

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

LIST OF BUSINESS

**THIRD SITTING ON THURSDAY, THE 24TH MARCH, 2011
(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.

CALLING ATTENTION MOTION

2. *Pu LALDUHOMA* to raise a matter of urgent public importance under Rule 59 of the Rules of Procedure and Conduct of Business in Mizoram Legislative Assembly in the matter of recent occurrence regarding gross violation of the guideline for regulating the entry and stay of non-indigenous persons within the inner-line of Mizoram.

LAYING OF PAPERS

3. *Pu H.LIANSILOVA*, Minister to lay on the Table of the House a copy of the 18th Annual Report of Mizoram Public Service Commission, 2008-2009.
4. *Pu H.ROHLUNA*, Minister to lay on the Table of the House a copy each of the following Rules : -
 - 1) The Mizoram Consumer Protection Rules, 2010
 - 2) The Mizoram Legal Metrology (Enforcement) Rules, 2010
 - 3) The Mizoram Legal Metrology (Enforcement) (Amendment) Rules, 2010
5. *Pu B. LALTHLENGLIANA*, Chairman Public Accounts Committee to lay on the Table of the House a copy each of the following : -
 - 1) Statement of Action taken on Action taken Report of Public Accounts Committee relating to Food, Civil Supplies and Consumer Affairs Department.
 - 2) Statement of Action Taken on Action Taken Report of Public Accounts Committee relating to Health and Family Welfare Department.

PRESENTATION OF REPORT

6. *Pu T.T.ZOTHANSANGA* to present to the House the second Report of Committee on Subordinate Legislation relating to Urban Development and Poverty Alleviation Department.

OFFICIAL RESOLUTION

7. **Pu R.LALZIRLIANA**, hon'ble Minister to move an Official Resolution in the following form :-

“That this House resolves to request the Government of India that Sl. No. 10 of the tribes in Mizoram listed under the Constitution of India (Scheduled Tribes) Order, 1950 (C.O.22), Part XVII entered as ‘**any Mizo(Lushai) tribes**’ be constituted by ‘**Any Mizo tribes**’;

And, that the tribe name of **Gangte** listed as sub-tribe of **Kuki** tribe under Sl. No. 7 (vii) of the tribes in Mizoram under the Constitution (Scheduled Tribes) Order, 1950 (C.C.22), Part XVII be deleted as the **Gangtes** are not sub-tribe of **Kuki** but belong to **Mizo** tribe;

And, that the tribe names of **Lakher** and **Pawi** which were already changed as **Mara** and **Lai** respectively be entered at Sl. No. 8 and 13 of the Constitution (Scheduled Tribes) Order, 1950 (C.O.22) by substituting the words **Lakher** and **Pawi** respectively on the basis of the Sixth Schedule to the Constitution (Amendment) Act, 1988 (67 of 1988)”.

S P E A K E R : Because of the transgression of a land, many are its princes; but by a man of understanding and knowledge the state of it shall be prolonged.
Proverbs 28:2

Our first business is Question and Answer and Dr. R. Lalthangliana to ask.

Dr. R. LALTHANGLIANA : Pu Speaker, Starred Question No. 21. Will the hon'ble minister for Finance department be pleased to state –

What is the amount of bill which can be passed per day by each District Treasury within Mizoram.

S P E A K E R : The hon'ble Chief Minister, who also is in-charge of Finance to give the answer.

Pu LAL THANHAWLA : Pu Speaker, the answer is – The amounts of
CHIEF MINISTER bill which may be passed per day by each
District Treasury within Mizoram are as follows:

Sl. No	Name of Treasury	Amount/Position
1	Aizawl South Treasury	500 lakh
2	Aizawl North Treasury	200 lakh
3	Lunglei Treasury	60 lakh
4	Saiha Treasury	40 lakh
5	Champhai Treasury	40 lakh
6	Serchhip Treasury	40 lakh
7	Lawngtlai Treasury	40 lakh
8	Kolasib Treasury	40 lakh
9	Mamit Treasury	40 lakh

S P E A K E R : Is there any supplementary question?

Dr. R. LALTHANGLIANA : Yes, Pu Speaker. Obviously this is the
existing position. In the same way,
during January/February, our position
was extremely low which brought
us immense problems. My main question is: Is it possible for the government to
maintain a stable position in respect of each District Treasury? What is the existing
position of our cash deposit at RBI?

S P E A K E R : The hon'ble Chief Minister to answer the
question.

Pu LAL THANHAWLA : Pu Speaker, the government is aware of
CHIEF MINISTER the problems stated by my fellow
member yet, it is necessary to monitor
our financial position so as to avoid
over-draft. Thus, concerned department should maintain fiscal management very
cautiously. However, the government, by the end of financial year felt the necessity to
increase the said amount despite strong effort made by concerned officials to avoid
over-draft. Thus, the existing position of each District Treasury w.e.f 23rd this month
are as follows –

Sl. No	Name of Treasury	Previous Position	Present Position
1	Aizawl South Treasury	120 lakh	1,000 lakh
2	Aizawl North Treasury	80 lakh	400 lakh
3	Lunglei Treasury	30 lakh	120 lakh
4	Saiha Treasury	20 lakh	80 lakh
5	Champhai Treasury	20 lakh	80 lakh
6	Serchhip Treasury	20 lakh	80 lakh
7	Lawngtlai Treasury	20 lakh	80 lakh
8	Kolasib Treasury	20 lakh	80 lakh
9	Mamit Treasury	20 lakh	80 lakh

Treasury Officer of each district are instructed to follow the new fixation and to submit without fail, their weekly reports to enable closed-monitoring for the government.

In reply to the next question, Pu Speaker, the amount of cash deposited at RBI by the government of Mizoram as on the 23rd of this month is ₹82.61 crore plus ₹200 crore from the central government which is expected to come forth before the end of this financial year. Thank you.

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

Pu P.P. THAWLA : Pu Speaker, Starred Question No. 22. Will the hon'ble minister in charge PWD be pleased to state –

- a) What step has been taken so far for Multi-Model Project (Akyab)?
- b) What is the amount of sanction to that effect?
- c) Who are the selected contractors to take up this project?

Pu LAL THANHAWLA CHIEF MINISTER : Pu Speaker, answers to the questions of the hon'ble member Pu P.P. Thawla –

- a) Under Multi-Model Project, 100 kms double-lane highway from the National Highway 54 (India) to Paletwa Riverine Port (Myanmar) is under-construction.
- b) The amount sanctioned is ₹603.08 crore.
- c) Contractors selected for the project are: -
 - i) M/S RDS Project Limited, Bikaji Cama Place, New Delhi (Package-I : 0/00 - 38/00 Kms).

- ii) M/S Atlanta – ARSS (JV), 141 SBI Colony, Paschim Vihar, New Delhi (Package-II : 38/00 – 71/00 Kms).
- iii) M/S RDS Project Limited, Bikaji Cama Place, New Delhi (Package-III : 71/00 - 99/86 Kms).

Pu P.P. THAWLA : Supplementary question, Pu Speaker. Is there any plan to compensate the encroachment of private owned land? If so, how many?

Pu LAL THANHAWLA CHIEF MINISTER : Pu Speaker, there are number of genuine claimants of compensation under this project for whom a separate financial sanction is kept. Negotiation will soon be made with concerned owners of land.

Pu LALDUHOMA : Pu Speaker, we are informed by our leaders that the work will be allotted to local contractors. If so, whether the aforesaid contractors were selected by the state government or central authority? If it is selected by central authority, will it involve in supervising and monitoring of such contractors? What is the expected time of completion of work?

Pu C. RAMHLUNA : Pu Speaker, whether forests & environmental clearance has already been obtained for construction of the said road? If so, when?

S P E A K E R : The concerned minister to answer the questions.

Pu LAL THANHAWLA : Pu Speaker, construction of the said road
CHIEF MINISTER is allotted to PWD whereas tender of
work is monitored by the gov't. of
Mizoram and fund comes from the
central. The problem is that the government of Mizoram does not have full power on
the project. For instance, allotment of work under NH 64 which lies within the state of
Tripura is taken up by central authority and we have no authority to involve in it.
Another problem is that this project is manipulated by the son of one central minister
and Joint Secretary of Road Transport Ministry. Regarding portion of work between
Tripura and Mamit, the work is allotted to a contractor from Hyderabad who later
offered the work to other companies at the rate of 12%. Since he could not find any
company interested on the offer, he decided to do it himself.

Pu Speaker, it is truly unfortunate for us as the work is allotted
by the central to companies who has no idea of the exact location of our state, the
climatic condition of the region or mentality of the people in it which often brought us
problems. Hence, Pu Speaker, keeping in mind the necessity to evolve the system, I
approached the hon'ble Prime Minister and Pi Sonia Gandhi to hand over full
authority to the state government and I was extremely grateful as I received positive
reaction from both the leaders. Unless we obtained full authority of the project, the
said problems may not be resolved. And estimated time for completion is 4 years.

Regarding forests & environmental clearance asked by Pu C.
Ramhluna, I must say that it is not an easy task as there are some officials who
persistently created problem for the project. We are compelled to start the project
despite such clearances and necessary action will be prevailed against such officials
who deliberately caused delay to the project as they are working under the state
government.

S P E A K E R : Next question from Pu B. Lalthlengliana.

Pu B. LALTHLENGLIANA : Will the hon'ble minister for School
Education Department be pleased to
state- How far the government takes step
towards Voluntary Retirement plan (Golden Handshake) in favor of Primary School
teachers?

S P E A K E R : Concerned minister to give the answer.

Pu LALSAWTA : Pu Speaker, total number of cases
MINISTER received for Voluntary Retirement Scheme (VRS) is 193 out of which 169 cases have already been resolved on 16.3.2001 and the remaining 24 cases were unresolved.

Pu B. LALTHLENGLIANA : Supplementary question, Pu Speaker. It is learnt that certain teachers, after receiving notice of retirement faced problem because of non clearance of their cases by the government. If so, whether the case of 169 teachers as stated by the minister had already been resolved? What is the reason for the delay of the remaining 24 retired teachers?

Pu K. LIANTLINGA : Pu Speaker, Cash Compensation Allowances in respect of the aforesaid retired school teachers is made on the basis of The Mizoram Special Voluntary Retirement for School Teachers Rules, 2007 and the amount is considered as less agreeable. Apart from the delay of clearing the cases, such retired teachers seem to benefit lesser amount of pension than expected whereas the Education Reforms Commission recommended full payment of salary for the remaining service and full pension benefit. Will the procedure be based on Rules 2009 or on the recommendation of the Education Reform System?

Pu LALSAWTA : In reply to supplementary question,
MINISTER number of cases which had been cleared till yesterday's evening comes up to 181 whereas only 12 nos. of cases remain unresolved. Apart from the problem relating to Service Book of the retired teachers, the main reason for the delay is that some data entry were found not in tally which prevents Accounts & Treasury department from issuing service card in time.

Regarding supplementary question from Pu K. Liantlinga, it is based on the Structural Adjustment Loan Scheme, 2007 which is updated in 2009 and was sponsored by Asian Development Bank. Regarding the system laid down by the Education Reforms, it has not been applied since it was not meant for this purpose.

Pu B. LALTHLENGLIANA : Pu Speaker, I would like to suggest to concerned authority to lay down appropriate plan so that a retiring government servant may enjoy his retirement scheme peacefully.

Regarding dealing of files between Accounts & Treasury and concerned department as pointed out by the concerned minister, it is a common practice to held up the file. Hence, it is important to expedite the system.

Pu LAL THANHAWLA CHIEF MINISTER : Pu Speaker, point raised by Pu B. Lalthlengliana is very important. Effort is made to speed up the system as I am also deeply concerned with the problem.

Any concerned staff should not consider himself as helping someone while dealing with pension case as pensioner has the right to avail service of the concerned staff. He or she is supposed to receive the retirement fund in time.

S P E A K E R : Starred Question No. 24 and Pu Lalthansanga to ask.

Pu LALTHANSANGA : Pu Speaker, Starred Question No. 24. Will the hon'ble minister for School Education deptt. be pleased to state –

- a) Since inclusion of Class-VIII under the Elementary School, whether construction of additional class room as well as allotment of more teachers to such schools has already been done?
- b) What is the procedure for implementation of Continuous Comprehensive Evaluation (CCE) and school calendar?

Pu LALSAWTA MINISTER : Pu Speaker, answer to Starred Question No. 24 -

- a) Additional class room is already constructed in number of government schools and additional teachers have already been allotted to such schools.
- b) The question relating to CCE and school calendar, the government of Mizoram issued notification in regard to the new session of school for 2011 and a copy of school calendar based on CCE with Letter No.B-

11035/41/2002 EDN volume 1, dated 21st February, 2011 enclosed therein. Under the new system, no examination will be conducted in school but performance of the students will be maintained by the system of data entry and completion certificate of the students will then be issued by the end of the session.

S P E A K E R : If a copy is enclosed, all the members are supposed to receive it. Did the members received the copy?

Pu LALTHANSANGA : Pu Speaker, it will be pleasing if the minister clarified how many schools remained without additional class room and teachers. Since inclusion of class-VIII in Middle School, most of the existing teachers in such schools have a problem to teach their newly included students as English is necessitated. Besides, it is reported to me that 5 nos. each of computer allotted to Khawlailung M/S-I and M/S-II of my constituency are not functioning. May the concerned minister look into the said problems so that it is resolved immediately?

Apart from this, Pu Speaker, we see that under the project of ACA, ₹7.70 crore is allocated for infrastructure development of schools. If so, I do not understand why the government is delaying the aforementioned additional class room of the remaining schools whereas fund is made available. May the concerned minister expedite the work?

Pu B. LALTHLEGLIANA : Regarding additional teacher which is stated by the minister as already being allotted to schools for which additional class room is completed, Pu Speaker, percentage of students of the remaining schools is obviously higher than students of completed schools. Not to mention the need of additional class room for the students, the problem of insufficiency of teacher is intensive since introduction of the new system. May the concerned minister clarify how to deal with such problems?

Pu K. LIANTLINGA : Pu Speaker, plan initiated by concerned minister for introduction of CCE is appreciated as it is expected to bring progress. However, student teacher ratio is not indicated in the recommendation of the Educational Reform Commission. As my understanding is concern, the said ratio of above 1:40 is not admissible whereas in our state, there are number of schools with student-teacher ratio of above 1:40 and some schools even exceed 1:70. Is there any plan to improve student teacher ratio? Secondly, it is learnt that no examination will be conducted after introduction of the new system of education. If so, is there a plan to follow the academic session of central pattern with effect from 1st April to 31st March? It is necessary for the House to have detail information of that plan as we have experienced problems in the previous years due to repeated alteration of the academic session in a short period of time.

S P E A K E R : Concerned minister to give the answer.

Pu LALSAWTA MINISTER : Pu Speaker, subject raised by Pu Lalthansanga as a supplementary to the main question is true as it is not possible to complete the whole project at once. Construction of additional class room has already been completed for 287 Middle Schools in which one additional teacher each is allotted. In this connection, the government too is aware of the fact that only one teacher is not enough to teach entire class-VIII students of a particular school yet, it is set up by authority of SSA following the national pattern. Regarding allotment of computers which are not functioning, it is difficult to deal with the problem unless information is given to concerned department so that the case is referred to the supplier for replacement or immediate repair.

Pu Speaker, it is to be noted that our educational structure is gradually changing from generation to generation in such a way to adapt with the situation. Most of the High School students in olden days were mature enough to get married whereas on the other hand, students of today who completed matriculation are too young to apply any job. Hence, The Right of Children to Free & Compulsory Education necessitated Elementary School which includes up to class-VIII whereas for High School, class-IX up to Secondary Level i.e. class XI and class-XII.

Regarding point raised by Pu B. Lalthlengliana, there are number of schools who have no complain due to inclusion of class-VIII in Middle School whereas most of the complain is coming from schools that have problem due to the same reason which indicates the need for concerned authority to put more efforts. In this connection, co-operation from concerned teachers is truly praiseworthy for accepting instruction of the government without complain.

To continue the plan, construction of additional class room to 349 schools will again be taken up by the coming year 2011-2012 and additional teacher to each school will be allotted after completion of the building.

Pu B. LALTHLENGLIANA : Pu Speaker, there are schools having only one teacher to teach the whole students like Chawngtlai Primary School of my constituency whereas there are schools like Vaivakawn Primary School in which 17 teachers is allotted for 15 students only. May the government apply amalgamation policy to such schools to resolve the problem of insufficiency of teacher? [SPEAKER: Vaivakawn Primary School was closed already.] Then, it is good.

Pu K. LIANTLINGA : Pu Speaker, it is claimed by the department as there is no problem in connection with Asia InfoTech. Thus, the report from computer operators appointed in certain schools that they have not received computers, text books or instructional materials from the assigned company is doubtful. Yet, it is important for the department to look into the matter.

Pu LALTHANSANGA : Pu Speaker, if we have to follow the national pattern, requirement of student teacher is 1:40. [SPEAKER: That is impossible as most parents desire to admit their children in a school with good teachers which compelled such schools to admit student more than enough.] Pu Speaker, that is the reason for the need to explain the system at NGOs and school education level of a particular place. In this connection, new teacher allotted to Lungkawlh Primary School was transferred barely after a month of his joining. I request the minister to look into this matter immediately as the said school has only one teacher at present.

S P E A K E R : The hon'ble minister for Education department to answer the questions.

Pu LALSAWTA MINISTER : Pu Speaker, the department too is well aware of various problems pointed out by the members and intensive effort is being given but it is not that easy to resolve whereas even the hon'ble Chief Minister too shares this head-aching problem of the department. Anyway, it is to be noted that the department too, put much efforts to reduce the problem.

Regarding InfoTech, the Secretary for School Education has given notification to all concerned schools to give a report to the department if there is any complain, but none submitted. As a measure for improvement of PTR, I am sure there is possibility if the officials were given a free hand to deal with the problems. However, it is quite a problem as concerned officials are often compelled to oblige with the recommendation from higher level on which the hon'ble Leader of the House has even make an appeal to all the members as well as high level officials to avoid recommendation for a particular school or teacher to let the concerned officials work in free hand.

Pu Speaker, it is appreciated as the Department of Education always receive valuable cooperation from every corner of Mizoram which truly indicates that the people of Mizoram, as a whole are inspired by the importance of education. For this reason, I hope that achievement will be made by the department at its level best. Thank you.

S P E A K E R : Next, Starred Question No. 25 and Pu K. Liantlinga to ask.

Pu K. LIANTLINGA : Pu Speaker, Starred Question No. 25. Will the hon'ble minister for PWD be pleased to state –

- a) Is there a plan to improve the road opposite to Bawngkawn Police Station, Aizawl?
- b) If so, what step has been taken so far?

S P E A K E R : Concerned minister who is the hon'ble Chief Minister, to give the answer.

Pu LAL THANHAWLA CHIEF MINISTER : Pu Speaker, here is the answer -

- a) Yes. In 2009, the Additional DC Aizawl with PWD and Village Council Court, Bawngkawn had verified whether there is a problem to extend the said portion of road.
- b) No further step is taken as the spot in question happened to be a disputed land.

To explain it further, plan for improvement of the road in question is initiated by government of the previous ministry whereas contract work was allotted to the original owner of land. As the said contractor claimed the Bill, the department was unable to make full payment as ₹42 lakh remain unpaid. The case was then moved to court and so it is not possible for concerned authority to take step any further. It will be resumed as soon as the court case is cleared.

Pu LALDUHOMA : Supplementary question, Pu Speaker. The hon'ble Chief Minister shared this problem to the House that this kind of problem is frequently encountered by the government mainly because the cost of land offered by its owner usually exceeded the value determined by the government. It may be granted to some extent yet, I opine there is an alternative. If owner of the land is not satisfied with the maximum sum offered by the government, it may be wise to offer some other contract or supply work if the work is considered as an urgent need.

In this connection, Pu Speaker, I, once again appeal to the hon'ble Chief Minister to give priority to improve the road of University and may be taken up as a major project as this road which had been repaired previously lasted barely for a couple of month. Thank you.

Dr. R. LALTHANGLIANA : Pu Speaker, relating to the point mentioned by Pu Lalduhoma, road which linked Vaivakawn, Hunthar Veng and Chanmari needs immediate improvement as the condition is unsafe for vehicle.[SPEAKER: Budget which had been passed by the previous ministry included ₹70 lakh for improvement of this particular road.] That is true as government of the previous ministry too made intensive effort but no positive outcome is seen due to exorbitant cost of compensation demanded by concerned owners of land. Pu Speaker, this junction is as important as the aforementioned point at Bawngkawn as it also lies opposite to Police Station of Vaivakawn. What step has been taken so far in this regard?

Regarding improvement of portion of road at Hunthar Veng destroyed by sinking of land, it is learnt that fund is already allotted but performance of work is very bad. It may be important for concerned authority to witness the

progress of work. I have no idea as to whether the project is of state's PWD or the central. It is necessary for concerned authority to take immediate step as it is a very important road leading to the Airport.

S P E A K E R : I call upon the hon'ble Chief Minister if he has something to say.

Pu LAL THANHAWLA : Pu Speaker, improvement of this road is
CHIEF MINISTER : planned since long before, yet no progress is made due to financial involvement which is usually high.

Hence, private negotiation is made with concerned owners of land. If we have to determine the value of a particular land on the basis of Land Acquisition Act, it is not possible to come into terms with owners of such lands. The government, therefore, determines amendment of rules under Land Acquisition Act with a view of the on-going need for improvement of the city. Hopefully, the problem may be resolved to some degrees.

Regarding the road to University, proposal for its widening is being processed under central road fund. Apart from the concerned students, the University is frequently visited by some VIPs and the government, therefore, have a plan to improve this particular road. Thank you.

S P E A K E R : Question Hour is over. We will now take up the next business, i.e. Motion of Calling Attention to be moved by Pu Lalduhoma.

Pu LALDUHOMA : As known to us all, Pu Speaker, Bengal Eastern Frontier Regulation, 1973, Section 2 necessitated Inner Line Permit to non-indigenous to enter into Mizoram

for which the government of Mizoram formulated a guideline which is, on a regular basis, reviewed as necessary. Guideline issued in Mizoram Gazette dated the 30th August, 2010 seems to be the latest which indicates procedure for issue, renewal and sponsorship of ILP. According to the guideline, extension or renewal of ILP which is not done in due time should be considered as invalid or cancelled. It is regretted as number of ILP is issued against this guideline which threatened our safety. Hence, necessity compels us to move to the House regarding issue of ILP with a view to protect ourselves from assimilation by non indigenous people. The most notable point

which has been practised against the guideline is sponsorship authorized to non-indigenous people are: -

- i) The indigenous people.
- ii) Holder of temporary Trade License which was issued during Mizo District Council and Autonomous District Council for a period of not more than 3 years. He may sponsor not more than 5 persons/employees to help him in his firm.
- iii) One sponsorship each with a validity of 2 years can be made on behalf of private or public sector, company, corporation or firm which may be required by the state. If holder of ILP on this basis required another sponsorship, it may be sponsored by concerned department under the government of Mizoram.
- iv) Sponsorship with 2 years validity may be issued to a proprietor of canteen of BRTF, BSF, Assam Rifle or Police.

Pu Speaker, there is no other condition by which a non-indigenous people may sponsor another person of the same status. However, it is regretted as concerned authority considered sponsorship of non-indigenous people as stated, whereas numbers of ILP are issued under this condition and we even have number of documents to prove it. Not only this, Pu Speaker, ILP is issued to non-indigenous people for business purpose too which is absolutely against the guidelines. Whereas such ILP issued for business purposes, their authenticity of trade license or Power of Attorney could not be verified. Since one obtained ILP for business purposes, the departments of Taxation or Trade & Commerce have no reason to object issue of Way Bill or other relevant permissions. Some holders of such ILP are able to produce another one immediately after his ILP is seized by the authority. This truly indicates the prevailing assimilation and dominancy of non-indigenous people in our state. I, therefore, appeal to all NGOs, business community or individual to be conscious of our safety and that the government to take immediate step for eradication of this practice. Concerned Superintendant of each district may also be instructed to oblige with the guidelines by conducting surprise check on regular basis and the report may be submitted to District Magistrate, Police Headquarters and Home Department by first week of the month. It may also be appropriate if the Police acquire cooperation of NGOs and political parties of their respective districts in dealing with the problem.

Relating to this problem, Pu Speaker, despite prohibition of import of chicken fowls through check gate of Vairengte due to prevalence of Bird flu, the same is imported through Airport by road and sold out at a higher rate whereas persons who are involved in the business are all non-indigenous people. It is regretted as the government deliberately ignored the case even though it is known that increase of the said rate is suffered mostly by the poor.

Pu Speaker, my main question is why does it always have to be a minor party to proclaim grievances of the poor in the House even though the government is consecutively ran by two major political parties who often claimed themselves as standing for the cause of the poor? Why does the government

frequently expose our very own state into a dangerous situation? It is extremely unfortunate to have a government that ignores to exercise rules provided for the safety of the Mizos. So, Pu Speaker, I strongly urge this government to exercise at least rules provided for our safety and immediately resolve the aforementioned problem. Thank you.

S P E A K E R : Alright. This Calling Attention Motion moved by Pu Lalduhoma is based on our Rules No. 59. According to the Rules, concerned minister, if deemed necessary, may react to the motion. I now call upon the concerned minister to make a speech on the motion.

Pu R. LALZIRLIANA MINISTER : As we have listened, Pu Speaker, this motion concerned misuse of ILP. As pointed out by the mover, there are 5 or 6 conditions by which non-indigenous person could avail sponsorship. There is another point which the mover did not mention i.e. a government servant deputed from outside Mizoram may sponsor his relative or other person to assist him. There might have been cases which were done as alleged by the mover and I believe such sponsorships were made by the said deputed government servants.

Pu Speaker, it is to be noted by the members that guidelines for enforcement of the Inner-Line Permit Regulations in Mizoram has already been revised whereas guidelines for issue of ILP in regard to business management are being enforced as indicated. In this connection, Home department is now taking measure to resolve the problem with the District Authority to issue ILP for VAT registration. Regarding permanent trade license, no other license of this kind has been issued in addition to the same issued under U.T. government.

Pu Speaker, the government is aware that ILP is missused in various places yet NGOs or other concerned with the problem are unable to produce clear identification of persons who are involved in the case whether he is a politician or a notable person in one particular community. It is, therefore, difficult for concerned authority to resolve the problem.

It is known to us all that issue of ILP for business purpose is absolutely against the rules. Hence, the government of Mizoram plans to set up online ILP website to control issue of ILP and to prevent illegal practice for which demonstration and trial run is done already. With the help of this website, we will then be able to identify the staff or persons posted at controlling center of ILP are in favor of non-indigenous people.

Pu LALDUHOMA : Pu Speaker, obviously website does not make any sense as number of ILP is illegally issued to betel nut sellers before and after it is set up. Why does concerned authority continue to issue the said even after receiving the report? Does the government ignore the case?

Pu R. LALZIRLIANA MINISTER : The government takes the case into account Pu Speaker, instruction is given not to issue or renew any ILP. But the problem is that it is the local people who are often responsible for this problem as employers of non-Mizo laborers are never aware of their whereabouts after the work is completed. Thus, the rule is reviewed so that any local employer may be penalized if he fails to send his laborer to report himself to the concerned DC after completion of his work. Thank you.

S P E A K E R : Coming to the next business, I call upon Pu Liansailova, hon'ble Minister to lay on the Table of the House The 18th Annual Report of Mizoram Public Service Commission, 2008 – 2009.

Pu H. LIANSILOVA MINISTER : Pu Speaker, with your permission and of the House, I lay on the Table of the House The 18th Annual Report of Mizoram Public Service Commission, 2008 – 2009. Thank you.

S P E A K E R : Let the copy be distributed. Next, Pu H. Rohluna, Minister to lay on the Table of the House the following Rules –

- 1) The Mizoram Consumer Protection Rules, 2010.
- 2) The Mizoram Legal Metrology Enforcement Rules, 2010.
- 3) The Mizoram Legal Metrology Enforcement (Amendment) Rules, 2010.

Pu H. ROHLUNA : Pu Speaker, with your permission and of
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S P E A K E R : Let the copy be distributed. Next, Pu B.
Lalthlengliana, Chairman PAC, to lay on
the Table of the House the following
Reports –

- 1) Statement of Action taken on Public Accounts Committee relating to
Food, Civil Supplies & Consumer Affairs Department.
- 2) Statement of Action taken on Public Accounts Committee relating to
Health & Family Welfare Department.

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- 1) Statement of Action taken on Public Accounts Committee relating to
Food, Civil Supplies & Consumer Affairs Department.
- 2) Statement of Action taken on Public Accounts Committee relating to
Health & Family Welfare Department.

S P E A K E R : Let the copy be distributed. Next, Pu
T.T.Zothansanga, Chairman, Subordinate
Committee to present to the House the
2nd Report of Committee on Subordinate
Legislation relating to Urban Development & Poverty Alleviation Department.

Pu T.T. ZOTHANSANGA : Pu Speaker, with your permission and of
the House, I present to the House the 2nd
Report of Committee on Subordinate
Legislation relating to Urban
Development & Poverty Alleviation Department. Thank you.

S P E A K E R : Coming to the next business, I call upon Pu R. Lalzirliana, hon'ble minister to move to the House the official resolution which has already been notified in the Bulletin Part-II, No. 16 on the 10th March, 2011.

Pu R. LALZIRLIANA MINISTER : Pu Speaker, with your permission and of the House, I beg to move an official resolution in the 7th Session of Mizoram Legislative Assembly as follows –

“That this House resolves to request the Government of India that Sl. No. 10 of the tribes in Mizoram listed under Constitution (Scheduled Tribes) Order, 1950 (C.O. 22) Part XVII entered as Any Mizo (Lushai) tribes be substituted by Any Mizo Tribes;

And, the tribe name of Gangte listed as sub-tribe of Kuki tribe under Sl. No. 7(vi) of the tribes in Mizoram under the Constitution (Scheduled Tribes) Order, 1950 (C.O. 22) Part XVII be deleted as Gangtes are not sub-tribe of Kuki but belong to Mizo tribe;

And, that the tribe names of Lakher and Pawi which were already changed as Mara and Lai respectively be entered at Sl. No. 8 and 13 of the Constitution (Scheduled Tribes) Order, 1950 (C.O. 22) by substituting the words Lakher and Pawi respectively on the basis of the Sixth Schedule to the Constitution (Amendment) Act, 1988 (67 of 1988)”.

Is it necessary to explain Pu Speaker? (SPEAKER: As you wish). If so, let me explain it in brief.

Pu Speaker, our unity as Mizo seems to be shattered by misconception of ‘Lushai’ as one of the sub-tribes of the Mizo as the Constitution Scheduled Tribe Order, 1950 (C.O. 22) Part XVII entered as ‘Any Mizo (Lushai)’. It is, therefore, felt necessary to delete the word ‘Lushai’ from it as there are sub-tribes who excluded themselves from the Mizo tribe after all they are not Lushai. In the same manner, the Constitution of India listed Gangte as a sub-tribe of Kuki which is absolutely wrong as Gangte is a sub-tribe of the Mizo. The names ‘Pawi’ and ‘Lakher’ may also be amended as ‘Lai’ and ‘Mara’ respectively as they are just names given by outsiders. Hence, this Resolution is moved so that a demand may be made to the central to amend the said portions of the Constitution (Scheduled Tribe).

S P E A K E R : The official resolution is now moved by the hon'ble minister. We will now discuss it and 5 minutes each will be allotted to the members. To start with, I call upon Pu Lalduhoma to have his speech.

Pu LALDUHOMA : As pointed out by mover of the resolution, Pu Speaker, the name 'Lushai' is deemed inappropriate as an alternative name for the Mizo. Likewise, Gangte, a sub-tribe of the Mizo is listed by the Constitution as a sub-tribe of Kuki and the names of Pawi and Lakher may be changed as Lai and Mara as the formers are only names given by outsiders. Thus, this resolution resolves to approach the central so that these portions of the Constitution may be amended. I do support the opinion yet there is another matter which may also be considered by the House as a resolution such as non-inclusion of Mizoram as tribal area.

Pu Speaker, we are in a condition to face some kind of problems due to the fact that Mizoram is no longer considered as a tribal area since the North-Eastern Area Organization Act, 1971 omitted Mizoram from tribal area as soon as Mizo District Council was upgraded to U.T. Yet, we are still integrated as tribal listed by the Constitution. Hence, Pu Speaker, it is also important for us to move a resolution which concern replacement of Mizoram as a tribal area.

Lastly, I support this resolution as it concerns inclusion of Gangte in a Mizo tribe. In the meantime, I opine it is important for the government to set up a study team so that we will be able to resolve any problem which may hamper integrity of the Mizos. Since the resolution concerns important matter for the Mizos, the government may determine means to obtain consensus opinion of each political party. Thank you.

S P E A K E R : Next Pu Lal Thanhawla, hon'ble Chief Minister.

Pu LAL THANHAWLA CHIEF MINISTER : At the outset Pu Speaker, I agree the point raised by Pu Lalduhoma in addition to the official resolution as it is wise for the government to resolve the matter before we actually encounter the problem. It will be appreciated if the member move his suggestion in a private or official resolution the next time.

As of the official resolution moved by the hon'ble Home Minister, I opine there will not be a problem if the wording, 'Lusei' is changed as 'any Mizo tribe' long before and that any people could declare themselves as a Mizo tribe. Thus, I believe every one is willing to have this resolution passed by the House.

In this connection, the names Lakher and Pawi too are now changed to Mara and Lai respectively. We have even achieved Paihte Tribe recognition after a long process. Likewise, any problem which deals and connects Mizo tribe will then be more effective if this official resolution is passed by the House. It is, therefore, most appropriate to change 'Lusei' to 'any Mizo tribe'. I do support this official resolution and the suggestion of Pu Lalduhoma so that the resolution may be placed in the House as soon as possible. Thank you.

S P E A K E R : I would also like to express my opinion from this chair that Lusei and Lakher region were redeemed in 1890 and 1925 respectively as the British rule recognized only two tribes in Mizoram such as Lusei and Lakher and, therefore, appointed only Lushai and Lakher clerk. As tribal list of Assam was reformed, obviously names of tribe were copied from the previous list and were put in alphabetical order thus, the name like Demasa were placed in front of Mizoram. Likewise, the name such as Chakma, Lakher and Lai too were placed in front of Lusei.

It is also important for us to consider that the status of Mizoram which was already upgraded to a state along with Sikkim and Nagaland may not be possible to degrade it as a tribal area. On the other hand, Mizoram is still considered as a scheduled tribe area as it enjoys any entitlement a scheduled tribe enjoys. Yet, the name Mizoram is on the verge of omission as the Constitution provided that 'Mizo District Council stands dissolved and ceased to exist'. It is, therefore, difficult to retain the status of District Council for Mizoram since it is considered dissolved.

Now, let me call upon Pu R. Lalrinawma to express his opinion.

Pu R. LALRINAWMA : Pu Speaker, it is important for us and the people to consider that after passing this resolution by the House, it is the purview of the government of India to take follow-up action as the resolution underlines that "This House resolves to request the Government of India".

As this official resolution moved by the hon'ble Home Minister is utmost important for us as it is considered as indispensable for our unity, I give my sincere support to pass it. Thank you.

Dr. R. LALTHANGLIANA : Pu Speaker, I do support passing of this resolution as other members did. Yet, this resolution is, in a way, sensitive as it concerns identity issue. As pointed out by Pu Lalduhoma, it is also important for us to determine if there is another aspect related to this which we may have to explore.

As a member of this House for 20 years Pu Speaker, it is a common practice of the House to pass some resolutions but its implementation is hardly known later. Hence, it is important for any ruling political party to give priority to achieve any resolution which may be passed by the House. It is desirable if the House as well as concerned members received a regular feedback of any resolution passed by the House itself. In the same manner Pu Speaker, it will be highly appreciated if this House too pursued the matter after referring the case to higher authority and then by providing updated report to concerned members. So, Pu Speaker, I support passing of this resolution. Thank you.

Pu LAL THANHAWLA CHIEF MINISTER : Pu Speaker, suggestion made by my fellow member is extremely important as achievement will not be made unless any ruling political party does not give priority to pursue any on-going case. As suggested by Pu Lalduhoma, it will be more effective if all-party delegation submitted this resolution to higher authority after discussing the matter with Prime Minister or Chairperson, Pi Sonia Gandhi where as pursuance may be made from time to time.

S P E A K E R : I now, call upon hon'ble Home Minister as well as mover of the resolution to wind up the discussion and then move the House to adopt it.

Pu R. LALZIRLIANA MINISTER : Pu Speaker, it is truly appreciated as all the members supported passing of this important resolution. I, now move this House to adopt this resolution.

S P E A K E R : Members who agree to adopt this resolution may say, 'Aye'. The 'Ayes' have it. The resolution is now adopted by the House.

Our business for today is finished. Tomorrow, the 25.3.2011 will be discussion for Private Resolution. Sitting will be resumed at 10:30 AM tomorrow.

Sitting is adjourned at 12:33 PM