

3rd SITTING OF THE EIGHT SESSION

PRESENT

PU R.L.VALLA, Deputy Speaker at the Chair, Fourteen Ministers and Twenty five Members were present.

QUESTIONS

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

PRESENTATION OF BUDGET

2. PU J.LALSANGZUALA to present to the House :-
  - (i) Annual Budget for 1996-97 and Allied papers.
  - (ii) Supplementary Demands for Grants for 1995-96.
  - (iii) Supplemaentary Demands for Grants for Regularisation of Excess Expenditure for 1987-88 to 1992-93

DEPUTY SPEAKER : 'A gentle tongue is a tree of life, but perverseness in it breaks the spirit. A fool despises his father's instruction, but, he who heeds admonition is prudent'.

Proverbs 15:4-5

Now, we shall call upon the hon'ble Member Pu B.Lalthlengliana to raise his starred questions No. 35.

PU B.LALTHLENGLIANA : Mr Dy.Speaker sir, I ask my starred Question No. 35  
Will the hon'ble Minister in-charge Home Department be pleased to state -  
Is it a fact that the Assam Police had set up a camp within the Mizoram border ?

....28/-

PU J.LALSANGZUALA : Mr Dy.Speaker sir, it was learnt  
MINISTER on 12.1.96 that the Assam  
Police had set up a camp at  
the Mizoram border of Kochhurthal. The Assam Govt. was  
immediately contacted and on 16.1.96 the camp was disman-  
tled.

PU LALUMINGTHANGA : Mr Dy.Speaker sir, on my way to  
Silchar on 7th February, I learnt  
that the Taxation building at  
the outskirts of Vairengte was occupied by the police.  
Which state govt. stationed such police force ?

PU J.LALSANGZUALA : Mr Dy.Speaker sir, the name of  
MINISTER the place I mentioned was Kochur-  
thal and not Vairengte. Recently,  
there was a dispute over the said building at Vairengte.

PU LALUMINGTHANGA : Mr Dy.Speaker sir, can the hon'ble  
Minister clarify whether the  
said police was stationed by the  
Assam Govt. or the Mizoram govt. ?

PU J.LALSANGZUALA : Mr Dy.Speaker sir, answers will  
MINISTER be furnished later as I am  
unable to do now.

Dr.J.V.HLUNA : Mr Dy.Speaker sir, a rice field  
owned by a Mizo was seized by  
a certain non-Mizo. I would  
like to know whether or not the wrong- doer was deported ?

PU LALSAWTA : Mr Dy.Speaker sir, I ask whether  
the Mizoram govt. intends to set  
up a police camp within the  
border of Assam ?

DEPUTY SPEAKER : Let us call upon the hon'ble  
Minister Pu J.Lalsangzuala.

PU B. LALTHLENGLIANA : Mr Dy. Speaker sir, in the previous session, the hon'ble Minister had pointed out that police would be stationed along the border areas. Can immediate action be taken up in this regard? Moreover, within the Bairabi areas about 44 houses were occupied by the non-Mizos, when the case was verified by the respective D.C. of Assam and Mizoram, it was proved that the said houses are located within Mizoram. Till date, the House cannot assure whether such infiltrators were departed. If so, will immediate action be taken up so as to post a police force in those areas?

PU F. LALREMSIAMA : Mr Dy. Speaker sir, recently, the D.C. of Assam and Mizoram had a talk at Zawlnuam regarding our boundaries. Did our neighbouring state extend their boundaries around Bairabi and Zawlnuam or Lushaicherra areas?

DEPUTY SPEAKER : Now, we shall invite the hon'ble Minister Pu J. Lalsangzuala.

PU J. LALSANGZUALA : Mr Dy. Speaker sir, a dispute MINISTER over Bairabi border is not yet settled till date, and there is no intention of setting up a police camp within the Assam border. However, steps have been taken up to establish a police out post at the outskirts of Bairabi as this is a sensitive area. Regarding the question of our hon'ble Member Pu F. Lalremsiama, at times there was a report of such matter, but the problem is now settled after sending our civil officers.

PU LALHMINGTHANGA : Mr Dy. Speaker sir, right from the time of District Council, LSC for the area lying between Bairabi and Bairabi river was prepared and issued by the Mizoram Govt. So, Mizoram is the rightful owner of this area. Does it mean that the said area is accepted as a dispute area by the Mizoram Govt.? If so, it will be very damaging for us.

Previously, I had pointed out that LSC was taken away from 46 cultivators by the Mizoram Govt. on the pretext that a revenue survey was going

to be conducted. Seeking the opportunity, the Assam Govt. attempted to confer the title to the non-Mizo labourers. If such is the case, why did the Hon'ble Home Minister claim that the said area is a dispute area? can he withdraw his statement?

PU F.LALZUALA : Mr Dy.Speaker Sir, I would like to know whether the Peace Accord settled the dispute border areas between Assam and Mizoram.

PU LALKHAMA : Mr Dy.Speaker Sir, there is a proposal that the NEC Road leading from Kanmun to Karimganj will be maintained by the State Governments. Will the road stretching till Modili river be maintained by the P.W.D. of Mizoram?

PU F.LALREMSIAMA : Mr Dy.Speaker Sir, in continuation with the question of our Hon'ble Member from Aizawl N-I, I would like to ask whether the Ministry is more submissive than the officials in matter of border areas. Earlier it was learnt that any non-Mizo unwilling to apply for Inner Line Permit would be evicted. Has the Ministry withdrawn such order and surrender towards the wishes of the neighbouring State?

DEPUTY SPEAKER : Let us summon our Hon'ble Home Minister Pu J.Lalsangzuala.

PU J.LALSANGZUALA : Mr Dy.Speaker Sir, regarding the question of our Hon'ble Member Pu Lalhmingthanga, the taxation building at the outskirts of Vairengte is utilised for a Transit-Camp, moreover, the border areas of Bairabi and Vairengte are not regarded as dispute areas, we are the rightful owner although certain parts are encroached by outsiders.

PU LALHMINGTHANGA : Mr Dy.Speaker Sir, the Assam Government intends to offer land's title to their labourers, why no action is taken up by our Ministry till date?

PU J.LALSANGZUALA : Mr Dy.Speaker Sir, in our opinions, the said land is not a dispute area, the Assam State had trespassed on our land.

- PU LALHMINGTHANGA : Mr Dy. Speaker sir, there should not be any disputes or encroachment, Mizoram is the rightful owner.
- PU J. LALSANGZUALA MINISTER : Mr Dy. Speaker sir, we do consider ourselves as the rightful owner in spite of the intrusion.
- DEPUTY SPEAKER : Question No. 36, Pu H. Thangkima.
- PU B. LALTHLENGLIANA : Mr Dy. Speaker sir, even the D.C of Silchar assured that the said area is situated within Mizoram and thus the task of eviction is in our hands. Why the said land is claimed to be a dispute area in the House ?
- DEPUTY SPEAKER : This particular topic is well clarified by now.
- PU B. LALTHLENGLIANA : Mr Dy. Speaker sir, if the task of eviction is in our hands, why do we fail to deport such large numbers of outsiders without ILP till date ?
- DEPUTY SPEAKER : Further clarification is not needed. Let us move on to question no. 36.
- PU H. THANGKIMA : Mr Dy. Speaker sir, I ask my starred question no. 36 will the hon'ble Minister i/c Land Revenue & Settlement Department be pleased to state -  
When will the compensation for the disturbances in Mizoram be sanctioned ?
- DEPUTY SPEAKER : Let us call upon the hon'ble Minister in-charge.

PU P.C.BAWITLUANGA : Mr Dy.Speaker sir, sanctioning  
MINISTER of the said compensation comm-  
enced on 11.3.96.

PU H.THANGK IMA : Mr Dy.Speaker sir, when will  
compensation be given and on  
what basis ?

PU LALEMINGTHANGA : Mr Dy.Speaker sir, supplementary  
question. Was the compensation  
sanctioned in a lump-sum or on  
the basis of assessment made by the govt. ? What is the  
exact criteria ?

Dr.J.V.HLUNA : Mr Dy.Speaker sir, supplementary  
question. When was the compen-  
sation sanctioned ? In whose  
custody was the sanctioned money placed before distribution ?  
Is there any interests ? If so, what is the amount of  
interest ?

PU B.LALTHLEGLIANA : Mr Dy.Speaker sir, we have heard  
that the distribution of compen-  
sation commenced on 11.3.96.  
In which constituencies were the distribution made ? Ear-  
lier it was learnt that after verification by the BDO and  
MLA, the recipients present in both 1987 and 1995 lists were  
to receive the compensation. It has been a long time, yet  
the said distribution is not yet completed. What is the  
reason ? Is the sanctioned money reserved for MP election ?  
when will compensation be given to my constituency ?

DEPUTY SPEAKER : Pu P.C.Bawitluanga.

PU P.C.BAWITLUANGA : Mr Dy.Speaker sir, as far as com-  
MINISTER pensation is concerned, the list  
of recipients compiled in 1987  
was subjected to wide criticism. So, the same was reviewed  
in 1995 where it was decided that distribution would be made  
according to constitution wise and each of the concerned  
MLA was informed. After comparing the list of 1987 and 1995,

recipients present in both the list were grouped as the first batch to receive the compensation.

Coming to the next question, the sanctioned letter was received on 19.5.95 and the Finance Department will be able to furnish whether interest is there or not. So far, distribution is made in the following constituencies; Phuldungsei, Venlaiphei, Ngopa, Serchhip etc. It is very difficult to make the assessment because the nature of distribution is not the same everywhere. So, after thorough verification and consideration by the govt., the amount of compensation is settled at Rs.6000/- and the govt. made the sanction on the basis of this amount.

PU LALHMINGTHANGA : Mr Dy. Speaker sir, supplementary question, was Rs.6000/- claimed from the Govt. of India for each family ? was selection of recipients made on the basis of the sanctioned fund ?

PU P.C.BAWITLUANGA : Mr Dy. Speaker sir, compensation MINISTER claimed by the various families was forwarded to the centre. However, the exact amount sought is not necessarily granted because spot verification is needed, and finally, the amount is settled at Rs. 6000/- per family.

PU LALKHAMA : Mr Dy. Speaker sir, regarding compensation, many families who ought to receive indemnity are not included in the list will the total amount of sanctions be utilised for the recipients in the list ? Will certain portion of the fund be reserved for the deserving ones excluded in the list ? If not, will additional sanction be claimed from the centre ?

PU H.THANGK IMA : Mr Dy. Speaker sir, the list prepared in 1995 is quite acceptable. However, in accordance with the letter received from the Secretary of Revenue Department, compensation is to be granted on the basis of 1987 list. If so, the Govt. should realise that many genuine cases are omitted in the 1987 list. Will another provision be made for such cases ?

PU LALSAWTA : Mr Dy.Speaker sir, regarding compensation, the MLA at Aizawl were not informed of the List. However, the list of recipients were given to us in the month of February and we were asked to verify the list whether there was any error provided that a new provision would be made for the deserving families or persons excluded in the list. If so, when will additional sanction be made by the Govt. ?

PU F.MALSAWMA : Mr Dy.Speaker, both the lists are extremely biased, because there is not a single chance for the genuine cases of 1995. This creates immense problems for the village communities, who are given false hope. Can the centre fulfil their expectations ? Is the Ministry aware of the fact the VCP and the BDO make the selection as their desire ? for instance, Zanlawn village, out of 150 genuine cases, only 66 are included in the list. Is additional fund expected from the centre ? It is learnt that information was given to the centre that this is the last and final list. If so, the people are merely given empty promises and false expectations.

Dr.J.V.HLUNA : Mr Dy.Speaker sir, what is the total amount of compensation sanctioned on 19.5.95 ? In whose custody was the fund kept till 11.3.96 ? Why the Minister is not aware whether or not there is any interests ? How many families will receive the compensation ? what is the amount of interests ?

DEPUTY SPEAKER : Matter concerning compensation is a disputed issue in some constituencies. Hence as the hon'ble Minister had stated, the govt. has set up a Committee to settle the uncertainty, and many of your questions will be discussed and answered.

PU F.MALSAWMA : Mr Dy.Speaker sir, when will additional fund for compensation be sanctioned ? Is it more reasonable to set up a parliamentary committee before going too far ?

.....35/-

DEPUTY SPEAKER : Let us call upon the Hon'ble Minister, Pu P.C.Bawitluanga.

PU P.C.BAWITLUANGA : Mr Dy.Speaker Sir, it seems that we are chiefly troubled by the list. The sanction made on 19.5.95 was Rs.183,68,49,50/-, out of this, Rs.182,32,950/- had been granted to 155 families at Aizawl whose houses were burnt down during the disturbances. The balance is Rs.175,42,02,00/-. The sanction was meant for 29242 families of 1987 list, and with the new claimants in 1995, the number increases to 33465. presently, the new claimants under common list of 1987 and 1995 are 20036, and if each of them are to receive Rs.1600/-, our requirements will be Rs. 16000/-laks, where the remaining balance will be Rs.549,36,00/-. So, it appears that additional sanctions will not be needed. Besides fresh claimants are kept aside. This does not mean that they will not receive the indemnity, but certain time is required to study and review the fresh applications. Whatever it is, genuine cases will be given top priority. Thank you.

DEPUTY SPEAKER : We shall move on to question no.37, Pu Lalrinchhana.

PU LALRINCHHANA : Mr Dy.Speaker Sir, I ask my Starred Question No.37. Will the Hon'ble Minister i/c Department of Personnel & Administrative Reforms be pleased to state -  
(a) No. of Assistants appointed from the recruitment of Mizoram public Service Commission since 1995 ? (b) Was there any appointment of Assistant not recommended by the M.P.S.C ?

DEPUTY SPEAKER : Let us call upon the Hon'ble Minister i/c Pu Liansuama.

PU LIANSUAMA  
MINISTER : Mr Dy.Speaker Sir, regarding recruitment of Assistant, out of 20 candidates recommended by the MFSC, 5 have been given appointment till date.

Coming to the second question, there was no appointment outside the recruitment of M.P.S.C.

I would like to explain further that for promotion to the rank of Assistant from UDC, 20% of the post is filled up by limited Departmental examination, 50% by seniority and merit and 30% by direct recruitment. Out of 20 candidates recommended by the M.P.S.C, 5 had been offered appointments and the remaining 15 will be appointed within a year.

PU LALHMINGTHANGA : Mr Dr. Speaker sir, what is the method of filling up the vacant posts in various co-operations what is the required qualification for production Assistant under ZOHANCO ?

PU LALRINCHHANA : Mr Dy. Speaker sir, supplementary question. The post of Assistant is filled up either by direct recruitment or promotion. It is learnt that 15 post lying vacant are to be filled up by direct recruitment, while certain number of posts are to be filled up by promotion eventually, the candidates were selected by the M.P.S.C. Why only 5 appointments were made within a matter of 8 months? was there any appointment of candidate not recommended by the MPSC? Is such candidate being deputed as the PA of a Minister? If so, what is the reason?

PU F.MALSAWMA : Mr Dy. Speaker sir, supplementary question. I would like to know whether the documents that could be readily handed over to the public service commission by the DP & AR is deliberately delayed by the Ministry are there such cases at present?

PU F.LALREMSIAMA : Mr Dy. Speaker sir, are there any cases of delay appointment of science teachers for which selection is already finalised by the MPSC and while number of posts are lying vacant? When will appointment be given as academic session is already started?

PU B.LALTHLENGLIANA : Mr Dy. Speaker sir, answering my question, it was stated that marksheets could be furnished by the MPSC as done by the UPSC. Henceforth, marksheet should be provided by the MPSC, so that candidates for MPS, MCS etc will be aware of their performances.

PU LIANSUAMA : Mr Dy. Speaker sir, regarding the  
MINISTER question of our hon'ble Member  
from Sateek, we have instructed  
the MPSC to furnish marksheets particularly for written  
examination, and to do that, the examination fee has to  
be increased. Slightly, we assume that the candidates  
will not be against it.

Regarding selection of science  
teachers, no documents is received from the DP & AR unless  
appointment order is to be issued by us. Anyway, the  
matter will be verified. Coming to the question of our  
hon'ble Member from Aizawl 'N' II, the govt. is not aware  
of any such delay appointments by the MPSC. Moreover, we  
shall have more opportunities to discuss this matter  
when the agenda of our various Members are submitted to the  
newly formed consultative committee.

Regarding the question of our  
hon'ble Member from Ratu, no direct appointment is made  
by the govt. except in the case of personal secretaries  
of the Ministers, who are given direct appointment without  
consulting the MPSC.

Emphasizing on matter concerning  
ZOHANDCO, several corporations have their own service Rules  
where posts are created by the concerned board. Since they  
are an autonomous bodies, the govt. do not interfere in the  
welfare of their staff except in the case of deputation.  
In matters of appointments, as stated earlier, we hope  
to give appointments to candidates under merit list within  
a year.

PU LALHMINGTHANGA : Mr Speaker sir, supplementary ques-  
tion. Under ZOHANDCO, a person  
named T.C. Lalrinmawia, who barely  
passed Class III was appointed as production Assistant.  
Was the appointment made by the managing board of the  
corporation? Is this the rightful procedure?

DEPUTY SPEAKER : Starred question No. 38, Dr.  
T.V. hluna.

PU LALHMINGTHANGA : Mr Dy. Speaker sir, as the MPSC  
has been set up in Mizoram, is it  
possible for the DP & AR to conduct  
annual examination of MCS and to categorise the successful

candidates under class I & II ? If the said examination is conducted only once in a while, many students either loose their incentives or become over age.

PU LALKHAMA : Mr Speaker sir, as several semi-govt. organisation has been set up in our state, I would like to know whether definite rules are laid down by the govt. for selection of staff. What is the extent of the govt. interference in this field ?

PU F.LALREMSIAMA : Mr Speaker sir, the PUC was informed that selection of higher grades would be undertaken by the public service commission. Was wrong information given to the committee ?

PU LIANSUAMA MINISTER : Mr Speaker sir, as far as selection of corporation's employees is concerned, the govt. laid down certain criteria, but we still have a long way to go. Moreover, at the advice of our hon'ble Chief Minister steps are being taken up to place certain posts, particularly at the top level on a common cadre.

Next, examination of MCS and MPS are conducted by the MPSC, and result of the later is already published. Regarding examination of MCS, depending upon the vacancies in the department, we hope to conduct the same once in every two years.

DEPUTY SPEAKER : Starred question No. 39, Dr. J.V. Hluna.

DR. J.V. HLUNA : Mr Deputy Speaker sir, I ask my starred question No. 38. Will the Hon'ble Minister i/c Trade and Commerce Department be pleased to state when will Border Trade with Burma (Mvanmer) be opened ?

DEPUTY SPEAKER : Let us call upon the hon'ble Minister  
i/c, Pu Saikapthianga.

PU SAIKAPTHIANGA : Mr Dy.Speaker Sir, definite answer  
MINISTER cannot be furnished at the moment,  
because negotiation with the Myan-  
mar Govt. is going on now as there are number of things to be  
considered.

DR. J.V.HLUNA : Mr Dy.Speaker sir, what is the  
progress of such negotiation ?  
What type of Border Trade is aimed  
by the Mizoram Government ?

PU R.TLANGHMINGTHANGA : Mr Dy.Speaker Sir, supplementary  
question. I would like to know  
whether the Mizoram Govt. intends  
to open border Trade only with Burma, and whether any steps  
had been taken up to open the same with Bangladesh ?

PU H.THANGKIMA : Mr Dy.Speaker Sir, in matter of  
Border Trade, what exactly are the  
various things to be considered  
and what more steps are needed ?

DEPUTY SPEAKER : Let us invite our hon'ble Minister  
in-charge.

PU SAIKAPTHIANGA : Mr Dy.Speaker sir, to open a  
MINISTER border trade with Burma, first  
priority is given towards cons-  
truction of road between Champhai and Burma. Apart from that,  
steps are being taken up for construction of bridges at Tiau  
and Tuingha. As the Augmentation of the present generating  
capacity was started only recently, it is not possible to  
make speedy progress. Beside, Custom Complex is to be set  
up at Tiau.

As far as border Trade with Bangla-  
desh is concerned, inspite of our negotiations, the Bangladesh  
Govt. has shown no interest in this respect.

The goods to be exported from India and Mizoram in particular had been identified, which includes 13 items and any other commodities which is found necessary and agreed by Mizoram and Burma.

PU LALHMINGTHANGA : Mr Dy. Speaker sir, are the sophisticated goods include in the trading ?

PU SAIKAPTHIANGA : Mr Dy. Speaker sir, matter  
MINISTER concerning sophisticated goods is to be considered by the centre.

PU LALKHAMA : Mr Dy. Speaker sir, it is learnt that certain problems are created by Bangladesh in matter of Border Trade. If so, are we able to prevent the transportation of bamboo for Karnafuly paper mill through the rivers of our state ?

DEPUTY SPEAKER : Question hour is over. But the hon'ble Minister will complete the answers of supplementary questions.

PU SAIKAPTHIANGA : Mr Dy. Speaker sir, construction of road begins from  
MINISTER Champhai, which leads to Tidim and Falam. So far, we had 3 and 5 negotiations at the National and sectoral levels respectively.

Regarding the question of our hon'ble Member Pu Lalkhama, this matter will be immediately taken into consideration if it is in the hands of Trade & Commerce Department.

Further, I would like to inform the House that for construction of the said roads and bridges, Rs.8 crores was sanctioned by the centre, and the necessary works are being initiated by the P.W.D.

Unanswered Questions

(Rules 40 (2) )

....41/-

DEPUTY SPEAKER : Starred Question No.39 Dr.R.Lal-  
thangliana.

Dr.R.LALTHANGLIANA : Mr Dy.Speaker sir, I ask my  
starred question No.39.  
Will the hon'ble Minister i/c  
Power & Electricity Deptt. be pleased to state -  
(a) Total amount of money acquired by the government from  
individual/organisations for consumption of power during  
1993-94, 1994-95 and 1995-96. (b) Total expenditure incurred  
by the Mizoram Govt. for consumption of power supply from  
outside during the said periods.

PU J.L.RUALA : Mr Dy.Speaker sir, the answers  
MINISTER of starred question No.39 are  
as follows :-  
(a) The total amount of Bill for power supply acquired  
from individual /organisation are:-  
1993-94 - Rs.884.02 lakhs, 1994-95 - Rs.909.03 lakhs  
1995-January '96 - Rs.355.70 lakhs.  
(b) Total expenditures incurred by the Mizoram govt. for  
consumption of power supply from outside are as follows:-  
1993-94 -Rs.5,89,25,151, 1994-95 - Rs. 5,99,64,951  
1995-96 -Rs. 9,46,97,052 (as on 23.2.1996).

DEPUTY SPEAKER : Starred question No.40 Pu  
F.Malsawma.

PU F.MALSAWMA : Mr Dy.Speaker sir, I ask my  
starred question no.40. Will  
the hon'ble Minister i/c Power  
& Electricity Deptt. be pleased to state -  
(a) Whether or not the diesel generator was purchased as  
decided in the Budget Session of 1995. (b) Whether any  
sanction was made for its purchasal.  
(c) How much money had been given ? (d) Who is the supplier ?  
(e) Whether or not Tender/quotation was floated ? (f) When  
will it function ? (g) How many Megawatt can it generate ?

DEPUTY SPEAKER : Let us call upon our hon'ble  
Minister in-charge.

.....42/-

PU C.L.RUALA MINISTER : Mr Dy.Speaker sir, the answers of starred question No.40 are the following; (a) A major diesel generator is not readily available as it has to be manufactured in the factory, for which a turnkey contract had been granted. (b) Administrative approval is already granted. (c) So far, Rs. 419.50 lakhs had been sanctioned to the contractor (d) As stated earlier, the task is not merely supply of materials, but it is a turnkey contract system. The contractor is M/S Johnson, Eastern Power Peter Street, Aizawl. (e) Tender was floated for this task and the Tender number is 11/PRO/92-CE (PM)/77, Dt:21st July 1994. (f) The generator is expected to function by December 1995. (g) It is capable of generating 5 megawatts.

DEPUTY SPEAKER : Starred question No.41 Pu F.Lalremsiama.

PU F.LALREMSIAMA : Mr Dy.Speaker sir, I ask my starred question No.41. Will the hon'ble Minister i/c Department of Personnel & Administrative Reforms be pleased to state- (a) Is the Mizoram Govt. satisfied with sharing of the All India Service's cadre ? (b) Are there any cadre officers (IAS/IPS/IFS), who are prevented from occupying the cadre-post under the Mizoram Govt. ? (c) Is there any intention to expand the strength of cadre ?

DEPUTY SPEAKER : Let us summon our hon'ble Minister i/c.

PU LIANSUAMA : Mr Dy.Speaker sir, the answers of starred question No.41 are as follows :-  
(a) No. (b) Yes (c) There is no such intention at the moment.

DEPUTY SPEAKER : Starred Question No.42, Pu H.Zathuama.

PU H.ZATHUAMA : Mr Dy.Speaker sir, I ask my starred question No.42. Will the hon'ble Minister i/c Public Health Engineering Deptt. be pleased to state - (a) Number of Villages who had been supplied with drinking water. (b) When will drinking water be supplied to the other remaining Villages ? (c) When can drinking water be supplied to all the villages in Mizoram ?

DEPUTY SPEAKER : Let us call upon our hon'ble Minister in-charge.

PU F.LAWMKIMA : Mr Dy.Speaker sir, answers of MINISTER starred question no.42 are; (a) Drinking water had been supplied to 699 villages. (b) The remaining villages will get drinking water during 1996-97 (c) By the year 1996-97 we hope to give drinking water to all the villages in Mizoram.

DEPUTY SPEAKER : Starred question No.43, Pu Lalsawta.

PU LALSAWTA : Mr. Dy.Speaker sir, I ask my starred question No.43 Will the hon'ble Minister in-charge Law & Judicial Deptt. be pleased to state - (a) Under what circumstances is the code of criminal procedure section 144 enforced ? (b) What is the main task of the said section ?

DEPUTY SEPAKER : Let us invite our hon'ble Minister.

PU C.VULLUAIA : Mr Dy.Speaker sir, answers of MINISTER starred question No.43 are as follows - (a) Section 144 of Cr.P.C. is enforced by the District Magistrate under the following circumstances. (1) When untoward incidents, disturbing normal situation likely to occur, (2) When the safety of the Govt. employees is in danger (3) When the lives of people and social harmony are endangered, and (4) When communal riot likely to occur.

(b) The main aim of this section is to maintain normal and peaceful atmosphere in the society and safety of the public.

Presently, Section 144 Cr.P.C is being reviewed and amended by the parliament. So let us not discuss it further.

DEPUTY SPEAKER : Starred question No.44,  
Pu P.Lalthlengliana.

PU P.LALTHLENGLIANA : Mr Dy. Speaker sir, I ask my  
starred question No.44. Will  
the hon'ble Minister i/c  
Home Deptt. be pleased to state -  
'Number of Chakma foreigners deported by the Mizoram Govt.

DEPUTY SPEAKER : We shall call upon our hon'ble  
Minister in-charge.

PU J.LALSANGZUALA : Mr Dy.Speaker sir, none of the  
MINISTER Chakma foreigners had been  
deported.

DEPUTY SPEAKER : Starred question No.45,  
Pu Lalrinchhana.

PU LALRINCHHANA : Mr Dy.Speaker sir, I ask my  
starred question No.45. Will  
the hon'ble Minister in-charge  
Home Deptt. be pleased to state - (a) How far were the  
terms of the agreement signed with the HPC fulfilled ?  
(b) What are the terms that are not yet fulfilled ?  
(c) What is the reason ?

DEPUTY SPEAKER : We shall now invite our  
hon'ble Minister in-charge.

PU J.LALSANGZUALA  
MINISTER : Mr Dy.Speaker sir, the answers  
of starred question No.45 are;  
(a) With the exception of  
clause 5(1) to 5(9), all the other terms were fulfilled.  
(b) Clause 5(1) to 5(9) is not yet fulfilled. (c) The  
reason is that the area for establishment council is yet  
to be finalised.

DEPUTY SPEAKER : Starred question No.46,  
Dr.R.Lalthangliana.

Dr.R.LALTHANGLIANA : Mr Dy.Speaker sir, I ask my  
starred question No.46.  
Will the hon'ble Minister i/c  
Rural Development Deptt. be pleased to state -  
What is the expenditure incurred by the Govt. for NLUP ?

PU LIANSUAMA  
MINISTER : Mr Dy.Speaker sir, the answer  
of starred question No. 46 is  
Rs. 1,29,42,94,959.00

DEPUTY SPEAKER : Starred question No.47,  
Dr.R.Lalthangliana.

Dr.R.LALTHANGLIANA : Mr Dy.Speaker sir, starred  
question No.47. Will the  
hon'ble Minister i/c General  
Administration Deptt. be pleased to state - Is there  
any intention of introducing voter's photo identity card ?

PU LIANSUAMA  
MINISTER : Mr Dy.Speaker, the answer is  
yes.

DEPUTY SPEAKER : Starred question No.48  
Pu F.Malsawma.

PU F.MALSAWMA : Mr Dy.Speaker sir, I ask my starred question No.48. Will the hon'ble Minister i/c Parliamentary Affairs Deptt. be pleased to state-  
(a) What action will be taken against the Department's officers, who fail to follow the instructions of the various Assembly's Committees ? (b) What action could be taken against the Departments or officers who furnish wrong information in the Assembly's Session ?

DEPUTY SPEAKER : Let us call upon the hon'ble Minister in-charge.

PU J.LALSANGZUALA : Mr Dy.Speaker sir, the answers  
MINISTER of starred question No.48 are as follows -  
(a) In accordance with CCS (CCA) Rules, 1965 disciplinary action could be taken against any officers who fail to follow the instructions of the various Assembl's Committee.  
(b) As stated by the CCS(CCA) Rules, 1965 disciplinary action could be taken against the departments and officers, who furnish wrong information to the questions of Assembly's Session.

DEPUTY SPEAKER : Starred question No.49,  
Pu H.Zathuama.

PU H.ZATHUAMA : Mr Dy.Speaker sir, I ask my starred question No.49. Will the hon'ble Minister i/c Power & Electricity Department be pleased to state -  
(a) Is it a fact that the main Electric Wire to be stretched between Ngur and Hnahthial is missing ?  
(b) If so, what action will be taken by the Government ?  
(c) When will the said wiring be done ?

DEPUTY SPEAKER : We shall invite our hon'ble Minister i/c.

PU C.L.RUALA : Mr Dy.Speaker sir, the answers  
MINISTER of starred question No.49 are;  
(a) The fact is that the wiring

that had already been done is missing.

(b) The case had been reported to the Police and with the help of the Village's Leaders, wire measuring about 0.5 km is recovered.

(c) We hope to undertake the task of wiring between 1996-'97.

DEPUTY SPEAKER : Starred question No.50, Pu F.Lal-remsiama.

PU F.LALREMSIAMA : Mr Dy.Speaker sir, I ask my starred question No.50. Will the hon'ble Minister i/c Power & Electricity

Deptt. be pleased to state -

(a) Were the PWD, PHE and P&E Engineers absorbed in accordance with the Mizoram Engineering Service Rules ?

(b) Is there any intension to appoint a Chief Engineer in the Power & Electricity Deptt. on the basis of MES Rules ?

DEPUTY SPEAKER : Let us call upon the hon'ble Minister i/c.

PU C.L.RUALA MINISTER : Mr Dy.Speaker sir, the answers of starred question No.50 are (a) Yes. (b) The matter is under consideration.

DEPUTY SPEAKER : Starred question No.51, Pu Lalsawta.

PU LALSAWTA : Mr Dy.Speaker sir, I ask my starred question No.51. Will the hon'ble Minister i/c Public Works Deptt. be pleased to state- (a) Statement showing the details of purchase of materials from M/S Baid Commercial by the PWD for the period of 1987-31.1.96; (i) Name of materials (ii) quantity (iii) year of making the purchase (iv) rate (v) Amount given by the Govt. (b) Whether there is any debt, owed by the PWD to the said Commercial ? (c) If so, what is the amount of debt, name of materials, quantity and rate ?

PU NIRUPAM CHAKMA MINISTER : Mr Dy.Speaker sir, to answer starred question No.51, a statement is enclosed.

Statement showing the details of purchase of materials from M/S Baid  
Commercial Enterprise Silchar-I for the period of 1987 to 31.1.1996

S/O No.51

Year	Supply Order No.	Name of Materials	Quantity	Rate	Amount	Remarks
87-88	-	NIL	-	-	-	-
88-89	CE'S O.No.GMC-48/88/ M.S.Rod/Pt.I/CE-RES/ 141 dt.9.1.1989	1.12 mm T/s	64.32 MT	7,570.00	4,86,902.00	Full Payment made
89-90	a)CE'S S.O.No.GMC-48/ 88/M.3.Rod/Pt.I/CE-RES/ 85 dt.6.6.89	1.16mm T/S	50.00MT	9,525.00	4,76,250.00	
	b)CE'S S.O.No.GMC-48/88 M.S.Rod/Pt.I/CE-RES/108 dt. 24.7.1989	1.12mm T/S	99.03MT	8,900.00	8,81,412.00	Full Payment made.
	c)CE'S S.O.No.GMC-48/88/ M.S.Rod/Pt.I/CE-RES/108 dt. 27.7.1989	1.16mm T/S	99.07MT	8,800.00	8,71,816	
90-91	-	-	-	-	-	-
91-92	a)GMC-48/CE-RES/90/ TISCO/38 & 39 dt. 18.4.1991	1. 20mm T/S 2. 16mm T/S	100.00 100.00		200.00	10,500.00 21,00,000.00 Full Payment made.
	b)GMC-48/CE-RES/TISCO/ 52 dt.31.7.1991	1. 25mm T/S 2. 22mm T/S 3. 16mm T/S 4. 8mm T/S	100MT 100MT 50MT 50 MT	11,200.00 11,200.00 11,200.00 11,800.00	11,20,000.00 11,20,000.00 5,60,000.00 5,90,000.00	

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...49/-

1	2	3	4	5	6	7			
92-93	a) GMC-43/CE-RES/ TISCC 60-68 dt.6.5.1992	1.	10 mm T/S	99.915MT	14,246.00	14,23,389.00	Full payment made.		
		2.	8 mm T/S	109.00MT	14,352.00	15,64,368.00			
		3.	16 mm T/S	100.00MT	13,827.00	13,82,700.00			
		4.	22 mm T/S	100.00MT	13,774.00	13,77,400.00			
		5.	25 mm T/S	108.00MT	13,774.00	14,89,934.00			
		6.	20mm T/S	129.32MT	13,774.00	17,81,254.00			
		7.	20mm T/S	130.00MT	13,774.00	17,90,620.00			
		8.	22 mm T/S	98.455MT					
		9.	20 mm T/S	440.00MT	13,774.00	19,07,079.00			
				138.455MT					
93-94	a) GMC-45/92/CE- RES/Pt.II/1 dt.15.1.1993	1.	8 mm T/S	305.36 MT	13,649.00	41,67,858.00	Full payment made		
		2.	8 mm T/S	198.04 MT	14,352.00	28,42,270.00			
		3.	10 mm T/S	197.33 MT	14,246.00	28,11,163.00			
		4.	16 mm T/S	100.455MT	13,827.00	13,88,991.00			
		b) GMC-45/92/CE- RES/Pt. II/1 dt. 15.1.1993	1.	Angle Iron Post 50X50X6mm	27.945MT	16,450.00		4,95,695.00-2%M.S.T. pd-	
		c) GMC-45/92/CE- RES/Pt. II/4 dt.21.5.1993	1.	10 mm T/S	500.00 MT	14,246.00		71,32,000.00	Full payment made
			2.	16 mm T/S	300.00 MT	13,827.00		41,48,100.00	
			3.	20 mm T/S	200.00 MT	13,774.00		27,54,800.00	
		d) GMC-45/92/CE- RES/Pt.II/32 dt. 23.3.94	1.	8 mm T/S	300.00 MT	13,649.00		40,94,700.00	
			2.	30 mm T/S	300.00 MT	13,774.00		41,32,200.00	

.....50/-

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1	2	3	4	5	6	7
94-95	a) GMC-45/93/CE- RES/Pt-II/33 dt. 23.3.95	1. 8mm T/S 2. 10mm T/S 3. 12mm T/S 4. 16mm T/S	200.00 MT 700.00 MT 500.00 MT 500.00 MT	14,352.00 14,246.00 14,182.00 13,827.00	28,70,400.00 99,72,200.00 70,91,000.00 69,13,500.00	Full payment made
95-96	a) GMC-45/92/CE- RES/Pt-II/90 dt. 28.11.95	1. 20mm T/S 2. 22mm T/S 3. 25mm T/S	200.00 MT 60.00 MT 50.00 MT	14,373.00 14,477.00 14,581.00	28,74,768.00 8,68,670.00 7,29,092.00	Adv. of Rs.40,25,277.00 paid in Dec. ma- terials are sent and read full quantity yet to receive.

.....51/-

DEPUTY SPEAKER : Starred question No.52, Pu H.Thangkima.

PU H.THANGKIMA : Mr Dy.Speaker sir, I ask my starred question No.52. Will the hon'ble i/c Public Works Deptt. be pleased to state - Is there any intention to construct the linking road between Khawzawl, Zawngtetui, Bungzung, Vanzau and Dungtlang by the Rural Development or PWD ?

DEPUTY SPEAKER : Let us call upon the hon'ble Minister i/c.

PU LAL THANHAWLA  
CHIEF MINISTER : Mr Dy.Speaker sir, the PWD has no intention of constructing the said roads.

DEPUTY SPEAKER : Starred question No.53, Dr.R.Lalthangliana.

DR.R.LALTHANGLIANA : Mr Dy.Speaker sir, I ask my starred question No.53. Will the hon'ble Minister i/c Soil & Water Conservation Deptt. be pleased to state. Whether the Tender of Coffee/Bean, March 1995 is finalised ?

PU H.LALRUATA  
MINISTER : Mr Dy.Speaker sir, the Tender is not yet finalised.

DEPUTY SPEAKER : Starred question No.54, Dr.J.V.Hluna.

DR J.V.HLUNA : Mr Dy.Speaker sir, I ask my starred question No.54. Will the hon'ble Minister i/c Labour & Employment Deptt. be pleased to state. Did the Government take up any progressive measures for the welfare of the Labours ?

DEPUTY SPEAKER : Let us call upon the hon'ble Minister i/c.

PU ZAKHU HLYCHH •  
MINISTER : Mr Dy. Speaker sir, the Government has taken up steps for the interest and welfare of the Labours.

DEPUTY SPEAKER : Starred question No.55, Pu F.Mal-sawma.

PU F.MALSAWMA : Mr Dy. Speaker sir, I ask my starred question No.55. Will the hon'ble Minister i/c Department of Personnel and Administrative Reforms be pleased to state.  
(a) What is the percentage of promotion reserved for Diploma Engineers ? (b) Will the grievences presented by the Mizoram Engineering Diploma Association be considered and settled by the Government ? (c) Is there any intention to revise the Mizoram Engineering Service Rules, 1995 ?

DEPUTY SPEAKER : We shall call upon the hon'ble Minister.

PU LIANSUAMA  
MINISTER : Mr Dy. Speaker sir, the answers of starred question No.55 are as follows;  
(a) The percentage of promotion reserved for Diploma Engineers are;  
(i) SDO/AE (Engineering Grade V) - 33%  
(ii) EE (Engineering Grade IV) - 25%  
(iii) SE (Engineering Grade III) - 10%  
(b) The grievences presented by the Mizoram Engineering Diploma Association is being considered by the Government and final decision will be made after careful consideration.  
(c) There is no intention of revising the said Rules at the moment.

DEPUTY SPEAKER : Starred question No.56, Pu H.Za-thuama.

PU H.ZATHUAMA : Mr Dy. Speaker sir, I ask my starred question No.56. Will the hon'ble Minister i/c School Education Deptt. be pleased to state. (a) Is there any intention to appoint more P/S Teachers for such schools with shortage of teachers ? (b) If not, what will be done with such schools where there is shortage of teachers ? (c) If so, when will appointment be made ?

PU ZOSIAMA PACHUAU : Mr Dy.Speaker sir, the answer of  
MINISTER starred question No.56 are,  
(a) Yes. (b) The matter will be  
considered as found necessary. (c) When the post is created.

DEPUTY SPEAKER : Starred question No.57, Pu Lalsawta.

PU LALSAWTA : Mr Dy.Speaker sir, I ask my starred  
question No.57. Will the hon'ble  
Minister i/c Public Works Deptt.  
be pleased to state. For laying of telephone wire, the PWD  
road in Aizawl is often damaged by the Telecom Deptt.(Central)  
Will payments be made by the said Deptt. for the damage ?

DEPUTY SPEAKER : Let us call upon the hon'ble Minis-  
ter i/c.

NIRUPAM CHAKMA : Mr Dy.Speaker sir, the said Deptt.  
MINISTER will pay for the damage.

DEPUTY SPEAKER : Starred question No.58, Pu B.Lal-  
thlengliana.

PU B.LALTHLENGLIANA : Mr Dy.Speaker sir, I ask my starred  
question No.58. Will the hon'ble  
Minister i/c Public Wo-rks Deptt.  
be pleased to state - When will repair works of the road  
between Aizawl and Tlawng be started ?

PU NIRUPAM CHAKMA : Mr Dy.Speaker sir, the said road  
MINISTER is being repaired now.

DEPUTY SPEAKER : Starred question No.59, Dr.R.Lal-  
thangliana.

DR.R.LALTHANGLIANA : Mr Dy.Speaker sir, I ask my starred  
question No.59, Will the hon'ble  
Minister i/c Home Deptt. be pleased  
to state. Number of Inner Line Pass issued since 1989.

DEPUTY SPEAKER : Let us call upon the hon'ble Minister i/c.

PU J.LALSANGZUALA MINISTER : Mr Dy.Speaker,sir, number of Inner Line Pass issued since 1989 is 17,178.

DEPUTY SPEAKER : Starred question no.60 Pu H.Thangkima.

PU H.THANGKIMA : Mr Dy.Speaker sir, I ask my starred question no.60. Will the hon'ble Minister i/c Public Works Deptt. be pleased to state - Can the Govt. request the leaders of BRTF to survey and construct the approach road to Samtlang ?

PU NIRUPAM CHAKMA MINISTER : Mr Dy.Speaker sir, the Govt. can make the request.

DEPUTY SPEAKER : Question hour is over, and before proceeding to our next business, we have an adjournment motion moved by the hon'ble Member Pu Zoramthanga. Prior to admitting the motion, we have to see whether it is supported by not less than 6 members.

PU ZORAMTHANGA : Mr Dy.Speaker sir, the Motion should be read out first.

DEPUTY SPEAKER : We presume that supporters of this motion are well acquainted with it. As permitted by our Rules 61, I shall read out the motion. "As published by the various newspapers such as North East observer, pylon, Hindustan Times and the Mizoram Pradesh Youth Committee, the hon'ble Chief Minister Pu Lal Thanhawla obtained huge amount of money from the supplier in the Mizoram Govt., which is extreme misuse of power. As the Hawala case was investigated by the CBI in the centre, in Mizoram too, the said case should be investigated by the CBI" Is the motion

supported by not less than 6 members ? well, today, we have other important business, I hope the mover will not object to it.

Dr.J.V.HLUNA : Mr Dy.Speaker sir, the other business which you mentioned is my resolution which was rejected on the basis of our Rules 123(B)-"It shall not relate to any matter which is under jurisdiction by a Court of Law having jurisdiction in any part of India". If this is a sub-judiced matter is rejected accordingly, who filed the case and against whom ?

DEPUTY SPEAKER : We will look into this matter and examine the same as found necessary now, as obliged by our Rules, the motion moved by the hon'ble member Pu Zoramthanga is admitted and 19th March '96 is scheduled for discussion of the motion.

Dr.R.LALTHANGLIANA : Mr Dy.Speaker sir, as pointed out by the hon'ble Member Dr.J.V.Hluna the resolution was rejected since it is a subjudiced matter. However, if the same subject is going to be discussed, does it mean it is no longer under the judicial consideration ?

DEPUTY SPEAKER : The resolution cannot be included in our discussion.

PU LALHMINGTHANGA : Mr Dy.Speaker sir, the Speaker's office has assumed that this subject is no longer under judicial consideration. If so, this subject should be discussed along with the motion as they are the same issues. Besides, by rejecting such question and resolution, we tend to deny the truth and the House loses its prestige.

DEPUTY SPEAKER : It is not a question of denying the truth.

PU H.THANGK IMA : Mr Dy.Speaker sir, earlier my question concerning the same subject was rejected and the reason is not furnished till date. However, an Adjournment Motion is admitted today, which clearly indicates that there is no justice at all.

DEPUTY SPEAKER : I would like to remind the hon'ble Members that the said Motion is admitted so that they could justice for all.

PU ZORAMTHANGA : Mr Dy.Speaker sir, thankyou for admitting my Adjournment Motion. By its admission, I presume that the Resolution and question of our hon'ble Members Pu J.V.Hluna and Pu H.Thangkima are cleared automatically.

As the name implies that is an Adjournment Motion, crucial enough to adjourn or postpone all our other business and accordingly, the time for its discussion should be fixed by the Hon'ble Speaker in accordance with our Rules. However, instead of adjourning our Business, the date fixed for discussion of the said Motion is the next Tuesday, which is quite far off. As such, this Adjournment Motion appears to be like any other Resolutions, which could be discussed at any time. Therefore, I suggest that our Business for today should be adjourned for this Motion. After that, we can proceed with our Budget presentation without hampering its sanctity.

DEPUTY SPEAKER : It does not mean that the Motion could be discussed at any time.

PU ZOSIAMA PACHUAU : Mr Dy.Speaker sir, the points raised by the hon'ble Opposition Leader is right, the view points of both sides should be taken into account.

DR.J.V.HLUNA : Mr Dy,Speaker sir, if my Resolution was rejected for a good reason, I would gladly accept it. But only a vague information is not satisfactory. I therefore demand the name of the Court, prosecution and the defendant.

DEPUTY SPEAKER : Matter concerning this Resolution will be duly verified.

PU SAIKAPTH IANGA  
MINISTER : Mr Dy. Speaker sir, the way you conduct the House is highly appreciated as you are considerate towards the opinions and suggestions of all the Members. However, it is not the duty of the hon'ble Opposition Leader to move this Motion because, this particular subject has been widely publicised and has been taken to the Court. But you still created an opportunity to discuss and admit the Motion, which in fact is a great achievement on your part. I, therefore, request the hon'ble Mover to accept your decision. It is learnt that in the Indian Parliament and various other places, such issue is not taken up on the day of Budget presentation. Mr Dy. Speaker, you have rendered enough efforts in administering justice and efficiency in the House.

PU ZORAMTHANGA : Mr Dy. Speaker sir, in our Rules 61, Sub.No. I, it is clearly written that when an Adjournment Motion is admitted, all the other Business should come to a stand still. So, I would like to bring forward certain suggestion in order to save the sanctity of our Budget. As such, my Motion should be taken up at least on Monday. If not, too many discussions fall in between and it becomes quite meaningless.

PU P.C.BAWITLUANGA  
MINISTER : Mr Dy. Speaker sir, the said Resolution was rejected on the basis of Rules 62(4) and we also learnt that more time is needed for further verification, besides Rules 62(4) cannot be ignored. So, the date fixed for the Adjournment Motion is quite agreeable because we do not have to adjourn our whole business.

DEPUTY SPEAKER : We shall call upon the hon'ble Minister, Pu C.Vulluaia.

PU C.VUKLUA IA  
MINISTER : Mr Dy. Speaker sir, respecting our Rules and Regulations, the Mover withdrew his Motion yesterday. Today, I hope that we will be able to proceed in accordance with our Rules. Nevertheless, we are likely to hamper the sanctity of our Budget by debating this issue over and over again. As a matter of fact, if we closely observe our Rules

61(2) and 62(2), there is a possibility of rejecting this motion which was already withdrawn the previous day. But since you desire to administer a pleasant working atmosphere in the House, you have fixed the date with ample opportunity for discussion. We should accept your decision so that what you have admitted could be successful. If not there could be many complications. Since this is an adjournment motion, it should be moved and admitted on the date fixed by you, and by that time you will be able to furnish the reasons for rejecting the said resolution. In this way, there will not be any protest from both sides.

DEPUTY SPEAKER : We have heard various informative speeches from our hon'ble Members. Remembering the importance of this motion and to keep up the prestige of this House, the said motion will be taken up on Tuesday as fixed earlier.

PU F. LALREMSIAMA : Mr Dy. Speaker sir, Tuesday is not appropriate. The meaning of adjournment motion is well clarified by the mover. I assume that the prestige of the House is more important than the sanctity of the budget.

DEPUTY SPEAKER : The request made from the chair should be respected.

PU ZORAMTHANGA : Mr Dy. Speaker sir, if our other Business precede this adjournment motion, then it will contradict with the salient features of our rules. So, I request you to kindly take up my motion at least on Monday.

PU C. CHAWNGKUNGA : Mr Dy. Speaker sir, I would like to point out that under the guidance of God, I have occupied your chair for a period of 6 years, where several adjournment motion had been admitted. Today the final decision rests in your hands.

PU LALSAWTA : Mr Dy. Speaker sir, the mover presented this motion in accordance with our rules which was admitted by you. As such, our rule 66 does not mention the date, it simply states that "The motion shall be taken up at such hour as the Speaker may decide. However, even after the mover had complied with your request, you still postponed the motion. If we really wish to maintain the sanctity of the budget, we could take up the motion today after the budget presentation.

PU R. TLANGHIMINGTHANGA : Mr Dy. Speaker sir, we are all aware that other business should come to a standstill on the day of budget presentation. However, a motion crucial enough to adjourn all other business should be duly taken up on the day of its admission, because by delaying the motion, the sanctity of the mover as well as the one who admitted it is greatly hampered. We made a decision to leave aside all other business on the day of budget presentation, and the mover of the motion had given his consent. So, it is wrong to postpone the motion. I suggest that the motion be discussed on Monday.

PU T. L. RUALA : Mr Dy. Speaker sir, we too have many things to say if you do not stand in your decision, which will create more complications. So, you should go according to your decision.

DEPUTY SPEAKER : We have heard extensive statements from our members. Besides, I have made a request to have a better understanding to which the mover had agreed, so, as fixed earlier, the motion will be taken up on Tuesday. As highlighted in our list of business, we have budget presentation today.

PU ZORAMTHANGA : Mr Dy. Speaker sir, this is an adjournment motion and it has lost many of its natures. If it is a resolution, it should be taken up at any appropriate time. It is wrong to make precedence in the House.

.....60/-

DEPUTY SPEAKER : Tuesday is fixed for the motion so that there can be ample time for discussion.

PU ZORAMTHANGA : Mr Dy. Speaker sir, our rule has no meaning here because the adjournment motion is presented for adjournment of the business of Assembly. It cannot an adjournment motion if it is taken up at any appropriate opportunity.

DEPUTY SPEAKER : We do mean to give any appropriate time for the motion. So, let us all give our consent to take up the motion on Tuesday.

PU ZORAMTHANGA : Mr Dy. Speaker sir, on Tuesday, how many hours will be reserved for my motion ?

DEPUTY SPEAKER : We also have a Govt. business on Tuesday and we can have the whole day.

PU ZORAMTHANGA : Mr Dy. Speaker sir, in that way, there will be no meaning. If other business could be postponed on Tuesday, why the same cannot be done on Monday.

DEPUTY SPEAKER : It does not mean that our other business is postponed only on Tuesday. Let us finish with the discussion of this issue.

PU ZORAMTHANGA : Mr Dy. Speaker sir, we have made enough sacrifice in order to create a better understanding. So, you have to make special arrangement in order to save the basic nature of the motion. Otherwise it is quite humiliating for us.



DEPUTY SPEAKER : There is nothing to feel embarrass so, let us stop the debate.

FU LAL THANHAWLA : Mr Dy. Speaker sir, I am grateful  
CHIEF MINISTER for admitting the motion in the midst of other business. As such the hon'ble mover had given his consent towards the decision of the hon'ble Speaker. So, I suggest that the matter be discussed together by the mover, Parliamentary Affairs Minister and the Speaker, and if you decide to take up the motion on Monday after the question hour, we give our full agreement.

FU ZORAMTHANGA : Mr Dy. Speaker sir, in such cases, I honestly request you to shift the motion on Monday.

DEPUTY SPEAKER : As suggested by the hon'ble House Leader, the matter is left to be settled by the hon'ble mover, Parliamentary Affairs Minister and the Speaker.

Now, as highlighted in the List of Business, we shall have budget presentation; Annual Budget for 1996-97 and Allied Papers. (2) Supplementary Demands for grants for 1995-96. (3) Supplementary Demands for Grants for Regularisation of Excess Expenditure for 1987-88 to 1992-93.

Let us call upon the hon'ble Finance Minister to present the Annual Budget for 1996-97 and Allied Papers.

FU J. LALSANGZUALA : Mr Deputy Speaker sir, with your  
MINISTER permission, I stand to present the revised Estimate for the year 1995-96 and the budget Estimate for the year 1996-97. Sir, may I have your permission to present to the House the Revised Estimates for the year 1995-96 and the Budget Estimates for the year 1996-97 ?

2. Let me, sir at the outset submit that the Budget Estimates for the year 1996-97 which I propose to present are interim nature. Hon'ble Members know that our budget is heavily dependent on the flow of resources from the Centre. As much as 93 percent of our budget is sustained by the Central support. Because of the ensuing general election in the country, the Central Government has differed finalisation of the Plan Outlay and the Central support for 1996-97. As such, there is no

In any adversity like this availability of funds to restore the damaged property and rebuild the economy is always limited and the task is daunting. Besides, releasing Rs. 120 crore from the calamity relief fund, saving from the budget also enable releasing an additional amount of Rs. 2.36 crore for restoration of work. Our appeal to Govt. of India resulted in further assistance of Rs.4.71 crore. We have also received generous financial help to the tune of Rs.35.13 lakh from private and voluntary agencies like Churches, non govt. organisation (NGOs) and individual and we are beholden to them for this wonderful gesture. At this juncture. I would like to take the opportunity to thank our hon'ble Prime Minister for his generous cash assistance to the tune of Rs. 50,000 to each of the bereaved families who lost their kith and kin in the tragedy. I once again salute the brave hearts of our people and the sacrifices they had to made under the circumstances.

#### TENTH FINANCE COMMISSION :

7. In my last speech I made a mention of the Tenth Finance Commission, I take pleasure to inform the hon'ble Members that the per capita transfer of resources to Mizoram under the recommendations of the Tenth Finance Commission is the highest among the States. The total devolution recommended by the Commission to Mizoram for the period 1995-2000 is Rs.1802.01 crore - Rs. 1392.37 crore by way of tax shares and Rs. 403.64 crore by way of grants-in-aid-representing a step up of 76.5 % over the recommendations of the Ninth Finance Commission for the preceding five year period 1990-1995. Apart from the revenue gap grants of Rs. 331.19 crore, the other grants include Rs. 57 crore for the development of Lengpui Airport, Rs. 2.82 crore for Police housing Rs. 4.31 crore for upgradation of some selected services, Rs.3.32 crore for improvement of local(rural and urban) administration and Rs.5 crore as contribution towards the Calamity Relief Fund. The special grants-in-aid of Rs.57 crore for the Lengpui Airport, was in addition to Rs.20 crore allocated earlier by the Planning Commission for the two years 1994-95 and 1995-96. Another notable feature of the report of Tenth Finance Commission is that Mizoram, for the first time, came to have a share, though small, but of the grants-in-aid earmarked for distribution to States by way of compensation in lieu of the repealed tax on the railway passengers fares. This was in recognition of a stretch of railway-line entering the State upto Bairabi.

#### PLAN OUTLAYS:

8. I mentioned that the total size of the State Plan in the current year is Rs.249 crore with Central support being Rs.283 crore. On present indications, we are expected to spend Rs.234 crore only in the current year. The shortfall of Rs.15 crore is under

the externally-aided Projects. We have approached overseas Economic Cooperation Fund (●ECF) of Japan through the Government of India, for assistance for the Turrial Hydel Project and a fact-finding team is likely to visit the State early next year. In addition to the State Plan, the expenditure on Centrally Sponsored Schemes is estimated at Rs.57.55 crore and on N.E.C. Schemes at Rs.16.13 crore. An extra outlay of Rs.8.05 crore is on schemes funded by the Rural Electrification Corporation and the Power Finance Corporation. For the next year, we have, as directed by the Planning Commission, tentatively assumed the outlay on the Plan at the same level as the normal Plan in the current year. The Plan expected to be finalised by the Planning Commission after General elections will be reflected only in the regular budget for 1996-97 to be presented later.

REVISED ESTIMATES FOR 1995-96:

9. With an overall surplus of Rs.4.67 crore during 1994-95, the current year (1995-96) opened with a deficit of Rs.27.25 crore. The Revised Estimates framed now for 1995-96 reveal a closing deficit of Rs.41.21 crore. Though there is a deterioration of resources to the tune of Rs.18.63 crore over the last year, bulk of this deterioration was only technical in nature in the sense that the expenditure corresponding to the assistance of Rs.14.96 crore received at the end of the last year of payment of rental charges to those whose property was utilised by the security forces during the counter-in-surgency operations, had to be provided in the Revised Estimates for the current year.

10. From the receipts angle, the current year proved quite difficult. For this year (1995-96), the Tenth Finance Commission had estimated a deficit of Rs. 293.78 crore in the Mizoram's non-plan Revenue Account. To cover the same fully, they assumed devolution of Rs. 146.53 crore by way of tax-shares and recommended general grants -in-aid of Rs. 147.25 crore for the balance. However, the tax-share allocated by the Govt. of India was reduced to Rs. 135.09 crore on account of expected shortfall in the revenue from the Union Excise duties. Our hon'ble Chief Minister took up the matter with the Union Finance Minister with a plea to compensate us for this shortfall through a corresponding increase in the quantum of the grants-in-aid, in compliance with the true spirit underlying the Finance Commission's assessment. This, however, did not materialise. There was further erosion in our receipts in the form of a recovery of Rs. 10.05 crore from our tax-share on account of the excess payment stated to have been made in 1992-93.

11. The budget estimates for the current year as presented by me last year had shown an overall surplus of Rs. 8.72 crore. As compared to this, the revised estimates framed now show a deficit of Rs. 13.96 crore. Apart from the shortfall in the State's tax-shares, there were certain inescapable increase in expenditure also. The non-plan expenditure has grown from Rs. 308.30 crore in the P.E stage to Rs. 381.64 crore at the R.E stage. One of the reasons as stated above, was the provision for the payment of rental charges which had to be made in the revised estimates.

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Besides, provision had to be made for payment of compensation to those property was damaged during the counter-insurgency operations, corresponding to the grants-in-aid of Rs.18.36 crore received from the Government of India. There was extra expenditure also because of massive landslides in the southern parts of the State. Also, I had deliberately not made provision in the Budget Estimates for payment of two instalments of D.A. due to employees in the fond hope that this burden would be absorbed by the departments through economy in their normal budget allocations. This, however, could not be absorbed. Further payments of Interim Relief also had to be made to employees including arrears for the period September 1993 to March 1995. However, as already stated, due to cooperation extended by our employees, much of these could be impounded in GPF accounts.

BUDGET ESTIMATES FOR 1996-97 :

12. On the basis of the Revised Estimates for 1995-96, the next year 1996-97 is expected to open with a deficit of Rs 41.21 crore. One of the foremost considerations before me while framing the budget for the next year was to reduce this deficit of the utmost extent possible. With the co-operation of different department. I have succeeded in framing a surplus of Rs 4.47 crore against the deficit of Rs 13.96 crore as per the Revised Estimates for the current year, showing an improvement of Rs 18.43 crore. This was possible mainly through the avoidance of inessential expenditures and containment of the growth of other non-plan expenditure. I hope to maintain this trend in the final budget for the year.

13. The Budget Estimates show a surplus of Rs 97.89 crore on Revenue Account, with revenue receipts placed at Rs 581.82 crore. and revenue expenditure at Rs 483.93 crore. However, with a huge deficit of Rs 94.85 crore on Capital Accounts, there is a small surplus of Rs 3.04 crore only in the Consolidated Fund. The Public Accounts also reveals a small surplus of Rs 1.43 crore. With the everall surplus of Rs 4.47 crore, the closing deficit is estimated at Rs 36.74 crore.

14. Taking the budget as a whole, total disbursements in 1996-97 amount to Rs 643.10 crore consisting of Rs257.08 crore on Plan account and the remaining Rs 386.02 crore on non-plan accounts. The Central support comes to Rs 599.74 crore, accounting for 93.26 percent of the aggregate budget.

15. As stated earlier, the outlay on the State Plan and the Central assistance therefor are tentatively pitched in the budget at the level of the current year only. Provision has also not been made in the budget for the fresh instalments of D.A which the Government may

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have to pay to the employees next year. Following the report of the Fifth Central pay Commission expected early next year, the State Government may also have to go in for extensive pay-revision for its employees. On the other hand, the Government may have to go in for further additional resources mobilisation on the basis of the recommendations of the Mizoram Resources Mobilisation and Taxation Enquiry Committee which is in session. I propose to take up all these aspects at the time of framing the final budget for the year 1996-97.

16. Before I close, I want to make an earnest appeal. Our demand on the limited resources is ever growing as the Government expenditure is increasing year after year. As per the recommendations of the Tenth Finance Commission, the non-plan gap grant is shrinking every year until it disappears totally in another four years time. While we have made every effort to raise resources of our own to match the need, there are limitations. The only alternative is to tighten our belts and the departments of the Government spend discreetly and avoid unnecessary expenditure. As they say, 'economy is a great source of revenue' and I want every department to follow this so that we can learn to live within our means. I am hopeful that the departments would heed to this advice.

17. While as required, the Annual Financial Statement for the year 1996-97 has been laid before the House and the connected Demands for Grants are also circulated to the Honourable Members, I am, at this state, seeking a 'Vote on Account' only for the first four months of the financial year 1996-97.

18. Sir, before I close, I would like to thank you and all other Members of the House for giving me a patient hearing and attention. I also express my thanks to the Officers and staff of all department, especially the Finance Department and the Government Press. Further, this is the first time that the State budget has been largely prepared on the Computer. This was possible only because of the special efforts put in by the Mizoram Unit of the National Informatics Centre. My special thanks are due to them for this cooperation.

Thanking you, Sir.

DEPUTY SPEAKER : Our Budget has been presented by the Hon'ble Finance Minister. Now, we request him to present the supplementary Demands for grant and Regularisation of Expenditure.

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PU J. LALSANGZUALA : Mr Dy. Speaker Sir, with your  
MINISTER permission, I beg to lay on  
the Table of this August  
House, the Supplementary De-  
mands for Grants for Regularisation of Excess Expendi-  
ture for the year 1987-88 to 1992-'93. Thank you Sir,

DEPUTY SPEAKER : I hope each Member received  
the copy. The Budget for  
1996-'97 and Supplementary  
Demands have been presented by  
the Hon'ble Finance Minister  
which will be discussed in our next meeting. Our  
Session will resume at 10:30 A.M. on Monday.

The House Adjourned at 12:50 P.M.