

3RD SITTING OF THE FOURTH SESSION OF THE THIRD MIZORAM LEGISLATIVE ASSEMBLY : ON WEDNESDAY, THE 10TH NOVEMBER, 1994.

PRESENT

PU VAIVENGA, Speaker at the Chair, Chief Minister, sixteen Ministers and twenty one Members were present.

QUESTIONS

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

LAYING OF PAPERS

2. PU LIANSUAMA to lay on the Table a copy of the Mizoram Public Service Commission (Limitation of functions) Regulation, 1994.

PRESENTATION OF REPORT

3. Dr. R. LALTHANGLIANA to present to the House the First Report of the Committee on Government Assurances.
4. PU F. MALSANMA to present to the House the First Report of the Committee on Estimates.

LEGISLATIVE BUSINESS

Bill to be considered and passed.

5. PU P. J. BAWIFLUANGA to move -
 - (i) that The Lushai Hills District (Revenue Assessment) (Amendment) Bill, 1994 be taken into consideration;
 - (ii) that the Bill be passed.

DISCUSSION UNDER RULE 55:

6. PU LALHMINGTHANGA to raise a discussion on the Minutes of the meeting between the Chief Secretary, Government of Mizoram and the Chief Secretary, Government of Assam held on 20.10.'94 at Circuit House, Guwahati, Assam.

S P E A K E R : " Come to me, all who labour and are heavy laden, and I will give you rest, Take my yoke upon you and learn from me; for I am gentle and lowly in heart, and you will find rest for your souls. For my yoke is easy, and my burden is light. "

Matthew 11:28-30.

Now we shall take up questions.
May I call upon Pu Lalrinchhana & Pu F.Malsawma to ask question No.30.

PU LALRINCHHANA : Mr Speaker Sir, Starred Question No. 30 is; Will the Hon'ble Minister in-charge General Administration Department be pleased to state -

(a) Is it right that the pay of Grades IV had been cut for their Mass Casual Leave ?

(b) Is there any intention to fulfill the demand of Group 'D' Association under the Government of Mizoram ?

PU LIANSUAMA : Mr Speaker Sir, answer for Starred Question No. 30 is -

a) Yes.

b) This matter is under consideration.

Mr Speaker, Sir, I would like to say few things. In Mizoram, there are 39 Associations of Govt. Servant who are not satisfied in their pay. To consider this matter a Cabinet Sub-Committee had been formed under the Chairmanship of Finance Minister and this Committee had many sittings to consider the grievances of these Associations including Group 'D' Association. We will have a sitting on the coming Monday to consider and to sort out these matters.

PU LALRINCHHANA : Supplementary question Mr Speaker, Sir. The Rules may not allow to take Mass Casual Leave. But, Govt. Servants used to take Mass Casual Leave to press the Govt. to fulfill their demands and we never knew that their pay had been cut. Now also pay of some Group 'D' Staff were cut and some were not. As that is the case, can the Govt. give their actual pay for those whose pay had been cut?

PU F. MALSAWMA : Mr Speaker Sir, as mentioned by the Hon'ble Member, is it the intention of the Govt. to really cut the pay of some Group 'D' Staff while there are some whose pay are not cut? At present, even Doctors (Association) are taking Mass Casual Leave, are you going to cut their pay? Is there any intention to consider the pay of Doctors? Are you going to give Bonus to IV Grade Staff this year? Is there any intention to give D.A. to Govt. Servants? And lastly, is G.A.D. received answers for the questionnaire sent to IV Grade in various Departments?

PU LALHMINGTHANGA : It is learnt that the pay of Group 'D' Staff were cut and some were not for Mass Casual Leave they had taken. Even other Groups used to take Mass Casual Leave and their pay was not cut. Why did the Govt. cut the pay of Group 'D'? There is no promotion channel for IV Grade and their economic condition is poor. As that is the case, can the Govt. give special consideration on humanitarian ground? In the meantime, Doctors are taking Mass Casual Leave. It is known that the condition of Doctors in Mizoram is very bad and they faced many problems in their daily work. What I would like to ask is whether the Govt. tries to solve the problems faced by our Doctors?

PU F. LALREMSIAMA : Is it the intention of the Govt. of Mizoram to oppress the lower grades who have no one to support them?

PU LIANSUAMA
MINISTER : Mr Speaker Sir, in regard to the cutting of pay of some Group 'D' Staff the Govt. does not know that the pay of some Group 'D' Staff

were cut and some were not. According to the ruling of Supreme Court and Civil Service Conduct Rules No. Govt. Servant shall resolve to or in any way abet any form of strike and strike means refusal to work by a group of employees acting in combination and includes mass abstention from work without permission. Govt. Servants should inform the Govt. if they are going to take Mass Casual Leave but they failed to do this. Even the Leaders of Group 'D' Association urged the Govt. to give their usual pay for those whose pay had been cut. As I had mentioned earlier, this matter is under consideration.

Regarding Doctors Association and D.A. of Govt. Servants, I will not answer the questions asked by the Hon'ble Member as I am prepared only for the matter of Group 'D'. Regarding the question asked by the Hon'ble Member from Aizawl 'N' I, as I had pointed out, a sitting of Cabinet sub-Committee will be held shortly and this matter will be considered in that sitting. In regard to the question asked by the Hon'ble Member from Aizawl 'E' II it is not our intention to oppress the lower grades, it is rather the intention of the Govt. to uplift the lower grades.

PU F. MALSAWMA : If I am not mistaken I have heard that there is an intention to give Bonus to Group 'D' Staff. Can this be assured either by the Hon'ble Finance Minister or Minister in-charge G.A.D. ?

PU LIANSUAMA : Mr Speaker Sir, I can not answer this.
MINISTER

S P E A K E R : Now I shall call upon Pu Lalmingthanga to ask question No. 31.

PU LALHMINGTHANGA : Mr Speaker Sir, Starred Question No. 31 is - Will the Hon'ble Minister in-charge Home Department be pleased to state -

(a) Is the Govt. of Mizoram going to give compensation to those whose houses got burnt due to the riot which broke up on 27.9.1994.

- (b) Did the Govt. of Mizoram give financial assistance to buy their immediate necessities ?

PU J. LALSANGZUALA
MINISTER

: Mr Speaker Sir, answer for Starred Question No. 31 is -

(a) One Man Commission has been built and the House Leader has said in detail about it.

(b) Relief has not been given.

PU LALHMINGTHANGA

: Mr Speaker Sir, the Chief Minister did not say anything regarding this subject. In his speech, he had said that

the principle for compensation of Non-Mizos has been accepted but nothing has been said about those whose houses have been burnt here in Mizoram. Assurance for compensation must also be given if such happens to be the case.

We must look deep into the matter from every angle and things like compensation and relief must not be thought of in the same way as they are two very different things.

PU F. MALSAWMA

: Mr Speaker Sir, a question for the Home Minister. Is the Police Department gives TA/DA in a slow way, and if so, then

how can it be done faster as they have problems regarding this matter ?

PU F. LALREMSIAMA

: Mr Speaker Sir, one supplementary question. Is it possible for the govt. to give immediate relief without waiting for the Gupta

Commission ?

PU J.LALSANGZUALA : Mr Speaker Sir, the answer for
MINISTER : Pu Lalhmingthanga's question
has been given out on the 7th
paragraph 10, Sub-para 3. The
Principle for compensation has been laid out and the Govt. very
much knows the difference between relief and compensation.

The TA/DA for the Police Deptt.
will be given as soon as there is money with the Govt. Compens-
ation for those at Hlimen and Sibpui has been given at once.

S P E A K E R : Dr J.V.HLUNA is ask Starred
Question No.32.

Dr J.V.HLUNA : Mr Speaker, Starred Question
No.32. Are College Teachers of
Higher and Technical Education
Department given direct appoint-
ment in the Selection Grade ? Can the Education and Human Re-
sources Minister answer this question.

S P E A K E R : Pu Lal Thanhawla, Chief Minister.

PU LAL THANHAWLA : Pu Speaker, Pu Nirupam Chakma
CHIEF MINISTER has been informed about it.

S P E A K E R : PU Nirupam.

PU NIRUPAM CHAKMA : Mr Speaker, direct appointment
MINISTER are not given to the College
Teachers

Dr J.V.HLUNA : Mr Speaker, a supplementary
Question. When Aizawl, Serchhip
and Champhai College were provin-
cialised, lecturers were inter-
viewed and allowed to carry on their work, but were the Principal
and Vice-Principal given direct appointment ?

PU LALSAWTA : Mr Speaker, can Principal and Vice-Principal be given direct appointment as it appeared on Mizoram Gazette 29.2.1990 or does it not include them ?

PU NIRUPAM CHAKMA
MINISTER : Mr Speaker, the service of a person is not taken into account by D.P.C. for the appointment so the Govt. can not approve it.

PU LALSAWTA : Mr Speaker, service is very much taken into account as recommendation are made on it and three points have been stated clearly.

- (1) Educational Qualification.
- (2) Over-aged can also be considered
- (3) Those who were not interviewed will be interviewed as soon as they are able to do.

So doesn't the Govt. know that even lecturers were given direct appointment ?

PU F.MALSAWMA : Mr Speaker a supplementary question. Can the Govt. look again regarding the appointment and pay of the High School Head and Principal ?

Arts Teachers were recruited as Science Teacher so would it be possible for the Govt. to look again into it as it would lower our educational standard and could the House Leader give assurance for it ?

PU F.LALREMSLAMA : Mr Speaker, a supplementary question. The Govt. Order Gazette was notified but the Hon'ble Minister has said that the Selection Committee's Recommendation was not approved. So, is it that the Hon'ble Minister did not know about its working or is it that he wants to misguide the House.

Dr J.V.HLJNA : A supplementary question, I would like to know if appointment was issued without going through the proper channel by DP & AR even though it may or may not have the Selection Committee's approval.

Adverse remarks were given on the ACR of Mizoram College Teacher's Association (MCTA) due to their strike. Is this Association banned and can the remarks be withdrawn as nothing of this sort has happened in other Departments even in the same situation ?

S P E A K E R : Questions relevant only to the main question may be asked as it may be hard for the Minister in-charge to answer.

PJ NIRUPAM CHAKMA
MINISTER : Mr Speaker Sir, I will not answer some questions as they are not relevant. Regarding the service, it may be the case that DPC did not approve it, and there may be a condition after provincialisation.

Dr J.V.HLJNA : Mr Speaker Sir, it is written in the notice of provincialisation as follows -

(a) The incumbent shall be absorbed in the Govt. Service on the recommendation of the Selection Board. EBCG Gazetted newly constituted by the Govt. after provincialisation consider suitability of the teaching staff for the absorption in the Govt. College. D.P.C. was constituted and conducted an interview. According to the notice of Govt. the D.P.C. wrote their sitting minute as follows.... "87 candidates for Govt. Service for absorption with immediate effect". While that is the case, I would like to ask whether Principal or Vice Principal was given direct appointment without going through DP & AR or Department Secretary or Chief Secretary.

S P E A K E R : Let the concern Minister answer it.

- PU NIRUPAM CHAKMA
MINISTER : Mr Speaker Sir, as read out
by the Hon'ble Member Pu J.V.
Hluna regarding their service,
since their service had not
been recommended, I have nothing to say in this regard.
- PU LALSAWTA : Mr Speaker Sir, though the
recommendation of the Selection
Committee is not accepted, they
were already given appointment.
What I would like to ask is whether the Govt. is going to
accept direct appointment given to Principal and Vice Principal
ignoring the recommendation of Selection Committee ?
- PU F.LALREMSIAMA : Mr Speaker Sir, this Department
is under the Hon'ble Chief Minis-
ter and the Minister who answered
our questions knows nothing about
this Department. And I am afraid he will misguide this House. He
should tell this House the fact.
- S P E A K E R : Let me call upon the Minister.
- PU NIRUPAM CHAKMA
MINISTER : Mr Speaker Sir, as I had already
said, their service is not re-
commended as yet.
- PU LALSAWTA : Mr Speaker Sir, supplementary
question. Even if their service
is not recommended, what is more
proper than the decision of the
Selection Committee who sat on 18.12.1989.
- S P E A K E R : It's enough now. Let us hope
that the Minister concern will
look into the matter from your
question.

PU LAL THANHAWLA
CHIEF MINISTER

: Mr Speaker Sir, assurance demanded by the Hon'ble Member Pu F.Malsawma and others is not relevant with the main question and even as some Supplementary questions are not relevant with the main questions we can not answer them. However, as pointed out in the last Session, our education system itself needs a revision. A committee was formed to enquire into the result of H.S.L.C. and we urge the Hon'ble Member Pu Ramsiama to do this task and he had submitted his findings. It is also intended to form a bigger Committee including our educationists to review our educational system which will cover the cases for which assurance is demanded. I am glad that our members are taking interest in our education system, Pu Malsawma also had submitted good suggestions. Considering all these, a Committee for State Level will be formed to decide what is best for our state as a whole.

PU ZORAMTHANGA

: Mr Speaker Sir, the question asked by Pu Sawta is well connected with the main question. It is direct question and it can be answered now.

PU LALSAWTA

: Mr Speaker Sir, we clearly know that there is direct appointment in Selection Grade in Education Department. I urge the Minister in-charge to assure us to revise this matter.

PU LALHMINGTHANGA

: Mr Speaker Sir, more than 75 persons suffer the effect of in-efficient administration, whereas some are appointed in an ideal places out of pure political favouritism, which is extremely wrong as it creates certain problems. Our Hon'ble House Leader had pointed out that a Committee, in-charge of service matters would be set up, but such Committee will not solve any problems. So, my question is what steps will be taken up by the government to settle such errors and unjustified actions? Besides, the questions raised in this august House should be clearly answered by the Minister in-charge. Can the Hon'ble Minister give an assurance that such errors and injustice will be thoroughly reviewed and considered by the government?

Dr J.V.HLUNA : Mr Speaker Sir, the government should give us an assurance for the said matter. If not, then we presume that the Ministry has no intention of solving the grievances nor does it aim at improving the educational standard.

S P E A K E R : Question No.33, Dr J.V.Hluna.

Dr J.V.HLUNA : Mr Speaker Sir, I ask my Starred Question No.33.
How many amount had been distributed out of Rs 297 lakhs sanctioned as Housing Loan for 1994-'95 ? What is the manner of distribution ?

S P E A K E R : Let us call upon the Minister in-charge PU S.T.Rualyapa.

PU S.T.RUALYAPA
MINISTER : Mr Speaker Sir, the Housing Loan sanctioned for the year 1994-'95 is not yet disbursed.

Dr J.V.HLUNA : Mr Speaker Sir, supplementary question. The LAD had awarded quota to each MLA, which are as follows; Chief Minister - 5 in the MIG, Speaker - 4 and the MLA - 3, and Rs.50,000/- is estimated for each individual. The Member are given 2 quotas in the Low Income Group, where Rs.30,000/- is estimated for a single person, which is quite meagre. Even if we subtract the total amount from 297 lakhs passed during the Budget Session, the remaining amount is 252.45 lakhs. In what manner will the remaining amount be distributed ?

.....63/-

Dr R.LALTHANGLANA : Mr Speaker Sir, in the previous year, Housing Loan was sanctioned to 150 persons at Lunglei. In the current year, the Minister and the MLA are given quota equally, which means that we are capable of giving the said loan to 35 persons only. While the equal quota shared by the Ministers and the MLA is highly praised by the Newspapers, there is something wrong in this process. So can a proper system be followed by the government?

Pu S.T.RUALYAPA
MINISTER : Mr Speaker Sir, there is nothing wrong in this process. As a matter of fact, when 15% is to be deducted from the Housing Loan it means that Rs.54.5 is deducted. Apart from that, there are certain deductions under Research on Housing. Hence, the remaining amount is only 230 lakhs and 50 thousand out of this, Rs 42 lakhs is sanctioned to Lunglei. We should not forget the fact that Housing Loan is granted on the basis of population. So, Lunglei is given more than their share. As such, there is no corruption involved as the whole amount had been distributed.

Pu LALRINCHHANA : Mr Speaker Sir, it appears that the distribution of Housing Loan is entirely in the hands of the Ministers and the MLA. However, the amount of Housing Loan does not agree with the amount sanctioned to the Members. Will the Hon'ble Minister clarify the fact that the said quota is given to other departments as well?

Pu F.MALSAWMA : Mr Speaker Sir, as far as Housing Loan is concerned, undoubtedly, there is sharing of quota. But on the other hand, it is a matter of satisfaction that unlike the previous years, equal quota is granted to the Ministers and MLA. At the same time, we hope that the system of Housing Loan distribution will improve under the sustained efforts of Hon'ble House Leader. At the same time, we are certain that there is some hidden errors, but let us not expose it.

S P E A K E R : Starr'd Question No. 34,
Pu F.Lalremsiama.

PU F.LALREMSLAMA : Mr Speaker Sir, I ask my starred question No.34.

Will the Hon'ble Minister in - charge Relief & Rehabilitation Department be pleased to state -

PU P.LALBIKA : Mr Speaker Sir, the question of
MINISTER our Hon'ble Member from Aizawl 'E' II is as follows :-

Is it a fact that the Assam Government and the Cachar District Authorities had granted compensation in order to create peaceful atmosphere, the enable the public to move freely and the enable smooth transportation of essential commodities ?

PU F.LALREMSLAMA : Mr Speaker Sir, that is not correct. My question is as follows; Was compensation payment a pre-condition, laid down by the Assam Govt. and the Cachar District Authorities in order to open the Highways for free movement of the public and for smooth transportation of essential commodities ?

PU P.LALBIKA : Mr Speaker Sir, there is no
MINISTER payment of compensation for creating a peaceful atmosphere. The department received no such report.

PU LAL THANHAULA : Mr Speaker Sir, this issue was
CHIEF MINISTER clearly stated at the discussion of Adjournment Motion. At the meeting of the Chief Secretaries, the aforesaid authorities demanded interim compensation which was not conceded by us and no such payment was made.

S P E A K E R : Question No.35, Dr R.Lalthangliana.

Dr R.LALTHANGLANA : Mr Speaker, Sir, I ask my question No.35

Quantity of Cocoon and amount already spent during the current financial year according to centre -wise.

PU P.C.BAWITLWANGA : Mr Speaker Sir, the quantity of Cocoon and amount already during the current financial year according to centre-wise

are as follows :-

- 1) Aizawl West Centre - Cocoon 1118.66 Kgs, and the amount spent is Rs 67120/-
- 2) Aizawl East - 2075.25 Kgs, and the amount is Rs 124515.
- 3) Lunglei - 196.69 Kgs, the amount is Rs.11441/-
- 4) Saiha - Nil.

PU F.MALSAWMA : Mr Speaker Sir, supplementary questions;

1) Whether the Hon'ble Minister had furnished information regarding the quantity and amount spent.

2) The existing rate of Cocoon procurement.

3) Whether there is any intention of increasing the rate as it provides proper means of earning a living to the economically worker sections of society.

PU LALSAWTA : Mr Speaker Sir, while the Sericulture Deptt. is making steady progress, is there any intention of allotting the said Deptt. lands at Chaltlang for Aizawl North College ?

PJ P.C.BAWITLUANGA
MINISTER

: Mr Speaker Sir, the exact rate of Cocoon can be given in the following way :-

Mulberry Cocoon	-	Rs 80 per Kg.
Eri Cocoon	-	Rs 90 per Kg.
Muga Cocoon	-	Rs. 20 per Kg.
Oak Tasar Cocoon	-	Rs 20 per Kg.

Regarding allotment of Department's land for College, we have surveyed the area, but there is not enough space, and a final decision is not yet made.

As far as the rate of the Cocoon is concerned, the rate was fairly increased recently. This occupation should be popularised further as it greatly benefits the poorer sections.

PJ LALSAWTA

: Mr Speaker Sir, I would like to know whether or not the said deptts. land will be allotted for College.

PJ P.C.BAWITLUANGA :
MINISTER

Mr Speaker Sir, there is no definite intention, it is being reviewed at the moment.

Dr.R.LALTHANGLIANA :

Mr Speaker Sir, what is the exact amount of revenue received from Cocoon during the last financial year? Is there any intention of exchanging the Sericulture Building and its compound with that of the Central Workshop at Hlimen? If so, what is the progress of this proposal?

PJ P.C.BAWITLUANGA :
MINISTER

Mr Speaker Sir, previously, the Sericulture Deptt. had a vast extent of land. However, in course of time, the Transport and Industry Departments were established in their areas out of necessity. There is no such intention of exchanging the building. The amount of revenue obtained during 1993-'94 was Rs.6 lakhs.

PU B.LALHLENGLIANA : Mr Speaker Sir, I ask my starred question No.36. Is the Govt. aware of the fact that the BDO fails to disburse the total amount of funds sanctioned to the V/C under EAS etc ?

PU LIANSUAMA MINISTER : Mr Speaker Sir, the fact is that under E.S, we received Rs 800 lakhs and the Centre provides proper guidelines. Initially, only 50% of the fund was sanctioned, where the remaining 50% was given only after completion of the work. As such, before the second installment is granted, the BDO is simply accused of keeping the other half for himself.

PU F.LALREMSIAMA : Mr Speaker Sir, what is the exact meaning of SASU ? Is this granted by the LAD or the BDO ?

S P E A K E R : Time is over but we shall continue our discussion.

PU F.LALREMSIAMA : Mr Speaker Sir, I presume that the EAS mean Employment Assurance Scheme. Is the Planning Scheme. initiated by the V/C or the Block Development Committee ? At the same time, I demand clarification of Employment Money Administration from our Minister.

PU F.MALSAWMA : Mr Speaker Sir, is the Govt. aware of the fact that a Contract-work, worth Rs.60,000/- was awarded to the Member of Kanghmun V/C by the BDO of Reiek ?

PU LIANSUAMA : Mr Speaker Sir, the Kangmun V/C is dominated by the MNF. Whatever the case may be contract work cannot be given to the V/C Member out of mere favouritism. According to Rules, each V/C will submit a proposal to the BDO, where the Annual Action Plan is reviewed and finalised by the MHA and the Block Development Committee. In some cases, the V/C may be over authoritative, but in no way will they be given contract-work as the fund is meant for upliftment of the under privileged sections. As this is an Employment Assurance Scheme, notification was clearly issued and registered provided that employment card was given to each worker. Anyway, we will verify whether any contract work was given to the V/C Member. After the Plan is approved by the BDO, the same is handed over to the DRDA, by the BDO. After which it is processed to the Governing Body and then to the State Level Co-ordination Committee where the Annual Action Plan for the entire Mizoram is approved.

PU F.LALREMSLAMA : Mr Speaker Sir, I have been a Member of this august House for almost a year, but unfortunately I have never been invited to attend the meeting of Block Development Committee. What is the reason ?

PU B.LALTHLENGLIANA : Mr Speaker Sir, Our Hon'ble Minister had pointed out that all the names were registered. In spite of that, in some areas of my constituency, the V/C give employments to their favourite persons and the deserving poorer sections are after ignored. Before 10th August, I have informed our Hon'ble Minister, nevertheless this problem still exists particularly among the MNF and the J.D. V/C and in certain places, the funds are often drawn without the V/C's Seal. As such, can this problem be verified by the government ?

PU H.THANGKIMA : Mr Speaker Sir, in my home-town there is a locality named Saikuti, where Rs.50 thousand was sanctioned for construction of Primary School. In the Govt. aware of the fact that out of the sanctioned fund, Rs 20 thousand was cut-off by the BDO ?

S P E A K E R : Let us invite the Hon'ble Minister in-charge.

P U L L I A N S U A M A
M I N I S T E R : Mr Speaker Sir, regarding the question of our Hon'ble Member from Aizawl 'E' II, at the first meeting of the BDC, he was not yet a Member. Anyway, we presume that he will be invited at the next meeting of the Tlangnuam BDC.

Regarding the registration and employment of workers, there might be certain mistakes. But instead of questioning the Minister, the instructions and guidelines issued by the centre as well as the State Govt. could be easily consulted.

Lastly, matter concerning the construction of Primary School will be verified.

S P E A K E R : If our Hon'ble Members of the House are automatically accepted as the Members of the BDC, they should receive intitation for such meeting, and I request the concern Officers to note down this point.

P U . T H A N G K I M A : Mr Speaker Sir, a Committee is often summoned during our absence, may be this is done intentionally.

PU LALEMINGTHANGA : The Hon'ble Member Pu Lalsawta made it very clear. There are only about ~~from~~ stages to be corrected. As incumbents are enjoying seniority increments the additional expenditure involved is not much. It is more of a Prestige issue. As such we owe them the justification they demand.

PU J.LALSANGZUALA : Pu Speaker Sir, what the two Hon'ble Members said was regarding the Pay Scales. There are many other government employees who demand justification in their pay scales. As I did not have prior information, please give me time to speak tomorrow at Zero Hour.

S P E A K E R : Our next business is laying of Paper. Pu Liansuama to lay a copy of the 'Mizoram Public Service Commission Regulation, 1994,' on the Table of the House.

LIANSUAMA : Mr Speaker Sir, with your permission I hereby lay on the Table of the House a copy of "The (Limitation of Function) Mizoram Public Service Commission Regulation, 1994.

Thanki you.

S P E A K E R : Copies may be circulated after which Dr R.Lalthangliana may present the First and Fourth Report of Committee on Government Assurances.

PU LIANSUAMA
MINISTER

: Copies may be circulated after which Dr Lalthangliana may present the First and Fourth Report of Committee on Government Assurances.

Dr R. LALTHANGLIANA

: With your permission Sir, I Chairman of the Committee on Government Assurances having been authorised by the Committee to present the report on its behalf the first report to the House

Thank you.

S P E A K E R

: Pu F. Malsawma to present to the House the first report of the Committee on Estimates.

PU F. MALSAWMA

: With your permission Sir, I am Chairman of Committee on Estimates having been authorised by the Committee to present the report on its behalf, present this first report on the project Aizawl-Thenzawl-Lunglei Road undertaken by Public Works Department, Mizoram.

Thank you.

S P E A K E R

: The copies may be distributed next we have a Legislative Business Bill. The Lushai Hills District Revenue Assessment Amendment Bill, 1994. It has been introduced in the House by Hon'ble Member Pu Bawitluanga. He may ask for consideration of the Bill.

PU P.C. BAWITLUANGA
MINISTER

: Mr Speaker Sir, I beg leave of the House to consider the Lushai Hills District Revenue Assessment Amendment Bill, 1994.

S P E A K E R

: Do we consent to consider the Bill? If yes, the mover may please clarify the Bill.

PU P.C. BAWITLUANGA

: Mr Speaker Sir, the 'Lushai Hills District Revenue Assessment Regulation, 1953' was amended in 1992. However, section 3(4) and Sub-Section 3 was not practicable. This Section of the Bill is the purview of the Central government which is not practicable in the State. Hence the amendment is necessary now the rent will no longer be 25% c. but at a flat rate. I beg this House to please consider and pass this Amendment Bill.

S P E A K E R

: Next, Pu Lalhmingthang.

PU LALHMINGTHANGA : Mr Speaker, As we all know, our revenue and income is very meagre in comparison to that of other states. I hereby support the justifications made by the mover of the Bill for favour of consideration and passing.

Thank you.

S P E A K E R : Pu F.Malsawma

PU F.MALSAWMA : Mr Speaker, I am also in support of this Bill, we as responsible citizens should be paying our taxes and generate our own income. However we should bear in mind that buildings may be graded according to their locations. It would not be correct to fix flat rates for buildings in the heart of the city at the same rates with buildings on the outskirts of the towns. Such consideration may be kept in mind when the rates are fixed, and the rules are made.

PU LALKHAMA : Mr Speaker, I support this Bill, The name of the existing ordinance is 'Mizoram Revenue Assessment' Amendment. Can we not amend the title, 'Lushai Hills District' in favour of Mizoram? The second provision which reads; "Provided that buildings of the above description let out other than residential" is not very clear.

PU T.HRANGHLUTA : Mr Speaker, Section 3 Sub-para 3 of the Bill is not clear as the Hon'ble Member pointed out. This Bill pertains to the land revenue imposed by the government. In Mizoram there are very few 'Notified towns'. If the buildings are not in notified towns do we collect the revenue? Some clarifications has to be made here.

PU ZORAMTHANGA : Mr Speaker, on reading the Bill I give my support in principle. I do not think that revenue should be levied only on buildings in notified towns. Aizawl is a growing city and with so few notified

towns, it may be necessary to amend the Bill very often.

The mover of the Bill may please make a rough estimate on the area of the building. Here it is not specified as to what type and area the building is.

Assam type residential buildings and independent flats or apartments are all the same. There should be classifications of the types of buildings.

PJ LALSAWTA : Mr Speaker, we all consider this as very important. The tax itself is also very low considering other taxes. If there are certain clauses that may not be directly applicable it may be better to refer the Bill to a select committee for review. The Bill is called the Lushai Hills District and in Section 3 it is referred as 'The Mizoram'. Therefore it needs scrutiny before it is passed.

I also think that there may be some technical problems. The gradation is also very important as notified towns are very few. It would be best to clarify all the technicalities before passing.

PJ LIANSUAMA : Mr Speaker, I'll be very brief. The Department has framed this Bill with a very broad classification. Amendment can be made anytime, therefore let us not wait for a Select Committee. Let us pass it and practice it and the needful amendments may be made in the coming Sessions.

The Minister in-charge will clarify the other technicalities. Things cannot be flawless in one attempt and we will be wise to pass this Bill for a start.

PJ C. CHAWNGKUNGA : Mr Speaker, thank you. The Lushai Hills District Council imposed taxes from the year 1953 and that was since we became a Republic. Amendments were made time and again and it will be made whenever the need arises. It cannot be faultless at the initial stage.

PJ LALKHAMA : Thank You, Mr Speaker, The Member have raised their opinions on this Bill and the pros and cons this Bill if passed, have also been pointed out.

As stated by the opposition Leader, this Bill seems to be violating the equity principle. Most of the Bills passed by the House also seems to be in favour of the affluent families. Therefore, this Bill also requires review. I even suggest that the Bill be handed over to the Select Committee for its review.

S P E A K E R : The Minister in-charge may be called now.

Dr J.V.HLUMA : Mr Speaker, by paying revenue tax, we are beginning to learn to have a sense of ownership of our land.

As stated by the Provision of the Bill, if a building is let out other than for a residential, the annual rate table shall be assessed to an amount of 2 percent of the annual rateable value. The name has also been written as "The Mizoram revenue assessment regulation amendment Act, 1994", and on Section II reference has also been made to "Lushai Hills Revenue Assessment 1953". Therefore, I opine that the contents of the Bill and the name itself is quite satisfactory.

PU T.HRANGHLUTA : Mr Speaker, as permitted by the Rules of Procedure and Conduct of Business - 34, Sub-Section-(I) para - 2, with your permission verbal amendment could be made while the Bill is considered. So, I suggest that the wordings on Sub-para 3 of section 3 should be amended as "Every Building situated on land settled in every village and town". If amendment is made as suggested, all the buildings in every towns and villages would be covered by the bill and the revenue income will also be increased. If the Minister concerned can give permission to make verbal amendment the wordings in every notified town may be altered as "in every village and town".

PU ZORAMTHANGA : Mr Speaker, as suggested by Pu Lalkhama, the Bill may be handed over to the Select Committee and the Committee will complete the drafting by the next Session. So that, the Bill may become inforce after the Budget Session.

S P E A K E R : Before the Bill is introduced to the House, the members have two clear days to criticize and examine the contents of the Bill. Now is not the time to criticize the bill as it has been admitted for consideration. What we have to do now is to take vote of the Bill.

kn-charge

Let us call upon the Minister

PU P. C. BAWITLUANGA : Mr Speaker, this Bill was already passed in 1992. However, it was felt that sub-section 3 needs amendment and so, the bill has been laid in the House for the amendment of only sub-section 3

After careful consideration, this Bill has been born so as to satisfy the majority people,

Most of the members have criticized the wordings 'situated some land settled in the notify town'. However, almost all the villages within Mizoram have already been declared as town. If you look at the revenue map of Mizoram, you can see that most of the big villages have been marked as town. Therefore, instead of the word 'Village' 'notify town' is even more suitable.

When Mizoram became Lushai District, this Act was known as Lushai Hills Revenue Assessment, 1953. During the time of the District Council, the main Act was amended in 1992 as "Mizo District Council Revenue Assessment Act". What we amend now is only the defect of the Act, 1992. Considering our present condition the Bill is satisfactory. And if some defect is found amendment would be made if necessary.

S P E A K E R : Time is over now. If the member agree, this discussion may be finished.

PU LALRINCHHANA : Mr Speaker, does this mean that some parts of this Regulation will be known as 'Lushai Hills District Revenue Assessment Regulation' and Section III alone will be known as "Revenue Assessment Regulation Act". ?

PU P.J.BAWITLUANGA : Mr Speaker, the principle Act is
MINISTER "The Lushai Hills Act". In 1992,
Mizoram has been added. Sub-Section
III of 1992 needs amendment. What
we have to do is to amend some contents of the Act of 1992.

Some experts have also been con-
sulted regarding this Regulation and the contents were carefully
examined and studied by them. Therefore, realising the impor-
tance of this Regulation, I move this Bill to be passed.

S P E A K E R : The question is that "The Lushai
Hills District (Revenue Assessment)
(Amendment) Bill 1994" be passed.
In favour of its passing say "Aye"
(Member;Aye)

The Bill is passed unanimously.
We shall have a recess now till 2:00 PM.

2:00 PM.

S P E A K E R : Pu Lalhmingthanga has given notice
on discussion on a matter of urgent
public importance for short dura-
tion discussion. As permitted by
our Rules No.55 it has been admitted. The Member concern will
make a statement to which the Minister concerned will explain as
necessary. After that we shall have a discussion of the notice
for two hours.

PU J.CHAWNGKUNGA : What will be the duration of
MINISTER time allotted to each members ?

S P E A K E R : Time allotment will also be
decided by the members. As
suggested by Pu S.T.Rualyapa
each member will be allotted
10 minutes each.

PU LALHMINGTHANGA : Mr Speaker, first of all, I am
very please that the Hon'ble
Speaker, has admitted my notice
on short discussion on matter of
public importance.

The matter of public importance was mentioned yesterday. The murder of Tv. Lalsangzuala on the 26.9. '94 caused discontentment among the Mizo youths. This discontentment gave rise to mob-rioting in Mizoram. In this case, the law and order situation in Mizoram has totally failed. The outcome of this incident is that the people faced various difficulties especially in our economic condition. Thus, I feel it necessary to mention this in this august House.

When this kind of incident happens, the duty of the Chief Minister is to protect and preserve the people of his state. However, as we have already listened yesterday, all these difficulties have been faced by the people as the Chief Minister failed to fulfil his duties. The urgent matter to be discussed relates to the talks held by the two Chief Secretaries of Mizoram and Assam on the 20.10. '94 in pursuance of the decision made by the Chief Ministers of Assam and Mizoram with the presence of the Minister of State for Home Affairs at Kumbigram Airport.

In the talks the Chief Minister has some principles that he accepted.

(1) The Chief Minister had mentioned yesterday that he had principally accepted compensation. Besides, further stated through Press Statement, AIR and Television that this incident is purely communal. As the head of the state fails to do his duties, the whole state has suffered. The Officials have no responsibilities in this case but the Chief Minister in the one who is responsible for all these. Between the two states of Cachar and Mizoram, several untoward incidents have happened in the past few years 1989. Ngursailova of Keitum of brutally murdered at Silchar. After that Thanghleis, contractor was murdered by some persons at Cachar Pu Lalrinliana was also assaulted and his eyes was even damaged and now Lalsangzuala was again murdered and his friend Laltanpuia was also stabbed and seriously injured. As mentioned before, the latest incident has caused mob-rioting in Mizoram. This kind of incident has happened in many parts of the country. One Chief Minister has apologized for the people of Mizoram of Kumbigram Airport and further stated that we are guilty of the incident. In stead of apologizing he should have safeguarding the interest of the Mizo people. The outcome is that Mizoram has to pay compensation to all the damages caused by the mob-rioting. Another result is that the Mizo people will be regarded as the people who have the habit of strike, rioting and robbery. For all these the one who is responsible is the Chief Minister. Therefore, in the case, It is highly necessary for the members to have a discussion and contribute our ideas.

The action of the Chief Minister has not only degraded us but also forced us to pay heavy compensation. Therefore, I request the government to have better policies in the light of our discussion.

S P E A K E R : Pu J.Lalsangzuala.

PU J.LALSANGZUALA : Mr Speaker, I think there are
MINISTER some points to be clarified from
the speech given by Pu Lalhming-
thanga. Pu Lalhmingthanga has
said that law and order has completely failed in the case of
the incident of the 27th. But, I would like to say that the
government has not fail in Law and Order.

(PU LALHMINGTHANGA : I was not referring the speech of the
Home Minister, but of the speech of the Chief Minister).

I am not denying the fact that
the people have suffered. When this kind of incident happened
the people used to suffer. But, the government has taken all
the possible measures that could be taken especially in the
economic life.

Only time will tell us that
the action taken by the Chief Minister is the right action.

Regarding the 3 minutes talks
between the Chief Minister of Assam and Mizoram, talks had
been held for more than once before for the discussion of
this tragedy. Therefore, the two Chief Ministers have nothing
much to discuss about. Not only this, we also had a talk
with the Union Minister for Home along with the senior Officers
at Raj Bhavan. 52. Prominent persons from Silchar also come
from Silchar to discuss this matter. Also, on the 18th of
October, 1994 these persons from Silchar also met the Chief
Minister and even had discussed the matter with various non-
governmental organisations. In all these talks, the main
subject was peace between the people of Mizoram and Cachar
A Joint Statement was also made for this cause.

Lastly, I would like to say
that there is nothing to misunderstand in the case of talks
between the two Chief Minister. The copy of the points of
discussion was also distributed to the members. The concluding
part is the most important. These are the points selected to
be discussed and considered by the two Chief Secretaries of
the two states. However, as the two Chief Secretaries find it
difficult to make a decision the matter was handed over to the
Gupta Commission. The matter is depending on the decision of the
Gupta Commission to some extent. We are now awaiting the findings
and recommendations of the commission. After this commission has
reported its recommendations and findings, the government of Mi-
zoram will make the final decision.

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S P E A K E R : Pu Zoramsangliana may stand up.

PU P. J. ZORAMSANGLIANA : Mr Speaker, regarding the minute
MINISTER of the meeting on 20th October, '94
at Circuit House, Guahati, Assam
between the Chief Secretary of
Assam and Mizoram, we must not keep the Chief Minister of Mizoram
at fault for any reasons as it has been signed by Officers.
Under the One Man Inquiry Commission. Talks were also made
between the Chambers of Commerce of Mizoram and Assam, and it
was they who had written and signed, that Mizoram Chamber of
Commerce will extend all sorts of help and co-operation, and
non-Mizo traders who had left Mizoram after the disturbance
will be allowed to settle again in their respective places.

Complete trust and powers must
be bestowed upon the Officers and Leaders of the State for we
have not sold the rights of the Mizo people by signing ~~happened~~
but have in fact increased our own rights. The Chief Minister
has given his best in maintaining law and order for this State
in every way and has worked hard at the Centre, for the people
to benefit from it.

Politicians of different party
must also unite in one group to stand up and fight for the rights
of the Mizo people. We must achieve our goals and look after
our state to become prosperous.

Thank you.

PU H. THANGKIMA : Mr Speaker, no one from the
government side has gone to
these troubled sites and no
help has been asked for from
Y.M.A. and different Ministries. In fact the Chief Minister
has said that Mizo people are not brave and they don't fulfil
their goals, so he must watch out his words for, prevention
is better than cure.

It has been said that full
compensation will not be given ~~under~~ the Gupta Commission
but if this is not so then the Cachar people are sure to cause
some problems. Free flow of traffic would not be allowed and
right now our essential commodities has not be able to reach us.
The Dharmanagar Road has not been looked after by our concerned
Officers so we have to think of an alternative road for the
free flow of traffic to get more essential commodities for the
government quota.

Thank you.

S P E A K E R : Pu Lalkhama.

PU LALAHAMA : Mr Speaker, regarding the incident on 27th September, 1994, the government was advised by different people to start a curfew so that there would be no violence and trouble of any sort. But this was neglected and serious incidents occurred which led to debts due to compensation.

This week government must be ready to admit and stop down from its position so that a stronger government may be formed. It is also not fight for one party to blame another party in starting a violence. But we must try to make up and correct our wrong doings.

In the minute of the meeting between the Chief Secretary of Assam and Mizoram every step of work has been kept on the shoulders of the Mizoram government and there's nothing for Assam to do. There also has been no discussion of opening Highway No.54. for the Mizo people. Mizoram is in an embarrassing situation as we are very much in high waters.

Thank you.

PU C. CHAWNGKUNGA : Mr Speaker, this incident has occurred mainly due to the extraction of those without Inner Line Permit (I.L.P) in Mizoram. Violence took place first on the Mizo people and then it spread out more and more.

It has also been said that it is a problem due to race and state boundary and this will very much continue for a longer period. If the National Highway No.54 is closed, we still have Bairebi Railroad, so we have nothing to worry on transport and roadways. We must have a very nice relation with the Central Government even if our relation is not close with another State.

So, we must be able to accept on the discussions made by our Chief Secretary and fight for the rights of our State as every thing done by a person may not always be completely correct.

Thank you.

PU F. MALSAWMA : Mr Speaker, if this was something which had occurred before then it would be different and we would have played a positive constructive

role. We point out people not to embarrass them but to show their responsibility. Certain words must not be said as it can hurt people indirectly and they can lose their honorable position.

We should make a Parliamentary delegation and call upon the Chief Minister of Assam and look in detail at the minute of their discussion before it has been signed by both the Chief Ministers of Assam and Mizoram. Things must be stated clearly and carefully so that we will not surrender ourselves before another race but instead uphold our honour with dignity. We must be proud of our race and fight with pride.

Let the essential goods which we need be escorted through these troubled lands and our travellers be free to travel to any parts of the land. It is no use to surrender ourselves but to be brave inside our hearts and fight for our destiny.

Our Mizo brother who had died due to this violence must be given ex-gratia grant and the helpful police force be given award. Good deeds by people must not be ignored but repaid by the government. We must throw a side the past and look for a better future for the State. We all are behind the government in this way and will not let our Govt. down for we are brothers and brothers shall we remain.

Thank you.

S P E A K E R : Hon'ble Minister, Mr. Saikapthianga.

PU SAIKAPTHIANGA : Mr Speaker Sir, thank you for giving me time to speak. Almost all of them have spoken just before. We, the Mizos do not know how to tackle disturbance. We met disturbances now and then, we always seek for Political Shelter. We are generally impugned in our Political Leaders. When unexpectedly disturbance occurs we cannot use our brains.

Even now, as soon as we come to know the death of Mr. Sangzuala, we directly approach the spot and confront our Hon'ble Chief Minister. We then met disturbance since our Political Leader can't control it. In this connection, we impugned our Hon'ble Chief Minister to be wrong. We criticize the discussion of the Chief Minister with our Chief Minister of Assam. The conditions of the agreement are also ill-treated despite someone regards it best. Anyhow let by gone be by gone, let us use this incident for economical improvement.

And regarding the impugnation of our Hon'ble Chief Minister to be consulting no one, I want to say that all Political Party Leaders and all the leaders of non political organisation are summoned to discuss about it. We have great difficulty in deciding steps to be taken. I am sure that if no one speaks about it, our Chief Secretary will bring no peace settlement. I want to inform the people of Mizoram that there is one who speaks about this and who is suffering and who is angry for this. As such our Political Leaders take step to settle such disturbances.

And also regarding road - our knowledge differ from each other. But due to efforts made by our Leaders the road becomes clear. Today we should regard the agreement as our agreement. It may not be an ideal one, but for the other side too it will not be an ideal one. Anyhow it shall be great suffering for some others if our Leaders could not control them. We should always think deeply to know the facts.

Dr J.V.HLUNA :

Thank you Mr. Speaker Sir, Our Chief Minister said that Law and order failed, at the Secretariat Conference Hall. He is

regarded to be responsible for this because he is our house leader. We know that the two Chief Secretaries of Assam and Mizoram made an agreement after detail deliberation were decided by the two Chief Ministers of the Agreement that since the matter of and regarding compensation, there is no provision in its original copy of Agreement that it is handed over to Gupta Commission for the Chief Secretaries could not settle about the compensation. The said commission is made by the Govt. of Mizoram. In this regard, I want to point out that I am sorry for our Chief Minister had promise to pay compensation.

I also want to point out that the establishment of Gupta Commission is defective to Mizos. This Commission seem to be enquiring into the wrongful activities of the map. While there is no inquiry regarding the causes of wrongful incidents and to find out its remedial measures. It only provides how much compensation would be required I therefore, want to point out that at the said Commission was a partial and defective Commission.

And regarding peace talk of our Chief Minister and Assam Chief Minister - our Chief Minister is too coward. He did everything beyond my thought. And regarding the discussion of Cachar D.C. and our D.C. all things gone beyond my thoughts. I therefore would like to point out such things.

S P E A K E R :

I have to decide which of you would speak - Pu Zoramthanga and Pu Zuala, no more of Pu Ruala.

FU ZORAMTHANGA

:

Thank you, Mr. Speaker Sir,
Regarding our discussion it
seems that the most important
point is that we don't control

the situation when it is possible in the beginning we have noted that the atmosphere was tense right from the beginning. The brutal death of Mr. Lalsangzuala was known from the night before. Many people are preparing to receive his dead body the whole day. The Government has time to prepare themselves to control the mob the whole day. But no action was taken in this regard. The body arrived Aizawl in the evening and there was mob-rule at night. During this period, our Chief Minister does not summon Political Leaders and Leaders of non-political organisation. That is the matter and fact. He consulted all Party Leaders and non-political organisations leaders after mopping and law and order was breaking out of control. In this regard, our Chief Minister is compulsorily responsible as father to his family. We were eagerly waiting for his calling, but no call, no advice, no preventive measure, as such, the angry people move towards breaking goods of non-mizo shoppers. And then after all breaking of goods is done at midnight the Govt. declares curfew. The Govt. is easy going and lazy enough to think of betterment. After that, it seemed that they are afraid of Central Government Leaders, and Assam Leaders. They alleged the Mizos to be theft and shameful for Christians. After a while, our Chief Minister met Assam C.M. and discussed only for 3 minutes. Our Chief Minister said that he had done what is good for our state government as well as for the people. But the result is that we have to pay compensation as per the report of Gupta Commission. He therefore, said what he said simply to save his face from defamation. I therefore want to say that he is responsible for this disturbance.

Thank you.

FU F. LALZUALA

:

Mr Speaker Sir, thank you very
much for giving me chance to
speak about our discussion.
Much had been said of this

subject even before thought, this disturbance prove the success of our tribes. We were always spoke about the importance of unity in regards to save Mizoram. This suffering say much to our nation/tribe than others suffering before. We have often spoken about the importance of unity for the Mizos. Present incident says much of what we are and what we stand for. No one is perfect, but it may not be best to take political advantage of this incident. As seems, some Political Party take advantage of this incidents. I cannot regard it in such way. No one should be regarded as perfect.

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And at that time conferred may not be imposed since dead body was arriving. We have experienced this kind of incident in 1979. This is an instrument for the unity of our people but not for securing political power.

And I also want to say that all members speak about it to express their anger for our imperfection. But it is a success for our people. Unlike 1979, we are now secured with better success this time.

And then lastly, I also want to speak the need to examine ourselves without seeing others fault only. As we are working for the good of our country we should work with love and truth. I therefore, want to insite all members to love people who are the love of God and to look after them very carefully without any hatred and to pray to God for the poor people of Mizoram.

Thank you.

S P E A K E R

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Now, our time comes to an end.
Our meeting adjourned to be resumed at 10:30 A.M. tomorrow.