liandrillo Wales UK, B.A.(Hons.) Mgt of Travel & Tourism - ₹3,31,840/-.
 - (5) Gloria Vanlalthumi, E-Thames Grad School, UK., B Sc.(Hons.) International Tourism & Hospitality Management - ₹4,18,500/-
 - (6) Lalfakawma Renthlei, Anglia Ruskin University UK., B.A.(Hons.) in music - ₹5,25,000/-.
 - (7) Lalrinkima, J.C.U. Australia MBA - ₹7,47,150/-.
 - (8) Lalrinkimi Sailo, MIBT/Australia, Diploma in Computing - ₹4,49,640/-.
 - (9) Gabriel Ralte, University of D.C./U.S.A., B.Sc. Registered Nursing - ₹3,65,568/-.

- (10) Hrangkima Hmar, Middlesex University U.K., B.A.(Hons.) in Business Management - ₹5,54,000/-.
 - (11) Jeremy L.Bawitlung, Homesglen, Australia Diploma in Graphic Design - ₹4,14,885/-.
 - (12) Priskil L.Khiangte, Judson College, IL, USA MBBS, - ₹5,06,520/-
 - (13) Lalawmpuii Hmar, E.Thames Grad School United Kingdom B.Sc.(Hons.) International Tourism and Hospitality Management - ₹4,18,500/-.
 - (14) Lalmuanpuii Pachuau, Tasmac London, Master of Business Administration.
 - (15) Lalchhanchhuaha, Eleazer Academic Network, Singapore Diploma in Hospitality - ₹1,65,720/-.
 - (16) Lalnunmawii Renthlei, Eleazer Academic Network, Singapore, Diploma in Hospitality Management - ₹1,65,720/-.
 - (17) Zothanfela Pachuau, Crimean State Medical University, Crimea State MBBS - ₹1,69,280/-.
 - (18) Lalhmuchhuaka, State Medical University, Zaporshzhya, Ukraine MBBS - ₹1,69,280/-.
 - (19) Nancy Lalthakimi Sailo, Zaporshzhya, Ukraine MBBS - ₹1,69,280/-.
 - (20) Velda Lalremruati Airawn, Ustinov College United Kingdom, Ph.D (English Literature) - ₹3,06,700/-.
- (e) Secretary to Government of Mizoram, Higher & Technical Education Department is the sanctioning authority.

S P E A K E R : Supplementary question Pu C.Ramhluna.

Pu C. RAMHLUNA : I am grateful that the minister gave assuring answer, however, I would suggest that the system or the criteria of allotting the scholarship should be dealt carefully. I would like to ask if Transaction of Business Rules, 1987 has been amended? And if the scholarship is given from post matric scholarship. If so, is it against the rules? I would further like to ask if allotment of fund could be made from plan fund.

S P E A K E R : To answer the question let us call the hon'ble minister.

Pu LALSAWTA
MINISTER : Pu Speaker, I will try and give answers to hon'ble member's question but I may not be able to give specific answer. Pu Speaker, since education is con-current list, it is a joint project with central government. The scheme is carried out for the welfare of the students without ratifying the rules.

S P E A K E R : Now let us call Pu K.Liantlinga to ask Starred Question No.64.

Pu K. LIANTLINGA : Pu Speaker, thank you. Will the hon'ble minister for Art & Culture deptt. be pleased to state –

Whether the central government will sponsor the fund of Mizo cultural troop for Common Wealth games.

S P E A K E R : To answer the question let us call Pu P.C. Zoram Sangliana.

Pu P.C. ZORAM SANGLIANA
MINISTER : Pu Speaker, the answer to the hon'ble member's question is –

Central government will not sponsor Mizo cultural troop.

S P E A K E R : Supplementary question.

Pu K. LIANTLINGA : Pu Speaker, thank you.

- (a) What will be the total expenditure
- (b) What is the criteria for the selection and the amount of T.A./D.A.?

S P E A K E R : Let us call the minister to answer the question.

Pu P.C. ZORAM SANGLIANA : From state plan they are given
MINISTER ₹150/- to and fro. ₹200/- during their stay at Delhi. The total expenditure ₹15.50 lakhs. The selection board comprises Secretary of Art & Culture as Chairman, Deputy Secretary as Member secretary, and members are Joint Director, Deputy Directors and instructor. The criterion for selection for selection is for female they should be 5-3 inch. Male – 5.4 inch.

S P E A K E R : Supplementary question.

Pu K. LIANTLINGA : There are various grants that can be obtained under central Art & Culture department. I would like to ask if the government have helped in acquiring this grant.

S P E A K E R : To answer the question, let us call the minister.

Pu P.C. ZORAM SANGLIANA : Pu Speaker, I am not prepared
MINISTER with the list of firms & society, I will give the answer during this session.

S P E A K E R : We will move on to Starred Question No.65. Let us call Pu R.L.Pianmawia to ask the question.

Pu R.L. Pianmawia : Pu Speaker, thank you. Will the hon'ble minister for Minor Irrigation be pleased to state –

- (a) When was Dil lui project executed?
- (b) What is cost of the project?
- (c) Will the project be continued?
- (d) Who is the contractor of the project?

S P E A K E R : To answer the question let us call Pu H.Liansailova.

Pu H. LIANSAILOVA : Pu Speaker, the answer to the hon'ble
MINISTER member is –

- (a) Dil lui project have started from 2006-2007.
- (b) The cost of the project is ₹83,77,000/-
- (c) The project is completed therefore there is no intention of continuing the project.
- (d) It is departmental work.

S P E A K E R : Supplementary question.

Pu R.L. PIANMAWIA : Pu Speaker, before completion of the project the bill was given in full it seems. Is this true?

S P E A K E R : To answer the question let us call the minister.

Pu H. LIANSAILOVA : Pu Speaker, the project was completed
MINISTER before my tenure. There is nothing much I can say about the project.

S P E A K E R : To ask Starred Question No.66 let us call Pu Lalduhoma.

Pu LALDUHOMA : Pu Speaker, will the hon'ble minister be pleased to state –

- (a) Have Mizoram government purchase INSAS Rifle? If so, the number of purchase.
- (b) And if full have been given when did Mizoram government receive the rifle?

S P E A K E R : To answer the question let us call Pu R.Lalzirliana.

Pu R. LALZIRLIANA MINISTER : Pu Speaker, the answer to hon'ble member's question is –

- (a) Mizoram government have purchased 1280 INSAS Rifles. The cost price is ₹28,352/- and full payment is given. The Rifles are purchased with the permission of ministry of Home Affairs from Rifle Factory Ishapore, West Bengal. The rifles were received by Mizoram government on 2.7.2010. Thank you.

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

Pu LALDUHOMA : Pu Speaker, when was full payment given and how long did it take to reach Mizoram.

Pu R. LALZIRLIANA The MINISTER : Pu Speaker, I cannot give the exact date of order. Rifles are made in the factory only after order is placed.

S P E A K E R : To ask Starred Question No.67 let us call Pu P.P.Thawla.

Pu P.P. THAWLA : Pu Speaker, will the hon'ble minister for Home department be pleased to state –

- (a) The number of village needed to evacuate due to construction of Indo-Bangladesh border fencing.
- (b) Names of the villages.
- (c) If there is any policy of the government to reform these villages.
- (d) If not, what is the reason?

S P E A K E R : Let us call the hon'ble minister to answer the question.

Pu R. LALZIRLIANA : Pu Speaker, the answer to the hon'ble MINISTER member's question is –

There are 45 villages. The government of Mizoram have approached central government to solve the problem of these 45 villages. Pu Speaker, it is not state subject. We are waiting for the central government's reaction.

Pu NIRUPAM CHAKMA : Pu Speaker, what I would like to request is Coordination Commission and Fencing Construction Committee should take active action. Also, there should be a committee at Chief Minister level in regard to fencing construction to hear out grievances.

S P E A K E R : Let us call hon'ble House Leader.

Pu LAL THANHAWLA : Pu Speaker, as of now I am not sure if it will be appropriate to constitute committee at Chief Minister level. Anyway we are taking every necessary step to solve the problem.

S P E A K E R : Let us now call the hon'ble Chief Minister to give report of Mamit tragedy.

Pu LAL THANHAWLA : Pu Speaker, I will make it as short as possible. Due to earthquake on January and April, the crack started to occur. CHIEF MINISTER

With heavy shower this monsoon the crack seems to get worse resulting to present situation. Geology and Mining department have been dispatched to check the condition but nothing much could be done. ₹35,000/- each as per CRF rules have been given to the damaged houses. 33 pucca buildings have been damaged 9, kacha buildings have been damaged and ₹10,000/- each have been given, 23 partially damaged houses are given ₹2,000/- each. Pu Speaker, ₹1,00,000/- have been given for search & reserved operation team. 250 silpauline is distributed. The total damaged houses are 65 houses. Further, gratuity relief of ₹20 for adult and ₹15 for children per day has also been given.

Under Economically Weaker Section Housing, proposal is on to construct 13 houses at Bazar veng. Pu Speaker, the government is taking every step to provide whatever fund is available. Hon'ble members who visited the site are Pu N.K.Chakma, Pu Lalrinmawia Ralte, Pu R.L.Pianmawia, Dy.Chief Whip. Pu Speaker, Pu Lalrinnggheta is government employee who is not loyal to the government. The government has rules and regulations to deal with its employees; it shall be carried out accordingly. Thank you.

S P E A K E R : Member absent Brig.T.Sailo and Deputy Speaker.

Today, we will discuss Private Members' Business since the day allotted for it was cancelled in deference to the visit of the President for the Convocation of the University.13 resolutions have been submitted and according to rule 26, it was **balloted** on 22.9.2010 at 1:15pm. According to Bulletin Part-II No.III opened on 23.9.2010, the first resolution is from PuLalduhoma, "The Mizoram Government should **provide** fertilizer to farmers as before".

Pu LALDUHOMA : This resolution will hopefully be of great benefit to the Government's flagship programme. According to the Mizoram Economic Survey 2009-2010, 60% of the population i.e. those engaged in the Agriculture and Allied Services Sector, contribute only 14% towards the Gross State Domestic Product (GSDP).

The need is to increase agricultural produce. This is most easily done with the help of fertilizers. However, the adoption of the Mizoram Organic Farming Act, 2004 has made it unpopular. In spite of the hype surrounding organic agricultural products, I have personally verified that obtaining an organic certificate is very easy and that it does not guarantee the authenticity of the produce. Also, the

introduction of select agents for the supply of fertilizers has made it scarce. Also, since it is not subsidized, it is beyond the reach of the farmer.

S P E A K E R : We now invite the Agriculture minister, Pu H.Liansailova to comment on the action planned or taken in this matter.

Pu H.LIANSILOVA : Urea is available at a subsidized rate from licensed dealership firms with the Agriculture Director as the controlling authority.
MINISTER

Due to a change in the policy of the central government, the fund for subsidising the fertilizer is now given to the manufacturing company so that fertilizers are available at a subsidized rate. To ensure proper utilization of allotment and supply of fertilizers, the government has appointed the Mizoram Agri-Vegetables and Fruit Federation (MAVF) as the approved stockist.

The visiting Parliamentary Committee from the central government was informed about the difficulty in claiming the allotment within 3-4 days from Guwahati as delivered by the Brahmaputra Valley Fertilizer Corporation Ltd. The committee was also informed of the request made to the supplier to supply the fertilizers upto Silchar or Bairabi Rail Head instead of Guwahati to solve the problem of transportation. The committee was also informed that if transport subsidy could be given for transportation of fertilizers to the districts, farmers could get it at a better price.

The licensed dealers will now be closely monitored by the Fertilizer Inspector. The government of India will, in the future, only release the supply of urea through actual requirement lease, the demand for which can be made only from the result of soil health testing. Therefore, we have established laboratories and 3 Soil Testing Vehicles – one for southern districts, one for Aizawl and Serchhip districts and one for Champhai district.

The resolution is in keeping with the action being taken by the ministry and the department.

S P E A K E R : I think the resolution was meant to make it more beneficial to the farmers than just ensuring the availability of fertilizers.

Pu H. LIANSAILOVA
MINISTER : Due to the policy of the central government, it is no longer possible to subsidize fertilizers as it has already been done at the manufacturing level. What can be done is to ensure its availability.

S P E A K E R : Did not you say it was only for urea.

Pu H. LIANSAILOVA
MINISTER : DAP and MOP have been made control items. As such, we can only ensure that they are available at the approved rates. I think this is what was meant by the mover of the resolution.

This has also been made a component of the NLUP.

S P E A K E R : Will the mover of the resolution please clarify what he meant?

Pu LALDUHOMA : That is what I meant though it would be even better if the provisions made in NLUP were used to further subsidize the fertilizers.

S P E A K E R : The chair thought by “subsidy” you meant, as was practiced in the past.

Pu LALDUHOMA : It is both correct.

S P E A K E R : The matter is open for discussion by members, 5 minutes each. We first call Pu R.L.Pianmawia.

Pu R.L.PIANMAWIA : I support the resolution but suggest that instead of farmers, “loneitute” we use the term “kut hnathawktu”, labourers to ensure more beneficiaries.

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

Pu R. LALRINAWMA : This topic is also dear to me. In the second session March, 2009 my Starred Question no.30(c) asked if the government was planning to restart the supply of subsidized fertilizers to farmers which was stopped in the previous ministry. The matter was discussed again in the 4th Session October, 2009. I propose that the use of fertilizers be reintroduced with vigor.

Pu NIRUPAM CHAKMA : Although I support the resolution in principle, we have to consider that a Bill was passed in this very House that declared Mizoram an organic state. In keeping with this, fertilizers procured must be organic.

Also, subsidy provided must equally benefit farmers from all corners of the state. Why are organic farms not established in Mizoram? Provision for this can be made in the NLUP scheme. Price subsidy for animal feeds can also be provided for animal husbandry, fisheries etc.

Pu LALTHANSANGA : From the discussion, it seems that the policy of organic farming introduced by the previous ministry is to be replaced with fertilizers. However, the continued supply of fertilizers into the state shows that it was to be applied to some specific crops and not to all crops as misunderstood by many, including the farmers themselves who refrained from using fertilizers.

My opinion is that to increase the yield of crops, we have to make use of both organic and chemical fertilizers. It is unfortunate that provision was not made for subsidizing fertilizers from the ₹2700 crore sanction approved for NLUP. I further propose that provision for the subsidization of urea be made under NLUP to increase the current GSDP of 14%.

It has come to notice that in the production of compost for organic farming, favouritism among political parties is rampant with no achievement to show. Monitoring should be more stringent. Also, fresh **approach** must be given to other projects like WSCSC, development projects in shifting cultivation and in minor irrigation to wean farmers away from shifting cultivation.

Because I believe that this resolution means to increase the supply of chemical fertilizers reduced by the previous ministry, I support this resolution.

S P E A K E R : We call upon Pu Lalzirliana, Minister.

Pu R. LALZIRLIANA : I would like to clarify that the term
MINISTER “organic state” applied only to specific areas with specific produce to be exported to other countries. However, all the vegetables imported from Silchar are cultivated with chemical fertilizers which are still very much in use even in countries like Israel which exports their produce to European countries.

This resolution deserves to be passed as it will not only benefit the farmers at the grass-root level but also to strengthen NLUP.

S P E A K E R : There still are some members who wish to speak: Pu K. Liantlinga, Pu K.S.Thanga and Pu K.Lalrinthanga. We shall give 5 minutes to Pu K. Liantlinga.

Pu K. LIANTLINGA : Training centres were established at Thingdawl and Neihbawi wherein some farmers were given training. Also effort must be made to ensure proper distribution and control of fertilizers must be carried out in accordance with Fertilizer Control Order 1985. Then we will be able to increase our production so that the annual expenditure of ₹50 crores on import of vegetables may be diverted to the rural areas of Mizoram. Provision for transport subsidy must also be included for farmers of rural areas.

Pu R. LALZIRLIANA
MINISTER : NLUP aims to not only provide subsidies but to provide for free in programs under it.

Pu K. LIANTLINGA : I would like to add one more point, that something must be done to stop the flow of money from the state on **Kuhva and pan hnah**.

S P E A K E R : BAC will meet during the break. The House is adjourned till 2:00pm.

2:00pm

S P E A K E R : We now call on Pu K.S.Thanga.

Pu K.S. THANGA : Seeing that the use of fertilizers is still popular even in developed countries and in other states in the country, I support the resolution.

S P E A K E R : We shall call on someone who will speak against the resolution after Pu K.Lalrinthanga and Pu C.Ramhluna.

Pu K. LALRINTHANGA : I feel that the term “farmer” (loneitu) is too broad and should be replaced by “cultivators”(thlai chingtute) and that the action taken by the government should be acknowledged. Thus, the resolution should read as follows, “The effort of the Mizoram Government in procuring fertilizers to cultivators is appreciated and should be carried on at a faster pace”.

S P E A K E R : Pu P.P.Thawla.

- Pu P.P. THAWLA : I support the resolution even though care must be taken to prevent undue profit by suppliers thus becoming an instrument for corruption.
- S P E A K E R : We call on Pu C.Ramhluna and after him, the mover of the resolution to wind up and seek approval for it.
- Pu C. RAMHLUNA : From the discussion, it seems that the resolution sought for is being taken care of by the concerned department and hence may be left in its hands.
- S P E A K E R : Dr R. Lalthangliana and after him the mover of the resolution to wind up.
- Dr R. LALTHANGLIANA : It must be realised that the agricultural process of the whole state cannot be converted into an organic one within a span of just two years. Also, since it is being taken up by the department, I propose that the matter be deferred and left to the department to carry out. Further, it would be better to leave the wording of the resolution unchanged.
- S P E A K E R : Now, mover of the resolution to wind up the discussion.
- Pu LALDUHOMA : I consider this as part of the “change” and the term “fertilizer” is to encompass all sorts of fertilizers, both organic and chemical. Further, the proposition for change in the term “farmers” to “cultivators” is welcome as it is more specific. Also, I assume that care will be taken to make it readily available even in remote areas. Further, it is imperative that we adopt the Fertilizer Control Act 1985. I also appreciate the plan to provide fertilizers for free under NLUP.

S P E A K E R : Rules 129, 130 etc. prevent amendment of the wording on the floor. Suggestions are to be submitted the day before in writing. Does anyone oppose passing of the resolution? Since there is no opposition, we now adopt the resolution, “The Mizoram Government should provide fertilizer to farmers as before”.

Pu LALDUHOMA : Thank you.

S P E A K E R : We now move on to the next resolution, “We appreciate the measures taken by the Government to improve sport facilities for the benefit of the youth” proposed by Lt.Col.Z.S.Zuala.

Lt. Col. Z.S. ZUALA : The laying of artificial grass at Lammual, the sanction of ₹470 lakhs for the construction of viewing gallery and fencing in accordance with FIFA regulations as also the ongoing construction of an International Standard Sport Stadium at Mualpui and the ongoing construction of a Mini Sport Complex at Pitarte Tlang, ITI Veng for which ₹1305 lakhs has been sanctioned, all which indicates the concern of the government for the youth. Further, the Chief Minister has agreed to consider the establishment of an Indoor Sport Complex within my constituency at Mission Veng, Kawlthei Huan at the old site of the Revenue District office.

Various steps taken by the Government in promoting sports among the youths will surely have a positive effect towards them channelizing their energy and in instilling discipline. Introduction of new disciplines as well as the increase in participation is a result of the steps taken by the authorities.

S P E A K E R : 5 minutes each will be given to discuss the resolution. First, Pu K.Liantlinga and then Pu P.P.Thawla.

Pu K. LIANTLINGA : The effort of the government is indeed to be lauded. I would like to add that District Sport Offices must be established in all district headquarters. A proper Operation Manual and Plan & Strategy must be made for the Catch Them Young Policy being undertaken. Provision must be made to provide TA/DA for tournaments being organized by the PYKKA. Further, steps must be taken to replace the State Sport Council with a Sport Authority of Mizoram with an increased number of staff as per post sanctioned.

Pu P.P.THAWLA : Considering the work that has been undertaken till date, I support the resolution.

Pu R. LALRINAWMA : Aid of ₹15 lakhs to various District Committes and a sum of ₹201 lakhs has already been provided to various associations of various disciplines. The Catch Them Young policy has introduced many new disciplines in which we have fared well even in the National level. The inclusion of Tug of War as a recognized sport is much appreciated. Besides, the ₹2,99,32,300 lakhs which has been distributed to sportsmen as incentives, there is visible development in infrastructure for sports as well. I, therefore, suggest that this resolution be passed unanimously.

Pu LALTHANSANGA : The steps taken by the government to date all cater to team sports. Not much has been done to further individual sports (wrestling, boxing etc.) in which our players fare better. To further promote sports, I suggest that the rent for utilization of sport facilities be reduced and that provisions be made from the fund provided by the Council. Also, measures must be made to allay the fears of parents so as to make sports an alluring career.

I am also making a request for the construction of a playing field along with a pavilion in my constituency.

Pu S. LALDINGLIANA : I have two points to illustrate the achievement of the department within these two years. First, the development of the Thenzawl Women Hockey Training Centre in association with SAI has resulted in 4 women being selected into the National Team. Also, two SAI extension training centres will be opened shortly at Lunglei and Aizawl Ramhlun Sports Complex. The children selected for training will be given education, provided with clothes and materials required for their training. The General Manager of SAI has agreed to make way for the establishment of the Aizawl centre as a Sub-Centre.

The ₹40 lakhs sanctioned for employment of coaches has been gainfully utilized in engaging coaches from Malaysia for badminton and a national coach by the Mizoram Rifles Association.

Further, language classes in English and Hindi are being held for the sports persons to help them overcome the communication barrier during training and tournaments.

Pu C. RAMHLUNA : 1) Pu Speaker, the term “our government” should be “the Mizoram Government” since steps were also taken by the previous ministry in the development of sports. 2) Catch Them Young was introduced by the MNF ministry. 3) PYKKA was planned and introduced first by the MNF ministry in the country. 4) ₹34 crores was sanctioned by the MNF ministry for the State Sports Academy. 5) The Kolasib Football Academy was established by the MNF. 6) The Hockey Women’s Training Centre at Thenzawl was also established during their time. 7) Plans were made for the establishment of the SAI Area Games Centre at Lunglei. 8) The ₹120 crores project at AR Ground, for the Rajiv Gandhi Stadium included provisions for artificial grass, hotel and restaurant. 9) The previous ministry had established a Sports Council Bill. 10) Many national level players were trained during the previous term.

Pu P.C. ZORAM SANGLIANA : The increased budget of ₹10413.13 lakhs set aside for sports is proof of the concern the present ministry has for the youths and sportsmen. The arrangement of spoken English and Hindi classes, the freedom to procure equipments from firms of their choice, the clearing of liabilities amounting to more than ₹.400 lakhs, the establishment of an NCC Bn. are all proof that the resolution deserves to be passed.

Pu LAL THANZARA : It is true that many steps were taken by the previous ministry, which were continued by the present one as also the clearing of liabilities amounting to more than ₹400 lakhs. In consideration of the suitability and interest of the youth in Cricket, a cricket stadium at Sihhmui is under construction for a sum of ₹1128.16 lakhs. Plans are also under way for a golf course at Thenzawl. As pointed out by Pu Lalthansanga, Lammual will be suitable mostly for football. However, it is suited that we have such a home ground for a state which has so many national football players. It must not be forgotten that provisions for other sports such as wrestling is being made at Pitartlang.

Pu LALDUHOMA : I applaud the concerned minister and the Finance Minister for having increased the sport budget to such an extent. My constituency has greatly benefitted from the progress made by the sport department, the cricket stadium at Sihhmui, the football field at Sairang Dinthar, both constructed on land donated by Pu Rotluanga and Pu Lalchungnunga respectively. The Luangmual Sporting Club is considered to be foremost in the state and has recently qualified to play at the national level in football. However, aid is needed to raise the fund required to participate. We ask the government's help in this matter.

Pu NIRUPAM CHAKMA : I would like to thank the minister and the Sports Council for the fund of ₹3,31,000/- for improvement of playground at Nalbunia. The fund from PYKKA has made tournaments possible in the remote areas. However, it should be possible for the fund of a little over one lakh to be given blocks-wise. The District Council is currently aiming to establish at least one international sized playground at every village, amounting to around ₹78 crores. I request the government and the Sports Council to recommend the plan for us at the centre. Importance should be given to awarding scholarships and incentives to sportsmen who are successful at the international level and the national level.

Pu R. SELTHUAMA : Recently, 654 medals have been brought home by participants in combat sports, 16 by teams, and 145 in various other disciplines. Besides this, there have been many achievements made in sports. Boys Academy was also established at Kawnpui. The 17 disciplines undertaken in the Catch Them Young Policy is sure to yield good

results. I request that consideration be made for popular games such as draught, which are not recognized internationally.

S P E A K E R : Pu Thangtea and after him Col. Z.S. Zuala to wind-up.

Dr. R. LALTHANGLIANA : I would like to point out that the foundation for many of the achievements mentioned were laid during the term of the previous ministry and so the term “our government” can be construed to include both the previous and the present ministries. Some of them are the introduction of Catch them Young policy in 2005, the concentration on sports by authorities under SSA, plans for the development of A.R. Lammual as a sport complex, the introduction of PYKKA and the establishment of academies in various parts of the state.

S P E A K E R : The House Leader has something to say.

Pu LAL THANHAWLA CHIEF MINISTER : Although the previous ministry had done much to improve sports in the state, there were many unfulfilled plans which the present ministry has undertaken successfully. The plans for the development of A.R.Lammual could not be realised without the consent of the Assam Rifles authorities. The project was undertaken at Mualpui at a larger scale. Now, with the consent of the AR, galleries are also being constructed at Lammual. The ground work for the cricket stadium at Sihhmui was taken up by the Cricket Association of Mizoram with aid from the DoNER Ministry. Currently, affiliation is being sought for at the Centre. Lastly, the appraisal of land and planning is on-going for the establishment of golf courses at Thenzawl, Champhai and Lengpui.

S P E A K E R : Let the mover wind up for the bill to be passed.

Lt. Col. Z.S.ZUALA : The House Leader has added new information for which I am grateful. I hope that the previous ministry will also support this resolution considering that the liabilities accrued during their tenure were cleared by the present ministry.

S P E A K E R : The private resolution “We appreciate the measures taken by the Government to improve sport facilities for the benefit of the youth” is now adopted by the House since there is no opposition. There are 3 important Bills to be discussed tomorrow. The House will begin tomorrow at 10.30 A.M.

Sitting adjourned at 4:00 P.M.

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

LIST OF BUSINESS

**FIFTH SITTING ON TUESDAY, THE 28TH SEPTEMBER, 2010
(Time 10:30 A.M. to 1:00 P.M. and 2:00 P.M. to 4:00 P.M.)**

QUESTIONS

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

LAYING OF PAPERS

2. *Pu LAL THANHAWLA*, Chief Minister to lay on the Table of the House a copy of “Joint Electricity Regulatory Commission for Manipur and Mizoram Annual Report 2009-2010”
3. *Pu LALRINLIANA SAILO*, Minister to lay on the Table of the House a copy of “The Mizoram Child Labour (Prohibition and Regulation) Rules, 2010”.

OFFICIAL RESOLUTION

4. *Pu LALSAWTA*, Minister to move an Official Resolution in the following form :
 “The House expresses its gratitude and appreciation to the Central Government for approving the scheme and awarding the funds required under the Comprehensive and Intergrated Socio-Economic Development Project under the New Land Use Policy (NLUP) of Government of Mizoram to be implemented in Mizoram State for alleviation of poverty from the financial year of 2010-2011”.

LEGISLATIVE BUSINESS

Bills for introduction, consideration and passing

5. *Pu ZODINTLUANGA*, Minister to beg leave of the House to introduce “The Mizoram Municipalities (Amendment) Bill, 2010”.

Also
To introduce the bill
To move that the Bill be taken into consideration
To move that the Bill be passed.

6. *Pu LAL THANHAWLA*, Chief Minister to beg leave of the House to introduce “The Mizoram Money Lenders and Accredited Loan Providers (Regulation) Bill, 2010”.

Also
To introduce the Bill
To move that the Bill be taken into consideration
To move that the Bill be passed.

7. *Pu J.H.ROTHUAMA*, Minister to beg leave of the House to introduce “The Mizoram Cooperative Society (Amendment) Bill, 2010”.

Also
To introduce the Bill
To move that the Bill be taken into consideration
To move that the Bill be passed.

8. *Pu LALRINLIANA SAILO*, Minister to beg leave of the House to introduce “The Mizoram Shops and Establishments Bill, 2010”.

Also
To introduce the Bill
To move that the Bill be taken into consideration
To move that the Bill be passed.

S P E A K E R : “ If it is leadership, let him govern diligently”.
Romans 12:8
“The diligent man prizes his possessions”.
Proverbs 12:27

S P E A K E R : We will begin with Question Hour. Let us invite Pu K. Liantlinga to ask Starred Question No. 81.

Pu K. LIANTLINGA : Will the hon'ble minister for DP&AR be pleased to state –

How many training does the Administrative Training Institute conduct in a year?

Pu H. LIANSILOVA : Pu Speaker, the number of training conducted differs every year. During 2008-2009, 78 training was conducted. During 2009-2010, 82 times and in 2010-2011, 52 times so far.

S P E A K E R : Supplementary questions from Pu K. Liantlinga and Pu Lalduhoma.

Pu K. LIANTLINGA : Pu Speaker, I would like to know in what subjects are training given at the ATI. Are the Assembly matters included?

Pu LALDUHOMA : Pu Speaker, will it be possible for the expert officials to give lecture on the subject at the ATI since their experience would be invaluable?

Pu H. LIANSILOVA : Pu Speaker, the hon'ble members' observations are well appreciated. We have appointed a guest lecturer from the Assembly Secretariat once and if necessary we will arrange other such trainings.

S P E A K E R : Pu Lalthansanga to ask Starred Question No. 82.

Pu LALTHANSANGA : Will the hon'ble minister for Food, Civil Supplies & Consumer Affairs deptt. be pleased to state –

- a) How many petrol and diesel black marketers have the government apprehended?
- b) How many LPG black marketers and adulterators have the government caught?
- c) What actions have been taken upon those that have been caught?
- d) Is the government aware that there are places where adulteration of petrol and diesel are being performed?
- e) If so, what action has it taken to stop these illegal activities?

S P E A K E R : Pu Rohluna minister may provide the answer.

Pu H. ROHLUNA : Pu Speaker, the answers are –
MINISTER

- a) Between the month of January and August, 2010 four people have been apprehended.
- b) One LPG black marketer was apprehended while 19 adulterators have been caught. The black marketer is charged with a case which is ongoing and the other 19 are punished under the standing law of the Legal Metrology.
- c) The government is not aware of such a place.
- d) The strategic points of the roads are continually kept under vigilance to prevent adulteration of the fuel.

- S P E A K E R : Supplementary questions from Pu Lalthansanga and Pu K. Liantlinga.
- Pu LALTHANSANGA : Pu Speaker, although the government has incarcerated 4 people, scarcity of petrol and diesel results in lots of black market sales and I feel that the department sorely need strengthening. Same is the case with LPG. Will it possible for the government to hire a private eye to report such illegal activities so that quicker actions may be taken?
- Pu K. LIANTLINGA : Pu Speaker, the hon'ble minister said that the government is not aware of the existence of such a place but it is rumoured that such activities are going on openly at Vairengte. Will it be possible to investigate the matter? The Bairabi road is also extremely poor and I would like to know what plan the government has to repair the road. What is our situation in the supply of rice and sugar per day? What action has been taken about the proposed road block by the Bairabi NGOs?
- Pu R.L. PIANMAWIA : Pu Speaker, is there any intention to organize a total bandh at Bairabi? What does the government plan to do about it?
- Pu H. ROHLUNA : Pu Speaker, although the department is giving all its efforts, it is almost impossible to stop all the black marketing since the fuel are in such high demand. We are severely understaffed and anyway, there are cellphones now and these perpetrators easily warn themselves of our surveillance and when we actually get there they have already packed up and left. Therefore, I would like the House to understand our dilemma. We have set up an enforcement squad to patrol the highways to check for such activities.

The supply of rice and sugar is very poor since 15th June due to the damaged railroad and if we had not stocked our godowns before the rains came, we would face a grave problem by now.

As our rice supply is almost depleted, we cannot afford to block the roads and hence we have requested the Home Minister and the hon'ble Chief Minister to talk sense to the people of Bairabi while the E-in-C of PWD has also gone to the location to assess their problems.

The central has introduced a new scheme called the RGGLV by which 18 mini gas agents will be appointed in rural areas, 13 of these mini agents have already been approved in the 1st stage and I request the MLAs to assist the government in their respective constituencies for the successful implementation of the scheme. Thank you.

S P E A K E R : Let us invite the hon'ble Chief Minister to say a few words regarding the matter.

Pu LAL THANHAWLA : Pu Speaker, we all know the
CHIEF MINISTER problems we are facing due to heavy monsoon and the government is desperately trying to solve the problem in any way it can. The extent of our dilemma is highlighted by the fact that we are seriously considering air drops in the more remote areas.

We have beseeched the leaders of the village not to proceed with the protest but they have refused and I personally believe that this is a step to escalate our present hardship in the rest of the state. Furthermore, blocking the highway is an offense and the government will take prompt action if it is carried out.

S P E A K E R : Let us call upon Pu P.P. Thawla to ask Starred Question No. 83.

Pu P.P. THAWLA : Will the hon'ble minister for Parliamentary Affairs deptt. be pleased to state – Why the Dy. Government Chief Whip does not have a Discretionary Fund?

Pu LALSAWTA MINISTER : It is not sanctioned under the law.

S P E A K E R : Pu P.P. Thawla.

Pu P.P. THAWLA : The Dy. Government Chief Whip is a Minister of State rank and even the Parliamentary Secretaries receive ₹75,000 quarterly as discretionary fund. Is it possible to provide his office with such a Discretionary Fund as well?

Pu LALSAWTA MINISTER : The government will see what it can do.

S P E A K E R : Let us invite Pu Lalduhoma to ask Starred Question No. 84.

Pu LALDUHOMA : Will the hon'ble minister for Finance be pleased to state –

How many projects had been shelved by the central due to our inability to match the state share from 2009 till today?

Pu LAL THANHAWLA CHIEF MINISTER : Pu Speaker, we have no report of such project cutbacks because the state matching share was not met. There were 3 departments which submitted an explanation though.

Pu LALDUHOMA : I am a little reluctant to agree with the accuracy of those reports because there are several incidents which indicate that we are extremely hard up in matching our shares, one example of which is the RD department which lost over ₹100 lakhs under the NREGS. I request the House Leader to try and find a solution because we are losing precious money under our very nose.

Pu LAL THANHAWLA CHIEF MINISTER : Pu Speaker, I sincerely appreciate the concern expressed by the hon'ble member. I admit that I have not studied the reports submitted by the departments but their official declaration is 'nil' which I find hard to believe myself.

It is true that if we do not match our share and use a better finance maintenance system, we will face problems very shortly. Therefore, I would like to assure the hon'ble member that we are taking necessary actions to avoid loss of funds in the future.

S P E A K E R : Pu Nirupam Chakma.

Pu NIRUPAM CHAKMA : Pu Speaker, how many projects have we missed out due to our inability to submit taxes to the central? How many projects have been approved by the central but not released because the state has not met its matching share?

I would like a copy of the shared schemes during the past 5 years and if we assess the amount of all our matching shares and integrate it in our budget, will it be possible to implement the schemes?

Pu LAL THANHAWLA : Pu Speaker, the government will
CHIEF MINISTER release the Multi-Sectoral matching
share shortly. If he wants it, we will
send him a copy of the schemes to
him. I do not know if the share could be integrated in the Plan Fund but I will
consult the experts and I will get back to him at another time.

S P E A K E R : Pu K. Lalrinthanga may ask Starred
Question No. 85.

Pu K. LALRINTHANGA : Will the hon'ble minister for Power &
Electricity department be pleased to
state –

- a) What is the estimate for Serlui B Hydel Project?
- b) How much will it take to complete the project?
- c) When will it be inaugurated?
- d) Calculating the unit expenditure, how much will it cost the people
per unit?
- e) Will it be utilized by other departments?
- f) If so, which department?

Pu LAL THANHAWLA :
CHIEF MINISTER

- a) The estimate for Serlui B Hydel Project is ₹191.13 crores.
- b) The completion cost is being calculated at this moment.
- c) It is expected to be inaugurated by October.
- d) The unit cost will be ₹4.33.
- e) It will also be utilized by the departments of Tourism, Fisheries
and Agriculture.

S P E A K E R : Pu Lalrinthanga to ask supplementary
question.

Pu K. LALRINTHANGA : The unit cost would be ₹4.33, but when the loans we have availed are included, the cost comes to ₹7. Will it be possible for the people to pay for electricity when we used to pay much less per unit?

S P E A K E R : Pu Lalduhoma.

Pu LALDUHOMA : We already have such an experience of high cost of production resulting in a cost that is unaffordable for the people at the Bairabi Thermal Project in the past. Can you tell me in layman's term why the cost is so high?

S P E A K E R : Our time has come to an end but let us invite the Chief Minister to give a reply.

Pu LAL THANHAWLA : During the time Pranab Mukherjee was Chairman of the Planning Commission, he was very enthusiastic about the hydel project but the projection cost was too high and hence it was abandoned eventually. In any case we still do not have forest clearance since 1992, Pu Speaker.

S P E A K E R : A little like a private venture, right?

Pu LAL THANHAWLA : Very much so, Pu Speaker. Are the members satisfied with the answer?

S P E A K E R : The Question Hour has ended and let me inform you that Pu John Rotluangliana and Brig. T. Sailo are absent today.

We will now move on to Laying of Papers; let us invite the hon'ble Chief Minister Pu Lal Thanhawla to lay 'Joint Electricity Regulatory Commission for Manipur and Mizoram Annual Report, 2009-2010' on the Table of the House.

Pu LAL THANHAWLA
CHIEF MINISTER : Pu Speaker, with your permission and of the House I now lay 'Joint Electricity Regulatory Commission for Manipur and Mizoram Annual Report, 2009-2010' on the Table of the House.

S P E A K E R : Let us invite Pu Lalrinliana Sailo to lay 'The Mizoram Child Labour (Prohibition and Regulation) Rules, 2010' on the Table of the House.

Pu LALRINLIANA SAILO : Pu Speaker, with your permission and of the House, I lay on the Table of the House 'The Mizoram Child Labour (Prohibition and Regulation) Rules, 2010'

S P E A K E R : Let the copies of both papers be distributed.

We will now take up an official resolution by the hon'ble minister Pu Lalsawta – 'The House expresses its gratitude and appreciation to the Central Government for approving the scheme and awarding the funds required under the Comprehensive and Integrated Socio Development Project under the New Land Use Policy of the Govt. of Mizoram to be implemented in Mizoram State for the alleviation of poverty from the Financial Year 2010-2011.' Let us invite the hon'ble minister to move the resolution.

Pu LALSAWTA
MINISTER : Pu Speaker, now that the central has realized the need of the state which we as a party, has tried to promote for a long time, I feel that we should express our gratitude to the central gov't.

Our hon'ble Chief Minister and House Leader had long pondered on this matter even before we assumed power and now that we are in power, we have done everything in our capacity to make it a reality. Fortunately, the central has also recognized the condition of the state and the vital role the NLUP could play in alleviating poverty. Therefore, extending our sincere gratitude is in order.

S P E A K E R : Each member will have 5 minutes for discussion. Let us start with Pu Lalduhoma.

Pu LALDUHOMA : Pu Speaker, before we really start, can the government tell us specifically why we should be thankful? How much fund has been allocated? What are the terms of the central and Planning Commission? What documents do we have?

S P E A K E R : Let us invite Pu Liansailova to throw light on that.

Pu H. LIANSILOVA
MINISTER : Since the scheme was deliberated at the Union Cabinet level, the Planning Commission thought it is best to allocate it under non-lapseable pool fund.

They are acutely aware of its potential in that we could change our system of farming, land holding system etc. and they consider it is an inclusive development project. In fact, they realize its potential so much that

they want to implement it on a larger scale, which is more than we expected. They have allocated ₹2873 crores for 5 years of implementation.

Pu LALDUHOMA : Pu Speaker, looking at the break ups in the PR of Planning Commission, if we exclude the convergences and beneficiaries contribution, the fund allocated for NLUP is approximately ₹1526.14 crores. The use of convergence itself is a new step and I am glad they have decided upon it.

I also wonder if we could integrate the NLUP fund in the budget because then, our budget would increase dramatically and since this scheme is highly unlikely to be completed during 5 years, our budget size will remain larger than the previous years. This is a huge scheme that will make or break our state in the eyes of the central, so I request the authorities to proceed with extreme caution.

I know how hard the government has worked on this and therefore, I am also very thankful. I support the resolution, thank you.

S P E A K E R : Pu Lalrobiaka.

Pu LALROBIAKA : Thank you, Pu Speaker. I am happy that our leaders have decided to move a resolution expressing our gratitude to the central. The implementation of the NLUP has changed lives as we are witnesses to the development it engenders among the poor.

The development potential as seen by the central is quite clearly predicted in the PR of the Planning Commission which states that the economic growth is expected to be 6%-16% within ten years time. This in itself is definitely a great achievement.

It is however, imperative that we do our parts as Christians and use the funds correctly as it is intended. Thank you.

Dr. R. LALTHANGLIANA : Thank you Pu Speaker. I feel that since this is a flagship programme of the ruling party even before the election, they have moved the resolution of thanks quite late. If we are to thank the central government in the House, I would think that we should have better information and documents which they failed to provide the members with. That is what I have to share in the House, thank you.

S P E A K E R : Pu K.S. Thanga.

Pu K.S. THANGA : Pu Speaker, I am thankful that we have now reached a new milestone in that we are now systematically starting to really make use of the CSS funds we receive unlike the past years.

The central is also keenly interested in the progress of the scheme which is evident in that they have assisted us in designing better conversions and implementation methods. They have prepared us as a model state and if it is implemented successfully, they are considering its implementation in other backward states as well. Therefore, I support the resolution wholeheartedly, thank you.

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

Pu K. LIANTLINGA : Pu Speaker, we have requested a sanctioning order since last year but it was not provided but looking at the Planning Commission website, it was included in the manifesto and policy. It seems they are initiating the implementation and for that I am grateful. Since the policy has become a government policy, I urge the authorities to take tentative steps and to tie up loose ends wherever and whenever they appear as they go along.

What I would like to request the authorities is that if we are going to have over a thousand crores, we should set aside some of it for the

collapsed department of Industry, apart from the development and infrastructure components. Thank you.

S P E A K E R : Pu P.C. Lalthanliana.

Pu P.C. LALTHANLIANA : As we are one of the first
MINISTER constituencies to receive NLUP
implementation, I would like to say a
few words of gratitude. I am
awestruck by the achievement of the Chief Minister and the Government of
Mizoram at their ability to make full preparations for such a huge project
amounting more than ₹2000 crores in just over 2 years.

While the past ministry was unable to implement its MIP project successfully, I am deeply grateful that this ministry's proposition was not only approved by the central but consented to provide us with such a large sum of money for its implementation.

Therefore, it is our responsibility to express our deepest gratitude to the central, thank you.

S P E A K E R : Pu Nirupam Chakma.

Pu NIRUPAM CHAKMA : It would seem that the oppositions are
a bit reluctant in their expression of
thanks. This is for the good of the
whole state and we should be thankful
with all our heart.

The previous Congress ministry has already implemented the NLUP scheme which failed due to many reasons and it was not implemented in the districts. This time, however, we have received sufficient funds for its implementation to encompass the whole state and this is a very memorable milestone indeed. I have faith that the implementation will succeed this time because the government has become very cautious in the implementation and has formulated several strict guidelines for the beneficiaries.

We had already agreed in the supplementary demand that expression of gratitude is in order. Therefore, I support the resolution, thank you.

Pu C. RAMHLUNA : Pu Speaker, I also agree with the resolution because it is our main objective to better the state. In the meantime, I would like to request the documents and the final DPR of the scheme for study as well.

I am pleased that we are going to receive a sanction of over ₹1000 crores yet I am a little bit concerned in the conversion since most CSS have specific mandates, but I trust you will solve this without too much trouble.

Furthermore, the implementations are mostly land based and yet we have only so much land remaining for the implementation. If the land allotments are not done quickly, the implementation itself could suffer because the beneficiaries would be unable to ply their trade on time. We would also have to inform the people on the terms of the Planning Commission which demands that they are expected to provide a certain amount of returns. Thank you.

Pu T.T ZOTHANSANGA : Thank you, Pu Speaker. We certainly have many things to be thankful for today. The hon'ble Chief Minister has managed to convince the central to invest in such a huge scheme and I would also like to thank all the officials who worked with sweat and toil to bring this scheme to fruition. Thank you.

S P E A K E R : Pu Lalthansanga.

Pu LALTHANSANGA : Pu Speaker, we have heard words of the sanction for the implementation of the NLUP Flagship Programme which gives me great pleasure. I hope they will give us the details and documents during the demand discussions.

We are having problems in the NREGS as you are well aware and I wonder if this could also be included under the NLUP monitoring committee. Thank you.

Pu K. LALRINTHANGA : Pu Speaker, the opposition used to attack us when we promoted the NLUP during the election saying that there are no such things in the world. But now that we have assumed power, their accusations are proven wrong and the scheme has been made a reality.

There are many trades which were abandoned due to lack of funds in the past, but now that we have sufficient amount of funds to see it through, I know it will benefit many people. Therefore, I extend my support of the resolution, thank you.

S P E A K E R : Let us call upon our hon'ble Chief Minister Pu Lal Thanhawla.

Pu LAL THANHAWLA : Thank you, Pu Speaker. There are always skeptics in every major venture but if we heed their words, there would be no work done. The scheme is intended to uplift the conditions of the poor and yet surprisingly, those who would not be beneficiaries are the most eager and interested people which leads me to conclude that it is a good scheme. I am pleased at the convergence because we will now be able to utilize the CSS funds which are dripping through our hands.

If we wanted to, we could implement the scheme the year we assumed power but we are being cautious since we know that the success of the scheme depends on the hard work, honesty and integrity of the people. Therefore, we decided to stress on awareness and orientation trainings first.

Pu Speaker, it is indeed appropriate that an official resolution of thanks has been moved in the House and I support the resolution, thank you.

Pu LALSAWTA
MINISTER : Pu Speaker, I am pleased that none of the members have said anything against the resolution. This clearly proves that we are all agreeable towards the development of our state.

I request the House to adopt my resolution - 'The House expresses its gratitude and appreciation to the Central Government for approving the scheme and awarding the funds required under the Comprehensive and Integrated Socio Development Project under the New Land Use Policy of the Govt. of Mizoram to be implemented in Mizoram State for the alleviation of poverty from the financial year 2010-2011.' Thank you.

S P E A K E R : The minister has winded up his resolution and requested the permission of the House for its adoption. All those in favour please say yes. Those against it say no. The House has now unanimously adopted the resolution - 'The House expresses its gratitude and appreciation to the Central Government for approving the scheme and awarding the funds required under the Comprehensive and Integrated Socio Development Project under the New Land Use Policy of the Govt. of Mizoram to be implemented in Mizoram State for the alleviation of poverty from the financial year 2010-2011.'

We will take a break and resume our sitting at 2:00Pm.

2:00 Pm.

We will now move on to Legislative Business: we have four Bills to consider and we will start with the hon'ble minister, Pu Zodintluanga to present 'The Mizoram Municipalities (Amendment) Bill, 2010.'

Pu ZODINTLUANGA MINISTER : Pu Speaker, with your permission I beg leave of the House to introduce 'The Mizoram Municipalities (Amendment) Bill, 2010' in the House.

S P E A K E R : The minister has requested the introduction of the Bill. You have all received the copies. Let us invite the minister to introduce the Bill.

Pu ZODINTLUANGA MINISTER : With your permission, I introduce the Bill, 'The Mizoram Municipalities (Amendment) Bill, 2010'

S P E A K E R : You may now move the Bill.

Pu ZODINTLUANGA MINISTER : With your permission, Pu Speaker, I have made 2 points for amendment of 'The Mizoram Municipalities (Amendment) Bill, 2010'. It was written in Sec. 26(a) of the Municipalities Act, 2007 for which a notification was released in 28th December, 2009. 'The election of the Municipal Councillors shall be held one year after a Municipal area has been allocated and a notification has been released.' Notification for demarcation of the municipal area was issued in 26th June, 2009. However, municipality is a new thing for us and we will not be able to conduct the election within a year. Hence, I have suggested that the election be conducted before one and a half year after the notification is released.

Under Section 34 the qualifications necessary for election to the office of the Councillor is being stated wherein the age limit was written a vague 'minimum age.' This could prove to be confusing in the future which is why I have suggested that it be changed to '25 years minimum'.

I request the House to pass 'The Mizoram Municipalities (Amendment) Bill, 2010' in order to amend the above two points, thank you.

S P E A K E R : The hon'ble minister has now moved the Bill and we will begin the discussion. Let us start with Pu Chawngtinthanga.

Pu CHAWNGTINTHANGA : The hon'ble minister has moved the Bill and explained quite clearly the need for amendment of 'The Mizoram Municipalities (Amendment) Bill, 2010' which I also agree. Therefore, I support the Bill, Pu Speaker.

Pu R. LALRINAWMA : There is not much to say in regard to the amendment since the minister has elaborated the necessity of such amendment. There are some mud-slinging among the party workers which is all the more reason for a concrete basic law and guideline. Thank you. On the short title, extend and commencement, it stated that 'it shall have the like extend as the principal act'

Pu NIRUPAM CHAKMA : Pu Speaker, this is not a very difficult amendment. If it is for the better, we should pass it without too much hassle.

The establishment of a municipality was put up at the last session way back in 1998 as a Govt. resolution when the Congress was in power but it was not discussed as a 'no confidence' motion was moved. The Act itself was passed in 2007 and hence, it has been too long since we acted upon it. We should have a clean and fair election shortly and that is why this amendment is crucial. I support the Bill, Pu Speaker.

Pu LALDUHOMA : Pu Speaker, this amendment is actually not open for debate. It has to be amended. In the meantime, the Constitution has stated that a candidate is eligible if he has attained 21 years of age. We are not going to elect a MLA or MP which requires a candidate to be at least 25 years of age. However, it can be amended later if we feel it is necessary. For the time being though, I think we should pass the amendment. Thank you.

Pu K. LIANTLINGA : Pu Speaker, we have already prepared for election and has released press notes although we have not released a notification. Therefore, we have to amend it quickly if necessary. Furthermore, I feel we should have amended it years ago without waiting for the last moment. In fact, these kinds of Bills that require amendments should be brought up as soon as it is identified in order to avoid unnecessary problems. I support the Bill, thank you.

Pu C. RAMHLUNA : I will not reiterate what my fellow members have said but there is a point I would like to bring your attention to. On the short title, extend and commencement, it stated that 'it shall have the like extend as the principal act' but the wording in this amendment is completely different although it was supposed to be the same. Moreover, the amendment was said to come into effect from the day it was published in the Mizoram Gazette but it was only published word for word and not as an amended document. Can the minister clarify this for me?

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

Dr. R. LALTHANGLIANA : Pu Speaker, the previous government has studied at length about this and it is apparent that we have no other alternatives but to postpone the election to another half year. In the meantime, Article 243 of the Indian Constitution has stated quite clearly about the other point the minister has taken

up for amendment. I suggest caution lest we violate the Constitution and we should probably study it more if we are going to amend it. Thank you.

S P E A K E R : Let us now invite the hon'ble minister to wind up the Bill and clarify the relevance of the Article 243 if he deems it necessary.

Pu ZODINTLUANGA MINISTER : Pu Speaker, as I have said earlier, it is high time that we have a municipality of our own. When we rose to power, we tried to establish the municipality and get it working as soon as possible. This is also agreeable with all the other local parties but when we actually tried to establish it, we found some anomalies which prevented us from conducting the election at the required time. If we went ahead with the election, there might be complaints that need to be resolved in court. To avoid exactly such problems, we have decided to amend the Bill to suit our needs.

We have followed the direction of Article 84(b) & 174(b) as the eligible age for candidacy for MLA and MP respectively whereas the previous Bill made no mention of the minimum age. The Councilors are expected to look after the city and hence we felt it safer to raise the minimum age to 25 years.

Finally, I request the House to pass 'The Mizoram Municipalities (Amendment) Bill, 2010.'

S P E A K E R : All those in favour say 'yes'. Those who oppose it say no. Very well, the House has unanimously passed 'The Mizoram Municipalities (Amendment) Bill, 2010.'

We will move on to a Bill from the hon'ble Chief Minister Pu Lal Thanhawla – 'The Mizoram Money Lenders and Accredited Loan Providers (Regulation) Bill, 2010.' Let us invite him to ask the permission of the House to introduce the Bill.

Pu LALTHANHAWLA : Pu Speaker, I request your permission
CHIEF MINISTER and the House to introduce 'The Mizoram Money Lenders and Accredited Loan Providers (Regulation) Bill, 2010.'

S P E A K E R : The hon'ble Chief Minister has asked
for permission to introduce the Bill. Now, let us invite him to introduce the Bill and move it in the House.

Pu LAL THANHAWLA : Pu Speaker, with your permission I
CHIEF MINISTER introduce, ' The Mizoram Money Lenders and Accredited Loan Providers (Regulation) Bill, 2010.'

Dr. Manmohan Singh, at the Agriculture Summit on October 2006 stressed on the importance of having a ready money for the farmers. He further stated that since the banks could not provide the loans when they need them, they resort to money lenders at high interests which later become a burden for themselves. These private money lenders charge the interests as they like and the farmers are the ones who suffer the consequences ultimately.

The Reserve Bank of India realizes this problem and to regulate the outrageous interests being charged, it set up a study team. The study team found that private money lending could not be completely stopped in the rural areas and hence they decided to incorporate them under the law and regulate their interests. We do not have such problems in the rural areas in Mizoram yet, but this is something that we might face in the future. Therefore, it would be wise to prevent such occurrence.

In the meantime, this does not include depositors who deposit their money for the interest their capital will yield. For this type of deposit, we have the Mizoram Protection of Interest of Depositors and Financial Establishment Act, which we obviously need to revise, given the out of hand situation we faced recently with the pyramid banking.

'The Mizoram Money Lenders and Accredited Loan Providers (Regulation) Bill, 2010' is intended to prevent money lenders from charging outrageous interests to farmers in future, it contains suggestions for

setting up of fast track courts to protect the farmers, guidelines for accredited loan providers to obtain registrations etc in the main act. I request the House to discuss it and ultimately pass it, thank you.

S P E A K E R : Each member will have 5 minutes. Let us start with Pu C. Ramhluna then Pu Lalduhoma.

Pu C. RAMHLUNA : Thank you, Pu Speaker. This is a good Bill and there are only a couple of points I would like to address. Under Section 21 – Penalty for molestation, the words are practically reiterated which I feel might be redundant. Under the Memorandum of elignated Legislation, Clause 28 of Chapter III should be under Chapter VIII instead. Otherwise, the Bill is very good and I extend my support.

Pu LALDUHOMA : Pu Speaker, we have experienced disputes regarding loans and interests in the recent years. I would like to know how the fast track court works, are they reliable, how do they function?

Section 13 mentions the qualifications necessary for registration. We have several money lenders who do not meet these qualifications. Are we going to give them a grace period or are we going to take immediate actions upon them? Also, there are fake banks operating time and time again in Mizoram, can we include the prohibition of their operation in this Bill as well? Finally, is it necessary to pass all the rules under the Bill here in the House? Can we not simply pass the Bill and let the experts formulate the rules?

Pu R. LALRINAWMA : I would also like to support the Bill, Pu Speaker. Section 8 states that the government authorizes the registering authorities to raid the houses of the money lenders. Under the settlement of disputes, the Legal Service Authority Act of 1987 would also be applied in all the disputes. This means that we would have to refer the Legal Services Authority Act every time. In regard to the rule making also, the rule making authorities could twist the rules in accordance to their needs. I believe this is a Bill we sorely need for the state and I support it.

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

Pu K. LIANTLINGA : Pu Speaker, we have had several cases in regard to money lending at high interests in the past and hence I believe it is time we regulate and control the business legally. I will not go into the details but it will certainly ease the burden of the farmers and we should definitely pass it although there may be points for amendment in the future which I consider to be not too difficult.

On the other hand, if and when we enforce the rules, the concerned department will have to work extremely hard because if the interest rate is too downsized, the lenders would not be interested in the business any longer and the farmers themselves could face a huge problem. The government approved banks in Mizoram give very little loans if you study the statistics. Therefore, if we are going to control private money lenders, finance department should find a way to pressure the banks to give loans when they need them.

S P E A K E R : Let us now invite the mover of the Bill to wind up and request the House to pass the Bill.

Pu LAL THANHAWLA : Pu Speaker, I apologise for the
CHIEF MINISTER printing mistakes and repetitions but these small mistakes could be corrected within the framework of the Bill itself. We are all aware that Mizoram is being invaded by self proclaimed Mizos through drug, smuggling, violence, fake banks and even Godless spiritualism. Therefore, it is imperative that we take preventive measures as much as we can to protect ourselves from these deceptions. As a result we need to have this Bill as soon as possible so that the people may avoid the burden of paying off all their profits to the money lenders.

Finally, I request the House to pass the Bill, 'The Mizoram Money Lenders and Accredited Loan Providers (Regulation) Bill, 2010.'

S P E A K E R : The Chief Minister has winded up and requested permission to pass the Bill. Chapter II Clause 3- Chapter VIII clause 30 is the body of the bill. All those in favour please say 'yes'. Those who are not say 'no'. The House has unanimously passed the said chapters. This is included in the Bill.

All those in favour of passing Clause I – short title and Clause II – definition, say 'yes'. If not say 'no'. The said Clause are unanimously passed by the House. This is included in the Bill.

Now, those who agree to the passage of 'The Mizoram Money Lenders and Accredited Loan Providers (Regulation) Bill, 2010,' say 'yes', if not say 'no'. The House has unanimously passed, 'The Mizoram Money Lenders and Accredited Loan Providers (Regulation) Bill, 2010.'

Pu LAL THANHAWLA : Thank you, Pu Speaker.
CHIEF MINISTER

S P E A K E R : Let us now invite the hon'ble minister Pu J.H. Rothuama to request the House to introduce, 'The Mizoram Cooperative Society (Amendment) Act, 2010.'

Pu J.H. ROTHUAMA
MINISTER : Pu Speaker, with your permission and the approval of the House, I introduce, 'The Mizoram Cooperative Society (Amendment) Act, 2010.' before the House.

S P E A K E R : The House has consented to his introduction. Since we already have a copy of the Bill, you may move the Bill.

Pu J.H. ROTHUAMA
MINISTER : Pu Speaker, I have introduced this Bill as a follow-up to our election manifesto which stated that we will establish a Cooperative Development Council. I assume the amendment will be incorporated in section 25 of Chapter 3.

The Cooperative Societies of Mizoram do not have sufficient funds to even look after itself and the government can only do so much. Therefore, with the hope that they will have better administration, funding and financial organization, it is crucial that we establish a Development Council.

The central government of India set up a Vidyanath Commission to resolve the problems faced by the Cooperatives. The task force created by the Commission studied the dilemma for a year and decided that the state should provide a certain amount to buy out the bankrupt Cooperatives if we are to receive the central revival package. In accordance with the requirements, we have signed an MoU with NABARD which in turn signed another MoU with the central.

This is the very reason that I have moved this Bill in the House today. If we pass the Bill, they will immediately release the amount of ₹24 crores and after we set up a board, they will release yet another 25% to elevate the decrepit condition of the Cooperatives. Therefore, I urge the House to pass this Bill for the good of the Cooperatives, thank you.

S P E A K E R : You will have 5 minutes to discuss the Bill. Pu P.P. Thawla.

Pu P.P. THAWLA : Pu Speaker, the hon'ble minister did not actually recommend the amendment of the existing Bill but the addition of a couple of points to strengthen the Cooperatives which I fully appreciate.

The only thing I would like to add is the question, who would constitute the development council? If those in power appoint whomever they want from their party, it would lose its efficiency and defeat its original purpose. I suggest we include 2/3 members from the legislators as well as experts who are keenly interested in the development of the Cooperatives. Thank you.

S P E A K E R : Pu Nirupam Chakma then Pu K. Liantlinga.

Pu NIRUPAM CHAKMA : I would like to say a few words in support of the Bill Pu Speaker. The intention of the Bill is obvious in the statement of objects and reasons itself. The amendment is made in concert with the findings and recommendations of the Vidyanathan Committee to provide a revival package. However, it does set several implications and prerequisites to receive the package. That is why I think we should include yardsticks for qualification for appointment to the office of the development council to ensure that the Cooperatives are in good, expert hands.

Pu K. LIANTLINGA : The aim of the Vidyanathan is clear in the statement of objects and reasons and they have directed us to reform our structure, system of organization and financial administrations.

Whenever political powers are shifted, political appointments usually follows suit. Same is the case with board members and

chairman. This is one of the reasons that these Cooperatives have fallen so low. Since we are going to have a municipal election shortly, why don't we conduct the same election for the cooperative boards and chairman?

S P E A K E R : Let us call upon the owner of the Bill to wind up and request permission of the House to pass the Bill.

Pu J.H. ROTHUAMA
MINISTER : Pu Speaker, we have had Cooperatives for quite a long time now and while some of them are successful, some of them do not meet our expectations. In the meantime, as we do not have sufficient money to finance them they have slowly failed in their objectives. Now that we have an opportunity to rectify that, I request all the members to pass the Bill, thank you.

S P E A K E R : All those in favour of passing the body of the Bill, i.e. Clause 2&3 say 'yes'. Those who are in opposition say 'no'. The House has unanimously passed Clause 2&3. This is a part of the Bill.

Short title, preamble and enacting formula under Clause 1.
All those in favour say 'yes'. The rest say 'no'.

The House has unanimously passed, 'The Mizoram Cooperative Society (Amendment) Act, 2010.'

We will have a tea break and we shall resume our discussion at 4:30 PM.

Recess at 4:00 PM.

4:30 PM

We will now continue with our business, let us invite the hon'ble Minister Pu Lalrinliana to ask the permission of the House to introduce 'The Mizoram Shops and Establishment Bill, 2010'

Pu LALRINLIANA SAILO : Pu Speaker, with your permission and the approval of the House, I request your permission to introduce 'The Mizoram Shops and Establishment Bill, 2010.'

S P E A K E R : The minister has asked for permission and we have allowed him to introduce the Bill. Let him go ahead and move the Bill.

Pu LALRINLIANA SAILO : Pu Speaker, with your permission I introduce 'The Mizoram Shops and Establishment Bill, 2010.'

The passing of this bill invites the possibility of generating revenues in the form of collecting fees which may be used to further the development of shops and market system in Mizoram. The Bill also aims at declaring hotels, insurance companies, commission agencies, private transport agencies, restaurants etc. as commercial establishments.

I would like to point out that there are some mistakes and changes to be made but which I believe we can correct with your permission as we go since they are mostly very simple mistakes. Thank you.

S P E A K E R : You will be given 5 minutes each. Let us start with Pu Lalduhoma.

Pu LALDUHOMA : It is apparent that the minister has

prepared very well for the Bill. What I do not understand is that while all other establishments are included, why are the vegetable, meat and fish shops being excluded? There are very big vegetable, meat and fish shops in the city now. Therefore, as we gradually develop our establishments, these shops will also be a huge part of our market system.

Section 18 prohibits the owners from letting off an employee without adequate reasons, which I think is a good point. The most difficult task would be the implementation. This is exactly why I think the Bill should be implemented section by section. Thank you.

Pu C. RAMHLUNA : Pu Speaker, this is a good Bill to protect the rights of manual labourers and employees in the state. There are only a couple of points I would like to dwell on. In regard to clause 7, it would not be too hard to implement the rule but there could be people in the rural areas who do not want to register their shops. The punishment for these people is not clearly defined in the clause.

Secondly, unless the employers give their employees some kind of certificate, how will we identify their employment if they have issues? Thank you.

Pu CHAWNGTINTHANGA : There are many things that could be said about the Bill, but I would like to say a few words requesting the hon'ble minister to make a quick clarification. In regard to the holidays under clause 14 (a)&(b) it mentioned festival holidays. I would like to know if these festival holidays are religious or public holidays. I would also like him to clarify why Sunday is excluded as a weekday. Thank you.

Pu LALRINMAWIA RALTE : Pu Speaker, I would like to support the Bill as I believe this is something we sorely need today and which will prove to be a huge asset in the future since big companies and corporations are being established day by day in our state. I support the Bill, thank you.

Pu LALTHANSANGA : Pu Speaker, the definition of clause 12 & 13 mention the appointment of inspectors under the act. Is there an intension to strengthen the department? If the inspectors found an act of infringement, they will obviously report it to the department but if the department does not take actions, it could dampen their morale and their work could suffer. Concerning chapter 2, cancellation of registration, it stated that the registering officer may cancel the registration after giving an opportunity to the entrepreneur. Here I think it should be 'reasonable opportunity' because the registering officer could have personal reasons to want to cancel the registration and he could abuse his power. Thank you.

S P E A K E R : We will now end the discussion, let us invite the hon'ble minister to wind it up and request permission of the House to pass the Bill.

Pu LALRINLIANA SAILO : Pu Speaker, as the members have said, we are trying to enlarge and strengthen the department. Meat shops are an everyday need that is why we decided not to include it. In regard to festivals, the government will decide how and which to observe. I thank all the members who participated. Pu Speaker, without further ado, I request the House to pass 'The Mizoram Shops and Establishment Bill, 2010.'

S P E A K E R : All those in favour of passing the body of the Bill – clause 3-30, say ‘yes’. Those who are against it please say ‘no’. The House has unanimously passed clause 3-30, body of the Bill. This is a part of the Bill.

Those who are in favour of passing the preamble and enacting formula, say ‘yes’. If not, say ‘no’. The House has unanimously passed the preamble and enacting formula.

All those in favour of passing ‘The Mizoram Shops and Establishment Bill, 2010’ please say ‘yes’. The rest, please say ‘no’. Very well, the House has passed ‘The Mizoram Shops and Establishment Bill, 2010’ unanimously.

We have finished our business for the day, we will resume our session at 10:30 AM tomorrow, i.e 29.9.2010.

Sitting is adjourned. 5:20 PM.

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

LIST OF BUSINESS

**SIXTH SITTING ON WEDNESDAY, THE 29TH SEPTEMBER, 2010
(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. ROHLUNA**, Minister to lay on the table of the House a copy each of the following: -
 - 1) The Mizoram Water Prevention and Control of Pollution (Amendment) Rules, 2009.
 - 2) The Mizoram Water Prevention and Control of Pollution (Amendment) Rules, 2010.
 - 3) The Mizoram Air Prevention and Control of Pollution (Amendment) Rules, 2009.
 - 4) The Mizoram Air Prevention and Control of Pollution (Amendment) Rules, 2010.

PRESENTATION OF REPORTS

3. **Pu K. LALRINTHANGA** to present to the House the following Reports:-
 - 1) First Report of Subject Committee – II relating to Sericulture Department.
 - 2) Second Report of Subject Committee – II relating to Transport Department.
4. **Pu B. LALTHLENGLIANA** to present to the House the following Reports of Public Accounts Committee:-
 - 1) Eight Report on Action Taken by the Government on the recommendations contained in the First Report of the Public Accounts Committee on Para 4.9 and 4.10 of C&AG's Report 2005-2006.
 - 2) Ninth Report on Action taken by the Government on the recommendations contained in the Third Report of the Public Accounts Committee on C&AG's Report 2006-2007.

LEGISLATIVE BUSINESS

Bills for introduction, consideration and passing

5. **Pu LAL THANHAWLA**, Chief Minister to beg leave of the House to introduce “The Mizoram Finance Commission Bill, 2010”.

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

6. **Pu LAL THANHAWLA**, Chief Minister to beg leave of the House to introduce “The Mizoram Public Demand Recovery (Amendment) Bill, 2010.

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

S P E A K E R : But let justice run down like water,
and righteousness like a mighty
stream.

Amos 5:24

We will now take up Questions and Answers. Pu Lalthansanga to ask Starred Question No.101.

Pu LALTHANSANGA : Thank you, Pu Speaker. Starred Question No. 101 –

Will the hon’ble minister for Food, Civil Supplies & Consumer Affairs Department be pleased to state –

- a) What action is taken by the government against persons who are involved in the case of misappropriation of supply of rice?
- b) Whether the government is aware of the condition of Weigh Bridge installed at FCI, Bairabi?
- c) Whether a bridge near Bairabi has already been repaired?

S P E A K E R : Pu H. Rohluna concerned minister to give the answer.

Pu H. ROHLUNA : Pu Speaker, my answer is:-
MINISTER

- a) The government takes action against any person who is involved in the case of misappropriation of supply of rice as per law provided.
- b) Yes. The Weigh Bridge at FCI Bairabi is now being replaced with a digital Weigh Bridge. The system is now put into function from the 24th of this month.
- c) No, a bridge near Bairabi has not yet been repaired.

S P E A K E R : Pu Lalthansanga to ask supplementary question.

Pu LALTHANSANGA : Pu Speaker, as supply of rice arrived Bairabi by train, large amount of stock being carried away by boat obviously to Tripura and G atmura is frequently witnessed. I believe this is the main reason for our deficiency in supply of rice. Besides, a bridge in question which remains unrepaired might also be one of the reasons. Hence, I request concerned minister to verify the condition of supply of food stuff arrived at Bairabi rail station. Again, I would also like to know the condition of monsoon stock of food-stuff. Is it true that scarcity of supply of rice during monsoon season is due to lack of monsoon stock of supply?

S P E A K E R : Concerned minister to answer the question.

Pu H. ROHLUNA : Pu Speaker, allegation of shipping rice to
MINISTER Tripura is often repeated, yet, the government is not aware of it. As of G atmura, the department deployed some Inspectors at the spot to see what is happening. In this regard, it is to be noted that the said supply which arrived at Bairabi rail station is not for Mizoram. So, it is difficult for the deployed staff to check it effectively. Pu Speaker, the stock entering Mizoram

should be well-monitored and it is our duty to inspect whether any of it is back-loaded.

Regarding issue of supply of food-stuff on special permit which has now been closed, it is to be noted that central authority never makes extra-allocation to that effect. But the general people accepted it as a must as it has been practiced since long time back. As the supply issued on special permit reduces allocation of ration quota intensively, concerned authority determined to stop it with effect from 1st August. Since then, the department is now able to maintain a stabilized stock position as the practice of misappropriation of stock is reduced to a large extent.

Pu Speaker, despite policy of the department to increase public share of ration quota, it is not yet possible to take effective step due to heavy rain falls. It will be increased as soon as stock position is improved. Regarding escalation of rate on supply of rice, scarcity of supply is not the reason. It is to be noted that the rate per kg is not less than ₹22 in most of the major cities in the countries. We somehow manage to issue to the public at the rate of ₹9.50 @ kg whereas actual rate of delivery by the state government is ₹21.40 @ kg. It is not known how far the government will continue with this rate. All I could say now is that issue of rice to the public at a subsidized rate is not permitted by our financial position, yet it is done so due to concern given by the hon'ble Chief Minister and other leaders for the people.

S P E A K E R : Whether there is a determination to make special permit for mass dinner events considering the Mizo custom practiced till the present age?

Pu H. ROHLUNA MINISTER : Pu Speaker, I regretted to state that it is not permitted by the present stock position but it may be considered as soon as stock position is improved.

As stated by my fellow member, it is true that damage of bridges reduce the amount of stock to some extent. I have even discussed the problem with officials of PWD yet it is not a matter which could be resolved in a few days. In order to relief the situation, the department deployed number of trucks on the spot to receive load of supply on transit basis. Pu Speaker, I supposed I have answered all the questions. Thank you.

S P E A K E R : Now Pu K. Liantlinga to ask Starred Question No.102.

Pu K. LIANTLINGA : Thank you, Pu Speaker. Will the hon'ble minister for Trade & Commerce deptt. be pleased to state –

- a) Is it possible from the budget of Mizoram to allocate fund for purchase of locally produced vegetables?
- b) If so, which kind of vegetables is being purchased so far?

S P E A K E R : Concerned minister to give the answer.

Pu LALRINLIANA SAILO : Thank you, Pu Speaker. Here is my
MINISTER answer: -

- a) Trade & Commerce department does not make provision for purchase of the said vegetables.
- b) Does not arise as the answer is 'No'.

S P E A K E R : Pu K. Liantlinga to ask supplementary question.

Pu K. LIANTLINGA : Pu Speaker, various kinds of vegetables are coming up in the market while we are discussing the budget of Mizoram here. What is the reason for Trade & Commerce department not to make provision for purchase of the said vegetables? Obviously, provision for the said was allotted by the department last year as ₹.45 lakh was spent for purchase of passion fruits. May the department consider allocation for the same this year?

S P E A K E R : Concerned minister to answer the question.

Pu LALRINLIANA SAILO
MINISTER : As per notification of the government regarding distribution of work to the departments, Pu Speaker, marketing of our agricultural products is the purview of Mizoram Agriculture Marketing Co-operation (MAMCO) too. However, it may not be appropriate to rely fully on MAMCO as it is just a corporation. I supposed the member gets wrong information as no provision is made for purchase of passion fruit.

Pu K. LIANTLINGA : Pu Speaker, it is quite confusing as the minister answered this question as 'No' whereas in reply to the same question on the 23rd March this year, the minister stated that the said provision was made for the year 2009-2010.

Pu LALRINLIANA SAILO
MINISTER : Pu Speaker, I did not review the statement I have made last session. Anyway, it may be more appropriate to furnish my answer to the member in written.

Pu LAL THANHAWLA
CHIEF MINISTER : Pu Speaker, it is wrong to determine only of its marketing but not of whether provision is made in the budget. As the same problem happened with ginger product, free flow marketing is permitted to obstruct meddling of black marketers. Responsibility of the department is to act as a facilitator for the benefit of only the producers. As a facilitator of such production, we already have number of prospective buyers/companies who are willing not only to purchase the product but also to make donation to increase the production.

S P E A K E R : Now Dr. R Lalthangliana to ask Starred Question No.103.

Dr. R. LALTHANGLIANA
MINISTER : Pu Speaker, Starred Question No.103. What is the situation of our budget and financial lapsed we have at the end of this financial year?

S P E A K E R : Pu Lal Thanhawla, hon'ble Chief Minister, who also is in-charge of Planning & Programme Implementation department to answer the question.

Pu LAL THANHAWLA CHIEF MINISTER : Pu Speaker, I am ready to answer this question any time it is repeated. Pu Speaker, budget fund which is lapsed is ₹7.52 crores. It is surprising as some members seem to be happy than regretted for the cause.

Pu Speaker, the amount redeemed by the government so far is ₹22.8 crores which comprises ₹8.50 crore of plan fund, ₹14.08 crore of Centrally Sponsored Scheme, ₹30 lakhs from North Eastern Council and the rest which is mainly of plan fund will be revalidated in the budget of this year and could be utilized any time. Particularly ₹30 crore from NEC has already been revalidated. Apart from these, effort has been made for re-validation of certain amounts of fund for the projects which had already sanctioned. Re-validation of the whole amount may not be possible, yet it is hopeful that a larger portion may be expected.

Dr. R. LALTHANGLIANA : Thank you, Pu Speaker. I believe no member in this House is happy with this financial lapse of the budget. Hence, members on the left expressed our grievances for what had happened. We wish it is not repeated in future and in the current's budget.

My supplementary question in this connection is - it is shown in the report that there are four departments whose funds under CSS are not re-validated. They are Industry Department (₹5 crore), FCS & CA (₹4 lakh), AH & Vety (₹38 lakh) and School Education (₹1912 lakh). Whether such funds are re-validated after giving this report? Secondly Pu Speaker, figure given in the report is slightly different with that of answer from the hon'ble Chief Minister. Which one is to be accepted? Lastly, will the government take measures so that this kind of problem is not repeated in future?

S P E A K E R : The hon'ble Chief Minister to answer the question.

Pu LAL THANHAWLA CHIEF MINISTER : I believe figure given in my copy is the correct one as the same could be obtained from Finance department. Pu Speaker, effort is made for re-validation and it is intended to approach the Auditor General to make reconciliation as much as possible. On the other hand, State Planning Department is approaching the central authority for the same purpose but it is not possible to mention now the exact amount for re-validation.

The question of measures to evade financial lapse of the budget, Pu Speaker, we have taken such measures before and now but unfortunately, it is flopped this time due to some defaulting departments. Hence, instruction is given to all departments not to cause such problems in future.

S P E A K E R : Next Starred Question No.104 and Pu C. Ramhluna to ask.

Pu C. RAMHLUNA : Pu Speaker, this is my question:-

- a) Is there a plan to repair Haulawng-Dawn-Zobawk road?
- b) If so, when will the work be started?

S P E A K E R : Hon'ble Chief Minister to answer the question.

Pu LAL THANHAWLA CHIEF MINISTER : Pu Speaker, answer to question –

- a) Yes.
- b) As pointed out in my reply to other questions, it could not be started due to this rainy season. Everything is set to be started as soon as rainy season is over.

S P E A K E R : Pu Lalduhoma to ask supplementary question.

Pu LALDUHOMA : Pu Speaker, I supposed answer could be given even if it is not relevant. Approach was made to concerned authority for the repair of road to Chawnpui as LPS Pro-Fight will be hosted here. May this road be repaired immediately so that it is dried up before the said event starts?

S P E A K E R : Another supplementary question from Pu C. Ramhluna.

Pu C. RAMHLUNA : Pu Speaker, let me inform the House that the condition of almost 300 kms length of World Bank Road near Pukpui is very poor and presently not crossable for buses and full loaded trucks. On the other hand, if attention is given to the repair of Haulawng-Dawn-Zobawk, diversion may be made by such vehicles until the said portion near Pukpui is in good condition. Since, this is a common problem as well as interest of the people of southern region; will the hon'ble Leader of the House give priority to the problem?

S P E A K E R : Next, Pu Joseph Lalhimpuia and Pu K. Liantlinga to ask supplementary question.

Pu JOSEPH LALHIMPUIA : Pu Speaker, there are two things I would like to inform the hon'ble Chief Minister, who is in-charge of PWD. Firstly, in pursuance of a plan to repair land-slide on 54 National Highway near Dawn, a contractor has already been selected for the work, thanks to the concern of the hon'ble Chief Minister for the people of southern region. Thus, it is truly appreciated that ₹100 lakh is allotted for the work.

Secondly, regarding plan for improvement of road between Haulawng to Zobawk via Dawn, it was intended to serve as a substitute to World Bank Road. Since the said portion of road is used only by few vehicles whereas on the other hand, improvement of a portion near Pukpui is almost completed, the need for repair of the said road may not be taken into account. Thus, I would like to request the hon'ble Chief Minister to approach concerned authority of the company for the repair of the said road as improvement near Pukpui is not fully completed yet.

S P E A K E R : I do feel the need for the repair as it concerned the place where I belonged. Now, Pu K. Liantlinga to ask supplementary question.

Pu K. LIANTLINGA : Pu Speaker, construction of road which linked Republic field and College Veng is now in progress, thanks to the concern of the hon'ble Chief Minister. As this road is meant for black-topping, I request the hon'ble Chief Minister, who also is in-charge of PWD to consider black topping as soon as rainy season is over.

Pu LAL THANHAWLA CHIEF MINISTER : Pu Speaker, I wonder if one has to break the rules to resolve the problem which may be preferred by an individual member. But since you, the Speaker, is vested with highest authority in this august House, it should be done as you wish. Regarding the problem of Chawnpui road as asked by Pu Lalduhoma, I have received words of appreciation from concerned authority of the construction as I was involved in the approach made to central authority and NEC to expedite the work. I am therefore, invited to inaugurate the function on this Saturday. Pu Speaker, concerned officials did not mention any problem with the said road, yet I opine it is necessary to take immediate action as it concerns reputation of the state government.

In reply to the main question, Pu Speaker, it concerned with 2 separate projects, one for improvement of National Highway 54 i.e. Haulawng-Dawn-Pukpui road and the other Haulawng-Dawn-Zobawk. Since the first one is under construction, the second one which serves as a substitute road too suffered damages as it is heavily used. As there is no fund allotted separately for the repair, it may be necessary to do from maintenance fund when monsoon season is over.

It is known to us all that the first one is projected by the National Highway 54. There is fund allotted for the repair and resurfacing of this road and the work is already allotted to M/S Sunshine Overseas Pvt. Ltd. The work will be started in full swing as soon as the weather is improved. Regarding the question of special permit for mass occasions, it is not necessary as enough supply is available from the market.

S P E A K E R : Next, Pu B.Lalthlengliana to ask Starred Question No.105 .

Pu B. LALTHLENGLIANA : Pu Speaker, Question No.105. Will the hon'ble minister for Environment & Forests department be pleased to state –

- a) Whether Autonomous District Councils are entrusted to execute Centrally Sponsored Schemes under Environment & Forests Department?
- b) If yes, what are these schemes and what is the allotment of fund made to each Autonomous District Councils against each schemes during 2008-2009, 2009-2010 and 2010-2011?

S P E A K E R : Pu H. Rohluna, concerned minister to give the answer.

Pu H. ROHLUNA : Pu Speaker, answer to the questions are –
MINISTER

- a) Autonomous District Councils are entrusted by Environment & Forests Department to execute Centrally Sponsored Schemes.
- b) Allotment of CSS fund made to each Autonomous District Councils against each schemes during 2008-2009, 2009-2010 and 2010-2011 are as follows: -
 1. National Afforestation Programme: -
 - a) MADC: 2008-2009 - ₹135.00 lakhs
2009-2010 - ₹178.83 lakhs
2010-2011 - ₹123.74 lakhs
 - b) LADC: 2008-2009 - ₹70.00 lakhs
2009-2010 - ₹90.70 lakhs
2010-2011 - ₹73.54 lakhs
 - c) CADC: 2008-2009 - ₹50.00 lakhs
2009-2010 - ₹80.00 lakhs
2010-2011 - ₹54.91 lakhs
 2. National Bamboo Mission: -
 - a) MADC: 2008-2009 - ₹29.3887 lakhs
2009-2010 - ₹15.00 lakhs
2010-2011 - ₹18.89 lakhs
 - b) CADC: 2008-2009 - ₹28.5887 lakhs
2009-2010 - ₹12.50 lakhs
2010-2011 - ₹8.94 lakhs
 3. Intensification of Forests Management: -
 - a) MADC: 2008-2009 - ₹4.586 lakhs

- 2009-2010 - ₹9.375 lakhs
2010-2011 – Nil
- b) LADC: 2008-2009 - ₹5.556 lakhs
2009-2010 - ₹19.175 lakhs
2010-2011- Nil
- c) CADC: 2008-2009 - ₹4.106 lakhs
2009-2010 - ₹19.177 lakhs
2010-2011 - Nil
4. Integrated Development of Wildlife Habitat: -
- a) MADC: 2008-2009 - ₹62,40,000 lacs
2009-2010 - ₹11,01,000 lacs
2010-2011 - ₹9,70,000 lacs
- b) LADC: 2008-2009 - ₹28,21,000 lacs
2009-2010 - ₹26,52,000 lacs
2010-2011 - ₹18,26,000 lacs
- c) CADC: Does not arise as wildlife habitat is NIL.

S P E A K E R : Question No.106 and Pu K. Liantlinga to ask.

Pu K. LIANTLINGA : Pu Speaker, Starred Question No.106

- a) May I know the number of district-wise ration card in respect of BPL, AAY and APL issued up to August, 2010?
- b) What is the total amount of rice demanded for ration card holders of BPL, AAY and APL respectively?

S P E A K E R : Pu H. Rohluna, concerned minister to give the answer.

Pu H. ROHLUNA : Pu Speaker, this is the latest condition of
MINISTER ration card in respect of BPL,AAY and APL: -

| Sl/No | District | APL | BPL | AAY |
|-------|------------------|-------|-------|------|
| 1 | Aizawl District | 90358 | 11190 | 7351 |
| 2 | Lunglei District | 36235 | 6681 | 4109 |
| 3 | Saiha District | 16142 | 4199 | 2459 |

| | | | | |
|--------------|--------------------|-----------------|---------------|---------------|
| 4 | Lawngtlai District | 16393 | 3941 | 2300 |
| 5 | Champhai District | 34561 | 3214 | 3631 |
| 6 | Mamit District | 17082 | 4025 | 1850 |
| 7 | Kolasib District | 19775 | 4025 | 2352 |
| 8 | Serchhip District | 17363 | 3187 | 1948 |
| TOTAL | | 2,47,909 | 42,000 | 26,000 |

- b) APL - 12,145 metric tons per month
 BPL - 1,470 metric tons per month
 AAY - 910 metric tons per month

Pu K. LIANTLINGA : Supplementary question Pu Speaker. Whether the government is able to lift ration supply as required by each category? What is the economic cost in respect of APL?

Pu LALDUHOMA : Supplementary question, Pu Speaker. Departments such as Food & Civil Supply, Rural Development and Electric have a separate list of BPL for their respective schemes. It is wise for the government to prepare uniform list of BPL to be used by all departments for their respective schemes. Is it possible for the government to eliminate a separate list of BPL used by various departments and provide uniform one?

Pu LALROBIAKA : Pu Speaker, will the hon'ble minister for Supply department make special consideration for regular supply of rice to my constituency as no vehicle is willing to carry load to Marpara?

S P E A K E R : Minister for Food & Supply department to answer the questions.

Pu H. ROHLUNA : Pu Speaker, in reply to the
MINISTER supplementary question of Pu K. Liantlinga as to whether ration quota for BPL and AAY are fully lifted, Pu Speaker, unless FCI failed to allot the supply in the stipulated time, lifting of supply is done on regular basis. But on some occasions, it cannot be lifted in time as FCI failed to issue allotment as per R.O. received by the department. Lifting of supply for the month of August too was delayed due to road blockage, damage of bridges and the said FCI related problems. As a whole, it is done as expected.

As mentioned repeatedly, economic cost of supply of rice is intensely high whereas during April - September, ₹74.0795 crore is spent for purchase of 5,50,000 qtls. of rice. As of the question on maintenance of a separate list of BPL by aforementioned departments Pu Speaker, its applicability to supply department is slightly different with that of others as it concerns AAY and APL. List maintained by my department is not supposed to influence lists of other departments.

In reply to the question of Pu Lalrobiaka, it is regretted to mention that stock position in any region is not good due to reiterated season's related problem. Pu Lalrobiaka and other members too may kindly remember that intensive effort is made by the department as the government is not allowed to leave its people to starve. Thank you.

S P E A K E R : The next business is Laying of Papers. I now call upon Pu H. Rohluna, hon'ble minister to lay on the Table of the House the following Papers: -

- 1) The Mizoram Water (Prevention and Control of Pollution) (Amendment) Rules, 2009.
- 2) The Mizoram Water (Prevention and Control of Pollution) (Amendment) Rules, 2010.
- 3) The Mizoram Air (Prevention and Control of Pollution) (Amendment) Rules, 2009.
- 4) The Mizoram Air (Prevention and Control of Pollution) (Amendment) Rules, 2010.

Pu H. ROHLUNA : Pu Speaker, with your permission and of
MINISTER the House, I lay on the Table of this House the following Papers –

- 1) The Mizoram Water (Prevention and Control of Pollution) (Amendment) Rules, 2009.

- 2) The Mizoram Water (Prevention and Control of Pollution) (Amendment) Rules, 2010.
- 3) The Mizoram Air (Prevention and Control of Pollution) (Amendment) Rules, 2009.
- 4) The Mizoram Air (Prevention and Control of Pollution) (Amendment) Rules, 2010.

Thank you.

S P E A K E R : Next, Presentation of Reports. I call upon Pu K. Larinthanga, Chairman of Sixth Mizoram Legislative Assembly Subject Committee-II to present to the House the following Reports: -

- 1) First Report of Subject Committee-II relating to Sericulture Department - Cluster Development Project for Mulberry Cultivation.
- 2) Second Report of Subject Committee-II relating to Transport Department.

Pu K. LALRINTHANGA : Pu Speaker, with your permission and of the House, I present to the House the following Reports: -

- 1) First Report of Subject Committee-II relating to Sericulture Department - Cluster Development Project for Mulberry Cultivation.
- 2) Second Report of Subject Committee-II relating to Transport Department.

S P E A K E R : Let the copy be distributed. Next, Pu B. Lalthlengliana, Chairman of PAC to present to the House the following Reports: -

- 1) Eighth Report on action taken by the Government on the recommendations contained in the First Report of the Public Accounts Committee on Para 4.9 and 4.10 of C&AG's Report, 2005-2006.
- 2) Ninth Report on action taken by the Government on the recommendations contained in the Third Report of the Public Accounts Committee on C&AG's Report, 2006-2007.

Pu B. LALTHLENGLIANA : With your permission and of the House Pu Speaker, I present to the House the following Reports: -

- 1) Eighth Report on action taken by the Government on the recommendations contained in the First Report of the Public Accounts Committee at para 4.9 and 4.10 of C&AG's Report, 2005-2006.
- 2) Ninth Report on action taken by the Government on the recommendations contained in the Third Report of the Public Accounts Committee on C&AG's Report, 2006-2007. Thank you.

S P E A K E R : Let the copy be distributed. Next is Legislative Business. I call upon Pu Lal Thanhawla, hon'ble Chief Minister who is in-charge of Finance to move to the House to introduce 'The Mizoram Finance Commission Bill, 2010'.

Pu LAL THANHAWLA CHIEF MINISTER : With your permission and of the House, Pu Speaker, I move to the House to introduce, 'The Mizoram Finance Commission Bill, 2010' for favor of consideration and passing unanimously.

Pu Speaker, introduction of a new Bill in the House is not new in India as it is a common practice. It is often said that God relates to the people through five personalities which seems to be the outcome of Panchayati Raj. This remains important even after independence of India as it concerns Community Development Project. However, the progress is rather slow obviously due to some sort of faulty planning. Thus, Balwan Rai Mehta Committee was then set up to make enquiry to the system. According to the report of the committee, absence of local self government was the main reason for failure of Community Development Project. Hence, the committee recommended setting up a three tier local government such as Gram Panchayat, Panchayat Samiti for block level and Zilla Parishad for district level. Pu Nehru straight away accepted the recommendation for the policy of the Congress and of the government. Since then, it is commonly practised in the country till today. However, the system was not successful as expected due to the untimely death of Pu Nehru and also because it was not adopted by the Constitution. Intensive effort was then made to revive the system as the necessity of adopting in the Constitution of India was felt.

Pu Rajiv Gandhi, the late leader too intended to take this policy very strongly as indicated in his slogan 'Back to the people'. Even though the policy was not accomplished during his lifetime, the next Prime Minister Pu P.V. Narashimha Rao continued the unfinished mission by moving it in the 73th

Amendment of Parliament. After passing this amendment bill, power and function of the local self government was then clearly demarcated. This further resulted in setting up of State Finance Commission to resolve financial problem of a particular state.

At the same time, 74th Amendment of Municipal Council had also been done as the 73th Amendment exempted Mizoram. As a result, we are able to achieve Municipal Council for Aizawl too. In order to implement Municipal Council, the rules demanded Finance Commission of its own for each state. Thus, the 13th Finance Commission Report (para 6, section 61) allocated ₹2.30 crore under the head of Grant Fund of local body in respect of General Performance Grant for Mizoram. As demanded by the Constitution, this Bill is moved to the House to notify qualification for setting up of State Finance Commission by using Act. It is to be noted by the members that unless this is achieved first, it is not possible to exercise the said Act. Since Performance Grant is meant to be effective from 2011-2012, it is necessary for us to pass this Bill within this financial year.

I do not think it is necessary to explain the detail of the Bill as draft copy is distributed to the members. So, Pu Speaker, I appeal to each member to examine this bill very carefully and point out what is felt to be necessary. Thank you.

S P E A K E R : The hon'ble Chief Minister has now moved to the House, "The Mizoram Finance Commission Bill, 2010". I call upon Pu R. Lalrinawma to start the discussion.

Pu R. LALRINAWMA : Pu Speaker, it is truly appreciated as the hon'ble Chief Minister moved this Bill keeping in mind the need for Mizoram to catch up with other advanced states in the country in regard to administrative system.

In the meantime Pu Speaker, we see here 2 columns under the head of Short title such as 'commencement' and 'extend' whereas the definition for 'commencement' is seen but 'extend' seems to be missed out. This should be included when edited. Again, under section 8, Power to make Rules, Pay & Allowances of the Commission members is fixed whereas qualification for Chairperson is not defined. I opine discretionary power to that effect is too much whereas the status of the member or chairperson should be based on his salary. It may be more appropriate if it is defined too. Thank you.

S P E A K E R : Next Pu H. Zothangliana.

Pu H. ZOTHANGLIANA : Thank you, Pu Speaker. Bills which have been passed during this Session concerned mostly to safeguard the right of the citizens. In the same manner, Bills moved by the hon'ble Chief Minister such as "The Municipalities (Amendment) Bill, 2010" and "The Mizoram Finance Commission Bill, 2010" also concerned the rights to citizen as the main objective is an enhancement of power to the people. Pu Speaker, it is to be noted by the members that this Commission, if passed by the House, will be much beneficial for maintenance of local bodies and certainly for the three Autonomous District Councils.

Obviously the three Autonomous District Councils are at ease whenever Congress party is in power but saddened by intervention of other parties to form the ministry since concerned leaders were in confusion due to lack of appropriate administration. Thus, moving of this Bill is truly appreciated. I, therefore, express my appreciation to all concerned leaders and officials without whom this will never be achieved. So, Pu Speaker, I express my desire that "The Mizoram Finance Commission Bill, 2010" be passed by the House unanimously. Thank you.

S P E A K E R : Next Pu T.T. Zothansanga.

Pu T.T. ZOTHANSANGA : Pu Speaker, it will be pleasing if the members are furnished with a copy of an Act of any amendment which may be moved to the House as it is difficult for a new member like me to make opinion on such bills only from the amendment portion provided to the members.

Secondly Pu Speaker, it is truly appreciated that "The Mizoram Finance Commission Bill, 2010" is moved to the House as many years has lapsed for Mizoram without having appropriate financial control. Hopefully, Mizoram will then be able to start with an ideal system of financial control whereas decentralization of administration is already adopted by the Directive Principles of the Constitution. Hence, I give my support to this Bill. Thank you.

S P E A K E R : Suggestion made by Pu T.T. Zothansanga is very important. Members who have experienced in the House before may have a fair copy of any amendment moved to the House but it is difficult for a new member to understand the detail of such bills only from a brief portion of the amendment distributed to the members. Hence, it may be pleased if departments placed fair copy of an Act for

amendment to be moved at the library of Legislative Assembly for reprocessing as required. It will be returned after the discussion. Next Pu Lalsawta.

Pu LALSAWTA : At the outset, Pu Speaker, I congratulate the hon'ble Chief Minister for moving this important Bill which concerns decentralization of administration. This will surely help the government for improving the system of financial administration of our state. If State Finance Commission is implemented, matter which deals with collection of revenues, distribution of grant-in-aids, financial administration of District Councils, Village Councils and Municipalities will then be maintained in appropriate manner. Apart from this, any Autonomous District Council, constitutional or statutory body will then be able to make recommendation to the concerned authority as per requirement.

Regarding suggestion made by Pu R. Lalrinawma to amend the portion, 'It extends to the whole of Mizoram', I opine it is wise to make a change by means of your prerogative so that the sentence, 'to the whole of Mizoram' may be added. At the same time, Pu Speaker, this House too may consider few patent errors which may be made in the Bill by means of your prerogative. Thank you.

Pu S. LALDINGLIANA : Thank you, Pu Speaker. I would like to make few points in support of this Bill.

The peculiarity of America is that each citizen identifies himself as an American despite their originality as a particular tribe or ethnic group. Likewise, there are numerous tribes in India having a particular language and religion. Thus, the late leader Pu Rajiv Gandhi, from his research on the problem of various ethnic groups of people to identify themselves as Indian, found that the main reason could be because democracy does not reach-out to the actual owners i.e. the people of grass-root level.

Part-IV of the Constitution of India underlines that any state may implement a local self government as its own desire. Under the system, the said leader found out that democratic power was not vested to the people. Intensive effort was then made for the adoption of Article 73 and 74. Even though it was not achieved in his life-time, his successor Pu P.V. Narashimha Rao continued the mission and achieved it during his tenure as Prime Minister. This is the main reason that we could have meaningful administration of local body.

So, Pu Speaker, it is highly appreciated as we are going to pass "The Mizoram Finance Commission Bill, 2010" which is essential for decentralization of democracy. I congratulate the hon'ble Chief Minister on his initiative for the achievement of "The Mizoram Finance Commission". Thank you.

S P E A K E R : Next Pu C. Ramhluna.

Pu C. RAMHLUNA : Pu Speaker, it is, in a way, interesting to discuss a matter which is of great importance. On the other hand, it is quite difficult to understand the detail. It may be understood if the minister for Law Department and Chairman of Law Commission were queued behind to explain some points of confusion. For example, State Finance Commission could be adopted only on the basis of Act 243-I of the Constitution which concerns only Village Panchayat. As for Mizoram, we do not have Village Panchayat but only a full-fledged Village Council with its separate Act. If we have to implement Village Panchayat, it is necessary for us to pass a resolution first which has not yet been done. Hence, it is to be noted by the members that without Village Panchayat, the right to implement State Finance Commission could not be availed. Likewise, the same is not applicable with the status of Village Council. Hence, this Bill is quite confusing.

In regard to implementation of Finance Commission in the Autonomous District Councils, I also ask the mover of this Bill whether it is necessary to adopt first in the Sixth Schedule as there is no provision for Finance Commission to function in the Sixth Schedule. We may be able to make any Rule but we have to consider whether it is based on the Constitution. If not, how could it be empowered? The hon'ble minister for Law or Chairman of Law Commission may be given the chance to explain it? Anyway, the Bill body itself is quite good and is much appreciated.

In regard to empowerment also, Pu Speaker, I do not think it is necessary to empower the State Finance Commission much to the extent of Civil Procedure Code (CPC) and Indian Penal Code (IPC). Even if there is a problem which concerns CPC or IPC, it is supposed to be determined by the central after information is received from the State Commission. The said power may be referred to the State Commission if it is deemed to be necessary.

Pu Speaker, constitutionally, we do not have power to extend the fixation of State Finance Commission to the 6th Scheduled areas. Legally, it may be safer to constitute the Commission first and then extend its jurisdiction by an executive order, if that is necessary. It is also necessary to review the Municipality Bill which had been passed by the House yesterday as it is not appropriate to fix qualification of a member at 25 years of age whereas according to the Constitution, a person of 21 years of age has the right to contest in the election. Hence, it is wrong to pass any Bill against the Constitution of India. Thank you.

Pu LALSAWTA
MINISTER : Pu Speaker, our fellow member Pu C. Ramhluna alleged the procedure of this Bill as against the Constitution. In this regard, it is to be noted that qualification is completely different from disqualification. In the case of qualification, educational qualification of concerned member is fixed whereas in the case of disqualification, a qualified member may be disqualified. For example, to disqualify an elected municipal member of 23 years of age, it should not be on the ground that he is less than 25 years of age. The purpose is only to defend a member from disqualification on the ground that he is less than 25 years of age.

Pu C. RAMHLUNA : Pu Speaker, Article 243-V underlines that a person shall be disqualified for being chosen and for being a member of the municipality –

- a) if he is so disqualified by or under any law for the time being enforced for the purposes of election to the legislature of the state concerned provided that no person shall be disqualified on the ground that he is less than 25 years of age if he has attained age of 21 years. It means that a member of 21 years of age is entitled to be chosen as a member. Hence, it is wrong to fix the age of qualification at 25.

Pu NIRUPAM CHAKMA : Pu Speaker, Municipal Bill is introduced and passed in the House after vetted by Law Department. Hence, point raised by our fellow member is not relevant. Let the discussion be continued.

Pu LAL THANHAWLA
CHIEF MINISTER : Pu Speaker, let other members expressed their opinion first as he may continue to explain it more afterward.

Pu LALDUHOMA : Pu Speaker, before attainment of independence, Mahatma Gandhi wished to set up government of Villages in India by which each village may have its own government except Railways, Defense and Foreign Affairs etc. which may be put in the hands of central government. However, as the Constitution of India was formed, system of the government was set up but not as planned by the said leader nor federal

or unitary system but quasi federal form of government. However, plans set up by Mahatma Gandhi were adopted in the Directive Principle of State Policy. As a result, the progress of Indian political system greatly hampered smooth administration. The power of the central government keeps stronger and stronger every year whereas decentralization process could not make any progress. The same problem affected Mizoram too for many decades as grass-root level planning could hardly be carried out effectively.

Due to this, central government ceaselessly gives instruction to all the state governments to implement grass-root level planning and as a result, we now have Block Development Committee under each BDO which surely is a great achievement.

Strong effort was then again made for implementation of the said grass-root level planning, thanks to the concern of the late leader Pu Rajiv Gandhi. Consequently, Pu P.V. Narashimha Rao, as soon as he succeeded the late leader, adopted amendment of Article 73 and 74. As a result, we are able to discuss today this important Bill.

Even in Mizoram, various autonomous bodies such as MPSC, Information Commission and Election Commission have already been set up with presently discussed Finance Commission to be the next in line. Hence, Pu Speaker, what is important for the members is to understand the main objective of amendment to Article 73 and 74 which is to make the best out of grass-root level planning and to accommodate beneficiary as much as possible at the stage of planning as well as implementation. Since this bill concerns achievement of the aforementioned plans, it is necessary for us to have this bill passed by the House.

It may also be noted by the members that this bill will not be benefitted only for maintenance of Municipal Council, but also for the Municipal Board when it is implemented. Likewise, the same will take care of matters outside the influence of Municipal Council like Autonomous District Councils as we will be sharing one Finance Commission throughout the state. Hence, it is essential to make extension as “the whole of the state of Mizoram” by using your prerogative power in the House.

Regarding the term of members of this Commission, we see the sentence, “to such period as may be specified in the order of the Governor”. I opine it is wise to fix as it is done in other Commissions too. As of qualification of the members, we see the sentence, “person who has no financial or other interests”. Here, I supposed the wording of ‘other’ means ‘political interest’. This indicates that he should be the one who will not take advantage of the Commission for his political or financial interest but to discharge his duty as a partisan of the Commission. This should be a prerequisite quality of any member before and after his appointment as a member of the Commission.

Lastly Pu Speaker, as time given for setting up of the Commission, it will be pleasing if it is followed accordingly and established in due

time. It is, as well desirable if the bill is prepared so that amendment or extension is no longer necessary in future. So, with this speech Pu Speaker, I express my support to this Bill. Thank you.

S P E A K E R : Next Pu R. Lalthangliana

Dr. R. LALTHANGLIANA : Thank you, Pu Speaker. The government today as well as in the previous years has many deficiencies in its system. It is a common practice to make diversion of fund received from Finance Ministry, particularly non-plan fund for other purposes. It is always confusing for the government to deal with funds earmarked by the central. Departments who are more capable of obtaining Centrally Sponsored Scheme (CSS) seem to be more efficient than the rest no matter how such funds are utilized.

Pu Speaker, since this Financial Commission Bill concerns an important step for the progress of Mizoram, it is, in certain ways difficult to understand whether it is good to pass as some portions of the bill body is found incomplete. For example, whether there is a determination to indicate existing rate of state-owned revenue and comparatively its growth rate as well as newly planned revenue and the estimated growth rate. It may be appropriate to indicate at least brief summary of financial plan relating to taxation.

In the meantime, it is quite informative for the members if the House is informed about existing condition of the State Resources Assessment of Finance department. Again, it is known to us that Panchayati Raj is not implemented in Mizoram except Municipality which covers only some parts of Mizoram whereas election to that effect is coming up. How will the government take care of this matter? I doubt the hon'ble Chief Minister too could make a clear answer to that effect.

Besides, Pu Speaker, I would also like to know from which fund the State Finance Commission is supposed to make sanction for pay under local bodies. Is it from plan sector or other sources such as CSS? If the State Finance Commission is set up in accordance with the recommendation of Central Finance Commission for 5 years term, will this system be followed by the State Commission for the next term? As far as my knowledge is concerned, Finance Commission recommended funds in respect of backward regions or the three Autonomous District Councils to be allocated under state plan. If so, does it mean that the State Finance Commission should interfere in every financial aspects or funds sanction made by the State Planning Department to such regions? I must say that the decision in this regard is mandatory. Anyway, necessity compels us to have this Financial Commission so that every citizen gets equal share from the government. Let us hope that the Commission is able to function effectively.

As we have listened, the State Information Commission, commonly known as RTI and the State Election Commission were implemented during the previous ministry. What is important for the government is to enhance such local bodies with sufficient monitoring and evaluation power so that transparency is maintained to the public. As this bill concerns matters of utmost necessity as stated, I give my support to it. Thank you.

S P E A K E R : We will have a recess now and discussion will be resumed at 2:00 PM. Sitting is adjourned.

2:00 PM

S P E A K E R : To resume the discussion, I call upon Pu P.P. Thawla.

Pu P.P. THAWLA : As a member from Autonomous District Council area, Pu Speaker, this Bill reminds me that my district is at the mercy of the state government and that harsh action could be taken against it for a petty fault committed by such Councils. Hence, it is, in a way, unfortunate to have this Bill. Viewing from the point of Sixth Scheduled Amendment, the State Finance Commission is considered not to intervene in financial matters of the Autonomous District Councils. However, it is a common practice with the state government to dissolve or find fault against Autonomous District Councils which may be formed against the wish of ruling ministry of the state government.

It is my wish that the state government will not use this Commission to do harm against the said District Councils. If so, I have no reason to vote against this Bill. Thank you.

S P E A K E R : Next Pu K. Liantlinga.

Pu K. LIANTLINGA : Pu Speaker, let me start with my appreciation to this Bill as it concerns decentralization policy.

Pu Speaker, I supposed most of the members have seen notification issued by concerned departments for allocation of fund under the 13th Finance Commission even before passing this Bill. For Village Council also, distribution for 1-5 categories has already been issued which seems to be of great advantage. Section 3 (a) underlines “the distribution between the state and the Village Council Municipal Board, and the Autonomous District Council” and Section No.2 underlines definition regarding tax, duties, tolls and fees whereas sub-number is given up to (f) only because the rest are well-understood by the officials who drafted the Bill. Hence, I opine it is necessary to show in the Bill the definition of Governor, Members, State, Government and Legislature. Regarding the context, “to extend the whole of Mizoram”, it may as well be necessary to put clear definition to that effect as it also concerns Autonomous District Councils. Lastly, Pu Speaker, I support “The Mizoram Finance Commission Bill, 2010”.

Pu NIRUPAM CHAKMA : Pu Speaker, plan to set up Mizoram Finance Commission is based on Article 243(1) and Panchayati is based on Article 243. There is a provision for Nagar Palika Municipality at 243(y). Hence, Finance Commission could be set up in respect of Panchayat and Nagar Palika on the basis of Article 243(y) and 243(1). It is, therefore, inappropriate to set up Municipality Act without applying Panchayat. If we have to set up Municipality in Mizoram, let us apply Panchayat otherwise our purpose will remain incomplete.

Again, if this Bill is intended to intervene in financial matters of District Council Municipality and Village Council, there is a constitutional implementation which is not applied to Panchayat or Municipality in the District Council. If it has to be applied, only the Parliament can extend Article 243 as it is seen in part not to apply 243(z) and (c) which reads, “Notwithstanding anything in this Constitution, Parliament may, by law extend the provision of this part to the Scheduled Areas and tribal Areas referred to in clause 1, subject to such exception and modification as may be specified in such law, and no such law shall be deemed to be an amendment to this constitution for the purpose of Article 368”. Whereas, part of not to apply to certain areas, as seen in Article 243(m) concerns Panchayat.

What I am afraid with passing of this Bill, Pu Speaker is that we may informed afterwards that it is not applicable to Sixth Scheduled area. Yet, if we study the provisions, we could have a Commission set up within the provision of Panchayat underlined in the Indian Constitution to review the financial position of Village Council, Municipalities and Municipal boards if the Governor deems it necessary. It is, therefore, important to consider legal aspects.

So, Pu Speaker, if we have to implement Municipality in Mizoram, it is necessary to apply Panchayat beforehand. Otherwise, it will not be applicable for Village Council too as the same is not covered under Municipality. Thank you.

S P E A K E R : As we are able to implement the Election Commission as well as State Public Service Commission before, we may be able to do the same for the State Finance Commission.

The definition at part IX and IX (a) clearly underlines about the exemption. This Bill is not based on part IX or IX (a) yet, it is intended to serve the purpose for the state of Mizoram.

So now, let us call upon Pu Lal Thanhawla, the honb'le Chief Minister to wind up the discussion.

Pu LAL THANHAWLA CHIEF MINISTER : Pu Speaker, reaction from the members, as we have listened, is mostly appreciation of this Bill.

Pu Speaker, one of the most crucial points in our discussion seems to be its short title, "to extend to the whole of Mizoram". I have no idea whether it is better to delete the word, 'extend' by amendment or by prerogative of the Speaker and whether it is necessary. So, let the House decide.

Pu P.P. Thawla expressed his discontent with this Bill as it may be exercised to dissolve the Autonomous District Council. It is to be noted that if this Finance Commission Bill becomes an Act, it is not applicable for the said purpose and hence, there is nothing to be afraid of. Regarding inclusion of District Council areas by this Commission, it is left to the discretionary power of the Governor as stated "as the Governor may deem it necessary". Hence, it is purely the decision of the Governor.

Regarding period of term of the "recommended period" indicates that the Commission will function as soon as it is set up and length of term depends on the time when recommendation is submitted. The sooner it is submitted, the sooner it will expire and the later it is submitted, the later it will expire. Usually, terms of Central Finance Commission is 2¹/₂ year but it may be extended if necessary. As soon as it is expired, the Governor, as per recommendation may set up another 5 years term.

Regarding the question of plan and non-plan as asked by Pu R. Lalthangliana, there may be a time for Finance Commission to involve in plan fund but only after the gov't of India, as terms of reference prescribed by such states, finalized it for the whole country and for the states.

As stated already, the system is truly a democratic decentralization policy and Finance Commission Bill which is discussed today is expected to play a significant role in case of devaluation of fund for the state. So, with

your permission, Pu Speaker, I move that the Bill, “The Mizoram Finance Commission Bill, 2010” be passed by the House. Thank you.

S P E A K E R : The mover has clearly explained and moved the House to passed the Bill. Now, the House will take up the clauses of the Bill. The question is, clauses 3 to 9 do stand as part of the Bill. Those in favour may say ‘Aye’. (Members said ‘Ayes’) Clause 1 short title and clause 2 definition does stand as part of the Bill. Those in favour may say ‘Aye’. (Members said ‘Ayes’) ‘Ayes’ is the ruling. Those in favour of passing the Preamble and Enacting Formula may say ‘Aye’. ‘Ayes’. have majority.

Now, those in favour of passing “The Mizoram Finance Commission Bill, 2010” may say ‘Aye’ (‘Ayes’) ‘Ayes’ have it. “The Mizoram Finance Commission, 2010” is now adopted by the House.

Next is Legislative Business. Pu Lal Thanhawla, hon’ble Chief Minister, who also is in-charge of Finance Department, may now move to the House, “The Mizoram Public Demand Recovery (Amendment) Bill, 2010”.

Bill introduced be taken into consideration. Those in favour of introducing the Bill may say ‘Aye’. The members said, ‘Ayes’. ‘Ayes’ have it. If so, the hon’ble Chief Minister may now introduce the Bill to the House.

Pu LAL THANHAWLA CHIEF MINISTER : Thank you, Pu Speaker. With your permission and of the House, I introduce to the House, “The Mizoram Public Demand Recovery (Amendment) Bill, 2010”. And with your permission, I move to the House to discuss the same.

As indicated by the theme, this Bill concerns recovery of loan. It is a common practice with the Mizos to avail loan without necessitating for its recovery. Besides, there are many who deliberately evaded taxes and it is deeply regretted. Thus, “The Mizoram Public Demands Recovery (Amendment) Bill, 2010” is moved to prevent such practices.

Limit of loan, under the existing rule is below ₹10 lakh whereas most loanees in this category are of below-average families and the above are of well-to-do families who are not covered by the existing rule. Hence, there is a proposal to wipe-off the limit, so, amendment is considered necessary.

Latest report of loan recovery received by Finance Department which concerns defaulters under The Mizoram Public Demands Recovery Act are as follows: -

| | | | |
|----|-----------------------|---|----------|
| 1) | Saiha District | - | 164 Nos. |
| 2) | Mizoram rural Bank | - | 58 Nos. |
| 3) | State Bank of India | - | 106 Nos. |
| 4) | Aizawl District | - | 969 Nos. |
| 5) | Custom Deptt. related | - | 7 Nos. |
| 6) | Taxation | - | 8 Nos. |
| 7) | ZIDCO | - | 15 Nos. |

Pu Speaker, it is regretted that our status as poor recovery of loan created problem for our state to avail another share. It is, therefore, unyielding to urge for more share whereas our loan recovery is considerably poor.

In regard to the portion of the Bill, "Article 2, amendment of section 1 of Principal Act", the main clause, section 2 stated, "the provision of this shall apply subject to the provision of recovery of that due to Bank and Finance Institution Act, 1993" there is an opinion that Commissioner of Revenue Department be replaced by the Deputy Commissioner.

Again, section 31 of No. 4 provides amendment of the existing rules by which more severe penalty can be given in case of failure to repay loan. Another amendment is replacement of Land Revenue & Settlement Head by Collector or Deputy Commissioner.

So, Pu Speaker, I beg to move that "The Mizoram Public Demand Recovery (Amendment) Bill, 2010" be passed by this august House. Thank you.

Dr. R. LALTHANGLIANA : Pu Speaker, The Mizoram Public Demand Recovery (Amendment) Act, 2010 came into being since 2001 with statement of objects and reasons clearly specified. In concern for improvement of loan recovery, I support the idea of wiping-off limitation of loan amount. In the same manner, it is a good idea to change responsible officer as gazetted officers in Revenue department are in shortage. It is a burden for them to perform other duties in addition to their existing works of the department.

Pu Speaker, it is an unusual practice in a state of 100% Christians like ours to ignore recovery of loan after availing it with a pledge of recovery. It only indicates our lack of honesty in financial matters. So, I support this Bill as it targets on recovery of loan. Thank you.

S P E A K E R : Next Pu T. T. Zothansanga.

Pu T.T. ZOTHANSANGA : Thank you, Pu Speaker. India had been laying inactive long enough in regard to recovery of loan. As a result, Recovery of Debts due to Banks and Financial Institution Act was adopted in 1993. From the light of this Act, tribunal was meant to be set up in every state. In 1996, tribunal for North-eastern region was set up at Guwahati. Regarding point raised by Pu Thangtea, Guwahati tribunal too accepted ₹.10 lakh as a limit of its jurisdiction. It will be pleasing if the same is done at the level of Mizoram. Yet, it may be necessary to deal with the matter very carefully whereas Guwahati tribunal is functioning under the presiding officer effectively. As tribunals of other states, the one at Guwahati too is placed under the supervision of High Court and so, we may be able to make the best use of it when needed.

Pu Speaker, it is difficult for the members, particularly first-time members to understand the detail of this Bill only from the amendment portion. We may be able to make firm opinion if fair copy of this Act is provided. Anyway, I give my support to this Bill. Thank you.

S P E A K E R : Next Pu Lalduhoma.

Pu LALDUHOMA : Pu Speaker, I may not repeat the importance of this Bill as most of the members have already pointed out.

Various Assembly Committees, particularly PAC too has taken up number of cases of loan defaulter. Apart from ZIDCO and Banks, the departments having such cases most are Forest Department, Taxation Department, Transport Department, Revenue Department and Supply Department. Such departments, after failing to make effective collection, usually handed over the case to the Certificate Officer. PAC then determined to call upon Certificate Officer at the meeting to get the detail information of such cases. The case in Transport Department is most serious as necessary information during pre-computerization of the system could not be updated particularly of unregistered vehicles and registration which has not been renewed in due time.

Pu Speaker, most of the defaulters are shop-keepers and suppliers against whom the authority instructed to clear their dues. It is obviously a common practice with such defaulters to negotiate with concerned officer for reduction of their dues which seems to be one of the reasons for the government to incur loss of revenue. Anyway, let the Commission be made to function first and more revenue may be collected by the government if the said tribunal is set up. Collector which may be appointed in any district is expected to be a senior officer with efficiency. It will also be necessary for concerned department to practically see that officer appointed for the purpose executed his duty appropriately. Thank you.

Pu R. SELTHUAMA : Thank you, Pu Speaker. This Bill moved by the hon'ble Chief Minister is truly appreciated. If my memory serves me well, the idea to have this Bill was started in 1997 with the thought that rule adopted during the time of District Council is no longer applicable. Thus, experts from outside were hired to prepare the draft and was adopted in 2001. After a decade, the need to amend the said Act arises out of which "The Mizoram Public Demands recovery (Amendment) Bill, 2010" is now moved. Considering the significance of this Act, I opine it is necessary for the House to pass this Bill. Thank you.

S P E A K E R : Now, let me call upon the hon'ble Chief Minister to wind up the discussion and move to the House to pass the Bill.

Pu LAL THANHAWLA CHIEF MINISTER : Pu Speaker, point raised by Pu Lalduhoma clearly indicates that the existing system is more profitable for the concerned Certificate Officer than the government. Hence, it is also important for us to determine prevention of such practices. Obviously there will be no more chance for a defaulter to negotiate with the Certificate Officer as he will be sent right away to face the tribunal.

So, Pu Speaker, I move the House to pass "The Mizoram Public Demands recovery (Amendment) Bill, 2010" with the hope to improve the Mizo's perception on loan recovery. Thank you.

S P E A K E R : The mover has moved the House that the Bill be passed. Now, the House will take up Clause II to Clause IV of the Bill body. Now, those in favour of passing may say 'Aye'. Next, we will take up Clause I, Short title Preamble and Enacting Formula. Now, those in favour of passing may say 'Aye'.

Now, those in favour of passing "The Mizoram Public Demands recovery (Amendment) Bill, 2010" may say 'Aye'. "The Mizoram Public Demands recovery (Amendment) Bill, 2010" is now adopted by the House.

Pu LAL THANHAWLA CHIEF MINISTER : Thank you, Pu Speaker.

S P E A K E R : Sixth Session of the 6th Assembly is now completed. Discussion takes 9 days i.e. 20th September – 29th September. Here is the summary of the Sixth Session of the 6th Assembly, 2010 which is held from 20th September, 2010 to 29th September, 2010:-

1. QUESTIONS AND ANSWERS

Starred Question: -

| | | | |
|-----|---|---|-----|
| (a) | Number of Question entered | : | 160 |
| (b) | Number of Question admitted | : | 152 |
| (c) | Number of Question rejected | : | 8 |
| (d) | Number of Question entered into the List of Business. | : | 118 |
| (e) | Number of Answer given in the House | : | 41 |
| (f) | Number of Answer not given in the House | : | 77 |

Unstarred Question: -

| | | | |
|-----|---|---|-----|
| (a) | Number of Question entered | : | 13 |
| (b) | Number of Question admitted: | : | 13 |
| (c) | Number of Question rejected | : | Nil |
| (d) | Number of Starred Question converted to unstarred Question. | : | 28 |

2. PRESENTATION OF SUPPLEMENTARY DEMAND FOR GRANT

As Pu Lal Thanhawla, the hon'ble Chief Minister presented to the House, First Supplementary Demands for Grants, 2010 – 2011 and First Supplementary Demands for Grants for regularization of Excess Expenditure for the year 2004 – 2005, 2005 – 2006, 2006 – 2007 and 2007 – 2008, the House passed it unanimously.

3. PRESENTATION OF REPORTS: -

During this Session, the following Reports are presented to the House –

1. Pu R. Romawia, hon'ble Speaker : - Business Advisory Committee Report.
2. Pu B. Lalthlengliana, Chairman, Public Accounts Committee : -
 - (i) Sixth Report of Public Accounts Committee.\
 - (ii) Seventh Report of Public Accounts Committee.
 - (iii) Eighth Report of Public Accounts Committee.
 - (iv) Ninth Report of Public Accounts Committee.
3. Pu K. Lalrinthanga, Chairman, Subject Committee-II: -
 - (i) First Report of Subject Committee-II,
 - (ii) Second Report of Subject Committee-II.

4. BILL: -

10 Bills entered during this Session were all passed by the House unanimously, such as: -

1. The Mizoram Public Servants Personal Liability Bill, 2010.
2. The Mizoram Appropriation (No.3) Bill, 2010.
3. The Mizoram Appropriation (No.4) Bill, 2010.
4. The Mizoram Fiscal Responsibility and Budget Management (Second Amendment) Bill, 2010.
5. The Mizoram Municipalities (Amendment) Bill, 2010.
6. The Mizoram Money Lenders and Accredited Loan Providers (Regulation) Bill, 2010.
7. The Mizoram Co-operative Society (Amendment) Bill, 2010.
8. The Mizoram Shops and Establishments Bill, 2010.
9. The Mizoram Finance Commission Bill, 2010.
10. The Mizoram Public Demands Recovery (Amendment) Bill, 2010.

6. STATEMENT BY A MINISTER: -

Pu Lal Thanhawla, hon'ble Chief Minister made a Statement in the House about sinking ground of Mamit.

7. PRIVATE MEMBERS' RESOLUTION: -

(a) A Resolution with the theme titled "May the Government of Mizoram provide fertilizer to cultivators as it is done in the previous years" is moved by Pu Lalduhoma.

(b) A Resolution with a theme titled "Step taken by the Government for development of Sports enthusiast youths in Mizoram is appreciated" is moved by Lt. Col. Z.S. Zuala.

8. OFFICIAL RESOLUTION: -

Official Resolution with a theme titled "The House expresses its gratitude and appreciation to the Central government for approving the scheme and awarding the funds required under the Comprehensive and Integrated Socio-Economic Development Project under the New Land Use policy (NLUP) of Government of Mizoram to be implemented in Mizoram State for alleviation of poverty from financial year of 2010 – 2011".

After discussion the Resolution is unanimously passed by the House.

It is unfortunate that the senior-most member Brig. T. Sailo and Pu B. Lalhlengliana were unable to attend this session due to health problem. Likewise, Pu Zodintluanga and Pu John Rotluangliana were unable to attend the session regularly due to some problems whereas Pu Lal Thanzara also absent from today's session due to the demise of his father in-law.

Anyway, it is appreciated as rest of the members attended this session regularly and so we are able to conclude today without any serious problem. The sitting is now adjourned.

Sitting is adjourned sine die at 3:10 PM.