

PRIVATE MEMBER'S BUSINESS

9. Resolutions

SPEAKER : "And say to him, 'Thus says the Lord of hosts, 'Behold, the man whose name is the Branch; for he shall build the temple of the Lord, it is he who shall build the temple of the Lord, and shall bear royal honour, and shall sit and rule upon his throne. And there shall be a priest by his throne, and peaceful understanding shall be between them both'.

Zechariah 6 : 12 — 13.

Now, we will take question, let us call upon Pu Zoramthanga, Pu F. Malsawma and Dr. R. Lalthangliana to ask question no. 21.

PU ZORAMTHANGA : Mr. Speaker Sir, will the Hon'ble Minister i/c Finance be pleased to state.

(a) Is there any intention to pay salaries to Government Employees as the 5th Pay Commission Recommendation ?

(b) Has there been any intention to implement the 5th Pay Commission within 1997 — 1998.

PU J. LALSANGZUALA : Mr. Speaker Sir, the answer is
Minister (a) Yes, The Government set up Committee for this.

(b) No stipulated time has been specified.

PU LALHMINGTHANGA : Mr. Speaker Sir, I think Question No. 21 concerned Hospital, and Nurse Training.

SPEAKER :

There may be a mistake, our Hon'ble Members may continue Supplementary Question.

PU F. MALSAWMA :

Mr. Speaker Sir, thank you for allotting me time to speak my Supplementary Questions—

(a) Will the Government delay pay revision if there is shortage of Finance.

(b) According to Local News Paper there may be Pen-down Strike. What will be the reactions against this ?

(c) Was not the Government intending to provide G.P. Fund and Additional D.A. 23% to IV Grade and upwards Government Services.

(d) Has not the Government intended to provide additional interim relief between January 1, 1997 and July 1, 1997.

(e) Lastly is there any intention to provide bonus for Grade IV before Christmas.

PU LALHMINGTHANGA :

Mr. Speaker Sir, Is there any chart of existing scale and newly proposed Scale of Police Constable and Duftry to be equivalent.

Has the Government any intention to revise Excise Departments Pay Scale, allowances and ration money which is lower than that of all other forces.

Lastly, was not the Government intending to revise interim pay anomaly before introduction of 5th Pay Commission Recommendation.

SPEAKER : Let us call Finance Minister.

PU F. LALREMSIAMA : Mr. Speaker Sir, Supplementary Question, can the Government give special consideration to Group C and D regarding their pay so as to cope with their needs.

PU J. LALSANGZUALA : Mr. Speaker Sir, The Government is very careful about 5th Pay Commission Recommendation. Large additional amount of money is needed in order to implement the Commission Recommendation, and also in order to solve financial implication, time is needed, and this implication always has a sequence. Therefore viewing all possible and probable difficulties, our Committee will finalise and make a decision.

Regarding D.A. and Bonus, the Government is trying to pay such benefits to deserving Government servants.

Therefore, regarding pay revision, decision has not been finalised. The Committee and the Government itself scrutinised all matters relating to the recommendation.

SPEAKER : Pu B. Lalthlengliana to ask question no. 22.

PU B. LALTHLENGLIANA : Mr. Speaker Sir, will the Hon'ble i/c Health and Family Welfare Department be pleased to State.

How many persons have been selected for Nurse training for forthcoming batch.

PU ZOSIAMA PACHUAU : Mr. Speaker Sir, the answer is-40 persons have been selected 20 and 20 for Aizawl Civil Hospital and Lunglei Hospital respectively.

PU B. LALTHLEGLIANA : Mr. Speaker Sir, I want to ask whether selection is conducted under merit list basis or not particularly for Aizawl Civil Hospital.

DR. J.V. HLUNA : Mr. Speaker Sir, one more Supplementary Question. What is the actual pay of Nurses? Does the Government provide uniform allowances and the like?

PU F. MALSAWMA : Mr. Speaker Sir, it has been said that selection/appointment has been politicised.

Is there any intention to revise the allowance for internship of Doctor at only about Rs. 1100/—, not only that, has the Government any intention to provide better facilities to Civil Hospital.

PU F. LALREMSIAMA : Mr. Speaker Sir, should our Hon'ble Finance Minister give assurance regarding payment of bonus to group C and D employees.

DR. R. LALTHANGLIANA : Mr. Speaker Sir, Is there any intention to consider pay anomaly and pay revision by the Committee.

PU LALKHAMA : Mr. Speaker Sir, Can the Government provide modern equipment to the Hospital replacing out dated equipments.

PU C. VULLUAIA : Mr. Speaker Sir, what our minister is doing when he was among outpatients who are in queue at OPD Civil Hospital.

SPEAKER : Now, let us call the concerned minister.

PU ZOSIAMA PACHUAU : Mr. Speaker Sir, regarding nurses appointment— the appointment is conducted free and fair on the basis of merit list, Besides this nurses has been employed under contract basis, selection for this is conducted by D.P.C consisting of chairman and other members without having discrimination on grounds of party basis.

Minister

Regarding duty of specialist and other doctors, all doctors and specialists are expected to take care of their duty under normal circumstances.

PU F. LALREMSIAMA : Mr. Speaker Sir, there are many specialists who have been employed in the civil hospital. Is it possible to conduct on call roster.

PU ZOSIAMA PACHUAU : Mr. Speaker Sir, all specialists are expected to be on call for emergency.

Minister

PU LALSAWTA : Mr. Speaker Sir, regarding question on 'Roster' has not yet been answered.

PU ZOSIAMA PACHUAU : Mr. Speaker Sir, not only the doctor but also specialists and Medical Superintendent are under roster System.

Minister

Not only that, the Government is intending to buy certain modern equipments. But we must have to note that no equipment can be purchased without specialist recommendation.

PU LALHMINGTHANGA : Mr. Speaker Sir, I request our Hon'ble Minister to give time frame assurance for purchase of equipments.

PU ZOSIAMA PACHUAU : Mr. Speaker Sir, As the question is irrelevant to our subject I may not give a specific and definite answer, regarding question asked by our Hon'ble member. I am afraid there may be mistake of identity because I was not among the outpatient who are in queue at O.P.D.
Minister

PU HRANGTHANGA Colney : Mr. Speaker Sir, from my past experience I may say surely that neither doctors specialist nor Superintendent perform their duty in roster system. I therefore request our Hon'ble Minister to give statutory order to doctor and specialists, especially at Lunglei Town.

PU ZORAMTHANGA : Mr. Speaker Sir, supplementary question, has not the Government intention to arrange waitingroom for serious patients at different hospitals.

PU F. LALREMSIAMA : Mr. Speaker Sir, regarding selection of nurse training, it appears that politics is involved, and it appears that there it Bhavan quota, Minister quota etc.

PU LALKHAMA : Mr. Speaker Sir, I have three supplementary questions.

Firstly, is it possible to give free medical expenses to person who is operated and can avail no opportunity of medical reimbursement etc.

Secondly, is it possible to give free treatment to a person who suffers from T.B. and.

Thirdly, has not the Government given free medical expenses to cancer patients?

PU R. TLANGHMINGTHANGA : Mr. Speaker Sir, will the Hon'ble Minister look into the matter relating to roster system.

SPEAKER : Let us call the concerned Minister.

PU B. LAUTHLENGLIANA : Mr. Speaker Sir, I will repeat my questions, the interview board arrange written test and interview and they have merit list. When appointment order is received, Lalchhanhimi D/o Vanlaltluanga Chhangte Khatla who is number one in merit list has been excluded. Not only that three persons who have not gone through interview board have been appointed for the post of nurse. Mr. Speaker Sir, it is very clear from the above that there is discrimination on grounds of politics.

Not only that, the process for Selection of Compensation for establishment of State Hospital at Falkawn has been misused. Has not Governmen noticed all these problems? If not why should not they take immediate and appropriate action?

PU K.T. ROKHAW : Mr. Speaker Sir, one question, Is there any intention to shift Health Worker Training Centre at Kulikawn to Saiha.

SPEAKER : Pu Zosiama Pachuau.

PU ZOSIAMA PACHUAU : Mr. Speaker Sir, regarding our
MINISTER Hon'ble member Pu Hrangthanga's question, we have to look into the matter there of, appropriate action will be taken, we are not hiding the fact that our Hospitals have no advanced equipments, but we are trying to improve further.

Our Civil Hospital used to have mortuary and rest rooms, but right now I am not sure myself whether there is any.

Again I want to say that Nurses appointment has been made free and fair, no discrimination on ground of politics or any other has been carried on.

Regarding free treatment of TB and Cancer patients while free medicine has been provided to TB patients, no free treatment for Cancer is available.

PU F. LALREMSIAMA : Mr. Speaker Sir, we want accurate information regarding question no-22.

PU B. LALTHLENGLIANA : Mr. Speaker Sir, I am very sure that merit list no 1 is shifted to no 2.

PU ZOSIAMA PACHUAU : Mr. Speaker Sir, nothing regarding discrimination has happened. Appointment is made in accordance with selection board recommendation. Regarding shifting of Health Worker Training from Kulikawn to Saiha, I may not do that thing because I am not the top authority.
Minister

SPEAKER : It is always a mandatory rule that L.P. Teacher, Health Worker and Staff Nurse has been posted at rural areas. The Government always give priority the Rural/Villages Candidates.

PU B. LALTHLENGLIANA : Mr. Speaker Sir, if that is the way it has to be, why should the Government make appointment mostly for urban candidates ?

SPEAKER : The concerned Minister may study the matter closer. Now we will call upon Pu Lalhmingthanga and Pu Lalsawta to ask question no. 23.

PU LALHMINGTHANGA : Mr. Speaker Sir, the questions are :—

(a) Who is posted as Residence Commissioner at Mizoram House in Delhi ?

(b) How many term and tenure of Office of the said Residence Commissioner is extended ?

(c) For how long the term is extended ?

PU LIANSUAMA : Mr. Speaker Sir, the answer is
Minister (a) Mr. T.P. Khaund I.A.S. (Rtd)

(b) Mr. T.P. Khaund has been re-employed for the term of five years on contract basis two (2) times.

(c) The term is extended up to 31.3.1998.

PU LALSAWTA : Mr. Speaker Sir, just one supplementary question. The words 'Residence' should be 'Resident' regarding the post. Mizo officers are qualified for the post, why should the Government employed the said person upto 31.3.1998.

PU LALHMINGTHANGA : Mr. Speaker Sir, we have nothing against Mr. Khaund, but one thing I want to mention in the House is that it has been mentioned that Mr. Khaund and Government of Mizoram has confidential relationship regarding State Lottery. Not only with Lottery, but also with other contracts, Mr. Khaund is supposed to be involved also in Airport construction where agreement stated that no sub-contract is allowed other than original/Principal contractor—Oriental Engineering Structure Limited (OESL), but Sub-Contractor of Patel Construction Co., in Gujarat has been given contractual work.

I therefor request our Hon'ble Minister to give us assurance regarding all these matters.

PU LIANSUAMA : Mr. Speaker Sir, The Government is intended to take immediate and appropriate action in regard to Resident Commissioner.
Minister

PU LAL THANHAWLA : Mr. Speaker Sir, it is a wrong notion that the Government and Resident Commissioner have mutual agreement in regard to Lottery, construction of Airfield etc. No fake materials, and misuse of sanction and the like has been noticed.
Chief Minister

PU LALHMINGTHANGA : Mr. Speaker Sir, the rate of contractual agreement of Airfield is Rs. 48/- per cubic metre. But agreement is made with sub-contractor at a rate of Rs. 20/- per cubic metre, where is the remaining sum of Rs. 20/- per cubic metre.

PU LIANSUAMA : Mr. Speaker Sir, As our Hon'ble members requested, I had given assurance, no further discussion in needed.
Minister

- PU LALHMINGTHANGA :** Mr. Speaker Sir, I have not given wrong statement.
- PU SAIKAPTHIANGA :** Mr. Speaker Sir, If the original
Minister contractor agree to hand over the work to sub-contractor we have nothing to say.
- SPEAKER :** Now, we will call upon Pu Lawmkima.
- PU SAIKAPTHIANGA :** Mr. Speaker Sir, the House have
Minister no authority over the contract, if there is mis-construction, the original contractor may rescind the agreement made between them.
- SPEAKER :** Pu Lawmkima.
- PU F. LAWMKIMA :** Mr. Speaker Sir, my supplementary question mainly concerned Resident Commissioner that we have already mentioned. Mr. Speaker Sir, the Resident Commissioner of Mizoram House in Delhi never treat MLAs as officials/VIP. not only that no facilities is provided to MLAs so we have met many difficulties, why should not the Government dismiss that officer.
- SPEAKER :** No supplementary question is allowed.
- PU LIANSUAMA :** Mr. Speaker Sir, we have already
Minister given assurance, let it be enough.
- PU HRANGTHANGA Colney :** Mr. Speaker Sir, one question I want to ask related to purdah/parda. According to the stan-

ding order of Mizoram, all Mizoram House and Government office and building should use Mizo handloom. The rate of market is Rs 40/- per 1 1/2 (one and half) metre but it was recorded as Rs 100/- in this regard I request our Hon'ble Minister to look into the matter thereof.

DR. J.V. HLUNA :

Mr. Speaker Sir, one more question - is it possible to install telephone no. 3016101 for PCO?

PU LAL THANHAWLA :
Chief Minister

Mr. Speaker Sir, I would like to mention that the Government is trying to post Mizo or other state officers who is capable to manage the house efficiently. The Resident Commissioner or Liaison Officer should treat MLA, Minister, Ex-MLA etc. as VIP. We have also given written order and verbal order in this regard. Therefore improvement has to be made in this respect.

ZERO HOUR :

SPEAKER :

Now we will go on to our next business.

PU LIANSUAMA :
Minister

Mr. Speaker Sir, it has been mentioned that the words 'in the name of God' in the income tax certificate should be removed. As this certificate is declaration and oath certificate there is no need to remove the sentence.

Regarding Lunglei Morning College—the concerned department/Government will reconsider the situation there in.

SPEAKER :

Here, privilege motion is produced by Pu Biakzuala the motion reads,

To

Dated Aizawl 21/11/1997

The Secretary,
Mizoram Legislative Assembly, Aizawl.

Subj:— Privilege Motion.

I beg leave of the House to give notice under rule 164 (a) which reads 165 of Rules of Procedure and Conduct of Business in Mizoram Legislative Assembly that I wish to make a complain on the breach of privilege in the House against the Editor, printer and publisher of Zonunmawi in regard to the publication of the news item in the Zonunmawi, a local news paper dated 14, 15, 18 and 20 November 1997.

In the first page under the different caption namely :— Assembly Committee condemned Chief Minister Hawla, Enquiry Committee for CLWSS report, GLWSS enquiry report, formation of Enquiry and Committee for CLWSS, respectively. Casting reflection on the Committee for conducting enquiry into CLWSS, the statement lowered the prestige and dignity of the Committee by premature publication of the content of the report.

By publishing these words the paper casted reflection on the Committee and lowered the dignity of the House.

Therefore, this constitutes clearly a breach of privilege of the Committee and insult to the House. Hence the privilege motion.

I am also enclosing herewith the relevant papers containing the impugned publication in original.

I pray to the Committee of privilege for examination of the complaints and reports to the Assembly Committee at an early date.

LAL BIAKZUALA
Member,
Mizoram Legislative Assembly.

it appears that the motion is carefully arranged in order. Under Rule no 163 the motion is to be investigated and clarified by the Privilege Committee and report is to be submitted next session.

Now we will go on to our next business that is to lay on the table, a copy of the report of the Assembly Committee to enquire into Greater Lunglei Water Supply Scheme by our Hon'ble Minister Mr. J. Lalsangzuala,

PU J. LALSANGZUALA : Mr. Speaker Sir, with your permission, I beg to lay on the Table of this August House, a copy of the report of the Assembly Committee to enquire into Greater Lunglei Water Supply Scheme.

Minister

Thank you.

SPEAKER : Let the copy be distributed, let us call upon Pu Zosiama, to lay on the table a copy of the Mizoram State Pharmacy Council Rule 1997.

PU ZOSIAMA PACHUAU : Mr. Speaker Sir, with your permission, I beg to lay on the table of the House, a copy of the Mizoram State Pharmacy Council Rules 1997.

Minister

Thank you.

SPEAKER : If a copy is distributed, let us call upon Pu F. Lalremsiama, to present the House the 18th, 19th and 20th report of Public Accounts Committee.

PU F. LALREMSIAMA : Mr. Speaker Sir, with your permission I, the chairman of the Committee hereby present the House a report of the Public Accounts Committee on 18th, 19th & 20th.

SPEAKER : Let us call upon Dr. R. Lal-thangliana to present to the House, the 4th report of the Committee on Subordinate Legislation.

DR. R. LALTHANGLIANA : Mr. Speaker Sir, I the Chairman, Committee on Subordinate Legislation present to the House, the 4th report on action taken by the Government of Public Health Engineering Department. Thank you.

SPEAKER : Pu Lal biakzuala, to present to the House the 2nd report of the Committee on Petitions.

PU LAL BIAKZUALA :
Minister
Mr. Speaker Sir, with your permission I, the chairman of the Committee on Estimate present to the House the 8th report of the Committee on Estimate.

Thank you.

SPEAKER : Pu Lalkhama to present to the House, the 2nd report of the Committee on Petition.

PU LALKHAMA :
Mr. Speaker Sir, with your permission I, the Chairman, Committee on Petition authorised by the Committee present to the House a report of the Committee on Petition.

SPEAKER : Pu B. Lalthlengliana, to present to the House, the eight report of the Committee on Government Assurances.

PU B. LALTHLENGLIANA : Mr. Speaker Sir, with your permission and as directed by the committee on Government Assurances, present to the House the 8th Report of Committee on Government Assurances.

Thank you.

SPEAKER : Our next business is private member's business resolution, before we call upon Pu R. Tlanghmingthanga to move resolution I will read the resolution.

“As existence of Chakma Autonomous District Council in the region of Pawi & Lakher Autonomous District Council is condemned by the Mizos, therefore Chakma Autonomous District Council should be dissolved/abolished immediately”. Let us call the mover.

PU R. TLANGHMINGTHANGA : Mr. Speaker Sir, thank you for giving me time to move. Our politics in Mizoram now-aday is mainly concerned with Chakma issue. Chakmas are the native of Bangladesh without the consent/assent of the people of Mizoram. Chakma District Council had been given in the year of 1972.

PU SAIKAPTHIANGA : Mr. Speaker Sir, I am afraid that the year you have mentioned is incorrect figure.
Minister

PU R. TLANGHMINGTHANGA : Mr. Speaker Sir, I can not mention all relevant subjects regarding Chakma District Council. But we must have to know the origin of Chakmas in Mizoram. Chakmas who lived in Mizoram were not original settlers, their original home place is Chittagong hill tract in Bangladesh, having Raja (chief).

They are the native of Bangladesh, while some of them migrated into East Pakistan, large numbers came to Mizoram as an intruder and still remain there having District Council and are treated as native, providing electoral rolls and safeguarding their rights by the Government because of their right to vote. In their areas, native of the Pawi & Lakher or even Mizo have been assimilated.

The Chakmas had already slained 25 Mizos, all Mizo important places, hills, mountains and rivers etc. that bears Mizo names are chanded in to Chakma language.

Mr. Speaker Sir, after amendmend of 6th schedule of the Indian constitution, Chakma District Council is established, if we look at 4th schedule of the Indian constitution, it has been mentioned that the Governor has an authority to —

- (a) Create New Autonomous District.
- (b) Expand the area of the District.
- (c) Lessen the area of the District.
- (d) Divide the District at different parts.
- (e) To amalgamate existing parts and change its name.

SPEAKER :

Now the meeting is adjourned, meeting will be resumed at 2 : 00 PM.

2 : 00 PM.

DEPUTY SPEAKER :

10 minutes is allotted for one subject.

PU C. CHAWNGKUNGA :
Minister

Mr. Deputy Speaker Sir, if we look at Mizoram political history, we lose our golden chance many times. In the early period, the Mizos do not occupy area

beyond Tlawng river. In the year of 1986, the MNF resented abolition of Chakma District Council, but after Peace Accord had been signed, the MNF declared that the Chakma District Council should be abolished.

Now, they claimed that the said council should be abolished. Therefore the resolution has no meaning, for this reason, the resolution should not be accepted and passed.

DEPUTY SPEAKER : Pu Lalhmingthanga.

PU LAIHMINGTHANGA : Mr. Deputy Speaker Sir, thank you for allotting me time to speak. As it has been stated earlier, the Chakma Autonomous District Council has been constituted illegally, it was not created in accordance with rules laid down by the constitution of India. I therefore assert that the District Council should be removed/abolished.

Order vide no. G. 10413 1949 2nd Dec. and 2 file no. GP. 21/54/52 of July 1954 stated that no foreigner is allowed to enter into Mizoram without prior approval of Deputy Commissioner. If we look at the report on foreigner list, about 8,0,000 persons have settled in Mizoram permanently, and also established about 137 villages. Mr. Deputy Speaker Sir, this is not only national interest but also the interest of Mizo people, I may say foreigners such as Chakmas shall not have Autonomous District Council in Mizoram. We have to fight for our interest, we defend ourselves from foreign assimilation, I therefore beg the house to pass the resolution.

Thank you.

DEPUTY SPEAKER : Let us call upon Mr. T. Hranghluta.

PU T. HRANGHLUTA : Mr. Speaker Sir, if we look at Article 224 of the Indian Constitution (sec. 2) which provides that the state of Assam, Meghalaya, Tripura and Mizoram should be treated under sixth schedule of the constitution. According to the 8th schedule paragraph 20 table 3, tribal areas in Mizoram are Lai, Mara, and Chakma. Therefore we may say Lai, Mara and Chakma District Council had been created under the provision of 6th schedule of the constitution thus their existence is legitimate.

On the other hand, no authority has been given to other rather than Governor to expand, to dissolve or abolish or to amalgamate. This is the sole purview of Governor discretionary power from 6th schedule sub-para (a) (b) (c) (d) (e) and (f).

After memorandum of settlement (peace accord) is signed, the MNF themselves declared that minorities should be protected. I therefore stand at this point, now they want to abolish Chakma District Council, I see no reason to abolish the said Autonomous District Council.

Thank you.

PU LALSAWTA : Mr. Speaker Sir, we all know that our past politicians are ignorant and illiterate we also know what they have done, but there is no need to mention the thing that our past politicians did even if they done wrong, here 40 members are assembled in this house to correct the wrong done earlier and to complete what was not completed. We must complete it and so on and so forth.

We have no ill feelings towards Chakmas, but we do not want them to settle permanently having autonomous District Council. As they are foreigners, not original settlers, we claim that they must not be given privileges such as original settlers are provided.

Regarding Governor discretionary powers, if we look at para 20 B. (b), the Governor can not exercise his power without the prior consent or approval of the Council of Minister of the State. Infact the Governor has no discretionary power to exercise.

The Chakmas are not Indian citizens nor, are they citizens of Mizoram. Their homeland is Bangladesh, foreigners should not have Autonomous District Council in Mizoram.

Thank you.

PU ZAKHU HLYCHHO :
Minister

Mr. Deputy Speaker Sir, we have to know that Chakma District Council came into existence undemanded by the Chakmas themselves, they are not claiming or demanding for District Council at the time of its creation. Not only that, no recommendation has been made by the Mizos.

If we read sixth rule para 1, sub-para 3, clause (c) (b) (e) (f) it has been clearly stated that in order to extend, create district council or amalgamate etc., Commission should be formed and such commission considers the situation therein. Therefore without prior approval of commission, the council can neither be expanded nor amalgamated or abolished.

There are many tribes and minorities in Mizoram, all these minorities should live in peace and harmony, there should not be discrimination on grounds of sex, race, and the like. I therefore disagree with the resolution.

Thank you.

PU LALRINCHHANA :

Mr. Deputy Speaker Sir, when we talk about Mizos, we include the Mizo native such as Pawi, Lakher, Lusei, Ralte, Hmar, Paihte and the like. But we must note that Chakmas are foreigner, their native land is Chittagong

Hill Track, whether they live permanently or temporarily in Mizoram they can never be the native of Mizo, undoubtedly we accepted them as foreigners.

Now, we are demanding that foreigners should be evicted, they must not have a separate land in Mizoram, they have to go back to their native land in Bangladesh. If we look at our rules and Constitution, the Chakmas Autonomous District Council in Mizoram was created illegally and without the consent of the Mizo people. For this reason, Chakma autonomous district council should be abolished.

Thank you.

PU K.T. ROKHAW :

Mr. Deputy Speaker Sir, if Chakma District Council is included in Mara and Lai District

Council, the Chakmas will instantly assimilate Lai and Mara. Therefore this resolution is not a good resolution for Lai and Mara people.

On the other hand, for inclusion of Chakma District Council in Lai and Mara District Council, prior consultation of Mara and Lai District Council authority is needed.

DEPUTY SPEAKER :

We will have recess till 4:30 P.M. let us call upon Pu F. Lalremsiama.

PU F. LALREMSIAMA :

Mr. Deputy Speaker Sir, thank you for allotting me time to speak, Mr. Deputy Speaker Sir,

we have to note firstly that 'masses of the people in Mizoram are against Parliamentary Committee on Petition recommendation which is put forward by the House leader Mr. Lal Thanhawla which reads "The Committee has been informed that the State Government is ready to accomodate those refugees who came before 25/3/1971."

In his letter no D.P. No. CMS 236/83/82 Dated Aizawl, the 25th November, 1983 to the Chief Election Commissioner of India it is stated that — 'Side by side with the importance of the election from electoral roll of all those illegal immigrants who might have been enrolled in the successive electoral rolls have been granted compassionate permit by the local Election Officials as well as by Home Ministry Government of India. In short, the aims of the Government of India should be that illegal entrance after 26 march 1971 should not be enrolled.

From the above statement it is obvious that Committee on Petition recommendation which is put forward by the House Leader Mr. Lal Thanhawla which reads that the committee has been informed that the State Government which is the existing Government of Mizoram favours and safeguards foreigners especially the Chakmas. Thus if we want to evict foreigners, and if we want to abolish Chakma Autonomous District Council, the resolution should be passed.

DEPUTY SPEAKER :

Pu Bawihluanga, we must have to keep in mind our time.

PU P.C. EAWIHTLUANGA :
Minister

Mr. Deputy Speaker Sir, I have no intention to mention history, constitution validity or invalidity. But one thing I want to mention in short is different minorities such as infiltrators from Burma, Manipur and Tripura who are being safe quarded by the Government. Why should not we also provide protection to other minority such as Chakmas who have been original settlers in Mizoram. We must not discriminate any minority on ground of race, religion etc. Infact Chakmas are very small in number as compared to masses of Mizo. They have always live in their respective remote areas since long time. It may be unfair for those original settlers to be treated as foreigners. Therefore Mr. Dy. Speaker Sir, the resolution may not be passed.

DEPUTY SPEAKER : Now we will have recess meeting will be resumed at 5 :00 P.M

DR. R. LALTHANGLIANA : Mr. Deputy Speaker Sir, this is the matter which is most important concerning communal interest. We must pass the resolution without opposing it. The Joint Action Committee consisting of different political parties including opposition have already submitted in joint hand written memorandum to abolish the Chakma Autonomous District Council, in this regard the Government must agree with the memorandum.

Mr. Deputy Speaker Sir, one thing which have to be noted is the memorandum and resolution itself is good enough for the welfare of different communities in Mizoram. To add, the resolution merely stated that Chakma Autonomous District Council should be abolished for the welfare of the people of Mizoram.

The resolution does not say that the Chakmas have a land in Mizoram. It only says that chakmas have been residing in some parts. Therefore, as they are not the native of Mizoram they should not have the Autonomous District Council.

SPEAKER : Pu P.C. Zoram Sangliana.

PU P.C. ZORAM SANGLIANA : Mr. Speaker Sir, when we talk about Chakma issue we have come to face election. Infact Chakma issue is an important tool to face election we are certain that most of the Mizos do not like to live with Chakma, we are very sure of ourselves that they are not our friend. The MZP and other social organisations are aware of Chakma issue.

If we look back the incident of April 1980, at that time the MZP leaders negotiated with the Central Government to come to term with Mr. Laldenga. The MZP strive for eviction of foreigners especially the Chakmas from Mizoram. But our leaders said that Chakma (foreigners) issue has been closed, this is the way our leaders (MNF leader) want to make a statement regarding foreigner. They do not want to abolish Chakma District Council and matter relating therein.

Now, they try to abolish Chakma Autonomous District Council, why should not they stand firmly for what they had stood for.

Mr. Speaker Sir, we have seen no foreigners in Mizoram even though we may see chakmas in some parts, but they are not foreigners, they are original settlers. As the resolution is mainly concerned with foreigners, and we have no foreigners here, the resolution have no meaning. Hence, resolution that have no meaning needs no support nor should it be passed.

SPEAKER :

Pu F. Malsawma.

PU F. MALSAWMA :

Mr. Speaker Sir, I should say, it is unwise to condemn our past politicians, leaders and members for what they have done. We have to remember that what is good for today is not good for tomorrow.

Speaker Sir, the Chakmas and Hmar, Lai, Mara and Paihte should not be treated on equal footing. The Chakmas are a distinct tribe, they are foreigners. Their native land, or their country is Bangladesh. They fight, and made a claim at the UNO for their land, their country. The British also noted them as criminal tribes. They fight and struggled for land and also with Mizos, their population in Mizoram has been increasing at an alarming rate, we do not pay attention to matters relating to them at this juncture, we will face a serious problem.

Mr. Speaker Sir, we are not moving resolution in seeking vote for election, it is a pity that we have a Minister having such idea, we merely said that while foreigners claim for permanent land and settlement in Mizoram we must not sit without doing nothing.

Thank you.

SPEAKER :

Pu F. Lawmkima.

PU F. LAWMKIMA :

Mr. Speaker Sir, Thank you for sparing me time to speak.

What I want to say in this house is that our past experience reveals that Government as well as non-Governmental organisations such as interest and pressure groups resented openly the Chakma Autouomous District Council. Neither anyone nor any party is responsible for the establishment of the District Council. We are absolutely certain that the Chakmas are not the native of Mizoram. They are foreigners coming from our neighbouring country.

Particularly I want to state Chakma growth rate of population as follows.

Census year	Population	Growth rate %
1901	198	5.2% increase
1911	302	
1921	680	12.5% "
1931	835	22.8% "
1941	5888	55.8% "
1951	15297	202.3% "
1961	19327	26.4% "
1971	22393	15.8% "
1981	34905	98.2% "
1991	80000	about 100% "

Mr. Speaker Sir, we may have an idea that Chakma population in Mizoram has been increasing at an alarming rate. The Government have to do something in this regard.

SPEAKER : Pu Liansuama.

PU LIANSUAMA : Mr. Speaker Sir, with the advent of regionalism, the Government as well as the Mizos must have a concrete policy towards other tribes other than Mizo. While, we are under regionalism P.C. party press release reveals that the supporter of Bru is the P.C. party. The P.C. and Bru had signed a memorandum of understanding, this lied to the claim for Autonomous District Council. At that time the MP candidate, Pu Lalhmingthanga has to be voted by 12,000/- voters of Bru.

PU LALHMINGTHANGA : Mr. Speaker Sir, I am very certain that we have no such memorandum.

PU LIANSUAMA : Mr. Speaker Sir, you are not the candidate of P.C. party.

PU LALHMINGTHANGA : We have no such an agreement.

PU LIANSUAMA : Mr. Speaker Sir, if we support those minority for only power, we will commit a very big mistake. Mr. Speaker Sir, I will read out memorandum of agreement signed by P.C. and B.N.A. that is submitted to Prime Minister Mr. H.D. Dave Gowda, here it reads :—

“As such is the condition at a glance in the last Lok Sabha Election, we have supported an Independent MP candidate Pu Lalhmingthanga supported by People’s Conference Party headed by Brig. T. Sailo which has link with the United Front at the Centre. But as luck would have it, we could not win in the Election”

For this reason, Autonomous District Council is demanded by Bru. We will know who is responsible for this, the Government is intending to conduct Inquiry Committee against this, but unfortunately some of our hon'ble member restraint themselves from doing so.

PU LAUHMINGTHANGA : Mr. Speaker Sir, we do not want to participate till Chakma Minister is present among us.

PU LIANSUAMA : Mr. Speaker Sir, to tell the truth, M.N.F. is the motivator of C.J.P. indirectly regarding
Minister

H.P.C. I have already read the memorandum. Therefore we know very well who is responsible for all this matters. In spite of passing the said the resolution, a Committee or Commission should be established to consider the matter, Thank you.

PU B. LALTHLENGLIANA : Mr. Speaker Sir, thank you for allotting me a time to speak. The people of Mizoram is watching us with great expectation. It has been earlier stated that the people are in grief for the existence of Chakma Autonomous District Council. This is very clear from past experience when J.A.C. conduct mass-rally. At that time our Hon'ble Member, Social Welfare Minister was also an active participant. Not only that, in the year of 1980, when M.Z.P. prepared anti-foreigners pamphlet, he was involved as a ring leader, why should be opposed what he had already supported whole-heartedly.

If we look at rate of growth of population of Chakma's in Mizoram, it is very clear that the Government has taken no step to analyse and scrutinise the population report. There must be a definite estimation. 1991 figure shows 54154 population, that is to be the Government report but they themselves (Chakmas) claimed that they are 80,000 population or so, the report therefore is unreliable. On the other hand the Government has no reliable criteria for electoral roll.

SPEAKER : Pu B. Lalthlengliana, you may go into the point.

PU B. LALTHLENGLIANA : Mr. Speaker Sir, before we go into the point I want to root out all relating matters. The Government provided essential Commodities to the Riangs who fled from Mizoram. They tried to persuade the Government to provide financial assistance. If we practise such thing infiltrators will not be eliminated.

Like wise, we know that there are numerous foreigners or infiltrators, but the Government is not intending to evict the settlers, if the Government evict all Chakmas, we have nothing to do and to say in the House today.

Thank you.

DR. J.V. HLUNA : Mr. Speaker Sir, thank you for allotting me time to Speaker. First and foremost, I want to state that numerous infiltrators have entered Mizoram from our neighbouring states and countries such as Cachar, Manipur, Tripura, Burma and Bangladesh.

Mr. Speaker Sir, the books of R.V. Duckson and A. Rinmawia reveal clearly that, viewing population growth churches had been established, The Government of India and Government of Mizoram.

SPEAKER : Was the matter concerned mainly to churches not of politics? You should better go in to the point.

DR. J.V. HLUNA : Mr. Speaker Sir, due to mutual agreement signed by the Central Government and Government of

Mizoram, Chakma Autonomous District Council comes into being. Not only that, the Government also welcomed large number of infiltrators and foreigners without taking appropriate action. Inner line permit has been cancelled. All these things are done with an idea that voters would be summed up. This lead to the formation of 110 Chakma Villages, having 6 High School, 84 Primary Schools enjoying previlages, immunities and favours of Government of Mizoram on grounds of Health Development Scheme and the like.

On the other hand, the Government took no notice of the incident at chakma area where Rohmingthangi Missionary, Lalnghakliana and Lalventhanga were slain by Chakma and no compensation has been given to the deceased families.

According to the demands of Lunglei JAC, Mr. Nirupam Chakma is claimed to be as a foreigner, I think he himself will have to clarify whether he is a foreigner or not.

PU ZOSIAMA PACHUAU : Mr. Speaker Sir, firstly I want to say that the way you administer the house is highly appreciated, we assembled right here to discuss an important matters but all members speak whatever they like. We do not spare time we have already discussed foreigner Issue, Chakma Issue and Bru. We seem to centrate mainly on foreigners and Bru, but the resolution and Bru or foreigners has no close relation with the resolution.

Minister

If we are really aware of foreigner issue, why should not we discuss it outside or somewhere else without discussing in this House.

Again if we are really interested in national interest or regional interest, we must have to encourage each other to have loyalty, honesty, sincererity, determination and so on and so forth.

If we compared Mizoram with other states such as Nagaland Manipur and the like, Mizoram is free from foreign assimilation, infiltration and illegal intruder. Therefore the resolution is not needed to be introduced or passed in this House.

Thank you.

SPEAKER :

We have spent lot of time, now we will allot time to Pu Vulluaia, Pu Saikapthianga, Pu Zoramthanga and Pu Lal Than-hawla.

PU C. VULLUAIA :

Mr. Speaker Sir, it is needless to say memorandum of settlement as it has been stated earlier.

Mr. Speaker Sir, it is very dubious that the Chakma representative remained silent when matter relating to District Council is discussed in Delhi. Mr. Speaker Sir, we assemble here to discuss an important matter relating to Chakma issue. We are not here to discuss such issue for political purposes. If we have such idea we must look into ourselves.

The House has already noticed that the Mizo's sustained injury and even death in the area of Chakma District Council. Not only that, the Government positioned Task Force, but no trace of work and improvement is seen.

The main purpose and objective of the resolution is to safeguard minority interest, the resolution does not mention eviction of Chakmas nor does it mentioned discrimination. It merely said that the Chakma's have to be shifted from where they are, where they have already been.

Therefore the resolution is a good resolution for Chakmas and for Mizo's therefore such a resolution should be passed.

SPEAKER :

We will call upon Pu Saikapthianga and Pu Lalkhama

PU SAIKAPTHIANGA :
Minister

Mr. Speaker Sir, thank you for allotting me time to speak. Most importantly, I want to say that the Chakma Autonomous District Council came into existence in accordance with rules and procedure established by law. Thus it comes into being with lawful means. As the peace accord envisages that minority should be safeguarded and protected, as they are now, we can not deny the existing rules.

Regarding electoral roll, exclusion of foreigners from electoral roll came into effect mostly under the ministry of Congress. For instances about 2400 persons have been excluded from electoral roll in 1975 at Kawrthah Constituency. This clearly reveals how hard we tried to evict foreigners by this ministry but in vain.

The main reason for the coming of infiltrators is seeking vote for elections. In this regard, we are not blaming P.C., M.N.F. or Congress. If we are really aware of infiltration, special programme should be made, not of resolution,

Thank you.

PU LALKHAMA :

Mr. Speaker Sir, thank you for allotting me time to speak. According to the demand made by the MNF to the Indian Government; The state must have full authority and responsibility to create and dissolve existing District Council. This demand encouraged minority to protect their own interests and rights and further claimed for district council by Lai and Mara.

Mr. Speaker Sir, upto now, we have no specific calculation and estimation of the numbers of infiltrators from Tripura or

Bangladesh. We have no such specific record of infiltrators. They come and go without having permission. The people of Mizoram are afraid of assimilation, large scale infiltration, Therefore this problem must be solved. The best way to solve this problem right now is to pass the resolution.

Thank you.

PU ZORAMTHANGA :

Mr. Speaker Sir, we may blame our past politician and leader or ourselves for Chakma District Council. We may or may not have direct or indirect responsibilities but it is better not to blame each other for things already done.

In this regard, the MNF has also responsibility to certain extent, we tried to abolish the existing council when peace accord was signed. But all attempt was in vain, because we can not withstand the pressure of Central Government. Thus Chakma District Council came into existence from PL regions.

Afterwards, PC Ministry, Congress Ministry and MNF Ministry came into power in succession, but none can abolish the District Council. This is due to the fact that the Central Government could dissolve the ministry if there is any intention to abolish the existing Council, for this reason, no ministry dare to abolish the existing council.

All the above factors led to the increase of infiltrators, now they dare to claim for UT. In this regard, with the advent of nationalism and regionalism our people are aware of nationalism, they try for eviction of infiltrators, foreigners and illegal intruders.

Besides these, it is worthy to note that we take no political advantage of this resolution. We think of our People interest. As we have made slogan of infiltrators and foreigners the resolution must be passed in order to achieve our aims.

Thank you.

SPEAKER : Let us call upon the House Leader, Pu Lal thanhawla.

PU LAL THANHAWLA : Mr. Speaker Sir, first and foremost I want to state is that the way we discuss resolution of each member is highly appreciated. At the time UT is demanded in 1991 we have already made a remark which can be seen from this—

‘It is most unfortunate that the subject as sensitive as granting of State or Union territory to a particular community in Mizoram though it has been demanded by them, and though inquiry has been made by the Central Government should have been enquired into and action had been taken without my knowledge and on the back of the Council of Ministers.

The demand made by the Chakmas Jatya Parishad at the behest of some political parties with vested interest and party attitude is most unwarranted and non justifiable. If those who made the demand want any home land or autonomy higher than the present status, they are well advised to go back to the country where they come in Bangladesh.’

As long as my party is in power no authority in the country shall be allowed to slice out any part of Mizoram for any purpose. Hence, no further action regarding Chakma UT is required under any circumstances. When the centre enquired about action taken by this Government in this regard, they should be told bluntly that no action is required.

Mr. Speaker Sir, this is our attitude. In order to solve law and order problem in border region, the Government is trying to solve such problem through CRPT, Assam Rifles and I.R. Not only that we have been informed that there are certain armed militants in border region. The Government has made an effort to counter such militants.

Mr. Speaker Sir, one thing which needed special mention is that, Pu Nirupam Chakma was not a foreigner, he is a genuine citizen as we are.

The Government has noticed ATLF (All Tripura Liberation Front) and NLFT. This militants endangered the community life of Mizos at border area.

PU F. LALREMSIAMA : Mr. Speaker Sir, one moment at this point, have not the Government noticed ATTF and NLFT activity at border area? These militants have taken private property forcefully and houses have been looted.

PU LAL THANHAWLA : Mr. Speaker Sir, we have noticed such incident and the Government has taken appropriate action against this, the Government also gives a statutory warning in this regard. Now we are expecting to have negotiation by peaceful and amicable means. Not only these, identification has been going on, the Government is trying to chalk out foreigners from electoral roll. Therefore electoral roll can be revised free and fairly.

Mr. Speaker Sir, it may be worthy to note that the Governor exercises discretionary power through Council of Ministers.

To conclude, we may have to think of our future if we pass the resolution. Instead of passing the resolution as it is, it should be re-considered. I therefore request our member to withdraw the resolution.

SPEAKER : We are opine that the resolution is to be withdrawn, we will take the opinion of the mover.

PU R. TLANGHMINGTHANGA : Mr. Speaker Sir, I can not withdraw the resolution, because this is the voice of the Mizo's.

SPEAKER : As the mover can not withdraw the resolution, we will take vote,

Those who agree to pass the resolution 'the resolution on Chakma Autonomous District Council' say 'yes' those who disagree say 'no'.

As 'yes' outnumbered, I hereby declare that the resolution is not passed. Now we will have a report.

Starred Questions

1. Total starred question received	— 234
2. Rejected starred questions	— 2
3. Starred question admitted	— 232
4. Transferred to unstarred questions	— 151
6. Entered in List of Business	— 40
7. Clubbed being Identical questions	— 16
Oral answers given	— 6
8. Questions listed in business but not reached for oral answer	— 34
9. Replies not received including late receipt	— 25

Unstarred Questions

1. Total Unstarred Questions received	— 39
2. Rejected	— nil
3. Transferred from Starred Questions	— 151
4. Replies received	— 178
5. Replies not received including late receipt	— 12

Government Bills

1. Government Bill received	— 1
2. Government Bill passed	— nil

Laying of papers

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| 1. Papers laid on the table of the House | — 3 |
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Presentation of Reports

- | | |
|---|-----|
| 1. Report of Business Advisory Committee | — 2 |
| 2. Report of Public Accounts Committee | — 3 |
| 3. Report of Estimate Committee | — 1 |
| 4. Report of Committee on Subordinate Legislation | — 1 |
| 5. Report of Committee on Petition | — 1 |
| 6. Report on Government Assurances | — 1 |

Private Members Resolution

- | | |
|------------------------|-------|
| 1. Resolution received | — 19 |
| 2. Resolution admitted | — 18 |
| 3. Resolution rejected | — 1 |
| 4. Resolution passed | — nil |

This is the report, from now on we will have three Consultative Committee.

PU B. LALTHLENGLIANA : Mr. Speaker Sir, on what ground Consultative Committee is to be conducted.

SPEAKER : Parliamentary.

PU F. MALSAWMA : Mr. Speaker Sir, copy of question from department should be distributed to each member.

SPEAKER : It has been distributed, now we can wind up this Session. By this month (Nov) of 1997 the House is adjourned.

The House is adjourned, Sine die at 8 : 55 PM.