

2ND SITTING OF THE 7TH SESSION, 14.12.'95.

PRESENT

PU VAIVENGA, Speaker at the Chair, Chief Minister and other 15 (fifteen) Ministers, 21 (twenty-one) Members were present.

QUESTION

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

LAYING OF PAPERS

2. PU ZAKHU HLYCHHO to lay on the table a copy of the Mizoram Vehicle Rule, 1995.

ANNOUNCEMENT BY THE SPEAKER

3. THE SPEAKER to announce to the House action(s) taken by the Government on a private resolution passed on 24.3.'95 regarding establishment of Post Graduate Departments in NEHU Campus, Mizoram for study of various subjects until sub-time a Central University is established in Mizoram.

PRESENTATION OF COMMITTEE REPORT

4. PU F.MALSAWMA to present to the House the Fourth Report (Action Taken Report) of the Estimate Committee.

LEGISLATIVE BUSINESS

5. PU ZAKHU HLYCHHO to beg leave of the House to introduce the Mizoram Motor Vehicles (Taxation) Bill, 1995.

A L S O

to introduce the Bill.

6. FURTHER consideration of the Mizoram Liquor Total Prohibition Bill, 1995.

A L S O

PU HRANGTHANGA COLNEY to move that the Bill be passed.

...77/-

S P E A K E R

: For to us a child is born, to us a Son is given; and the government will be upon his shoulder, and his name will be called "Wonderful, Counsellor, Mighty God, Everlasting Father, Prince of Peace". Of the increase of his government and of Peace there will be no end, upon the throne of David, and over his Kingdom, to establish it, and to uphold it with justice and with righteousness from this time forth and forever more. The zeal of the Lord of hosts will do this.

(Isaia 9 : 6-7)

Now, we shall take Questions, we shall call upon Mr. F.Lalremsiama to ask Starred Question No. 22.

PU F.LALREMSIAMA

: Mr. Speaker Sir, I ask my Starred Question No. 22.

PU C.VULLUAIA
MINISTER

: Mr. Speaker Sir, answer to Starred Question No.22 (a) is that our High Court has 256 pending Cases till Nov., '95.

Answer to Starred Question No.22 (b), No answer is being furnished regarding Cases between Government Vrs. Private or Vice versa. No. 22 (c) is that 65 Cases decreed in favour of Government out of 73 Cases settled. Government loses in 8 Cases. And (d) Department does not give the answer.

PU LALHMINGTHANGA

: Mr. Speaker Sir, It is now clear that Government loses 8 Cases. What are the names of such cases ?

Dr. R.LALTHANGLIANA

: Mr. Speaker Sir, supplementary Questions : -

(a) Why there is a lot of pending cases ? What is the reason of their weakness ?
(b) Does the State Government take any steps in order to establish full fledged High Court as per the provision of Peace accord signed by the Central Government vrs. M.N.F ?

(c) And regarding its location, Is there any ways and means of shifting its location at the centre of Aizawl Town ?

PU LALKHAMA : Mr. Speaker Sir, does the Government clear the locations for District Court, District Court and High Court? Is there any fund for this purpose ? Is there any provision in the Budget ? When shall it be started and where ?

PU C.VULLUAIA : Mr. Speaker Sir, the losing Cases by the Government were collected from various Department. Only the numbers are collected. But the names of Cases and its expenditure involves are not yet collected. Thus I can't give answer in this regards.

Mr. Speaker Sir, Departments hired Advocate whom they preferred to stand on behalf of them for a long time. They approach Courts through the Advocates. But now, for the smooth functioning of the Government, there is an order to go through Law Department in case of Department having writ petition to any Court. Regarding this purpose, our C.S issued a better order. As such, we would be able to ready for this type of question. I therefore, request your understanding on our ignorance. And regarding the shortage of High Court sittings our authorities asked many time. But due to lack of Judges, Sittings are very little. This is therefore, the ground that High Court had poor sittings.

And the ground for the number of many pending cases is due to poor sitting of our High Court Bench. The reason is that we, the Government had no Advocate General. We would soon be having the Advocate General. And when our authority asked the High Court, they replied that they could not compare about 250 pending Cases and about 1500 to 2000 pending Cases. Regarding permanent High Court Judge, they told us that it shall be sent as early as possible. And regarding its side, we have it within the side of Khatla A.R. Area. In this regard, the Khatla Assam Rifles looked after it and fence it. That is our next step to be done.

And regarding the Buildings of our District Council Court and District Court, they are to be shifted at the site of Tennis Court. For this purpose,

we have Rs.127/- lakhs. Contractor is also selected to do the work.

Lastly, the Old building of D.E Office shall be renovated for the security of Magistrate. And Court buildings are now being constructed at Lunglei, Saiha and Champhai too. We are taking steps in order to construct buildings for our Courts.

PU LALHMINGTHANGA : Mr. Speaker Sir, as my supplementary question was very important, I cannot agree without any fact and figure. I therefore, request you to supply the answer even after our Session is adjourned ?

PU ZORAMTHANGA : Mr. Speaker Sir, Have the Government made strong pressure, we may have had High Court permanent Bench. Have our authorities asked them by means of their full weight ?

PU F.LALREMSIAMA : Mr. Speaker Sir, supplementary question (a) Who are the Opposite Parties against the Government Cases ? What amount of money shall be paid by the Government at its eight losing Cases ?
(b) Shall it be possible to answer the Starred Questions of Hon'ble Member regarding the permanent Bench of High Court Mizoram Bench by the Hon'ble Minister from next Session ? Shall you follow the decisions of Guwahati High Court regarding Civil Rules No. 13/9/ in August, 1993.
(c) May the Hon'ble House Leader help the Minister to answer the said Starred Question ?
(d) What is the name of our Advocate General who would be employed by our State Government ?

PU C. VULLUAIA MINISTER : Mr. Speaker Sir, regarding the said Question B, the reason for not giving answer is that the question is vague

and not well defined. And the name of Advocate General whom we would employ is Mr. D.F. CHalika having 26 years experience in practicing Law. He is an Assamese Advocate.

And regarding High Court permanent Bench our Hon'ble Chief Minister and I tried our best but not successful till date. And regarding the Starred Question of eight losing cases by the Government we shall furnish its true answer and it will be supplied later on.

S P E A K E R : Looking into the Rules, it is not relevant to discuss about the Cases in any Court but since your Question is subject to about the Court, I admit it. But if you try to clarify about private matter, I request you to understand even if we could not clarify your answer.

PU LALSAWTA : Mr. Speaker Sir, have we any Lawyer who is qualified for High Court Advocate ?

Dr. J.V.HLUNA : Mr. Speaker Sir, does our Hon'ble Chief Minister give money to the Secretary who loses cases ?

S P E A K E R : He had informed us that he could not clear about money one by one. That answers your question. Let's go to question No.23.

PU LALSAWTA : Mr. Speaker Sir, did you admit my supplementary question. Will you answer it ?

PU C.VULLUAIA
MINISTER

: Mr. Speaker Sir, Required qualification is same for High Court Judges. We were looking for Mizo Lawyers and listed their names but we selected the Advocate General from non Mizo. I think you understand the reason of it.

S P E A K E R

: Now Starred Question No.23.
Mr. F. Malsawma.

PU F.MALSAWMA

: Mr. Speaker Sir, I ask my Starred Question No. 23.

PU LAL THANHAWLA
CHIEF MINISTER

: Mr. Speaker Sir, answer to Starred Question No. 23. are:
(a) The sum of money for installation of EPABX Secretariat is Rs. 11,86,879/-
(b) It may be the best ways and means for the time being.
(c) Quotation may not be called for the year 1996-97 for agreement is signed for five years.

PU F. MALSAWMA

: Mr. Speaker Sir, supplementary question. The name of work is annual maintenance, but agreement is signed for five years. This means that it is shown as indents. And two quotations applied for it and the lesser quotation is selected. I wonder how can you select in such way. And this contract period shall be ending in May 1996. How would it not be quotatined ? This shows that Department does not want to feed true information to the Hon'ble Ministers. I therefore ask the Hon'ble Minister whether he would be able to chalk out how the Department supplies him wrong information. I also want to inform you that the quotations are the inhabitant of Tuikhuahtlang at the old Building. Quotation is response in the name of Mizo, in order to avoid Income Tax. Here Trading is practiced without having any Trade Lisence in Mizoram. Would you be able to find out that the Traders are non-Mizos ?

...82/-

And regarding 50% advance in its terms and condition, would you find it out too? And regarding Air condition Machine at the Secretariat Conference Hall and Shortage of Current in the Finance Minister's Chamber - line is given in direct without stabilizer. Does the Government know that the same Contractor try it again now? Does the Government know while 160 line is to be maintained 180 lines is being manned at the Secretariat Conference Hall?

FU LALHMINGTHANGA : Mr. Speaker Sir, supplementary question. Can the Government admit that the contract signed by the two Parties is a defective agreement? Will it be cancelled item wise? And is there any call of quotation/tender when the Government is intending to approve such farms?

FU LAL THANHAWLA CHIEF MINISTER : Mr. Speaker Sir, the non-Mizo Traders are enemies against Government's money. It is not easy to detect. Even if detected, it's necessary to ignore sometime for they love good connection with Mizos. Among many good Staffs are some bad ones mixed with them. We had attacked them, but we return good for evil. But we have to carry on our attack, and stepped forward and make some progress.

Regarding quotation, we have two farms approved. And the better one.....

FU LALHMINGTHANGA : Mr. Speaker Sir, how did the Government approve such farm? Is there any quotation or call of tender? How did this approval is made?

FU LAL THANHAWLA CHIEF MINISTER : Mr. Speaker Sir, I don't know such point from the very beginning. Anyhow the contract is signed for 5 years

on 15.2.1995. If there is no offence in the agreement quotation would not be called in 1996-97. But if your speech is true, quotation may be called on the said year.

PU LALHMINGTHANGA : Mr. Speaker Sir, As I had said before, it may be proved that the contract is Defective contractual Agreement for it is not to adopt the method of Lumpsum. Because no one could foretell which part would be broken. The agreement should be item wise. If not, when the period passed without necessary maintenance Government has to evolve necessary expenditure. In such case, Government only can alter and make necessary arrangement. I therefore, ask you whether you will amend such defective contractual Agreement ?

PU LAL THANHAWLA : Mr. Speaker Sir, We have a Government to amend such defective works. If the Government has such defective agreement, amendment is compulsory. If necessary, action may be taken against such Government servants.

And answer to the supplementary question is that comparing to the two farms, Chaltlang has defective console amounting to Rs.25,000/- in the quotation. Civil Secretariat has two of such kinds. Then the rate is Rs.50,000/-. Moreover Rs.24,000/- is required to lock after 20 Boxes. Civil Secretariat has 200 Telephone Set Boxes. The required amount of money is amounting to Rs.2,40,000/-. Considering the above all.....

PU F. MALSANMA : Mr. Speaker Sir, It may be typing mistake. It is 20 Boxes. Its quotation rate is Rs.1,200/- and the amount is Rs.24,000/-. It is sure that you are fed with wrong information.

PU LAL THANHAWLA : Mr. Speaker Sir, It's right. But as we have record, Civil Secretariat has 200 boxes. And Rs.2,40,000/- is required

in order to look after such boxes. Considering this, Government has a profit of Rs.1,82,00/-

FU F.MALSAWMA : Mr. Speaker Sir, If the contractors are not approved firms it may be said does not arise. But the present position ?

FU LAL THANHAWLA
CHIEF MINISTER : Mr. Speaker Sir, If there is any defective method we shall look into the matter. And if not true, it shall be corrected. But in the present position, Government has profit.

FU LALHMINGTHANGA : Mr. Speaker Sir, the Hon'ble Minister did not yet answer my question. Will he be able to answer it ?

FU LAL THANHAWLA
CHIEF MINISTER : Mr. Speaker Sir, Government has profit till date. I had informed the House that we shall look into the matter if it has defects. But it's better for the Government to have this type of contract.

FU LALHMINGTHANGA : Mr. Speaker Sir, How can you say it is more profitable for Government. It cannot be said that it is more profitable. It may or may not be profitable. But.....

FU LAL THANHAWLA
CHIEF MINISTER : Mr. Speaker Sir, by looking into the requirements for maintenance and Expenditure

account, it may be said that it is more profitable.

FU LALKHAMA

: Mr. Speaker Sir, May I ask you the same question ?

FU LAL THANHAWLA
CHIEF MINISTER

: Mr. Speaker, Sir, But I told you that we shall look into the matter of this contractual Agreement whether it has defects.

FU LALKHAMA

: Mr. Speaker Sir, there can be no question in this regard. But if Government allots such quotation showing favour to the lower bidder. That only may be questioned.

FU LAL THANHAWLA
CHIEF MINISTER

: Mr. Speaker Sir, I answer all question but Mr. Lalkhama has a question regarding this contractual agreement. Whether it may be question or not. It is questionable. But regarding Financial involvement, Government is making profit till date.

FU LALHMINGTHANGA

: Mr. Speaker Sir, it cannot be said that there is profit. Because the whole contractual Agreement is defective.

FU LALSAWTA

: Mr. Speaker Sir, Machine is purchased with the sum of Rs.11 lakhs. The machine installer should provide necessary maintenance or guarantee. Secondly, SAD purchased different kinds of vehicle. Do you have any contractual Agreement with any workshop for their maintenance ? It may be compared with this. From this point the said contractual

Agreement is defective, for, unnecessary expenditure is involved. Is it admissible? if yes, will it be convenient to trace it?

FU LAL THANHAWLA
CHIEF MINISTER : Mr. Speaker Sir, signature in the contractual Agreement is a procedure regarding purchase of electronic materials.

In this regard, both Parties may profit or loss.

And regarding Finance Minister's Room, the room is prepared for Secretariat Conference Room and furnished it with Air Condition. With lack of Room, it is being used for Finance Minister's Room cum - Conference Room.

FU F. PALSANMA : Mr. Speaker Sir, That is not my question. The stabilizer of the Machine has current shortage. The contractor without informing it, directs electric current and caused the whole shortage. That is my question.

FU LAL THANHAWLA
CHIEF MINISTER : Mr. Speaker Sir, we always inform them to check now and then for it cannot always function. In that case, they may seek the easiest ways and means for we are not Electricians. But its stabilizer may not be good. Now, it is replaced with new Machine befitting the power condition of Mizoram.

FU R. TLANGHMINGTHANGA : Mr. Speaker Sir, while we are very mindful of the wrong done by our Officers and Staffs, the speech of our Hon'ble House Leader is shameful. He said that they had well connected persons to take action and it was necessary to ignore it. I therefore ask him whether he will carry on any action against the wrong doers to the Government among non-Mizos who have no Trade Licence? Shall he ignore their faults again?

FU LAL THANHAWLA
CHIEF MINISTER

: Mr. Speaker Sir, Our difficulty lies in the fact that for example, when shops are checked, a Mizc said that he (non-Mizc) was my helper. If so, we had no Law to control such employment. Besides, that person usually have a good relationship with an influential persons like Politician or Church Leaders. That makes it difficult to root them out. But if we have cooperation we could challenge them as it is the interest of the people. We carry on such checking. Some are put under our control and root out.

And I also requested all persons in order to report them to the concerned Officials authorities.

S P E A K E R

: Discussing difficulties met by them the Hon'ble House Leader said that they would look into the matter. Now Starred Question No. 24. Mr. Lalkhama.

FU LALKHAMA

: Mr. Speaker Sir, I ask my Starred Question No. 24.
(a) Who are the owners of Bus accident that occurs near by Kawnpui, Lengpui and S. Hlimen ?
(b) How many passengers have died ?
(c) How many passengers are handicapped because of the accident ?

FU ZAKHU HLYCHHO
MINISTER

: Mr. Speaker Sir, The answer are the following : -
(a) Bus No. Z.R.M. 817 owned by T.Rozama c/c Engthangvunga Vairengte. Accident near Kawnpui.
(b) MZ - 01/2040 owned by Fu Laithangvunga, Lengpui met accident near Lengpui.
(c) MZ - 01/5303 owned by Pi Zothannguri, Chaltlang, Mizawl near S. Hlimen.

	And numbers of deceased
persons - 1) Kawnpui	- 15 persons.
2) Lengpui	- 28 persons.
3) S.Hlimen	- <u>6 persons</u>
TOTAL	- 49

And regarding the number of handicapped caused by this accident are not known since Medical report is not yet received till date.

FU LALKHAMA

: Mr. Speaker Sir, supplementary question :-

(a) How many fund has been made for compensation of deceased passengers in State Government Buses as per the provision of Rules ?

(b) Unfortunately there may occur Bus accident, is there any fund for Compensation of deceased passengers ?

Dr. J.V.HLUNA

: Mr. Speaker Sir, How can the amount of compensation provided for wounded passengers and killed passengers differed from

one place to another in Governmental Buses ?

S P E A K E R

: Question hour come to an end and supplementary questions be asked. After all, answers are to be made by the Minister.

FU F. LALREMSIAMA

: Mr. Speaker Sir, there are many question regarding the Hon'ble Minister of Transport. Regarding the uses of Transport

Vehicles, immediate Relief and Compensation of wounded and deceased passengers, shall he make better arrangement ? Shall he keeps up his hon'bleness ?

FU H. THANGKIMA

: Mr. Speaker Sir, in the year 1984 April 4, MST Bus met an accident and Laizika s/o Deng-buaia and Darthuama s/c Dar-

chhunga died where the accident took place near Mausen, no compensation is given to them till date. Shall you give them ?

FU F. MALSAWMA : Mr. Speaker Sir, Jeep ZRX - 150 was lost in 1992, has it been found out? Where is it now?

FU LALRINCHHANA : Mr. Speaker Sir, supplementary question. MST Bus met an accident near Seling Village. Rs. 4,000/- each was given as compensation to each wounded passengers and another MST Bus met an accident near Darlewn, Rs.2,500/- each was sanctioned for each wounded passengers. Why there is differences regarding such compensation since both are MST Bus?

Some private Buses also met an accident here and there and a number of passengers have died. In this regard, how does Government has Rules of Procedure for compensation of the deceased passengers?

S P E A K E R : Mr. Zakhu Hlychho, Minister.

FU ZAKHU HLYCHHO : Mr. Speaker Sir, I shall give answer as far as possible. I will follow the shortest way of answer. Regarding the insurance, Government took many steps. But when Insurance is made the amount of premium comes to Rs.17 - Rs.20 lakhs. That's why, we think that Government will loss if it is insured. It is now under examination. We also make no fund for those who suffer due to accident. This is also under consideration (examination). This cannot be made right away as it has connection with Insurance.

And regarding Compensation, it is true that we gave Rs.5,000/- to someone and Rs.2,500/- to others. Because Finance Department told us that if no MACT has been applied for it, we cannot sanction Rs.5,000/- to a deceased passenger. That's why we applied for the system of immediate relief.

FU LALKHAMA : Mr. Speaker Sir, Please excuse me, this Rule is Compulsory, "Fund shall be established with the initial amount of rupees

not less than 25 lakhs. This Fund shall be established compulsory. It is Statutory objection.

FU ZAKHU HLYCHHO
MINISTER : Mr. Speaker Sir, Now, Department made provision in the State plan. But we have not applied for deposit System but only as the State plan. But as Finance Department told that if we don't have petition we cannot issue such fund. As such we met difficulty.

FU F.LALREMSIAMA : Mr. Speaker Sir, If there is provision in the Budget, the money can be deposited in the Bank to have an interest.

FU ZAKHU HLYCHHO
MINISTER : Mr. Speaker Sir, regarding the lost Jeep, I cannot give answer for it is not contained in the question. Anyhow, we shall see it later on. And, regarding the next Starred question contains it, I shall therefore, give answer in time.

Thank you.

FU LALRINCHHANA : Mr. Speaker Sir, will the Hon'ble Minister i/c Health & Family Welfare Department be pleased to state -
(a) Is there any intention to upgrade Darlawn Hospital.
(b) Is there any intention to maintain the poor Building ?

FU C. CHAWNGKUNGA
MINISTER : Mr. Speaker Sir, answer to the above question are -
(a) No
(b) No.

PU H. THANGKIMA : Mr. Speaker Sir, Will the Hon'ble Minister i/c GAD be pleased to state -
Will the Government of Mizoram be pleased to construct Lunglei District House at Aizawl Town.

PU LIANSUAMA MINISTER : Mr. Speaker Sir, Government shall consider in accordance with the availability of Fund.

PU T.HRANGHLUTA : Mr. Speaker Sir, Will the Hon'ble Minister i/c Home Department be pleased to state -
(a) Does the Government has intention to post Police Battalion in Chhimituipui District.
(b) If so, in which area does it intends ?

PU J.LALSANGZUALA MINISTER : Mr. Speaker Sir, the answers
(a) No.
(b) Need not to answer.

Dr. R.LALTHANGLIANA : Mr. Speaker Sir, Will the Hon'ble Minister i/c L.R.& S Department be pleased to state -
Date for construction of Vaivakawn Market Building.

PU F.C.BAWITLUANGA MINISTER : Mr. Speaker Sir, the date for construction of Market Building is not known today.

Dr. J.V.HLUNA : Mr. Speaker Sir, Will the Hon'ble Minister i/c Home be pleased to state -

- (a) Does an Enquiry Commission (Gupta's Commission) submit Final Report to the Authority ?
- (b) What amount of money is required for Compensation ?
- (c) Who would be compensated ?
- (d) What amount would be given to each affected persons ?

PU J. LALSANGZUALA MINISTER : Mr. Speaker Sir, Enquiry Commission (Gupta's Commission) submitted Report on 15.9.'95. answer to a), b) and c) : - Gupta's Commission Report is now being examined. After this, Government shall make decision. Before this, it cannot be notified for public.

PU LALHMINGTHANGA : Mr. Speaker Sir, will the Hon'ble Minister i/c R.D.D. be pleased to state -
(a) Does the Government know that BDC has never inform existence of Development Fund to the V.C.Fs of Serchhip and Chhiahtlang.
(b) If so, What action would be taken ?

PU LIANSUAMA MINISTER : Mr. Speaker Sir, Government does not know such incident.
(b) Does not arise.

PU LALSAWTA : Mr. Speaker Sir, Will the Hon'ble Minister i/c Transport be pleased to state -
(a) How many trips of bricks does Mail Van ZRX - 37, ZRX - 34 and ZRX - 242 carry to Kolasib during October and November 1995 ?
(b) What amount of money are earned by the three Mail Vans?
(c) Whose works are done by them ?

PU ZAKHU HLYCHHO MINISTER : Mr. Speaker Sir, the following Mail Van carry brick trips to Kolasib

during October and November 1995 :-

- a) ZRX - 34 = 3 trips and earned Rs. 2400.00
- b) ZRX - 37 = 2 trips and earned Rs. 1600.00
- c) ZRX -242 = 1 trip and earned Rs. 800.00

Total : Rs. 4800.00

Government does not know about the Contractor. But Mr. Sangbera, Kolasib hired them to carry bricks from Silchar to Kolasib.

FU B. LALTHLENGLIANA : Mr. Speaker Sir, Will the Hon'ble Minister i/c Health & Family Welfare Department be pleased to state -

Does Government has intention to change the poor blankets of Sialsuk F.H.C or Hospital ?

FU C. CHAWNGKUNGA : Mr. Speaker Sir, No information is received from the concerned authority.

FU F. LALREMSIAMA : Mr. Speaker Sir, Will the Hon'ble Minister be pleased to state -
(a) How many times have the Consultative Committee of Transport Department. met since January, 1994 up to date ?
(b) What were the subject/Issue discussed at such Meetings ?
(c) What action had been taken on those suggestion given by the Consultative Committee ?

FU ZAKHU HLYCHHO : Mr. Speaker Sir, (a) Consultative Committee of Transport Department met once on 6.1.'95. The subjects/Issues

discussed are about.

(b) (i) The proposal for repair of all Government Vehicles at Central Workshop, Study of Workshops are being managed and run by the neighbouring States.

(ii) The proposals for transfer of passengers and goods Tax from Taxation Department to Transport Department.

(c) (i) In pursuance of the suggestion of the Consultative Committee, a team of 3 Officers of Transport Department visited 2 neighbouring States Capital of Assam and Meghalaya to study how workshops are being managed and Road Transport Corporation run. As seen from their findings implementation of proposals (b) (i) above is not so encouraging.

(ii) In response to Transport Departments proposal, the Mizoram Resources Mobilisation and Taxation Enquiry Committee recommend on 30.8.1995 that as a short term measure, the passengers and Goods Tax may continue to be administered by the Taxation Department until the revival of Sales Tax in Mizoram and that there after it may be transferred to Transport Department.

PU F. MALSAWMA

: Mr. Speaker Sir, Will the Hon'ble Minister i/c P&E Department be pleased to state my Starred Question

No. 34 - Is it possible to hand over the findings of Enquiry Reports to the hands of Hon'ble Members regarding Serlui 'B' Project ?

PU C.L. RUALA
MINISTER

: Mr. Speaker Sir, the said Reports and finding are too costly in order to hand over to all Members. It is now ready for reading for Hon'ble Members at the concerned Minister's Office.

PU LALKHAMA

: Mr. Speaker Sir, my Starred Question No. 35 - Will the Hon'ble Minister i/c Law & Judicial Department be pleased

to state -

(a) Does the Government select an area for the construction of District Court and District Council Court Building ?

(b) What amount of Fund is provided in the Budget ?

PU C. VULLUAIA
MINISTER

: Mr. Speaker Sir, Deputy Commissioner's Office Complex is selected for the

construction of the said Building. Its foundation Stone is also laid on 17th April, 1995.

(b) Rs.127/- lakhs is provided from Centrally sponsored Scheme and Government of Mizoram State Budget from the year 1993 to 1996.

PU LALRINCHHANA : Mr. Speaker Sir, My Starred Question No.36: Will the Hon'ble Minister i/c Local Administration Department be pleased to state - Do you amend the Executive body of Luangmual Village Council ?

PU S.T. RUALYAPA : Mr. Speaker Sir, It was amended.
MINISTER

PU H. THANGKIMA : Mr. Speaker Sir, My Starred Question No.37 : Will the Hon'ble Minister i/c Education and Human Resources Department be pleased to state - Will the Government grant permission for Private High Schools of Kangmun and Rawpuichhip ?

PU ZOSIAMA PACHUAU : Mr. Speaker Sir, permission
MINISTER was issued for Rawpuichhip High School on 21.11.'95 and Kangmun High School shall be considered in accordance with its necessity.

Dr. R.LALTHANGLIANA : Mr. Speaker Sir, My Starred Question No. 38th ; Will the Hon'ble Minister i/c Home be pleased to state - Is there any new Law regarding issue of Inner Line Pass ?

PU J. LALSANGZUALA : Mr. Speaker Sir, the answer is
MINISTER YES.

Dr. J.V. HLUNA : Mr. Speaker Sir, Starred Question No. 39th ; Will the Hon'ble Minister i/c Health & Family Welfare Department be pleased to state - Is there any intention to purchase Diesel Engine Generator for use of Aizawl Civil Hospital in times of emergency ?

PU C. CHAWNGKUNGA : Mr. Speaker Sir, Two big Diesel Generator 250 KVA are purchased for Emergency uses. But it is not yet utilised. It is now prepared for early utilisation.

PU LALHMINGTHANGA : Mr. Speaker Sir, Starred Question No. 40 ; Will the Hon'ble Minister i/c Rural Development Department be pleased to state -
(a) How do Village Councils receive no information regarding development fund of their Village ?
(b) Why the Village Councils are not the Executing Agency of that Fund ?

PU LIANSUAMA : Mr. Speaker Sir, answer to Starred Question No. 40 are -
MINISTER (a) It is not known that Village Councils are ignorant of such Development Fund.
(b) Development Fund are utilised by YMA and Public through Village Councils.

PU LALSAWTA : Mr. Speaker Sir, Starred Question No. 40 ; Will the Hon'ble Minister i/c Transport be pleased to state -
(a) How many offenders are arrested by the Ministers when checking of Heavy and Light Vehicles is operated at different Main gates of Aizawl Town during the month of November, 1995.
(b) What amount of money is collected from Fine during such checking ?

PU ZAKHU HLYCHHO
MINISTER

: Mr. Speaker Sir, answer to Starred Question No.41 are as follow -

(a) The Hon'ble Ministers have arrested no offending Vehicles during November, 1995. Some Ministers have on the spot Examination of Enforcement Staff duty on 16th, 17th and 18th November, 1995. During the three days, 279 Vehicles are checked and arrested 114 documents, 96 Drivers/Owners were imposed Fines and other 18 Cases were under process.

(b) Rs. 16,456/- is collected from 96 Drivers at the same place.

PU F. LALREMSIANA

: Mr. Speaker Sir, Starred Question No. 42: Will the Hon'ble Minister i/c Home be pleased to state - (a) Does the Govern-

ment take steps in order to send back Chakma Foreigners who are not enrolled in the Electoral Roll ?

(b) How many persons are there who are suspected, proved and investigated ? In which Villages are they staying ?

(c) Is there any security arrangement for Communal peace and harmony regarding the same ?

PU J. LALSANGZUALA
MINISTER

: Mr. Speaker Sir, answer to the above question are :-

(a) Yes.

(b) The appointed Officers in this regard are examining. Since then, no information is received.

(c) In some restricted areas, our Civil Officers are given Executive Magistrate Power. In these areas, Police are stationed in order to check Communal disturbances.

PU F. MALSANMA

: Mr. Speaker Sir, Starred Question No.43; Will the Hon'ble Minister i/c Public Works Department be pleased to state -

Is there any intention to improve the quality of construction under the Government of Mizoram ?

PU NIROPAM CHANNA
MINISTER

: Mr. Speaker Sir, answer to Starred Question No.43 is 'Yes'. It is. There are a number of improvement at different works like Roads, Building and Retaining Walls.

Construction. This shows that there is the intention.

PU LALRINCHHANA
PU F. MALSANMA : Mr. Speaker Sir, Starred Question No. 44 ; Will the Hon'ble Minister i/c Health & Family Welfare Department be pleased to state - (a) Is there any intention to reduce the hiring charge of Ambulance of Civil Hospital ?
(b) If so, at what time ?
(c) Is there any concessional rate for use of M.L.As ?

PU C. CHAWNGKUNGA
MINISTER : Mr. Speaker Sir, the answers are as follows -
(a) Yes, it is.
(b) M.L.As could use it w.e.f 27th November, 1995.
(c) Yes, M.L.As could use it, at a half rate with effect from 27th November, 1995.

PU H. THANGKIMA : Mr. Speaker Sir, Starred Question No. 45 ; Will the Hon'ble Minister i/c School Education Department be pleased to state -
When did the Government sanction death gratuity to L.P. Zasanga, Chowkidar of S.D.E.O, Lunglei ?

PU ZOSIAMA PACHUAU
MINISTER : Mr. Speaker Sir, Government is now considering the case.

Dr. R. LALTHANGLIAMA : Mr. Speaker Sir, Starred Question No. 16 ; Will the Hon'ble Minister i/c Power & Electricity Department be pleased to state - How far does the Government take steps for construction of Bairabi Hydel Project ?

PU C.L. RUALA
MINISTER : Mr. Speaker Sir, the answer is that in 1984 NHPC prepared a

detailed Project Report. They are entrusted to review the detailed Project Report, but Techno-Economic clearance was not given. The Review Report too has been submitted now. Preparation is on its way to submit before C.E.A. While the Brahmaputra Board too, is requested to have reinvestigation of the Project.

Dr. J.V. HLUNA : Mr. Speaker Sir, Starred Question No. 47. Will the Hon'ble Minister be pleased to state - Is there any intention to take steps to have School Uniform made from the handloom of Local (State) production ?

PU HRANGTHANGA COLLEGE MINISTER : Mr. Speaker Sir, The answer is 'Yes'.

PU LALHMINGTHANGA : Mr. Speaker Sir, Starred Question No. 48 - Will the Hon'ble Minister i/c Power & Electricity be pleased to state -

(a) Does the Government know that the consumers of Electricity (Energy) are not content with the high rates of energy charged ?

(b) How shall the Government decide the rate of energy consumption ?

PU C.L. RUALA MINISTER : Mr. Speaker Sir, answer to the above questions are -
(a) The high rate is known by Government. Energy Consumption rate is calculated comparing with the Power Productions, intake of Power from other North Eastern States and comparison with the rates of North Eastern States.

PU LALSANTA : Mr. Speaker Sir, Starred Question No. 49 - Will the Hon'ble Minister i/c Transport be pleased to state :-

detailed Project Report. They are entrusted to review the Detailed Project Report, but, Techno-Economic clearance was not given. The review Report too has been submitted now. Preparation is on its way to submit before C.E.A. While the Brahmaputra Board too, is requested to have reinvestigation of the Project.

Dr. J.V. HLUNA : Mr. Speaker Sir, Starred Question No. 47 - Will the Hon'ble Minister be pleased to state - Is there any intention to take steps to have School Uniform made from the handloom of Local (State) production ?

PU HRANGTHANGA COLNEY : Mr. Speaker Sir, The answer is
MINISTER 'Yes'.

PU LALHMINGTHANGA : Mr. Speaker Sir, Starred Question No. 48. Will the Hon'ble Minister i/c Power & Electricity Department be pleased to state - (a) Does the Government know that the consumers of Electricity (Energy) are not content with the high rates of energy charged ?
(b) How shall the Government decide the rate of energy consumption ?

PU C.L. RUALA : Mr. Speaker Sir, answer to the
MINISTER above Questions are -
(a) The high rate is known by Government.
(b) Energy Consumption rate is calculated comparing with the Power Production, intake of Power from other North Eastern States and in comparison with the rates of North Eastern States.

PU LALSAMTA : Mr. Speaker Sir, Starred Question No. 49. Will the Hon'ble Minister i/c Transport Department be pleased

to state - (a) How many passengers are allowed to be carried by passenger Bus permitted by the Transport Authority of our State Government ?

(b) How many seats are contained in it ?

PU ZAKHU HLYCHHO
MINISTER : Mr. Speaker Sir, answer to Starred Question No. 49 is that Government of Mizoram issued permit to both medium and Heavy Passengers' Buses. The Heavy ones are used for Bazar Bus and mediums for Town Bus. Its seating capacity is 41+2 for Heavy Bus and 29+2 seats for Town Bus/ Medium Bus.

PU F. MALSAWMA : Mr. Speaker Sir, I ask Starred Question No. 50 :-
(a) Is there any way of taking action against Government Servants who possess immoral character ?
(b) What are the Rules Regulations of Government Servants who practice illegal sex ?

PU LIANSURMA
MINISTER : Mr. Speaker Sir, the answers are :- (a) "Yes", in accordance with its case.
(b) There is no special Rules and Regulation in this regard but action may be taken as provided by C.C.S (CCA) Rules, 1965.

PU H. THANGKIMA : Mr. Speaker Sir, My Starred Question No. 50 - Will the Hon'ble Minister i/c Industries Department be pleased to state - What is the exact positions of Handloom Development Centre at Kangmun and Mualthum 'N' ?

PU HRANGTHANGA COLNEY
MINISTER : Mr. Speaker Sir, answer to Starred Question No. 51 is that we got the approval of Government of India for the

said Centres and, Bank Loan is asked at the Apex Bank for the Weavers.

PU LALSAWTA : Mr. Speaker Sir, I asked my Starred Question No. 52 - How many working days are utilised by our School Teachers under the Department of Education in Mizoram ?

PU ZCSIAMA FACHUAU
MINISTER : Mr. Speaker Sir, the answer is 219 days in a year.

PU F.MALSAWMA : Mr. Speaker Sir, Starred Question No. 53 - Will the Hon'ble Minister i/c Health & Family Welfare Department be pleased to state - Whether the Septic Tank of Private Cabins at the Civil Hospital are in good condition ? Is there any intention to repair them ?

PU C.CHAWNGKUNGA
MINISTER : Mr. Speaker Sir, answer to the above question is that the said septic Tanks are good and need not be repaired.

PU LALSAWTA : Mr. Speaker Sir, Starred Question No. 54 - Will the Hon'ble Minister i/c Power & Electricity be pleased to state - How many posts of Electricity and Telephone wires are there within metalling of F.W.D Road in this Aizawl Town ?

PU C.L. RUALA
MINISTER : Mr. Speaker Sir, the answer is 84 posts as far as we know.

Dr. R: LALTHANGLIANA : Mr. Speaker Sir, Starred Question No. 55 - Will the Hon'ble Minister i/c G.A.D be pleased to state - How were the surplus Vehicles disposed off by the Government ?

PU LIANSUAMA MINISTER : Mr. Speaker Sir, the surplus Vehicles are not yet disposed of till date.

PU B. LALTHLENGLIANA : Mr. Speaker Sir, Starred Question No. 56. Will the Hon'ble Minister i/c Home Department be pleased to state - What investigations have the Government of Mizoram done regarding two SSB personnel killed at Amritsar on 11.11.'95?

PU J. LALSANGZUALA MINISTER : Mr. Speaker Sir, answer to the above Question is that Government of Punjab is requested to enquire into this and decision shall be made after clear information is received.

Dr. J.V.HLUNA : Mr. Speaker Sir, Starred Question No. 57. Will the Hon'ble Minister i/c G.A.D be pleased to state - Whether Government of Mizoram is able to make order to the Mizoram Cable Television Operators to provide only one Doordarshan Channel ?

PU LIANSUAMA MINISTER : Mr. Speaker Sir, answer to the above Question is 'Yes'. This ordinance becomes an 'Act' now.

PU LALRINCHHANA : Mr. Speaker Sir, Starred Question No.58. Will the Hon'ble

Minister i/c Power & Electricity Department be pleased to state - (a) When Power Sub-Station shall be establish at Darlawn ?

(b) Whether immediate constuction of Quarters and Building of Darlawn Sub-Division is to be started ?

FU C.L.RUALA
MINISTER

: Mr. Speaker Sir, answer to the Starred Question No. 58 are -

(a) Sub-Station shall be established in the Financial Year

of 1996 - '97.

(b) The construction of Buildings and Quarters of Darlawn Sub-Division shall be started during the Financial Year of 1995 - 1996.

FU F.LALREMSIAMA

: Mr. Speaker Sir, Starred Question No.59. Will the Hon'ble Minister i/c P.W.D be pleased to state-

(a) Is there any intention to construct Bailey Bridge at Chite between Bazar Fungkawn and Zemabawk within this Year ?

(b) If so, when will it be completed ?

(c) If any action, whether Selection of Contractor is done or not.

FU NIRUIAN CHAKMA
MINISTER

: Mr. Speaker Sir, Answer to the Starred Question No. 59 are -

(a) Bailey Bridge is to be constructed here within this

year.

(b) The Construction shall be completed within two years.

(c) Since No action is taken, its contractor too is not yet selected.

UNSTARRED QUESTION

FU F. MALSARMA
FU LALRINCHHANA
FU LALHMINGTHANGA
FU LALSAWTA

Mr. Speaker Sir, Unstarred Question No.15. Will the Hon'ble Minister i/c Transport Department be pleased to state -

How many Buses have met accident in 1995 ? In which places ?

PU ZAKHU HLYCHHO
MINISTER

Mr. Speaker Sir, answer to
Unstarred Question No. 15
are :-

Three MST Buses and Eleven
Private Buses have met accident during January to Novem-
ber. 1995. The place where they met accident are as below:-

M.S.T BUSES

Sl.No.	Regn.No.	Place
1.	MZ - 01/2763	Phaibawkkawn
2.	ZRX - 217	Near Darlawn Village
3.	MZ - 01/1184	Near Zero point, Saiha

PRIVATE BUSES

Sl.No.	Regn.No.	Place
1.	MZ - 01/1033	Near Dapchhuah Village.
2.	MZ - 01/6133	I.P. Street, Champhai.
3.	MZ - 01/5724	Bara Bazar.
4.	MZ - 01/1397	Ramhlun Veng, Aizawl.
5.	ZRM - 2664	Bawngkawn.
6.	TRY - 194	Bualpui.
7.	ZRM - 4577	Baktawng.
8.	ASU - 4682	CIJW School, Vairengte.
9.	ZRA - 187	Near Kawnpui.
10.	MZ - 01/2040	Lengpui.
11.	MZ - 01/5305	Near S. Hlimen.

PU LALSAWTA

Mr. Speaker Sir, Unstarred
Question No.16. Will the Hon'ble
Minister i/c Power & Electricity
Department be pleased to state -

- (a) What kind of tools are required for Private connection of Electricity ?
- (b) What are its rates?

FU C.L. RUALA
MINISTER

: Mr. Speaker Sir, answer to
Unstarred Question No. 16.
(a) & (b) are as follow -
The common private connection

for Electricity and its rates are :-

Sl.No.	The required goods	Unit	Rate per Unit
1.	Frc.Wire 2.5 mm2(T/C)	- meter	- @ Rs.4.68.
2.	G.I.Wire(10SWG)	- Kg	- @ Rs.22.00
3.	Robin Insulator	- Doz	- @ Rs. 4.68
4.	G.I.pipe 25mm dia	- meter	- @ Rs.74.00
5.	G.I.Bend Socket 2mm dia	- No.	- @ Rs.13.00
6.	Cutour 30/32 Amp	- No.	- @ Rs.10.00
7.	Service clamp	- No.	- @ Rs. 2.10
8.	G.I.pipe 40mm dia for	- Meter	- @ Rs.72.45
9.	G.I.Wire(10SWG) for earthing	-Kg	- @ Rs.22.00
10.	Nuts & Bolts	- Kg	- @ Rs.22.00
11.	Black Putty	- Kg	- @ Rs.14.00
12.	Wooden Box 1st class	- No.	- @ Rs.170.00
13.	1 Energy meter 5-10Amp	- No.	- @ Rs.436.05
14.	Anal fuse 15 Amp	- No.	- @ Rs. 3.85

FU LALSAWTA

: Mr. Speaker Sir, My Unstarred
Question No. 17. Will the
Hon'ble Minister i/c Rural De-
velopment Department be pleased

to state - What are the expenditure, Agencies and year of
Employment Assurance Scheme (EAS) under Serchhip Block du-
ring the year 1994 - '95 and 1995 - '96.

FU LIANSUAMA
MINISTER

: Mr. Speaker Sir, answer to
Unstarred Question No. 17 are
as follows - During the year
1994 - '95 the works Agencies

of EAS are - BDC, V.C., Y.M.A and Chairman of Local Church
Board. The total expenditure for the work is Rs.15,90,000/=

During the year 1995 - '96 the
Working Agencies of EAS are - BDC, V/C, Y.M.A., G&S Assn.
and Chairman, School Board. The total expenditure for the
year is amounting to Rs. 9,81,400/=

PU LALSAWTA

: Mr. Speaker Sir, My Unstarred Question No.18. Will the Hon'ble Minister i/c Power & Electricity Department be pleased

to state - Regarding the store of F.V.C under Power & Electricity Department.

- (a) Is there any call of Quotation for its purchase ?
- (b) Name of Supplier's Firm, rate and its expenditure ?
- (c) How many Firms are there ?
- (d) What is its annual average expenditure ? How many years shall it cover by the present position ?
- (e) Who made demands in order to purchase this much ?

PU C.L.RUALA
MINISTER

: Mr. Speaker Sir, answer to Unstarred Question No. 18 are as follows -

(a) "Yes", (Vide Notice Invited Tender No. 11/ERO/92-CE (EM)/42 dt.23.7.95).

(b) Names of Suppliers, rate and expenditure are :-

Sl.No.	Name of Firm	Rate	Amount
1.	M/S R.C.Electricals, New Market, Aizawl.	@ Rs.468/-per coil of 2.5mm2 FVC Wire	32,63,526.00
2.	M/S Trade Centre, Aizawl	@ Rs.669/-per coil of 4mm2 FVC Wire	63,94,302.00
3.	M/S R.C Electricals Bara Bazar, Aizawl	@ Rs.900/-per coil of FVC wire 6mm2	13,57,200.00
4.	M/S Ritz Trading Co. Aizawl	@ Rs.900/-per coil of 6mm2 FVC wire	13,50,000.00
5.	- do -	@ Rs.1250/-per coil of 10mm2 FVC wire.	12,50,000.00
6.	M/S R.c. Electricals New Market, Aizawl.	@ Rs.1250/-per coil of 10mm2 FVC wire.	10,85,000.00
T O T A L			= 1,47,00,028.00

(c) The present Stock Position -

Sl.No.	Size of FVC Wire	Quantity
1.	2.5mm2	9630
2.	4 mm2	8272
3.	6 mm2	1922
4.	10 mm2	1546

(d) About 5 Years.

(e) No Ordinance is issued in order to make demands. But it is purchased from work and maintenance programme. It is also purchased in order to meet the necessities met by the Department.

PU LALSAWTA

: Mr. Speaker Sir, Unstarred Question No. 19. Will the Hon'ble Minister i/c DF & AR be pleased to state -

The number of Muster Roll Labourers under all different Departments of our State.

PU LIANSUAMA
MINISTER

: Mr. Speaker Sir, answer to Unstarred Question No. 19 are as the following :-

Name of Deptt.	Skilled		Semi Skilled	Unskilled	total
	I	II			
Agriculture Deptt.	1	46	-	60	107
A.H. & Vety	-	21	-	331	352
Assembly	1	4	-	18	23
Art & Culture	4	6	-	6	16
Accounts & Treasuries	-	9	-	17	26
A.T.I	-	3	-	3	6
Anti-Corruption Br.	-	-	-	5	5
Cooperation	-	5	-	-	5
Excise & Taxation	-	10	-	8	18
Election	2	26	-	4	32
Education (Higher)	-	13	-	13	26
Eco. & Stats.	-	3	-	2	26
Food & Civil Supply	-	16	-	198	214
Fisheries	-	9	-	6	15
Forest	-	34	-	180	214
Governor's Sectt.	-	-	-	6	6
G.A.D	-	40	-	108	148
Health & F.W. Deptt.	-	-	-	279	279
Horticulture	-	10	-	53	63
Industries	26	50	20	57	153

I & F.R.	-	1	-	2	3
I.G. Prison	-	8	-	29	37
I.F. & S.S	-	2	-	-	2
L.A.D	3	24	-	111	138
Labour & Employment	-	2	-	6	8
Law & Judicial	-	16	1	7	24
M.F.S.C	-	-	-	10	10
Printing & Stationery	-	-	-	4	4
Planning	1	8	-	10	19
Police	-	-	-	63	63
Revenue	-	10	-	81	91
R.D. Deptt.	-	18	-	15	33
S.A.D	-	86	-	217	303
Sports & Youth Services	-	9	-	10	19
Sainik	-	-	1	3	4
Social Welfare	2	1	-	1	4
Sericulture	-	20	56	139	215
School Education	-	5	-	150	155
Tourism	-	5	-	9	12
Trade & Commerce	-	-	-	11	11
Transport	-	-	-	31	31
GRAND TOTAL				=	2899

FU LALSAWTA

: Mr. Speaker Sir, Unstarred Question No.20. Will the Hon'ble Minister i/c Transport Department be pleased to state -

- (a) Detailed Hire purchase of Transport Vehicles by a contractor at Sentlang during November of this year.
- (b) Date of Hire Purchase.
- (c) Hire Purchaser.
- (d) Registration No. of Vehicle.
- (e) Amount of Fund for Hire purchase.

FU ZAKHU HLYCHHO
MINISTER

: Mr. Speaker Sir, Answer to Unstarred Question No. 20 are as follows :-
(a) No information is received

in this regard this Year.

- (b) Nil.
- (c) Nil.
- (d) Nil.
- (e) Nil.

Dr. R. LALTHANGLIANA.

: Mr. Speaker Sir, I had submitted Special Motion Yesterday. What is the matter with it ?

S P E A K E R.

: As per provided in our Rules No. 55 I am going to declare a Notice. I had received a Notice for Short duration

discussion on matter of urgent public importance submitted by Mr. Lalhmingshanga and Mr. Thangkima supported by Dr. J.V.Hluna. I notice that it is acceptable. We shall therefore, have discussion tomorrow and include it in the List of Business.

I also received a Special Motion submitted by Dr. R.Lalthangliana. But unfortunately this special Motion is rejected.

Dr. R. LALTHANGLIANA.

: Mr. Speaker Sir, the Special Motion is a very important evident and of Public importance. Hence, I request you

again to agree for its discussion. It requires Joint Parliamentary Commission/Enquiry.

FU H. THANGKIMA.

: Mr. Speaker Sir, Let me kindly utilise Zero hour. As we are going to have a Short Duration discussion tomorrow,

my subject shall not be attached to it. It is a subject which effects the public in Lunglei District.

FU ZORAMTHANGA

: Mr. Speaker Sir, as provided by our Rules, have we not already utilised the Zero hour ?

Dr. R. LALTHANGLIANG

: Mr. Speaker Sir, let us clear out my Question. How shall we decide my Question ?

S P E A K E R

: I had said about it. You have submitted it and I rejected it. Let us accept that decision.

FU H. THANGKIMA

: Mr. Speaker Sir, there is College at Lunglei, the site for it was cleared in 1982. Therefore, the College regard it as their own, But unfortunately, a V/C member.....

S P E A K E R

: You too, be seated please, You had submitted and I considered it very carefully and rejected it. You should accept the decision and the House should accept it.

FU F. NALSAWMA

: Mr. Speaker Sir, we do not agree it ending with no discussion. Enquiry is made many times but no report is there till date.

FU LALKHAMA

: Mr. Speaker Sir, You are now going to make a precedent, You made a wrong precedent. I request you to revise it not for the Hon'ble Members but for yourself.

S P E A K E R

: Keep silence, please. Our Hon'ble Home Minister informed us that Magisterial enquiry is taken in order to submit its Report within 18 days. If so, Parliamentary enquiry may not be required now. I do not mean that your request is not sufficient. But I mean let us wait for the report now. The Hon'ble House Leader too informed us that if the Report is not agreeable enough the matter shall be locked into again. Let us now follow such decision. Now, let us take our next business.

P U F. LALREMSIAMA

: Mr. Speaker Sir, the aims and objective of this Special Motion is Joint Parliamentary Enquiry. If we have Joint Parliamentary Enquiry comprising of the people of Mizoram, M.Z.F & Foreigners, Government of India will be inspired and they will have confidence in us. That's why you should allow discussion of that Motion. If you don't bind hands backing Democracy, you should agree to the said discussion. You should make precedence in History again in this regard. As per the consequences, why should not you remain in your decision.

S P E A K E R

: We should look deeply into the point, the aims and objects of this Motion. I have no intention to bind hands backing Democracy. In my thought, If we take this Motion, it will require to be laid in the House and Voting will have to be done and decision will have to be made by majority Votes. As such, it would be better to wait for the action taken by Government. If you don't agree with the Enquiry Report or action taken by Hon'ble House Leader or Minister you should remind them of your Motion. That's why, I think that my thought shall rather safeguard the dignity of the House than what you thought to be proper.

P U ZORAMTHANGA

; Mr. Speaker Sir, if you don't give us assurance in order to form Joint Parliamentary Enquiry in case of unsatisfactory Report this Session shall be adjourned sine die tomorrow the Motion shall no more have value in the next Budget Session if it were to be passed.

FU J. LALSANGZUALA
MINISTER : Mr. Speaker Sir, you are the decision maker. You looked into the Rules and decided very carefully.

FU R. TLANGHMINGTHANGA : Mr. Speaker Sir, as you are the decision maker you should be careful. Your decision should be worthy of confidence. It should be imitable even after many Centuries. You should keep the dignity of the House. That's why, we request you to consider again.

FU LIANSUAMA
MINISTER : Mr. Speaker Sir, no special Motion is received upto this day. As said before by the Hon'ble House Leader the day before, we may not agree with the Enquiry Report, but our House Leader agreed to look into the matter if we do not agree with the Enquiry Report. That's why, your decision is very good. You are keeping the dignity of Chair of the House, Mr. Speaker.

FU H. ZATHUAMA : Mr. Speaker Sir, Your ruling is good enough. You have accepted Dr. J.V. Hluna's Motion for tomorrow. Along with it, there is going to be discussion as shown in the Programme. It is good enough Mr. Speaker.

Dr. R. LALTHANGLIANA : Mr. Speaker Sir, it's a strange one. It is a matter of great importance. That's why, it's so important. If we could not discuss the said matter it will be very unfortunate. If the Hon'ble Speaker of this House takes a very bad precedence it shall be very shameful. That's why, I do earnestly request you to consider again.

FU ZORAMTHANGA : Mr. Speaker Sir, What you said is correct to some extent, but
.....

PU LALKHAWA : Mr. Speaker Sir, regarding this Motion I expected that you would accept it without any complaint. You also expected the Opposition Members to co-operate with the Ruling Ministry. If you could not accept this serious Motion how can the Opposition Members do so? Even in U.P. State, Magisterial Enquiry and Joint Parliamentary Enquiry are being made last Year. That's why, I am afraid that you would make a precedent. I do hope that if it were made by the Ruling Ministry it shall be more fruitful. This is not to be denied nor postponed. That's why, it shall be highly better for our State if you amend your decision.

PU LAL THANHAWLA : Mr. Speaker Sir, you are too
CHIEF MINISTER democratic and our time may nearly be up if you give two hours the day before and two hours for tomorrow. Besides these, at the spur of the moment Magisterial Enquiry is formed. No J.P.C can be formed since no Session is held. And, Enquiry Report shall be known on the day after tomorrow. Let us not be suspicious of our Senior Officials. This House should have confidence in them. And this type of Motion never came before, as such this would not prove the precedent you wanted at all, Mr. Speaker Sir, Thank you.

PU T. HRANGHLUTA : Mr. Speaker Sir, the foundation of Democracy is to follow our rules. Our Rules provides that "the decision of the Speaker shall be final in all matter which is not specified in this Rule". This special Motion is not provided in our Rules. Let us therefore, follow the decision taken by the Hon'ble Speaker in case of matters for which no provision is made in our Rule.

S P E A K E R : Now, let's proceed to our next Business. Mr. Zakhu Hlychho to lay on the Table, a copy of the Mizoram Motor Vehicle Rules, 1995.

PU ZAKHU HLYCHHO : Mr. Speaker Sir, with your
MINISTER kind permission I lay, "The Mizoram Motor Vehicle Rules, 1995 in this House.

S P E A K E R : Thirdly, Our Resolution pending on 24.3.'95 regarding Establishment of Central University in Mizoram, The Post Graduate Department of Geology, Commerce, Linguistic, History and Archeology and the School of Agriculture, Science and Rural Development be immediately started in NEHU Campus, Mizoram. In this regard Government informed the Vice-Chancellor, as the Vice-Chancellor, Nehu was requested to look into the matter personally and initiate suitable action to establish Post Graduate Department in Mizoram under D.Q.B 16027/2/87 END Volume 11/5 Dated 19.6.1995. That is the action taken by Government.

Dr. J.V. HLUNA : Mr. Speaker Sir, is it true that Vice Chancellor NEHU did not yet reply ? Why does it takes so long to reply ?

S P E A K E R : The Government informed us that's all. Fourthly, Pu F.Malsawma to present to the House, "The Fourth Action Taken Report of the Estimates Committee".

PU F. MALSAWMA : Mr. Speaker Sir, with your kind permission I lay the Fourth Report of Action taken on the Recommendations conveyance in the Second Report of the Committee on Estimates relating to General Administration Department in this House.

S P E A K E R : Its copies be distributed. Fifthly, Mr. Zakhu Hlychho, to beg leave of the House to introduce the Mizoram Motor Vehicle (Taxation) Bill, 1995.

PU ZAKHU HLYCHHO
MINISTER : Mr. Speaker Sir, with your kind permission, I beg leave of the House to introduce 'The Mizoram Motor Vehicles

(Taxation) Bill, 1995.

S P E A K E R

: Have we got the copies ? This Bill is not yet ready for discussion today. It shall be discussed at next Session.

Our next Business is The Mizoram Liquor Total Prohibition Bill, 1995. This is considerable. The House has given permission for its discussion. Now, let the Bill be moved. Pu Hrangthanga Colney.

PU HRANGTHANGA COLNEY
MINISTER

: Mr. Speaker Sir, thank you for giving time to move The Mizoram Liquor Total Prohibition Bill, 1995 in this House.

From time immemorial, There is a lot of saying regarding this Liquor Total Prohibition. Before the Christian era in our Country our Culture is closely connected with this Liquor. After the era, we are all Christians. Our Missionaries taught us to get rid off this Liquor in our Churches. This Prohibition has control the life of Churches and its Members. After several years passed, the Rules were amended to isolate Church Members, from the Liquor. But it seems that it brought looseness to the Church members. Now, Church Leaders and Social Organisation jointly submit representation for this Prohibition. In it, there is demand for Total prohibition in the Country. The Opposition Members of this August House moved for the same during the Monsoon Session. But some necessary provisions are left out in the Rules and require to be amended.

Not only that, the Cabinet Meeting too, decided and informed the House to move this Bill in the House. As such, I move The Mizoram Liquor Total Prohibition Bill, 1995 and request the Bill be passed in this House. Thank you, Dy. Speaker Sir.

DEPUTY S P E A K E R

: Now, all of us shall want to speak about it. I think it would be better to give time for each member. How many minutes would be enough for each member ? Ten minutes shall be enough. We should observe time fixed in our discussion. Now, Pu Lal-sawta.

PU LALSAWTA

: Mr. Speaker Sir, I feel happy and interested to discuss this Bill today. As said words became flesh, hence I want to

highlight 4 or 5 points. They are :-

Firstly, regarding this Total Prohibition there may be feared or disencouragement from Local News Paper. I want to say that we should not worry about this kind of disencouragement. We should always carefully look into its provisions.

Secondly, this Total Prohibition should cover the whole Territory of Mizoram. No District Council Area should be left out. If not, our Prohibition may not be so fruitful.

Thirdly, The Present Rules of Total Prohibition opens door and very wide advantage for its connected personnels. Several Officers may always issue permit and license. I therefore, want to suggest a single licensing authority if this Bill is passed.

Besides these, I rather feared that it would be a Draconian Bill to be too harsh. Our enforcing forces must be well-function. They should have limited Power not to override the rights of the good civilians.

Lastly, what I want to speak is to pass this Bill. Let's pass this Bill first even if it is not an ideal one. The necessary amendments may be made later on. Now, let's pass the Bill even if forces and funds are not large enough. I, therefore support the Hon'ble Minister in-charge, Thank you, Mr. Deputy Speaker Sir.

PU LALRINCHANA

: Mr. Deputy Speaker Sir, thank you for you spare me time to speak with our discussion. As we know that we had discussed

about this Bill during the Monsoon Session. I therefore, think that we would all agree to pass this Bill in Principle. But looking into the Provisions there are several Sections to be clarified by the Hon'ble Minister.

Firstly, Fixation of years for offenders of Laws. Almost of them are under 21 years old. As per the provision, action would not be taken against them. In this regard, have you any intention to deny any legal rights to offenders below 21 years of age ? I want to fix at 16 years and above, for teenagers are to be controlled and disciplined.

Secondly, the arrested persons are automatically convicted as per the Provision. Before they are produced to Judicial Court he may unfortunately die. In this case, it means that he died of convicted. I, therefore request the Hon'ble Minister to clarify this too. Shall we seek for its amendment.

Thirdly, in spite of Total Prohibition we are getting permission issueing authority. By permission, one may purchase and take a liquor. Besides, the Government may establish Liquor shop. That's why, the act is quite different thing to practice it. If we declare Total Prohibition no shop and no permit issuing authority must be made. I, therefore, request the Hon'ble Minister to clarify such provisions while I give the Bill full support. Thank you.

DEPUTY SPEAKER : We shall, now, rest and start discussion again at 2 : 00 P.M.

2 : 00 P.M.

S P E A K E R : Now, Dr. J.V. Hluna.

Dr. J.V. HLUNA : Mr. Speaker Sir, before we enter into our discussion, I have to point out two clarifications - one is to telecast the debate on the Liquor Total Prohibition Bill, 1995 as decided by the General Purposes Committee. But now it was dismissed as soon question hour was over.

Secondly, regarding the disposition of M.L.A as Grade B Category, all of us do not want it. But now, the Press Release was just distributed among the Hon'ble members. This category does not safeguard the needs of members.

Yes, Mr. Speaker Sir, I am very happy to discuss and pass this Bill. The Hon'ble Minister started from and before Christian era. I shall now start from the existence of The Mizoram Excise Act.

This Excise Act is applied in 1976 without any supporting Rules. Permission is given to

26 persons but it was denied again for want of supporting Rules after a short period. And, it was applied again on 10th Oct., 1984 with good supporting Rules. Many innocent people consume Liquor for its sake. Robbery and suicide are very popular and K.S. (whore) came into existence in plenty. These are the result of the said Excise Act, 1973.

When Interim Government came into existence in August 1986, the liquor Sale permission includes upto 31.3.1988. But with the spread of its bad effects on the Government ended it. With the progress of social demands, we, now have this Liquor Total Prohibition Bill, 1995. I know that it is very historic in our History of Mizoram.

In spite of it, there may be some criticism from Local Newspapers or from other side we would face them as our religion rejected it. I therefore, think that the Churches, voluntary Organisation and Public shall be very happy with this Bill.

And when we prohibit liquor, we should seek for the best means of implementation. If not, the Golden Rules may be always rusted. I; therefore, earnestly request the Government not only to enforce but also to lead in reality of the enforcement. Thank you.

PU R. TLANGHMINGTHANGA

:- Mr. Speaker Sir, the Hon'ble Member who speaks just before me said that the MNF Ministry continued Liquor permission.

But the fact is that MNF Ministry stopped the renewable of Liquor License.

Yes, someone laughed at us on what we discussed today. The Rules in itself cancelled its name ' The Mizoram Liquor Total Prohibition Bill, 1995'.

If it is Total Prohibition there can be no provision, its permission nor issuing method. Provision is made in it beyond my expectation. I think that the Y.L.A and Churches would not agree when they look into the provisions there to.

When we practice in reality this regard provision is made for Liquor Shop. Moreover, our District Council Areas are excluded in the Provision too. If this prohibition has excluded Area, it can never be Total. I do worse Politically this kind of provision. If this is a good bill it must include all the Areas. If it's not good, why should we discuss this Bill. We passed the Defacement of Property Bill yesterday. There is no

provision of excluded Area. I therefore want to speak on such things.

Besides these, exceptional case is provided under section 30 & 31. I also cannot agree with this exception. Moreover, there is also provision regarding the prescription of a Doctor. I fear that the number of persons who could not abstain from Liquor shall at once be increased.

Lastly, I agree with this Bill of Total Prohibition, if it is total prohibition. Thank you.

PU LALKHAMA

: Mr. Speaker Sir, thank you. As I deeply think of this Total Prohibition Bill, we are deeply in need of this Bill.

But the Bill does not fit its name. It is not prohibition nor total. The reason is that -

Firstly, It is not applied in the District Council Areas. Whether we, the Lai, Mara, Chakma or Tribal are the same who live in this Areas. If prohibition is required here, it should be in application there also.

If we see 12 para of Sixth Schedule, State Government cannot make Rules in regards to Non-distilled Liquor. The liquor in the Bill means applies to distilled liquor. That's why, I cannot digest the provision of Section 1 (11) of this Bill.

And Section 7 (b) is not satisfactory. It implies that All Medical Practitioners shall be able to certify on Medical Ground. If it does, it means that we encourage drinking of Liquor with permit. I therefore want to suggest that a single permit issuing authority only on ground of medical case.

And next to this, State Government would have liquor shop. Only from this shop one may purchase the liquor. This too means that our Bill is not Total prohibition. It appears that this Bill is not made by heart.

Regarding section 24 (2), it implies illegal source of liquor. Only from the Government shop we can get legal source, one may bring in from other State he is to be regarded as an offender. This section opposes Article 301 and 303 of our Constitution.

I also want to speak about section 80, about Police sub-Inspector or Excise Officer's power. They may check any place. If provoked they may even break certain goods. That is not good. We shall not get rid off liquor in such a way. There should be better ways to check the liquor.

Besides these, Section 50 provides the way to make problems for the Public. In this regard, I think that it would be better to provide them with search warrants.

Lastly, this prohibition Bill is good. The Church, Y.M.A and Social Organisation pressed for it. We should not hand over its responsibility to them. We should be ready to take its responsibility.

S P E A K E R

: - Let us call upon Pu C.L. Ruala Minister to speak about the Bill.

PU C.L. RUALA
MINISTER

: Mr. Speaker Sir, it is apprehensive to have total prohibition of liquor in the Country. The reason is that no Country has succeeded. Since the Excise personnels are not strengthened it is apprehensive. I think that it may be better to follow the opinion of our veteran politician Pu Rawnga who opined that permission of Liquor will teach people the proper consumption a better way.

And regarding the total prohibition it had been practised in 1966 - '68 by the underground personnels. Punishment is too severe. But there could be no total abstinence of liquor. But now, we have a strong public opinion to pass this Bill. If we have good cooperation and its expected to succeed. But if we depend only on the hands of Government we shall surely fail as done in other State.

And regarding the extension in the District Council Area, Sixth Scheduled of the Constitution offers them permission. That's why, we could not extend with our own will. But the Council may pass and adopt that's shall be enough. I think that they would not reject this Bill.

In short, Mr. Speaker Sir, the Bill is not complete itself. We shall make it more complete

later on. In my thought, the Bill is good since almost of the people want this total prohibition. But it may be necessary to make provision for permission. If so, it may be good to provide Governing Body for this permission. Thank you.

PU SAIKAPTHIANSA
MINISTER

: Mr. Speaker Sir, I expected this Bill would be fruitful in our State because demand is high from Churches and Voluntary Organisation too. If we were united together this Bill shall be successful. I therefore, want to opine my views to support this Bill.

PU F. MALSANMA

: Mr. Speaker Sir, I have heard that most of our parents desire to practice this Total Prohibition before Christmas. It appears that the Ruling Bench seek for acceptance. It would be difficult to explain this Total Prohibition.

Anyhow, we have to think about punishment, after conviction a person is not qualified for employment. All of us may suffer from this. That's why, it is necessary to amend this punishment. If detention is too severe fine may be increased for its punishment. If not so, we shall be misusing this case. In this regard M.L.A or Minister may suffer and our future generation may suffer.

And financial memorandum is not good enough. There may be some revenues too from sale proceeds and fines. This requires amendment.

And regarding our District Council Area too, most of them desire this Bill. It shall be extended in those Areas.

Besides these, exceptional case is too wide and requires amendment. moreover, Publicity must be done as wide as possible to inform our young ones.

And in this regard, we must be united together and work with our voluntary Organisations. I therefore, request the Hon'ble concerned Minister to look into the matter.

S P E A K E R : Pu Zoram sangliana,

PU P.C.ZORAM SANGLIANA : Mr. Speaker Sir, I am happy to
MINISTER discuss this Bill and regard it
as a great progress. In fact, it
disturbs all of us from diffe-
rent angles. For we may get ideal Rules, I think that it would
better to send out its copy to our voluntary Organisation,
Church, M.Z.P, News Editors for its fruitful execution.

And I think that it shall act
as a means of cooperation between us. The Government will
know that by appointing some Hon'ble Members for prohibi-
tion Council members. I hope that we shall have better co-
operation without depending with the cooperation of volunta-
ry Organisations. But if the Government request this coope-
ration they shall be ready for it.

Besides these, non-distilled
liquor may be poisonous for some bad mixtures were made by
them. In this regard, I think that there may be convinient
provisions for its control e.g. page 7th section 7 for its
intake and carrying out or its transportation within the
State.

Lastly, all of us condemned
this liquor and regard it as sin. While our youths have
drugs abused some parents regarded if he wants to drink
liquor he would not be abused by drugs. As it is, in order
to save our youths from death and also to save drugs abuses
too, I support this Bill for immediate pass.
Thank you.

S P E A K E R : Now we shall call upon Pu
F. Lalzuala.

PU F. LALZUALA : Mr. Speaker Sir, from time
immemorial liquor is attached
to the custom of Mizo Culture.
But since, we become Christian,
use of liquor is regarded as sin. It was the question of our
voluntary organisation, Church and the Government, and also
from the underground personnel during the early period of
disturbances. On the other hand, permit is issued at the
period of U.I. In this regard which hampered our Society.

It also happened in this August House too. While a good time comes in this House as a miracle. That Total Prohibition Bill is moved during the Monsoon Session. But now we get the Total Prohibition Bill for immediate passing. In this regard, I think some of our parents will thank God.

Lastly, I wonder how God had acted on this behalf for the good of our State through the foreign Missionaries. I also want to say, that the Ruling Ministry shall choose poverty instead of high income from tax. I think that as soon as the Bill is passed our parents and Church shall thank God.
Thank you.

PU F. LALREMSIAMA : Mr. Speaker Sir, as said before this Bill originates from the will of the people. It was first introduced in the Monsoon Session as Private Members Bill without any completeness. As such, it shall be discussed in the Winter Session. Now I am very grateful for it and want to point shortly its defects of provisions.

Firstly, I want to opine my views regarding its areas of extension and operation. I want this Bill to be extended to the whole of Mizoram to show our oneness.

Secondly, Rules 8(1), fixation of Majority be fixed at the age of 18 years. Besides this, section 8 sub clause (4), this Rule safeguard the presumed person. That's why, this provisions should be amended.

Thirdly, Section 15(3), permits issuing authority shall be minimised and issued permission should be widely published through Mizoram Gazette. And I think it would be better to fixed maximum purchasing right for a specific period in accordance with his/her dosage.

Fourthly, section 19 to 22 regarding differences of punishment which include imprisonment and fine be made as strict as possible. And regarding those who misuse of permission provision be made for its punishment.

Fifthly, regarding Armed Forces your definition is too wide. Para Military Forces are not included as Armed Forces.

Sixthly, regarding the warrant of arrest, superintendent of Excise shall not hold it but the Court Magistrate as provided in I.P.C., C.R.P.C etc. which are superior to this Rules.

Seventhly, the authority of the Commissioner of Excise is too high. Appellate authority should be entrusted to the Government.

Lastly, the provision made under section 35(2) does not provide any kind of punishment. That's why, this section is not good.

Thank you.

PU H. LALRUATA
MINISTER

: Thank you, Mr. Speaker Sir, what I want to speak about is that something happened beyond my expectation in the former days. When I was Church Secretary in the Southern part of Mizoram. I, myself, submitted Memorandum to the Government of Mizoram without any success till date. We are now discussing the Bill and I am very thankful.

Today, the pressure is hard from both voluntary organisations and the Church. The Hon'ble Chief Minister too takes into consideration and discussed with them personally which is very praiseworthy, and a great progress for all of us. In this regard, I think that the Government will regain a helping hand from those Parties. Anyhow, I am thankful to agree with this Bill.

Lastly, I fear that we shall be too late for this Total Prohibition, but with the cooperation of Voluntary Organisation, Church and Opposition Members I hope that we will succeed to this prohibition. I am therefore, thankful for this Bill which is moved by the Hon'ble Minister and shall be passed for the benefit of the people. I hope that all of us will cooperate with this Bill and take steps for its success.

Thank you.

S P E A K E R

: Now, we shall call upon Pu Lalhmingthanga

PU LALHMINGTHANGA

: Thank you Mr. Speaker Sir, I will speak as short as possible.

As I had said during the Monsoon Session I want to repeat again about this Bill. If this

Bill is passed, the people of Mizoram shall agree with it and regard it as a Jubilee as it had been done during the Peace Accord. It is so thankful to consider and discuss this Bill. Let me point out to them what I want to speak as short as possible.

Firstly, regarding its publication, as we had done in other Bills too let us regard it to be amendable. Let us pass the Bill even if it has some defective provisions. Besides this, I supported the former Members regarding its extension in Chhinaipui District. I also want to point out about my advice to take care of its provision when the Rule is framed.

Secondly, I support immediate passing and effecting date fixed be made at once. Besides, I ask all Members to have a common front for its success. While Opposition Members' authority is too limited I want to ask the Government to admit the Government would not make set backs in this regard.

Thirdly, regarding the failure of other States our State has an ideal background, that's Christianity of cent percent record. I hope that we will receive a helping hand from God. I hope that this issue will be the most cooperated issue by the public. The other opinion which does not cooperate with it would be negligible. That's why we should not be afraid to pass this Bill.

Lastly, all Laws are good for the people. But it can fail for negligence and missing power of the bio-security agency in which Government does not look into the matter. In short, I hope it would be a remarkable issue in our History. That's why, let us pass it as it is.

Thank you.

PU T. HRANGHLUTA

: Mr. Speaker Sir, when this Bill was moved during the Monsoon Session, I had opposed to chapter I sub section 2 in regards to its extension. In this connection, I hope that we will follow the provisions of Indian Constitution which provides about the Autonomous District Council. The India Constitution allows it to make its own Rules in the Districts. As such, we should not violate the provisions. If the Bill is good the Council may adopt it for their own Districts.

If we, the House violate our Indian Constitution, who shall follow it? people will hear it from our News agencies, most of them shall dislike it.

Lastly, the authorities shall arrange its provisions and the provisions shall be made again completed. I support this Bill and request immediate passing, and application.

Thank you.

Dr. R. LALTHANGLIANA : Thank you Mr. Speaker Sir. It seems that some of the Hon'ble Members opposed this Bill. It appears that we are busy regarding its extension. I therefore would like to speak a little on this.

Firstly, I think that it would be better to pass during the Monsoon Session. The quality of any Bill is not base to the quantity of its pages but in its principle.

Secondly, I think it shall not be good that any Medical Practitioner Doctors should have certifying authority. There may be corruption and loophole. That's why this provision be examined again.

Thirdly, Chapter 1 (3) provides that it shall come into force on such date as the Government may be notification in the Official Gazette upon in this behalf. Here the date is not clear for its enforcement. Let us change by immediate effect. If it is passed, immediate force be made in this regard.

Thank you.

S P E A K E R : Let us call upon Pu Rualyapa.

PU S.T. RUALYAPA
MINISTER : Thank you Mr. Speaker Sir, It is very thankful that we have this Bill for discussion. I think that the people of Mizoram will agree with this Bill and it's too thankful for no Opposition to this Bill is heard.

If we look into section 68 there is no hardship in the provision. I knew that it's good enough. If any defect, Government can amend it by issuing notification in the Official Gazette.

And regarding the extention of this Bill, I think that it would be better not to over-rule the powers of our Autonomous District Councils. If the Bill is good they may adopt it and apply for their own Districts.

And regarding the success of this Bill I want and hope that all Hon'ble Members, Voluntary Organisations and Church shall cooperate with the Government. As we have listened, we have a good background i.e. Christianity, I do hope that it would be successful and fruitful though other States had failed in this regard.

Thank you.

S P E A K E R : The clock has struck 4 : 00 P.M. It's time to close. But we shall continue and call upon our Leaders and concerned Minister. Now we shall call upon Pu Zoramthanga.

PU ZORAMTHANGA : Mr. Speaker Sir, regarding this Bill a lot of speech has been delivered. All former Ministries had chance to pass this Bill. But no Bill is received till date. That's why no Party/Ministry is to impose in this regard. We are now discussing Total Prohibition, but its exceptional case is that it is too wide. The Rules provides for unlimited exceptional case and number of Departmental Store. If so, this Bill shall never be fruitful. Its punishment of offenders is too severe. That's why, the provisions should be carefully examined again. In this connection I would like to say the following point -

Firstly, I want to speak about its effective date. If we do not pass to effect at once I fear that it shall be neglected and turned away from reality.

Secondly, Let us request our Autonomous District Councils to adopt this Bill to apply in their Districts each in the name of the Government of Mizoram. If not so, we shall be disturbed again from those Areas.

Thirdly, regarding suspension of the provision it's the power of legislation but it rests upon the Government as provided under section 69. That's why, this section may be denied and cancelled.

Fourthly, permit be issued through State Council, District Prohibition Committee and Medical Doctors without certifying by all Medical Doctors, let one Doctor be made to have certifying authority.

Lastly, I want to speak about its success. Here, we have to do two things - one for Liquor Sellers and Second for their consumers. The consumers are just like a patient. So, it requires proper treatment like medical treatment, religious and psychological treatment. We should try to heal their sickness. And again, for the Seller. If they have no other professional trade or business we should prepare and divert their professional business like gingering or rice cultivation or groundnut farming. We should seek for them some means for their livelihood. Without which failure in economic is a must.

Anyhow, remembering defecting sections pointed out by the Hon'ble Members and having better arrangement and amending some defective sections we should pass this Bill for the progress of our State.

Thank you.

S P E A K E R

: Let us call upon Mr. Lal Thanhawla, leader of the House.

PU LAL THANHAWLA
LEADER OF THE HOUSE

: Mr. Speaker Sir, I want to give thanks to all Hon'ble Members for their keen interest in our discussion. Unfortunately, I could not attend the Monsoon Session. Although this Bill was brought up by the Hon'ble Member Mr. Lalrinchhana. In the Session, the Bill was not passed for fear of lack of co-operation, in spite of the Bill being good, important and necessary.

And in regards to liquor its too shamefull to abuse it. In this connection, as we hear from our Hon'ble Minister, I want to deliver my speech about the Liquor shortly. Even before 1984 our leaders thought from different angles and it was tested and issued permission for the time being. As a result of it, it was not good and was given up the permission. That's why, we have to impugn no one about it.

Now, it is prohibited but Government could not control over it for financial constraint. This result in no additional Staff inspite of our requirement.

Today, report is received from different angles even from far flung villages and requested our Excise Staffs. But we could not cover the Demands that means only Government could not cope with the Liquor. Now, it's very gratefull for Total Prohibition Demand is received from different organisations.

Therefore, we sent out authorities of Excise Department to investigate the success of Total Prohibition in other States. Their report is that it was fearfull. This prohibition in all other States and the world abroad. USA too failed even amending its Constitution. I, too, visited Gujarat and saw it was a failure there. But, if four political parties and all voluntary organisation united together I hope that we would have a success.

And as a result of necessity, the Bill was drafted but it is not completed and see its defective provisions. But it shall be extended as necessary. Besides these, we discussed the limited number of judicial Magistrate and permit issuing authorities.

But inspite looking into the matters, we have no time to amend and change the provision it requires to pass this Bill first. After that the provision shall be made completed as our desire in regards to certifying Doctors, effective date, extention, exception, re-medics, etc.

And regarding the success of this Bill I discussed the matter with different Churches and different organisation in Lunlon District. I said that we shall require their cooperation in this regard. The Government shall indeed require those cooperation.

In short, I thank all the Hon'ble Members for their speeches againts its doubts deciding immediate effective date and cooperation. I therefore, offer my speeches of thanks to the Hon'ble Members and we shall pass this Bill remembering their desires.

Thank you.

S P E A K E R : Now, we shall call upon the concern Minister to ask the House this Bill to be passed.

PU HRANGTHANGA COLNEY : Mr. Speaker Sir, I am gratefull for the opinion of the opposition and the Ruling Bench are same. The House Leader clarified almost of its procedure. But I have to clarify two points

only like - Prohibition of Liquor transportation and Armed Force.

Regarding the former, all Liquor transportation within the State boundary is to be arrested except permitted Liquor. And the excise who have the power to arrest it is fixed at Sub-Inspector and above. Here Supt. of Excise, can issued warrant of arrest. That's why, it is fined at Sub-Inspector of Excise. And this Act fined 21 years of age as majority to offend this Act.

And regarding Armed Forces and Para military forces are included for its definition as defined by the Supreme Court in its latest definition.

And regarding Section 69, the Government is taking steps in order to have the power of Suspension. Besides this, we regard that all doubtful and incomplete sections will be covered with Section.

We therefore, moved and discuss this Bill hoping that all of us shall have full cooperation. That's why, Mr. Speaker Sir, I therefore, ask this August House to pass The Mizoram Liquor Total Prohibition Bill, 1995.

Thank you.

PU F. LALREMSIAMA : Without opposing the Hon'ble Minister I think that the Supreme Court shall issue such definition for the time being since some Armed Forces in Jammu & Kashmir, Arunachal Pradesh and C.M.P are wholly deployed. I hope that is for further examination.

(The Bill is brought to vote and it is passed)

S P E A K E R : The Mizoram Liquor Total Prohibition Bill, 1995 is passed.

We shall have our next meeting at 10 : 30 A.M. tomorrow.

4 : 49 P.M. HOUSE ADJOURNED.