

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

LIST OF BUSINESS

SECOND SITTING ON WEDNESDAY, THE 14th DECEMBER, 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.

LAYING OF PAPERS

2. **Pu LAL THANHAWLA**, to lay on the Table of the House a copy each of the following :
 - i) “The Mizoram Water Supplies (Control) (Amendment) Rules 2011”.
 - ii) Annual Report 2010-2011 of Joint Electricity Regulatory Commission for Manipur and Mizoram.
3. **Pu LALSAWTA**, to lay on the table of the House a copy of “The Institute of Chartered Financial Analysts of India University (Mizoram) Rules, 2007”.
4. **Pu R. LALZIRLIANA**, to lay on the table of the House a copy of “The Mizoram Registration of Contractors (Under Public Health Engineering Department) Rules, 2011”.

PRESENTATION OF REPORT

5. **Pu C. RAMHLUNA**, to present to the House the following Reports of Public Accounts Committee: -
 - i) Fifteenth Report on Action taken by the Government on the recommendation contained in the Thirteenth Report on the Report of C&AG of India for the year 2006-2007 relating to Public Works Department.
 - ii) Sixteenth Report on action taken by the Government on the recommendation contained in the Twelfth Report on the Report of C&AG on India for the year 2006-2007 relating to Health & Family Welfare Department.
 - iii) Seventeenth Report on Action taken by the Government on the recommendation contained in the Tenth Report on the Report of

C&AG of India for the year 2004-2005 and 2005-2006 relating to Transport Department.

6. **Pu T.T. ZOTHANSANGA**, to present to the House the Third Report of Committee on Subordinate Legislation on “The Mizoram Water (Prevention and Control of Pollution) Rules, 2002 and The Mizoram Air (Prevention and Control of Pollution) Rules, 2002” relating to Environment & Forests Department.
7. **Pu K. LIANZUALA**, to present to the House the following Reports of Subject Committee-IV :
 - i) First Report of Subject Committee-IV relating to Rajiv Gandhi Stadium at Mualpui.
 - ii) Second Report of Subject Committee-IV relating to the Minor Irrigation Department.
8. **Pu K. LALRINTHANGA**, to present to the House the Third Report of Subject Committee-V relating to National Rural Health Mission under the Health and Family Welfare Department. (Actions taken by the Government on the recommendations contained in Second Report of Subject Committee-V)

LEGISLATIVE BUSINESS

Bills for introduction, consideration and passing

9. **Pu R. LALZIRLIANA**, Minister to beg leave of the House to introduce “The Mizoram Police Bill, 2011”.

ALSO

To introduce the Bill

To move that the Bill be taken into consideration

To move that the Bill be passed.

10. **Pu LALSAWITA**, Minister to beg leave of the House to introduce “The Mizoram Board of School Education (Amendment) Bill, 2011”.

ALSO

To introduce the Bill

To move that the Bill be taken into consideration

To move that the Bill be passed.

NGURTHANZUALA
Secretary

SPEAKER : "I will go before you and make the crooked places straight"
Isaia 45: 2.

The hon'ble member Pu C. Ramhluna to ask Starred Question No.13.

Pu C. RAMHLUNA : Pu Speaker, Starred Question No.13 for the concerned minister of School Education: –

- a) Are there school teachers in Mizoram who are unable to take their monthly salaries?
- b) If so, how many schools and how many teachers are there?
- c) What is the reason?
- d) How much is needed for their salaries?
- e) What are the initiatives taken by the government in this regard?
- f) When will their salary be paid?

SPEAKER : The concerned minister may answer the questions.

Pu LALSAWTA, MINISTER : Pu Speaker, answer to the question of hon'ble member Pu C. Ramhluna are: –

Yes, there are certain teachers who are unable to draw their salary.

- a) 541 Nos. of schools and 4835 Nos. of teachers who are employed under Government and Non-Government schools are unable to draw their salary.
- a) Plan allocation is not sufficient and thus we are unable to give them their salary.
- b) The amounts required is ₹63.11 crores.
- c) Finance and Planning Department are trying their best to find strategy for teachers and other departments who are suffering the same adversity.
- d) We expect to disburse by the month of December.

SPEAKER : Pu C. Ramhluna to ask supplementary question and he will be followed by Pu John Siamkunga, Pu K.Liantlinga and Pu Lalthansanga.

Pu C. RAMHLUNA : Pu Speaker, as per approved plan which

was distributed yesterday, actual expenditure during the year 2010-2011 amounting to ₹12912.85 lakh and for Demand for grants which was passed in the month of July, ₹13332.4 lakh. Within five months there is a difference of ₹419.59 lakh. May the Minister please clarify the situation? Under School Education, salary component in the Demand for Grants amounting to ₹7787.85/- lakh was passed. But in the approved annual plan, the amount is ₹10097.05 lakh. Does it mean that the salaries of the teachers are not included when the budget is prepared?

Pu Speaker, under my constituency, Pu J. Lalchhanhima s/o J.H. Rualchhana, M.E. School teacher under SSA, a resident of Aizawl Chhing Veng was transferred to Nghalim Lui. I believe M.E. school is under the subject of District Council. So, it is confusing as the teacher posted there in his own subject is transferred to Nghalim Lui. I kindly request the hon'ble minister to look into this matter and if possible, the transfer order may be withdrawn.

Pu JOHN SIAMKUNGA : Thank you, Pu Speaker. My question is for the concerned minister of Education Department: –

- 1) Whether financial concurrent is obtained for upgradation of the 337 schools in 2008? What is the yearly amount utilized for this purpose?
- 2) When will the vacant post of teachers in different primary schools be filled up?
- 3) Since Class-VIII has been placed under Middle School section, class room for the concerned students has already been set up in various schools. When will such posts be filled up?

Pu K. LIANTLINGA : Thank you, Pu Speaker. My questions are: –

- 1) Are funds for scholarships such as Minority Scholarships, Pre-Matric Scholarships and Special Scholarships still disbursed from Education Department or from Scholarship Board? Has the fund been transferred? When will it be distributed and how much is allocated for the purpose?
- 2) Many students such as Ayush and technical students face problem relating their scholarships as budgets are allocated in different departments. When will these funds be transferred? How much has already been transferred? What are the initiatives taken by the government regarding scholarships?

- SPEAKER : Pu Lalthansanga to ask supplementary question.
- Pu LALTHANSANGA : Thank you, Pu Speaker. What is the reason for the delay of promotion of some Primary Teachers to Headmasters?
- SPEAKER : The concerned minister Pu Lalsawta to answer the question.
- PU LALSAWTA MINISTER : Pu Speaker, regarding the question by Pu C. Ramhluna, we are all aware that we make a budget estimate for plan and non-plan and a revise estimate is then made as necessary. So, the figure of the Budget estimate and the revise estimate cannot be the same as it is the procedure and practiced in every ministry.

In regards to J.H. Lalchhanhima being posted in Nghalim, it is appalling that there is such discrimination between Mara, Lai, Chakma, Hmar or Paite as we all are Mizos. It is regretted to learn that they have even burnt the appointment order. It is our wish to appoint the local resident but no one from the locality applied for the post.

- Pu C. RAMHLUNA : Pu Speaker, as concerned MLA, I am not aware of burning of the appointment order.
- SPEAKER : We may not discuss that topic further as it concern communal issue.
- Pu C. RAMHLUNA : Pu Speaker, M.E school lies under the purview District Council as recommendations from concerned District Council has also been made for a qualified applicant from the locality.
- SPEAKER : Pu C. Ramhluna, will you pleasesit down and let the concerned minister, Pu Lalsawta clarify.
- PU LALSAWTA MINISTER : Pu Speaker, on the question of Pu John Siamkunga regarding plans for upgradation of schools, the former ministry was well aware of the fact that education department faced financial problems every year. Even so, 337 Nos. of schools were upgraded without obtaining financial concurrence just before the general elections. The cabinet approved the case except by Planning Department and so was

placed 'in anticipation of approval of Finance Department and concurrence.' For this reason, we are unable to execute the upgradation as yet.

Regarding Voluntary Retirement Scheme, it is implemented with a view to improve our schools and so initiative is taken for recruitment of 193 Nos. of Primary School teachers. Apart from these, the consultative committee has also analyzed M.E Schools and steps will also be taken as necessary.

The question of scholarship as asked by Pu K. Liantlinga, we first of all have to deal with scholarships which need to be transferred and so distribution is expected before Christmas. But funds have not yet been allocated for Centralized Scholarship which concern technical students of Medical and Engineers streams. The concerned department too is taking the steps and notice will be given.

The question of Pu Lalthansanga regarding Headmaster of Primary School, there has been some mistakes in the process like supersession case. After it is cleared, promotion will be implemented. We are hoping that they will be able to join their post before the school session started.

- Pu LALTHANSANGA : Pu Speaker, what consideration has been given to senior pensioners?
- Pu LALSAWTA : There are many senior teachers who will be promoted to Headmaster and appointment order may be issued by the end of this year. Today is the 14th MINISTER December; it is not ready as yet.
- Pu LALDUHOMA : Pu Speaker, we have been experienced a continuous debate over financial concurrence for the upgraded schools. So, may the documents be furnished to clarify the case?
- Pu LALSAWTA : Pu Speaker, the documents will be MINISTER provided after the session as requested.
- SPEAKER : We will move on to the next question, Pu T.T.Zothansanga may ask his question.
- Pu T.T. ZOTHANSANGA : Thank you, Pu Speaker. My question is for the concerned Minister of GAD: – How much fund provision is allocated for construction of Bairabi Railway?

Pu LAL THANHAWLA CHIEF MINISTER : Pu Speaker, an amount of ₹2384.34 lakh is allocated for construction of Bairabi-Sairang road.

SPEAKER : Pu T.T. Zothansanga may ask his supplementary question and will be followed by Pu Lalthansanga.

Pu T.T. ZOTHANSANGA : Thank you, Pu Speaker. My supplementary questions are as follows –

- 1) Is the estimated budget approved by Railway Board?
- 2) What is the length of the railway track?
- 3) Where will the station be situated?
- 4) When will construction of the railway track be completed?

Pu LALTHANSANGA : Thank you Pu Speaker. I think we need to reconsider this matter very carefully as of whether this will actually bring about economic or other developments for our state. I am afraid that it may destroy our state instead. Even now, we are beginning to face a crisis in Bairabi rail station as drivers and employees steals woods, bamboos and even food grains from Mizoram. What precautions are being taken in this regard? As the matter concern central government, it is wise for us to reject this case for our future.

SPEAKER : The concerned minister may answer the question.

Pu NIRUPAM CHAKMA : Pu Speaker, may I ask one supplementary question? If plan for construction of the railway track from Bairabi- Sairang is withdrawn, may the same project be set up in the Southern region?

Pu LALTHANHAWLA CHIEF MINISTER : Pu Speaker, we all seems to be aware of the fact that the cheapest means of transport is water transport and the next is Railway where as Air transport is the most expensive and road transport comes next. So, when Mr. Ram Vilas Pashwan was a minister of Railway, we made an appeal to establish a railway transport with a view to bring about a change for good for our economic status. The length of the track will be 51.30 kms. and an amount of ₹158.11 crores will be utilized for this purpose where as ₹2.89 crores has already been utilized till March, 2011. Apart from Bairabi, there will be 4 stations such as Hortoki, Kawnpui, Mualkhang and Sairang.

I would also like to point out that Land acquisition and Forest clearance is in great progress. Regarding shifting of the project to the Southern region, we already have a multi-nodal transport project reaching up to Kalebua. After the project is completed, hopefully this will be a gateway for trade and commerce for the North East Region. Yet, this will take time as we, the Mizos tends to claim compensation out of the project as the same happens with expansion of Sainik School at Vairengte. But we are trying our best to resolve these problems.

Pu LALTHANSANGA : Pu Speaker, when Shri Ram Vilas Pashwan was a minister for Railways, I was also a member of the Zonal Railway User Consultative Committee and Railway Out Agency and Railway Police were then recruited. Regarding the case of stealing of wood-stocks, bamboos etc. from Bairabi, we, the PC party are of the opinion that the railway track should reach only up to Bairabi or at the most Vairengte in order to preserve our resources. Pu Speaker, I present this statement for the document of the House. Thank you.

Pu LAL THANHAWLA CHIEF MINISTER : There are culprits everywhere and if any is found at Bairabi, our police force will take action as necessary.

SPEAKER : We will now move on to the next question and Pu Hmingdailova Khiangte may ask his question.

Pu HMINGDAILOVA KHIANGTE : Thank you, Pu Speaker. My question is for concerned minister of Health & Family Welfare Department. How many buildings will be constructed for Thingdawl Nursing Hostel? When will construction be started and when will this be commissioned?

SPEAKER : The concerned minister, Pu Lalrinliana Sailo may answer the question.

Pu LALRINLIANA SAILO MINISTER : Thank you, Pu Speaker. There will be four Nursing Schools in Mizoram in different districts such as Saiha, Kolasib, Champhai and Serchip. An amount of ₹10 crores is allocated for Nursing schools and ₹6 cores crores for ANM. For these, we need vast areas and implementations are still in the process.

On the question of Pu K. Liantlinga, for the year 2007 and 2008, an amount of ₹54 crores and ₹24 lakhs was released for Project Implementing Programme but an amount of ₹5.74 crores as shown in the Utilization Certificate was not accepted by the Central Government as a notice was received stating that the

amount spent should be recovered. As per guidance of the hon'ble House Leader, we are trying our best to complete the recovery which is still in the process. In the meantime, extension of centre for x-ray, trauma and emergency is still under process.

Pu LAL THANHAWLA
CHIEF MINISTER : Pu Speaker, losing such a large amount of fund is regrettable and we are now trying to resolve the problem with the department of Planning and Finance. We have even determined to hire CBI in order to acquire transparency in this issue.

SPEAKER : Pu Lalduhoma may ask Starred Question No.16.

Pu LALDUHOMA : Pu Speaker, Starred Question No.16 is for the concerned minister of GAD: –

- 1) Is there a plan to post SDO Civil at Sangau?
- 2) If so, when will it be executed?

SPEAKER : The concerned minister of GAD, the hon'ble Chief Minister, Pu Lal Thanhawla may answer the question.

Pu LAL THANHAWLA
CHIEF MINISTER : In the previous ministry, Pu Speaker, we once have a plan to place SDO (Civil) post at Sangau but could not be achieved as yet due to lack of enough Senior Civil Service. It will be done as soon as possible.

SPEAKER : Pu T.T. Zothansanga may ask Starred Question No.17.

Pu T.T. ZOTHANSANGA : Thank you, Pu Speaker, my question is for the concerned minister of Home Department – Is there any SSA school of the Gov't of Assam being set up in Mizoram?

SPEAKER : The concerned minister, Pu R. Lalzirliana may answer the question.

Pu R. LALZIRLIANA
MINISTER : Pu Speaker, answer to the hon'ble member question is: - There is SSA Primary School of the Assam Gov't being set up at Buarcheap and Phainuam village.

- SPEAKER : Supplementary question to be asked by Pu T.T. Zothansanga and he will be followed by Pu Lalthansanga.
- Pu T.T. ZOTHANSANGA : Thank you, Pu Speaker. There has been a boundary dispute since the ministry of the PC party. In 2007, the Prime Minister discussed the matter with our Chief Minister and decided to establish Boundary Commission to that effect. Has it been established? What initiative has been taken so far?
- SPEAKER : Pu T.T. Zothansanga may ask his supplementary question.
- Pu LALTHANSANGA : Regarding setting up of the Boundary Commission, the hon'ble House Leader who was also the leader during 1996 approached the Home ministry to resolve the case and then decided to resume the discussion at the official level of the District Commissioner, Chief Secretary and the Chief Minister. If this has already been discussed, it will be a confirmation that we have a boundary dispute. Is it possible that the existing problem is a consequence of unfinished work during 1996?
- SPEAKER : You may bring up this issue in the coming budget session.
- Pu LALTHANSANGA : I ask if this issue can be reiterated in the next session?
- SPEAKER : The hon'ble Home Minister may give a brief answer to their questions.
- Pu R. LALZIRLIANA MINISTER : Pu Speaker, regarding SSA school, the said portion of land being acquired from Pu Thangkhawliana does not have LSC of the Gov't of Mizoram nor the Assam. However, an amount of ₹3000 was given to him for construction of the said school building. It is learned that the said school with 10–18 students lies within the disputed area. We have approached the Central government for establishment of the Boundary Commission but the problem is said to be dealt in cooperation with the Central Government. So, necessary step will be taken by the government in this regard.
- SPEAKER : Pu S. Hiato, Minister cannot attend today's session due to health problem as Pu Lal Thanzara is attending important programme as Guest of Honor. So, the

hon'ble Chief Minister Pu Lal Thanhawla may lay on their behalf, 'The Mizoram Water Supplies (Control) Amendment Rules 2011' and 'Annual Report 2010 – 2011 of Joint Electricity Regulatory Commission for Manipur and Mizoram' on the table of the House.

Pu LAL THANHAWLA : Pu Speaker, with your permission and of CHIEF MINISTER the House, I lay, 'The Mizoram Water Supplies (Control) Amendment Rules, 2011' and 'Annual Report 2010-2011 of Joint Electricity Regulatory Commission for Manipur and Mizoram' on the table of the House. Thank you.

SPEAKER : Let the copy be distributed. The hon'ble Minister, Pu Lalsawta may now lay, 'The Institute of Chartered Financial Analysts of India University (Mizoram) (ICFAI Rules, 2007' on the table of the House.

Pu LALSAWTA : Pu Speaker, with your permission and of MINISTER the House, I lay, 'The institute of Chartered Financial Analysts of India University (Mizoram) (ICFAI) Rules, 2007' on the table of the House.

SPEAKER : Let the copy be distributed. The hon'ble Minister Pu R.Lalzirliana may lay, 'The Mizoram Registration of Contractors (Under Public Health Engineering Department) Rules, 2011' on the table of the House.

Pu R. LALZIRLIANA : Pu Speaker, with your permission and of MINISTER the House, I lay, 'The Mizoram Registration of Contractors (Under Public Health Engineering Department) Rules, 2011' on the table of the House.

SPEAKER : Let the copy be distributed. We will now have a House Report. I will now call upon Pu C. Ramhluna, PAC Chairman, and he will present a report on – Report 3, Fifteenth Report on Action Taken, Sixteenth Report on Action taken and Seventeenth report on Action taken.

Pu C. RAMHLUNA : With your permission, Pu Speaker, I present on the table of the House, the Action Taken Report 3 such as: -

- 1) 15th Report on action taken by the Government on the recommendation of 13th Report of CAG for the year 2006 – 2007 relating to PWD.
- 2) 16th Report on action taken by the Government on the recommendation contains in the 12th Report of CAG for the year 2006 -2007 relating to Health & Family Welfare Department.
- 3) 17th Report on action taken by the Government on the recommendation contains in the 10th Report of CAG for the year 2004 – 2005, 2005 - 2006 relating to Transport Department.

SPEAKER : Let the copy be distributed. In the meantime, let us invite the Chairman of Committee on Subordinate Legislation, Pu T.T. Zothansanga to present a report of the Committee.

Pu T.T. ZOTHANSANGA : Pu Speaker, with your permission and of the House, I hereby present the 3rd Report of the Committee on Subordinate Legislation with regards to the Mizoram Water Prevention and Control of Pollution Rules, 2002 and the Mizoram Air Prevention and Control of Pollution Rules, 2002.

SPEAKER : Let the copy be distributed. We will now invite the Chairman of Subject Committee-IV to present the 1st and 2nd Report of the Committee.

Pu K. LIANZUALA : Pu Speaker, with your permission and of the House, I, hereby present the 1st Report of the Subject Committee-IV relating to Rajiv Gandhi Stadium, Mualpui and the 2nd Report of Subject Committee-IV relating to Minor Irrigation Department.

SPEAKER : Let the copy be distributed. We will now invite the Chairman of Subject Committee-V to present the 3rd and 4th Report of the Committee. He may be allowed to provide clarifications as necessary.

Pu K. LALRINTHANGA : Pu Speaker with your permission and of the House, I, hereby present the 3rd Report of the Subject Committee-IV relating to National Rural Health Mission under the Health & Family Welfare Department.

Pu Speaker, with the recommendation of the previous Committee-V, the National Rural Health Mission was studied carefully under the Health & Welfare Department until it finally came up with 10 recommendations for the government to pursue. As highlighted in para 2.9, the committee came up with a new recommendation for the CBI to investigate the details of expenditure for the upgrade of Civil Hospital.

SPEAKER : We will now move on to Legislative Business. Let us invite the hon'ble Home Minister, Pu R. Lalzirliana to introduce The Mizoram Police Bill, 2011 in the House.

Pu R. LALZIRLIANA MINISTER : Pu Speaker, I request the permission of the House to introduce, The Mizoram Police Bill, 2011.

SPEAKER : The minister has requested to introduce the Bill. We will allow him to introduce and further move the Bill.

Pu R. LALZIRLIANA MINISTER : Pu Speaker, I hereby, introduce the Bill in the House with your permission. This is a completely new Bill designed and expected to meet the needs of today. The

Bill has been prepared on the advice of the central government to ensure that each state will be able to cope with modern crimes.

The Mizoram Police Bill, 2011 focuses mainly on internal administration which is intended to provide better efficiency and systematic police activity. It is also concerned with issues involving the development of the Police Department and numerous recommendations and suggestions in that regard.

SPEAKER : Each member will have 5 minutes, starting with the hon'ble member, Pu R.L. Pianmawia.

Pu R.L. PIANMAWIA : I gratefully welcome the introduction of the Mizoram Police Bill, 2011 by the hon'ble Minister. Upon a brief glance of the bill, I am very excited to see the recommendations and potential development of the department. I eagerly await the actual implementation of the Bill. There are many aspects of progress that are invaluable to the department and I support the Bill, wholeheartedly.

SPEAKER : Pu Lalduhoma.

Pu LALDUHOMA : Thank you, Pu Speaker. The English approved the Police Act in 1861 to help them control the country better and this Act has been in effect for around 150 years. Although there were many instances when a new Act has been proposed in the past to replace the pre-independent Police Act, all of them failed to see the dawn of implementation because the ruling parties saw the advantage of having most of the control and they were reluctant to draft a new Act. However, the Supreme Court finally ordered the government to implement a new Police Act and hence the central had no choice but to discard the old Act and enforce the New Bill.

There are many significant changes made in the new Bill in regard to posting and transfer, recruitment and appointment, etc. which would be finally possible to do without external political influences. The Bill also made several extensive recommendations for the upgrade and modernization of the police force and to equip them with the latest technology and facilities. If the Bill is to be implemented, there will be lots of work to do such as the setting up of the Police Accountability Commission and I sincerely wish and hope that the funds received under the Bill would be used correctly as it is intended originally. I personally feel that this is a good and solid Bill and I encourage my fellow members to extend their support for its passage in the House.

SPEAKER : Pu C. Ramhluna.

Pu C. RAMHLUNA : Thank you, Pu Speaker. I am very pleased that we have an opportunity to discuss such a relevant Bill in the House. I support the Bill and I think it will make a significant headway in the efficiency of the Police Administration system. In the meantime, I am at sea as to the statement in chapter 2; there shall be one police service for the state of Mizoram. I thought we have 2 cadres of service in the state-Indian Police Service and the MPS. I would be grateful if the hon'ble Minister could clarify that for me.

On paragraph 5 & 6 concerning the appointment of DGP, Addl. DGP and IGP, I do not think we have the authority to make the appointment and it should be the authority of the Central Department of Home Affairs. This is the same for empanelment of the rank of DGP mentioned in the 6th paragraph section 2.

One other thing we should incorporate in the Bill is the ACR writing system. The Bill should make clear who would write the ACR of the DGP and other high ranking officers. The hon'ble member who stood before me advocated the establishment of a Metropolitan Police but in my opinion, our population is still too small to be concerned about that. I personally feel that the department should first hammer out the little anomalies before presenting it in the House. Nevertheless, I support the passing of the Bill, thank you Pu Speaker.

Lt. Col. Z.S. ZUALA : The hon'ble member said it is beyond our authority to appoint the DGP but I do not think that is true. The state is perfectly capable of appointing the DGP or Chief Secretary as it deem fit.

I support the utilization of the VDP wholeheartedly because it will ensure better security and quicker response in case of emergencies. One thing that is constantly on my mind is that the government should make job reservation for the next of kin of a police personnel killed in action.

Pu R. LALRINAWMA : Pu Speaker, I would like to point out that section 3 of Clause 7 is repeated in the Bill. Referring to the selection and terms of office of the Director General of Police, provision of extension of his term is not included in the Bill. I would like to point out the fact that although this is a Supreme Court order, the previous Ministry failed to pass the Bill and it is the Congress which truly realized its significance and advantages for the police force. I support the Bill.

SPEAKER : Pu T.T. Zothansanga.

Pu T.T. ZOTHANSANGA : Pu Speaker, instead of using several aliases, I think it should be simply put as Superintendent. On the matter of appointment of additional police, I would like to know if the state has the power to make such appointments. Number 26 mentions District Armed Reserves but I wonder if there might be conflict of power at the high ups. I agree with the hon'ble member Pu Lalduhoma on the appointment of the opposition leader as a member of the Security Commission. I am confused by the reference pertaining to the submission of complaints to the Director General of Police because the DGP himself would be the Chairman of the Board and he would have already been present in the Board meeting.

On the subject of metro-magistrate and metro-police, etc, I feel that we should at least lay a foundation for the future generations because it will surely be needed someday. The section 11, sub no. 6 is a welcome notice to display the Supreme Court Guideline at every police station. This is a much needed information in the remote areas especially since the police tend to take advantage of their ignorance and impose their will illegally. Finally, I extend my support of the Bill, thank you.

SPEAKER : We will take a short break. The session will be resumed by 2:00 P.M.

2:00 P.M.

SPEAKER : 6 members have expressed their take on the Bill. We will now invite Dr. R. Lalthangliana after which we will call upon the hon'ble Minister to round up the discussion.

Dr. R. LALTHANGLIANA : Pu Speaker, the previous ministry has already taken steps to present the bill for passage in the House during their term but with the election looming in the horizon when the order was made, it was unable to complete its preparations. Therefore, I commend the present Home Minister for resuming our work and realizing the necessity of such a Bill in the state.

I am fairly certain that the state police would like this Bill passed at the earliest since it has been adopted in various other states of the country. The members mentioned some anomalies in the police administration which makes it even more urgent to pass it.

I am deeply impressed by the proposal of effective crime investigation using the latest technologies in chapter 9. The Bill also advocated the creation of separate police zones for efficient and systematic crime investigation. We have other forces to help enforce law and order in the state such as the Home Guard, Assam Rifles, BSF and the CRPF. It would be more effective if we could co-ordinate and combine forces. Lastly, I would like to lend my support for this Bill. Thank you.

SPEAKER : Hon'ble minister Pu R. Lalzirliana is requested to wind up the discussion and to move that the Bill be passed by the House.

Pu R. LALZIRLIANA MINISTER : Pu Speaker, thank you. I am very pleased that 6 members participated in the discussion of "The Mizoram Police Bill, 2011". I would like to point out that this Bill came with Functional Autonomy. This means that the department will have authority on matters regarding recruitment, transfer and posting even if there is interference from outside. A Legal Advisor will now be present at the Police Headquarter at every district to support the DGP and the police department as a whole. This post is created with the hope that there will be better law and order with fair trials for everyone. Police Accountable Commission is also created at district level known as District Accountable Committee Authority to improve productivity as well as understanding. Lastly, I would like to mention that the department is doing its utmost to perform what they are meant to do, to serve and protect the people. I

therefore, would like to support and present “The Mizoram Police Bill” to be passed. Thank you.

SPEAKER : The hon’ble minister has requested the House to pass clause 3-157 Body of the Bill. Are we in agreement? (The clause is voted and passed). The hon’ble minister has requested the House to pass clause 1, short title and commencement, and clause 2 definition. Are we in agreement? (The clause is voted and passed). : The hon’ble minister has requested the House to pass Preamble and Exacting Formula. Are we in agreement? (The clause is voted and passed). Then, the House has unanimously passed “The Mizoram Police Bill 2011”.

Pu R.LALZIRLIANA : Pu Speaker, thank you.
MINISTER

SPEAKER : We will now move on to other Legislation Business. Let us call upon Pu Lalsawta, Minister to beg the House to introduce “The Mizoram Board of School Education (Amendment) Bill, 2011”.

Pu LALSAWTA : Pu Speaker, with your permission and recommendation of the Mizoram Governor, I beg the House to introduce “The Mizoram Board of School Education (Amendment) Bill, 2011”.

SPEAKER : Hon’ble minister has introduced the bill. Are we in agreement? (Yes). He is requested to introduce as well as move this Bill.

Pu LALSAWTA : Pu Speaker with your permission I hereby introduce “The Mizoram Board of School Education (Amendment) Bill, 2011” in this house. I am very grateful that we can have the opportunity to move this Bill today. This Bill came out following the recommendation of the Education Reforms Commission which was created in 2009. This commission was created to look into the Education system in Mizoram with the hope to have a better education quality in Mizoram. It was also suggested that the qualification for the post of Chairman for Education Reforms Commission should be altered to increase the availability of qualified persons, thereby, widening the search field. At present, the eligibility criteria for the post of Chairman for Education Reforms Commission should be at least a Master degree holder with a professional degree from a recognized University and also must have at least 20 years of experience in the field of School Education out of which at least 5 years shall be in

educational administration or Board in the rank or status of Junior Administrative Grade or above under the State Government. We would like to include the following clause – ‘Provided that a person so appointed as Chairman shall fulfill anyone of the following eligibility criteria namely: –

- (a) All India Service or Central Service Group ‘A’ in the rank or status of Junior Administrative Grade or above.
- (b) He should be a serving or retired officer of the Mizoram Civil Service or Mizoram Secretariat Service in the Selection Grade or above.
- (c) He must be a Doctor of Philosophy, Ph.D and must have at least 15 years experience in imparting education’.

We believe that education is the greatest asset we, the people of Mizoram possessed and we are trying our best to bring about reforms to improve the system and quality of education. In order to do this, we need to have proper rules and regulation covering all aspects of education and that is the reason why we present this Bill today at the House. On that note, I would like to request the House to accept the amendment and pass “The Mizoram Board of School Education Amendment Bill, 2011”. Thank you.

SPEAKER : Now we shall have a discussion on “The Mizoram Board of School Education Amendment Bill, 2011”. We shall call upon Pu T.T. Zothansanga.

Pu T.T. ZOTHANSANGA : Pu Speaker, thank you. I am very pleased that the Amendment has been laid out before the House. I am in agreement with most of the amendment; however, I would like to suggest a slight change on Amendment Section 15 (b). I believe including the clause ‘All Mizoram Secretariat Service’ is not necessary as I felt that the department is not relevant to this particular post. Also, in (c) the clause ‘not below the rank and status of Selection Grade under the Government of Mizoram’ should be added to clarify the eligibility criteria. I would also like to add another clause that will enable officers within the department to be eligible for the post of Chairman. We could add another clause (d) namely- ‘a serving or a retiring officer in the field of education not below the rank and status of Selection Grade’. Pu Speaker, I would be very grateful if we could implement the above changes that I have just mentioned. Thank you.

Pu C. RAMHLUNA : Pu Speaker, thank you. An important Bill is being presented today at the House and I would like to show my support. I would like to mention that I support the changes suggested by respected member Pu T.T. Zothansanga. However, I have a few changes that I would like to suggest such as changing the eligibility criteria from JAG to Selection Grade as I felt that Junior Administrative Grade is under-qualified for the

post of Chairman. Also, since the post of chairman is for an academic institution, I felt that the contender should be at the very least a Master Degree holder i.e., even if the possible chairman is an IAS officer, he should be a Master Degree holder. It is also stated that the selection procedure is through a Search Committee or MPSC; I felt that this might be vulnerable to political pressure and as such including the phrase 'either' might be more appropriate. Lastly, I would like to request that if possible, it might be more appropriate to include the selection procedure within the Act itself. Thank you.

Dr. R. LALTHANGLIANA : Pu Speaker, thank you. Since this is an important Amendment Bill I would like to list out what the post of Chairman entails. The first one is Curriculum Development, meaning he will be the one to come up with the curriculum. Secondly, he will be at the top to drive the quality of education. This includes interaction with others on a state as well as national level and as such, we must make sure that he is a good communicator. Also, we must ensure that he must be an academic with experience in the field of education.

In regards to qualification, as mentioned before, I believe the post should be opened to any eligible candidate from education department. Is we include candidates from All India Service, Central Civil Service and Mizoram Civil Service, we should make sure that they have an excellent education background. Since this is an important Bill, I believe we should take into consideration the above mentioned points. Thank you.

Pu LALDUHOMA : Pu Speaker, thank you. Since this amendment will make it impossible for candidates from the Education Department to be eligible for the post of Chairman, I suggest it might be better to refer this to the Select Committee to make the necessary changes. The Mizoram Education Reforms Commission's report and recommendation requested a Search Committee to look for eligible candidates for the Chairman post but the Search Committee is not present in the Principle Act as well as the Amendment. I believe it might be better to include the Search Committee in the Principal Act.

Pu NIRUPAM CHAKMA : Pu Speaker, thank you. The Amendment provision (c) states that 'must be a Doctor of Philosophy, should be Ph.D and must have at least 15 years of experience in imparting education'. I believe if we include 'administration' at the end, it will be easier for candidates from Education department and MBSE to be eligible for the post of Chairman, i.e. provision (c) 'must be a Doctor of Philosophy, should be Ph.D and must have at least 15 years of experience in imparting education and administration'. Thank you.

SPEAKER : Let us invite hon'ble minister Pu Lalsawta to make a statement and ask the House to pass the Bill.

Pu LALSAWTA MINISTER : Pu Speaker, thank you. In answer to queries and suggestions made by respected members, I would like to mention that not all of the recommendations made by the Education Reforms Commission need to be amended. If we pass this particular amendment, then we can change the other recommendations as needed even if they are not prescribed by the existing rules.

Regarding the exclusion of Mizoram Secretariat Service mentioned by respected member Pu T.T. Zothansanga, most of the senior members within this service have, at one time or another, had experience in imparting education. They are included in the provision with the hope that an excellent candidate might be present among the Secretariat Service. Also, if we consider candidates only above Selection Grade we might miss eligible and excellent possible candidates below that grade. If we feel that this Amendment is not up to par, then we can always come back to make the necessary changes. But at the moment I request the respected members of the House to accept the Amendment as it is and also request them to pass this Bill. Thank you.

SPEAKER : The hon'ble minister has requested the House to pass "The Mizoram Board of School Education (Amendment) Bill, 2011". Are we in agreement? The House has unanimously passed "The Mizoram Board of School Education (Amendment) Bill, 2011".

We have completed the Mizoram Legislative 6th Assembly, 9th Session. Summary of business transacted during the Session are: -

Starred Question:

- a) Questions Received – 51
- b) Questions Admitted – 29
- c) Questions Rejected – 22
- d) List of Business – 28
- e) Questions Answered – 7
- f) Unanswered questions – 21

Unstarred Question:

- a) Questions Received – 1
- b) Questions transferred from Starred question – 1

OBITUARY

- a) Pu C. Pahlira Ex-MLA

b) Pu F. LAlramliana Ex-MLA

LAYING OF PAPERS

The below papers are laid on the Table of the House: -

- a) The Mizoram State Agriculture produce marketing (Development and Regulation) Rules 2010.
- b) The Mizoram Municipalities (Election to Local Councils) Rule, 2011.
- c) 14th Annual Report of Mizoram Food and Allied Industries Corporation Limited (1.4.2003 – 31.3.2004)
- d) 15th Annual Report of Mizoram Food and Allied Industries Corporation Limited (1.4.2004 – 31.3.2005)
- e) 16th Annual Report of Mizoram Food and Allied Industries Corporation Limited (1.4.2005 – 31.3.2006)
- f) 17th Annual Report of Mizoram Food and Allied Industries Corporation Limited (1.4.2006 – 31.3.2007)
- g) 18th Annual Report of Mizoram Food and Allied Industries Corporation Limited (1.4.2007 – 31.3.2008)
- h) 19th Annual Report of Mizoram Food and Allied Industries Corporation Limited (1.4.2008 – 31.3.2009)
- i) 20th Annual Report of Mizoram Food and Allied Industries Corporation Limited (1.4.2009 – 31.3.2010)
- j) “The Mizoram Water Supplies (Control) (Amendment) Rules 2011”.
- k) Annual Report 2010-2011 of Joint Electricity Regulatory Commission for Mizoram and Manipur.
- l) The Institute of Chartered Financial Analysts of Indian University Mizoram Rules, 2007.
- m) The Mizoram Registration of Contractors (Under Public Health Engineering Department) Rules, 2011.

The Committee Reports presented to the House are:

- 1) Speaker – Business Advisory Committee Report.
- 2) Pu C. Ramhluna – 15th, 16th, 17th Report of Public Accounts Committee.
- 3) Pu T.T. Zothansanga – 3rd Report of Committee on Subordinate Legislation.
- 4) Pu K. Lianzuala – 1st and 2nd Report of Subject Committee – IV.
- 5) Pu K. Lalrinthanga – 3rd Report of Subject Committee – V.

One Official Resolution “Transplantation of Human Organs Act, 1994” was adopted.

4 Nos. of Legislative Business Bill was passed by the House. They are: -

- 1) “The Mizoram Street Vendors (Production of Livelihood and Regulation of Street Vending) Bill, 2011”.
- 2) The Lushai Hills District (Village Councils) (Amendment) Bill, 2011.
- 3) “The Mizoram Police Bill, 2011”.

4) “The Mizoram Board of School Education (Amendment) Bill, 2011”.

We have now finished our business and I would like to thank all our hon’ble members for your participation. I would like to mention that we are all invited to dinner at the Speaker’s Bungalow.

Sitting adjourned *sine die* 3:40 PM.