

PROCEEDINGS OF THE FOURTH SESSION OF THE MIZORAM LEGISLATIVE
ASSEMBLY HELD AT THE ASSMEBLY HALL FROM 25.9.73 TO 10.10.73

2nd Sitting on 26th September.,1973 at 11:00 A.M.

SPEAKER: "Execute true judgment and shew mercy and compassions every man to his brother. And oppress not the widow, nor the fatherless, the stranger, nor the poor, and let none of you imagine evil against his brother in your heart"

Now, we shall take Question No. 7 of
Pu K.Sangchhum's.

PU K.SANGCHHUM Mr.Speaker Sir, my Question No. 7 (a),(b) & (c)
(a) Whether the establishment of Govt.
High School, Saiha has been made permanent.
(b) If so, whether teaching staff who have
service are to be confirmed ?
(c) If not, why not ?

SPEAKER: Let the Minister i/c reply.

PU VAIVENGA
MINISTER: Mr.Speaker Sir, Saiha High School is not
made a permanent one.
(b) As the High School is not made permanent post, the staff
are not made permanent and confirmed. As such, question 'C'
cannot be answered.

PU SAPLIANA Mr.Speaker Sir, supplementary question,
Many High Schools were Provincialised, but
did the appointed Headmasters joined their posts ? What is the
position of Saiha ?

PU VAIVENGA
MINISTER: Mr.Speaker Sir, due to non-confirmation of
Mizoram Government from the Assam
Government, we cannot confirm what the Assam Government had not
confirmed.

PU Mr.Speaker Sir, supplementary question; If
so, is there intention to make confirmation.

PU VAIVENGA
MINISTER: Mr.Speaker Sir, unless and until this
matter is confirmed, no other matter can
be taken up.

PU SAPLIANA Mr.Speaker Sir; supplementary question; How
many High Schools were there while under
Assam Government and what was Saiha position then ?

R.zht/-

.....2/-

PU VAIVENGA
MINISTER: Mr. Speaker Sir, in Mizoram while under Assam Government we had only three(3) Government High Schools. I cannot say whether the High Schools in Aizawl, Lunglei and Saiha were confirmed.

SPEAKER: Question No. 8 of Pu K. Sangchhum.

PU K. SANGCHHUM: Mr. Speaker Sir, my question No. 8 - Whether the Government have appointed Headmasters for the M.E. Schools provincialised in 1972.

PU VAIVENGA
MINISTER: Mr. Speaker Sir, yes, appointed.

PU SAPLIANA: Mr. Speaker Sir, supplementary question, It seems some schools were provincialised during 1972, it appears from the Hon'ble Minister -in-charge's reply that appointments have been made, have the appointed Headmasters joined their posts ?

PU VAIVENGA
MINISTER: Mr. Speaker Sir, appointments were made and confirmed, I believed they should have joined.

PU K. SANGCHHUM: Mr. Speaker Sir, supplementary question, When was the appointments made ?

PU VAIVENGA
MINISTER: Mr. Speaker Sir, I cannot tell the time though I think these are confirmed.

SPEAKER: Question No. 9 of Pu K. Sangchhum.

PU K. SANGCHHUM: Mr. Speaker Sir, will the Hon'ble Minister i/c Education be pleased to state - whether there was Government sanction during 1972-73 and 1973-74 for the construction of the building of Government at

PU VAIVENGA
MINISTER: Mr. Speaker Sir, Rs. 10,000/- (Ten thousand) only was sanctioned for building grant during 1972-73 and there is no further sanction as yet during 1973-74, for Saiha Government High School.

PU K. SANGCHHUM: Mr. Speaker Sir, Supplementary Question; though Rs. 10,000/- (Ten thousand) only was sanctioned, was the building constructed and where ?

R. zht/-

.....3/-

PU VAIVENGA

MINISTER:

Mr. Speaker Sir, I cannot reply that. I believe they should construct the building at their chosen and acquired site.

PU K.SANGCHHUM:

Mr. Speaker Sir, I don't question the "may be?" I want to know whether it was constructed or not and where ?

PU LALHLIRA:

Mr. Speaker Sir, have the utilisation been reported to the Government ?

PU VAIVENGA:

Mr. Speaker Sir, they should report to the Government as I have said. I cannot say the condition of Saha.

PU SAPLANA:

Mr. Speaker Sir, in the Inspecting Line we have Inspectors, I want to know how our Government have utilised the sanctioned during 1972-73, where and how many buildings were cons-structed ? Rs. 10,000

PU VAIVENGA

MINISTER:

Mr. Speaker Sir, Inspectors' position are being arranged to do Inspecting; if such cases arise, I believe Government needs to take careful consideration.

PU K.SANGCHHUM:

Mr. Speaker Sir, Supplementary Question- Financial Year is over, will the Government delect where the money is kept ?

PU VAIVENGA

MINISTER:

Mr. Speaker Sir, the sanctioned money was given to the School as Building grant, which should be handed over to the School managing authorities. If such thing arose Inspectors should see to it.

PU SAITLAWMA:

Mr. Speaker Sir, Supplementary Question- When Government sanction money for Building Grant, are there any staff detailed to make an on-the-spot verification ? Are the Inspectors Competent to do so ?

PU VAIVENGA

MINISTER:

Mr. Speaker Sir, Inspectors should see whether the School Grants etc., and other things are utilised for the purposes, but it would be difficult to go into details. I think we could not sanction money for School building grants for many of the Villages as demanded. In this matter, should make on-the-spot verifications.

R. zht/-

x where considered necessary
Inspectors4/-

PU SAPLIANA: Mr. Speaker Sir, Supplementary Question-
Was the Rs. 10,000/- sanctioned for a particular purpose or for what purpose the Government sanctioned? Which Department released or sanctioned the money?

PU VAIVENGA MINISTER: Mr. Speaker Sir, the money was sanctioned for the School maintenance and to the managing authorities.

PU R. DOTINAIA: Mr. Speaker Sir, Supplementary Question-
Whether the Director, the Committee or the Headmaster is the appointed School Supervising authority?

PU VAIVENGA MINISTER: Mr. Speaker Sir, in the new Provincialised Schools there were Committees who share responsibilities with the Headmasters. But in the already Provincialised Schools, the Headmasters and the Inspectors or the Staff bear the same responsibilities.

SPEAKER: Question No. 10 of Pu Lalsangzuala.

PU LALSANGZUALA: Mr. Speaker Sir, My Question No. 10-
(a) Whether it is a fact that two M.E. + 3 L.P. Schools buildings at Hnathial were completely destroyed by Cyclone in April, 1973.
(b) If so, whether any action has been taken to reconstruct these buildings.
(c) If not, why not? After six months past?

PU VAIVENGA MINISTER: Mr. Speaker Sir, Yes. Funds were provided for re-construction of M.E. & L.P. Schools buildings which should be utilised for the purpose.

SPEAKER: Question No. 11 -

PU LALSANGZUALA: Mr. Speaker Sir, Question No. 11 -
(a) Whether it is a fact that while selecting Headmasters for the Provincialised High Schools, no consideration was given to Teachers who have passed through A.P.S.C.
(b) If so, why?
(c) Whether the selection of such Headmasters has been conducted by the D.P.C.
(d) If not, why not?

R. zht/-

.....5/-

PU VAIVENGA

MINISTER:

Mr. Speaker Sir, Selection has not yet been made, hence Question 'b' cannot be replied. Selection has not yet been made for reply to 'e' hence 'd' cannot be replied.

PU LALHLIRA:

Mr. Speaker Sir, Supplementary Question- Is it a fact that among the Mizoram High Schools Provincialised Government is going to confirm the four Headmasters ?

PU VAIVENGA

MINISTER:

Mr. Speaker Sir, since Selection has not yet been made. I cannot tell anything about it.

PU LALHLIRA:

Mr. Speaker Sir, Supplementary Question- Is Government going to make selection?

PU VAIVENGA

MINISTER:

Mr. Speaker Sir, Yes.

PU C. LALRUATA:

Mr. Speaker Sir, Supplementary Question- Why can't they make selection yet, what is the difficulty ?

PU VAIVENGA

MINISTER:

Mr. Speaker Sir, as it is necessary to collect information selection cannot be made yet.

PU LALKUNGA:

Mr. Speaker Sir, Supplementary Question- Can he tell the House what information is necessary to collect ?

PU VAIVENGA

MINISTER:

Mr. Speaker Sir, there are many factors necessary for making selection. I cannot openly tell the House of such thing.

PU LALKUNGA:

Mr. Speaker Sir, Supplementary Question- Who manage or supervise the High School/Schools before making selection ?

PU VEIVENGA

MINISTER:

Mr. Speaker Sir, with the creation of Assistant Headmasters' posts the School is managed by the Committee concerned.

PU LALHLIRA:

Mr. Speaker Sir, is the Government aware of the fact that Headmasters and staff are frustrated because the Govt. have not yet made selection ?

.....6/-

R. zht/-

PU VAIVENGA
MINISTER:

Mr. Speaker Sir, No.

PU LALKUNGA:

Mr. Speaker Sir, Supplementary Question-
In the Selection of Assistant Head-
masters, was consideration given to Teachers who have
passed through Assam Public Service Commission ?

PU VAIVENGA
MINISTER:

Mr. Speaker Sir, present Asstt. Head-
masters who have served as High
School Headmasters, are now temporarily posted as Asstt.
Headmasters.

SPEAKER:

Question No. 12 -

PU LALSANGZUALA:

Mr. Speaker Sir, Question No. 12 -
(a) Whether it is a fact that the
State Social Education Department has not been allotted any
Vehicle whereas they are allowed to appoint a Driver.
(b) If so, the purpose for which the
post of Driver has been sanctioned.

PU VEIVENGA
MINISTER:

Mr. Speaker Sir, the State Social
Education Department is not allotted
any Vehicle and also not allowed to appoint a Driver.

PU C. LALRUJIA:

Mr. Speaker Sir, Supplementary Question-
Is it a fact that this Department
without having Cinema appointed four Operators ?

PU VAIVENGA
MINISTER:

Mr. Speaker Sir, as the Question
concerns Driver, I cannot reply.

SPEAKER:

Question No. 13 -

PU SANGKUNDA:

Mr. Speaker Sir, Question No. 13 -
(a) Whether it is a fact that some
L.P. Teachers who were transferred to other villages have
not joined duties as ordered.
(b) If so, what action has been taken
by Government against the defaulting teachers.
(c) Whether those defaulting teachers
have been allowed to draw pay and allowances regularly.

PU VAIVENGA
MINISTER:

Mr. Speaker Sir, reply to (a) is 'Yes'
The Department concerned take Appre-
priate actions for such cases, since action were taken,
they were not allowed to draw pay and allowances.

.....7/-

R. zht/-

PU K.SANGCHHUM: Mr. Speaker Sir, Supplementary Question- how many defaulting Teachers were punished by the Government and which Villages Teachers were they ?

PU VAIVENGA
MINISTER: Mr. Speaker Sir, now there are two of Hnahlan and Chalrang Villages.

PU SANGKHUMA: Mr. Speaker Sir, Supplementary Question- One Teachers was transferred to Litu, my constituency, about four/five months past, who was supposed to have joined, he joined but did not work. It must have been that he had joined because of Order and supposed to work!! Has the Government taken action? Or he took leave on what leave? Can he draw full pay? How can Teachers avail leave on Medical Ground?

PU VAIVENGA
MINISTER: Mr. Speaker Sir, I don't know such case, I shall see from the Department.

PU VANLALHRUAIA: Mr. Speaker Sir, Supplementary Question- One Teacher transferred to Chawngtlai in the month of September last year, have not yet joined his post. Has action been taken against him? Is it a fact that he is still drawing full pay?

PU VAIVENGA
MINISTER: Mr. Speaker Sir, I think my previous reply covers this matter.

PU R.DOTINAIA: Mr. Speaker Sir, Supplementary Question- One person of Tuikual Veng/Village was appointed as Primary Teacher amongst the 200 candidates and posted at Chhiahtlang, where he joined, he disappeared after joining. Is it a fact that he has not yet joined till today?

PU VAIVENGA:
MINISTER: Mr. Speaker Sir, I have not known of the matter.

SPEAKER: Question No. 14 -

PU J.THUNGHUAMA: Mr. Speaker Sir, my Question No.14 - How many cases of 'false certificates' for High School Leaving Certificate and above have been brought to the notice of the Education Department and what action have been taken by Government on these matters.

PU VAIVENGA
MINISTER: Mr. Speaker Sir, so far only one case
has been brought to the notice of the
Education Department and appropriate action has been taken.

PU J. THANGHUAMA: Mr. Speaker Sir, Supplementary Question-
Who is he and where is he working/
serving ?

PU VAIVENGA
MINISTER: Mr. Speaker Sir, I cannot reply that
now.

PU LALHLIRA: Mr. Speaker Sir, if he cannot reply now,
then what does appropriate action mean?

PU J. THANGHUAMA: Mr. Speaker Sir, he should resign.

SPEAKER: Question No. 15 -

PU J. THANGHUAMA: Mr. Speaker Sir, my Question No. 15-
What action (progress) has been taken
by the Government to meet the public demand regarding the
revision of School Text-Books in Mizoram ?

PU VAIVENGA
MINISTER: Mr. Speaker Sir, For Classes III & IV
Science Text Books based on NCERT
Model Text Books have already been introduced in some of
the Schools in Mizoram as a part of a Pilot Project
Scheme in Science Teaching in Schools. A Text Book
Committee has been constituted with appropriate terms of
references to go into the details.

PU J. THANGHUAMA: Mr. Speaker Sir, Text Book Committee has
been constituted while under U.M.P.P.
Government/Ministry. When was the
work started and when it will be finished ?

PU VAIVENGA
MINISTER: Mr. Speaker Sir, I cannot recollect/
reproduce the fact, I shall tell the
Hon'ble Member, (Questioner) the fact if he so desires.

PU J. THANGHUAMA: Mr. Speaker Sir, Supplementary Question-
I would like to know the time in this
August House; when was the Committee constituted, who are
the members and what was the progress ? If the Hon'ble
Minister concerned cannot tell me of these now, I request
him to give priority and respect to this august House, and
give reply to my questions right here.

.....9/-

R. zht/-

PU C.LALRUATA: Mr.Speaker Sir, there are too many "I don't know" My Department should prepare the Minister concern's replies and probable Supplementary Questions; the replies are not satisfactory they should give satisfactory and better replies in future.

SPEAKER: Question No. 15 -

PU J.THANGHUAMA: Mr.Speaker Sir, my Question No. 16- How Government proposed to absorb those Headmasters serving in the High Schools and the Middle English Schools which have been provincialised by Government ?

PU VAIVENGA

MINISTER: Mr.Speaker Sir, in so far as the newly provincialised High Schools are concerned the Government after giving careful consideration to the claims and demands and the representations from both the Government and non-Government Teachers' side have decided to fill up 3 posts of Headmasters from amongst the Headmaster of erstwhile Non-Government High Schools. The Government also have decided to absorb the Headmasters of the Provincialised High Schools of Pawi District as representing the minority and backward community of the South.

PU LALHLIRA: Mr.Speaker Sir, Supplementary Question- When will such be done ? (Provincialisation or Appointment).

PU VAIVENGA

MINISTER: Mr.Speaker Sir, As I have replied, selection has not yet been made due to some missing factors.

PU C.LALRUATA: Mr.Speaker Sir, Supplementary Question- I would like to mention a particular High School, namely- Champhai Gandni Memorial High School, which had been put under Deficit system. It was treated as Government School regarding pay, provident Fund etc., whether the Government is going to treat this School same as the newly Provincialised High Schools ?

PU VAIVENGA

MINISTER: Mr.Speaker Sir, in this respect, No.

PU J.THANGHUAMA: Mr.Speaker Sir, the reply is usually 'Something', Can they explain the 'Something'? What is 'Something' ??

R.zht/-

.....10/-

SPEAKER: "Something" may be like the word "Men" which can mean many things. Now,
Question No. 17 -

PU J.THANGHUAMA: Mr.Speaker Sir, I want our Something Minister to reply to my Question No.17- How many L.P.Teachers have been appointed for the period between 1st May,1972 to 8th September.,1973 ?

PU C.LALRUATA: Mr.Speaker Sir, is not his address Un-Parliamentary expression ? He is not a 'Something Minister' rather he is an Education Minister !!!!!

PU VAIVENGA MINISTER: Mr.Speaker Sir, 220 Primary School Teachers were appointed.

PU J.THANGHUAMA: Mr.Speaker Sir,Supplementary Question- Are there any appointed who did not appear in the 220 Primary Teachers examination ?

PU VAIVENGA MINISTER: Mr.Speaker Sir, Yes. The relatives of those killed by M.N.F. and with the request from Defence Ministry, are considered to be in need of help by the Government and appointed without appearing in the examination.

PU SAPLINA: Mr.Speaker Sir,Supplementary Question- 8(eight) Primary Teachers were allotted for Chakma Autonomous District, have they, minority Community of the Chakma Autonomous District appointed ?
** been appointed? If so, are any*

PU VAIVENGA MINISTER: Mr.Speaker Sir, it was meant for the Chakma District, but I don't know who were appointed, I shall tell the Hon'ble Member if he so desires.

PU J.THANGHUAMA: Mr.Speaker Sir, our Minister disclosed that some teachers were directly appointed inspite of the order that all Candidates should appear in the examination. What action has been taken against the teachers appointed in violation of Order ?

PU VAIVENGA MINISTER: Mr.Speaker Sir, the question was on the appointment of teachers, this question is irrelevant.

R. zht/-

.....11/-

PU J.THANGHUAMA: Mr.Speaker Sir, he said they appointed 220 Teachers, I asked the number of vacancies and the appointing formula. I asked how many were appointed who did not appear the examination, it is very relevant.

PU CH.CHHUNGA

CHIEF MINISTER: Mr.Speaker Sir, the Question is whether action shall be taken on teachers appointed by unfair means besides those appointed to give relief to the family members whose head of family were killed by M.N.F. and the Security Forces ? It shall depend upon the appointment basis. Action shall have to be taken against those who say they appeared in the examination but who did not really appear, however, perhaps there may be some who did not appear in the examination but who say they appeared, may also say so. But before knowing the circumstances action cannot be taken.

The Pawi, Lakher, Chakma District Councils have authority to manage their Primary Schools, and consideration is to be given to those. If appointment of teachers is to be made, as our Education Department have practised reservation should be made for them.

PU J.THANGHUAMA: Mr.Speaker Sir, for point of information; whenever and every question we put is replied 'I don't know' Whether the Government Departments have not prepared notes for the Ministers ?

PU ZALAWMA: Mr.Speaker Sir, Supplementary Question- 220 L.P.Teachers were appointed, but who appointed them ? The Inspectors of Schools or Director or the Deputy Inspector of Schools ?

PU VAIVENGA

MINISTER: Mr.Speaker Sir, the Head of Department is the appointing authority, who is the Director, by whose power all these were done.

PU ZALAWMA: Mr.Speaker Sir, has delegation of power to District Officers been made regarding appointment ?

PU VAIVENGA

MINISTER: Mr.Speaker Sir, no, by that time.

PU ZALAWMA: Mr.Speaker Sir, any intention to make it ?

PU VAIVENGA

MINISTER: Mr.Speaker Sir, as the circumstance may demand.

R. zht/-

.....12/-

PU J.THANGHUMA: Mr.Speaker Sir, any intention to employ L.P.Teachers appointed by the Congress Party Government ?

PU VAIVENGA
MINISTER: Mr.Speaker Sir, No.

SPEAKER: Question No. 18- Pu Saitlawma.

PU SAITLAWMA: Mr.Speaker Sir, my question no.18 (a),(b)(c) Whether there is any progress in co-operative movement in Mizoram since June, 1972 ?
(b) If so, to what extent and in what ways ?
(c) If so, the reason thereof ?

PU P.B.NIKHUMA
MINISTER: Mr.Speaker Sir, there was progress. The yearly plan scheme of 1972-73 for Rs. 3 lakhs of the Department have fully been implemented. Over and above an additional scheme for Rs. 3.60 lakhs for Mizo Wholesale Co-Operative Society has been implemented. Question (c) needs not be replied.

PU SAITLAWMA: Mr.Speaker Sir, Supplementary Question- In the Co-Operative Movement there are grants for Primary Co-Operative Society, Service Co-Operative Society of the Villages, are there any progress in them ?

PU P.B.NIKHUMA
MINISTER: Mr.Speaker Sir, yes. During the period the Hon'ble Member questioned 18 new Co-Operative Societies were organised and registered. Besides, the Rs. 3 lakhs provisions was given to 76 different Societies as means of help.

PU SAPLAWMA: Mr.Speaker Sir, Supplementary Question- the Hon'ble Minister i/c said the Scheme for Zoram Wholesale Society was implemented may I know how it was implemented ?

PU P.B.NIKHUMA
MINISTER: Mr.Speaker Sir, Wholesale Stores are established many goods were sold through them and to be stocked. These are meant to supply the Societies of the villages and also to supply the needs of the urban people. These stores have functioned properly.

PU NGURDAWLA: Mr.Speaker Sir, the villages are interested in Wholesale Stores because the rate are lower, cheaper. But the location is unsuitable, the people would look the main Bazars and frequent places for the Stores. Will it be possible to locate them in such frequent places ?

R. zht/-

.....13/-

PU P.B.NIKHUMA

MINISTER:

Mr. Speaker Sir, better sites have to be acquired, but not yet found.

PU K.SANGCHHUM:

Mr. Speaker Sir, Supplementary Question- Is there intention/decision taken by the Government to register different Societies during 1973-74 ? If so, how many are proposed to be registered?

PU P.B.NIKHUMA

MINISTER:

Mr. Speaker Sir, registration shall be made as circumstances require.

PU SAPLIANA:

Mr. Speaker Sir, Supplementary Question- there are 3 Districts within Mizoram, have the Government decided/proposed to open new District Wholesale Society ?

PU P.B.NIKHUMA

MINISTER:

Mr. Speaker Sir, the Government shall do so as and when demanded.

SPEAKER:

Question No. 19-

PU SAITLAWMA:

Mr. Speaker Sir, my question No. 19-
(a) Whether it is a fact that the present Asstt. Registrar, Co-operative Societies, Mizoram Aizawl has made much deduction from the total amount T.A. bills of the field staff, during 1972 - 73 ?
(b) If so, the reason thereof ?

PU P.B.NIKHUMA

MINISTER:

Mr. Speaker Sir, there is nothing beyond rules and administrative instructions. But the question 'b' is - 'If so, the reason thereof', in some cases deductions of the T.A. bills were made as per rules of the Government when claims were beyond justification.

PU SAITLAWMA:

Mr. Speaker Sir, Co-operative Movement was the means of development for small nations like, England, Germany, Israel etc., where such were fast developing. Developing Countries make the movement successful and become greater. We need to know this is necessary for development of our land. But the present Asstt. Registrar deducted much of the T.A. Bills of the Field Staff; he deducted much of the T.A. Bills of the Junior Inspectors, Senior Inspectors on duty in villages to make Audit and Inspection of the Service Co-operative Societies, without telling them the reason thereof, which frustrated them. At present, audit or inspection cannot be made of Service Co-operative Society and other Societies, which caused

.....14/-

R. zht/-

frustration of this Department's field staff. I want to know whether the Asstt. Registrar told the Field Staff the reason of deduction of the T.A. Bills ?

PU P.B. NIKHUMA
MINISTER:

Mr. Speaker Sir, the Finance Department made circular regarding the reduction of T.A./D.A. etc., as there are different kinds of T.A./D.A. Besides, the concerned Department made circular as there are no more regular stages between Bungalows, hence T.A./D.A. etc., shall be Billed according to the practical stage taken. For example, there are many Bungalows between Aizawl and Lunglei, but it will take only one day as the road is Motor-able, hence only one day's T.A. should be billed. It will take two days to reach Lunglei if he halted at Serchhip, hence he should bill two days' T.A. The Department concerned made circular to clarify how deduction of T.A. can be made which the Hon'ble Member put to question. It is inevitable to deduct the T.A. Bills of some Office Staff who billed their T.As out of their ignorances. I beg the Hon'ble Member to pardon me because I cannot tell whether the Asstt. Registrar informed all individuals concerned the reason of deduction of their T.A. Bills.

PU C. LALRUWA: Mr. Speaker Sir, Supplementary Question-
Were there any staff who did not get their T.As ?

PU P.B. NIKHUMA
MINISTER:

Mr. Speaker Sir, such cases does not arise.

PU K. SANGCHHUM: Mr. Speaker Sir, it is clear that only one day is taken between Aizawl and Lunglei. If so, has the rates for different stages been fixed, when some staffs go on duty ? Has circular been made stating the condition and distance for claiming T.As ?

PU P.B. NIKHUMA
MINISTER:

Mr. Speaker Sir, circular was made clarifying that T.A. should be billed according to the actual journeys performed, not necessarily on specified stages. I have answered this question earlier.

PU SAITLAWMA: Mr. Speaker Sir, Our Hon'ble Minister
i/c of the Department could not answer my question whether there are some who could not draw their full T.A. I know such persons, but will the Head of Department consider and take action if I tell them ?

.....15/-

R. zht/-

PU P.B.NIKHUMA

MINISTER:

Mr. Speaker Sir, I think he should consider if there are some who did not draw their full T.As. We know there are some cases in Lunglei, I believe cases outside the concern of the circular and Government instruction cannot be considered but I hope there shall be a way to consider those who could not draw their T.As for journeys actually performed, ** for which I have no hope of their drawing,*

SPEAKER:

Question No. 20 -

PU SAILAWMA:

Mr. Speaker Sir, my question No. 20-
What is the total amount under T.A. of field staff of co-operative Department surrendered to the Government during 1971-72 and 1972 - 73 ?

PU P.B.NIKHUMA

MINISTER:

Mr. Speaker Sir, there is no separate and particular budget provision of T.A. exclusively for field staff, as the Hon'ble Member questioned, though it was made for the particular Department. As sum of Rs. 176/- has been surrendered in the year 1971-72, there is no fund surrendered during the year 1972-73.

SPEAKER:

Question No. 21 -

PU SAILAWMA:

Mr. Speaker Sir, my question No. 21-
(a) Whether it is a fact that a large sum of money sanctioned during 72-73 by Government for construction of office building of Co-operative Department has been surrendered by the Government ?
(b) If so, the reason thereof ?

PU P.B.NIKHUMA

MINISTER:

Mr. Speaker Sir, from the Hon'ble Member's question, it seems to appear that there is budget provision of building grant for Co-operative Department. This Department have no budget provision during the year 1972-73, hence the question of surrender does not arise.

PU SAILAWMA:

Mr. Speaker Sir, is it a fact that this Co-operative Department surrendered some amount of money ?

PU P.B.NIKHUMA

MINISTER:

Mr. Speaker Sir, it is not true from this Department's budget.

PU J. THANGHUMA:

Mr. Speaker Sir, is it a fact that there was proposal or intention to purchase private house at the cost of Rs. 80,000/- ?

R. zht/-

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PU P.B.NIKHUMA

MINISTER: Mr. Speaker Sir, the examination and valuation of the House was made, but the money concerned was not from the Co-operative Department budget, rather it is from the Public Works Department budget. As the rate of the Public Works Department and the house-owner's demand differ too much, the negotiation was abandoned.

SPEAKER: Question hour is over, our next item is No. 2 of the List of Business, the Minister i/c need not lay the rules on the table regarding L.A.D, because it was prepared and finished only yesterday. It was simply distributed to you. Hence, Item No. 2 of the agenda should be cancelled, as it was already distributed. We shall take up Item No. 3. The Finance Minister has introduced the Item No. 3. "The Mizoram Salaries and Allowances of Ministers Bill, 1973" let him move it for consideration.

PU KHAWINKHUMA

MINISTER: Mr. Speaker Sir, 'I beg to move that the Mizoram Salaries and Allowances of Ministers Bill, 1973 be taken into consideration'.

SPEAKER: He has moved the motion any Member who oppose this may say so, now.

PU NGURDAWLA:

Mr. Speaker Sir, we saw this Bill only yesterday. In our rules, which the honourable Committee prepared and approved by this August House, in Rule 77, it is provided that Members should see the Bill four days in advance, for their study, before it shall be introduced. But having received a copy only yesterday, we did not have enough time to study and we cannot have idea at all. This Bill shall be in force even for the future Ministers' Salaries and it is not right to deal with important thing very hastily. Besides, we cannot form ideas on it, and may have to pass it blindly, such kind of thing should be done in this August House.

Unless our Hon'ble Speaker could allow us to avail four (4) days before moving the motion for our study time, we shall pass this bill without proper study and understanding, thereby lowering the dignity of this August House. We need to remember that "Rome was not built in a day". We have only one day to study this Bill, and it shall be foolish to try to have it passed within one day. I believe it will be right not to move it today, after four days we shall have enough time and prepare ourselves with firm ideas.

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Otherwise, I am afraid we shall pass the Bill too hastily which shall cause do 1-lock for the future generation. Thank You.

PU J. THANGHUAMA: Mr. Speaker Sir, I support the Hon'ble Member's point, as he said we were given the copies only yesterday though our rules fixed four (4) days for the purpose. But I don't care whether it is two(2) or four(4) days, as it is of much importance, the opposition and ruling parties should discuss outside the House as we still have Excise Bill etc. to consider. If we can do it in a more ample time, I supported the Hon'ble Member's point not to do it today.

SPEAKER: This is not meant for mentioning amendment, it is written in our Rules 77, provision 2 "Provided further that no such motion shall be made until after copies of the Bill have been made available for the use of members, and that any member may object to any such motion being made unless copies of the Bill have been so available for four days before the motion is made and such objection shall prevail unless the Speaker, in his discretion, allows a motion to be made." There is provided that Members may object to it if four days is not available before consideration, however, it is further provided that the Speaker may allow the motion to be made, with his discretionary power. This Bill was introduced only yesterday, the Minister i/c moved it now for consideration. Members' objection citing this rule need to be given due respect and consideration. But this Bills like Members Salaries Bill, Ministers' and Speakers' Salaries Bills are not so very lengthy, if studied carefully the contents and meaning can be understood within one (1) hour.

My conclusion is that, although the motion was moved, we shall not consider it today because of the objections, I believe it will be better to consider these three (3) Bills tomorrow. You shall be able to study the Bills thoroughly within that period and I believe you shall be able to point out all the points that you found necessary to clarify. I think it will be better to leave it for consideration tomorrow if Members have not studied the Bills yet.

PU K. SANGCHHUM: Mr. Speaker Sir, since the first Session you have not given enough time to Members till today, even when we have very important things to say. We are nearly dragged along. It is not right to do things hastily. Further the rules to be followed are in

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print here. Therefore, I request you to allot us four (4) days, according to our rules, understanding our difficulties and needs.

PU ZALAWMA: Mr. Speaker Sir, I think this Bill should be considered last as it concerns the Salaries of our Ministers, Speaker, Deputy Speaker and Members. I think it is shameful that they want them to be considered first. I think it is not wise to consider private or personal interests in the first place neglecting other public interests, I feel it is quite shameful to do such a thing. Whether the Bill is long or short. I feel these Salaries Bills should be taken up after finishing all other businesses.

Our Rules was approved by this August House; if we Members have objection on the basis of this Rules, the Hon'ble Speaker also should kindly accept, and allot us four(4) days for studying the Bills as the Hon'ble Member has said. Then, other Bills like Petroleum Bill, Excise Bill etc., shall be taken up first, but these Salaries Bills should be taken up last.

PU CH.SAPRAWNGA: Mr. Speaker Sir, I want to say something regarding this matter. This Union Territory came into existence one and a half years ago, we, the Members requested our Government to make this Members and Minister's Salary Bills from the very beginning. As far as I can know our Government also tried that. After one and a half years, I don't know whether the Central Government or other authorities are responsible, but I cannot understand that the Government cannot bring these simple Bills at the exact and required time; though I am not competent to say who is responsible. Hence, I feel it will be quite a problem for us if the Central Government will neglect us so. I believe we shall have other Bills in future, but Members' and Ministers' Salaries Bills are the most simple of all Bills which require one and half year to be ready, even then it could not come at the required time for consideration in this Session today, and the Members have to pray for more time. I pity ourselves. If the Central Government is going to make trouble for us in this way I feel it will be quite a dark future for us. When I think of all the other Bills to come later, I feel worried, and I don't understand this kind of negligence.

SPEAKER: Hon'ble Member Pu Zalawma's point is right regarding consideration of ones own pay. However, we have made our Calendar, prepared by B.A.C. which the House approved. We are supposed to finish our Session on the 28th, according to this Calendar. I only tried to see if we could follow the Calendar for the Session without need to disturb other days. If we look at

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our business for tomorrow. Private Resolutions are included, and the consideration of the Bills. Without disturbing this, we shall first take up these simple Bills which need no lengthy study. But the Excise Bill and Taxation Bill are lengthy and will need longer periods for their study; as such we should take them up later on, so that Members may have enough time to study. If such arrangement could be made, it seems the businesses could be arranged without disturbing the Calendar. Hence, we should leave Salaries Bills for tomorrow, and adjourn the meeting now. We shall have enough time till tomorrow for study. My opinion is that such an arrangement could be convenient.

PU ZALAWMA: Mr. Speaker Sir, if the Business Advisory Board is to meet again to find a way to provide four (4) days for the study time, as it seems that the previous meeting's solution could be revised. As the time cannot be fixed and our Bills having arrived late will it not be convenient for the Business Advisory Committee to have meeting again ?

SPEAKER: That can be another proposal. But our Calendar was made so as to provide four(4) days for the Member for their studying of the Bills before introduction. We should also understand our Government's difficulties and position, primarily caused by bad system of communication with the authorities so far away. It is not easy to contact and deal with the Central Government regarding money matters, as other full fledged States have experienced. Hence, things cannot be done quickly. I hope Hon'ble Members will try to understand the difficulties met by the Government regarding financial matters.

I would not like to have these Bills considered today without giving sometime to the Members for studying them. But if you look at the Calendar for tomorrow there are not many items to take up. Since consideration of the Bills are also shown along with Private Members' Resolutions, these Resolutions can be taken up, and then conveniently the consideration of the Bills as well. This will not disturb the Calendar.

Nevertheless, I would like the executive to note this too. Bills and other important business for the consideration of this House should not be sent just on the eve of the day for their considerations, and submission of such things when it is later than the prescribed periods would not be entertained by me in future.

However, it is advisable for us to understand their difficulties and if the Members are of the opinion that it is shameful to consider our own salaries Bills, that is an admirable way of thinking. But it is not the question of drawing of the salaries quickly that concerns us, it is rather it is the importance of having the Bills ^{passed} I only want to give you more time to study the more complicated Bills which made me suggest the consideration of these comparatively more simple Bills first. Then we shall be able to take up the other Bills the next day so as to avoid revision of the Calendar. I think it will be good to consider and take up the Ministers' Salaries, Speaker's Salary and Members' Salaries tomorrow.

PU VANLALHRUAIA: Mr. Speaker Sir, I find your argument very reasonable. But we have Rules here, though it does not differentiate between simple and complicated Bills. It only provides that Members should keep it four (4) days for their study. I wonder if it will be fair to request Members in such manner. In fact, as Hon'ble Members said, we conduct our Assembly in a hasty manner, it may be possible to say that we do not follow the general procedure as it should be done. As we have approved these to be our Rules, let us show respect and follow the rules.

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PU SANGKHUMA: Mr. Speaker Sir, you mentioned the non-availability of time, but

I think there is still sufficient time as it is only the month of September now, there are still the months of October, November and December. Hence, if revision and re-arrangement could be made by the sitting of the Business Advisory Committee, whether the Bill be simple or complicated, I think it will be good to have four (4) days to study the Bills, and I want to request you once again to consider this matter.

PU NGURDAMLA: Mr. Speaker Sir, one Hon'ble Member said it is to be our Salary, but it is not so, it is the Salaries Bills of the Ministers and the M.L.As, and nobody can say that we shall be in this position forever. As it shall affect things to come

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in future, there is nothing shameful. If we ^{feel} shame about it, that would be a wrong thing. It does not mean that it shall be our own salaries, we may become nobody or nothing tomorrow. As such it is necessary to study these carefully. We are given this much, we ought not say we don't want it. It is rather that we are going to make the Salary of Government Servants whether it concerns me, or him or ^{any}body, as such there is nothing shameful.

PU SAPLIANA: Mr. Speaker Sir, if we are to take up Salary Bill of Ministers and M.L.As. tomorrow, we still have Petroleum & Excise Taxation Bills. Even if we had extended our session by four (4) days, is it supposed that our Session should be finished on the 28th of September? Is extension impossible?

PU CHAWNGKUNGA: Mr. Speaker Sir, since the first Session we could not have enough time. If Government cannot sanction Sitting Allowance we shall manage without it. I cannot tolerate this hasty procedure.

SPEAKER: You may say it so, but I request you to kindly consider. The availability of four(4) days for the study of the Bill is not compulsory. We may even take them up today if we all agree to it, since they are quite simple? but when there are objections it is not good to do that. We have two days for consideration of Bills, and I only wanted to find how we could best make use of these days.

We shall take up Resolutions tomorrow, and try to dispose some of these Bills.

PU C. LALRUATA: Mr. Speaker Sir, it is compulsory to follow the Rules, but if the Speaker so likes, he could use his discretion. We need not pray for it as it is written in the Rules. My opinion is that all of us want to have four(4) days for study. If this scope is not given to us, we may even lose interests in the consideration.

PU K. SANGCHUM: Mr. Speaker Sir, I want to say that we don't want withdrawal of the ^{previous} practice and also we don't care for the Calendar, we care for the Bills and want more days for study. We don't want meaningless procedure though the Calendar was made. We want to proceed in a proper manner. We beg time to have time to study the Bills which will be useful in the future.

PU ZALAWMA: Mr. Speaker Sir, in the English Proverb, 'We find that "A good beginning is a work half done". I think we should not break our own rules we framed, that is the Rules of Procedure and Conduct of Business of Mizoram Legislative Assembly. If four days had not been prescribed, it is a different matter. But when this is prescribed and most of the members insist on this, the matter may be reconsidered, because Rules once broken may be broken many times more. We are the Government the Legislators. It is important we should be careful in applying Rules. The Central Government or our Ministers should not by-pass our rights. We passed our Rules with our experiences in the background, and should follow it from the beginning. We never had Bills to consider ^{previously}, we took up some official Bills some time past, before drafting our Rules. As this is the first to be taken up after we made our own rules, let us follow the rules what harm if the B.A.C. also should meet again ?

PU K.L.ROCHAMA: Mr. Speaker Sir, the Stamp Bill was given to us just before the consideration. Now also the way we get papers through the Legislative Secretariat is too hurried. When our Rules has prescribed certain things, it is unreasonable to expect us to go through and get familiar with such voluminous Bill like this Excise Bill within a day or two.

Last Session also, the stamp Bill which was for consideration of this House was kept delayed by an officer who unhurriedly come slowly through Lucknow visiting his family there, and again delayed at Silchar doing some shopping, while we waited for the Bill's arrival anxiously here that gave us lots of troubles, just as we face troubles now. I request our Government to take action on such irresponsible Officers. Similarly today, we could not transact any business properly thus wasting lots of our time. And I would request the Government to take note of this.

As for the provision of our Rules, four days is prescribed but the Speaker can also curtail this with his discretionary powers. As such it is left to the Speaker to decide whether the stipulated time of four days be made available or a fewer days by exercising his discretionary powers.

PU LALKUNER: Mr. Speaker Sir, it seems the Speaker uses his discretionary power by fixing tomorrow for the date of consideration while most of Members beg 4 days. It seems even our Ruling Party has no confidence in our Speaker because most of the Members x break our Rules. We need to exercise reason. We may press for four days, but when the Speaker is fixed
x beg for 4 days, there are points where members24/-
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tomorrow, would it not be an unpleasant thing for the Speaker? I think it is unparliamentary to try to accuse the Speaker as violating the rules.

PU CH. CHITUNGA: Mr. Speaker Sir, it seems we misunderstand a few points. Our Hon'ble Speaker did not propose consideration of all Bills tomorrow, as we have private resolutions for tomorrow's business. He proposed consideration of the Salary Bills if time will be available as the Bills are not so lengthy. I think such was his intention, if I am mistaken I beg his pardon.

He proposed only the Salary Bills to be taken up tomorrow, he did not propose to take up all Bills tomorrow, we need to understand that.

There are some opinions that consideration of the Salary Bills first would not be fair since these would benefit us. But this is not the salaries for our own, it is for the salaries of any MLAs, and if the consideration of these Salary Bills should be unfair, it would be unfair whether they are considered tomorrow, the day after or after weeks. But since it was not considered to be so, steps were also taken to prepare these Bills. And since these Bills are not very lengthy and the Speaker having given his opinion, I believe we should respect his opinion.

Regarding the lateness in submission, I don't know where the rules have been violated as yet. We are only to see that the copies should be made available to us four days before the day for consideration. Even if the Bills cannot be submitted before the Session begins, what is the fault if the members can have four days for study before they are actually considered? As regards other happenings outside this House, that is another matter and I have nothing to say on that.

I don't favour blaming our Officers when things do not go our way. Shri Srivastava, Under Secretary Law Department came to Delhi to pursue about these Bills, but even when I visited Delhi for the second time the Bills were not yet approved. I know how hard they worked, and the officer had to run from one office to another, and the Departments there had other works to do also. So in-between, he sought my assistance too. He may have visited Lucknow for 2 or 3 days while at Delhi, but I doubt he loitered at Silchar, because he flew direct to Aizawl from Calcutta. Thus our officers had been working hard and deserve appreciation, which I would like our members to know too.

If he had not gone there I believe we shall not be able to present these Bills during this Session as our Hon'ble Member Pu Sapliana said. We have informed our officers and the Central Govt. that if we shall go on like this, it will be very difficult. We told them that if they obtain and create troubles to our Bills it will be a big problem for us. Pu Rawnga's statement was true to some extent.

Hon'ble Speaker proposes to take up these Bills tomorrow as it they are thin ones, if he thinks it can be done provided it is convenient, I think Hon'ble Members too have to accept this since he shall give adequate time for the study of other Bills.

PU LALHLIRA: Mr. Speaker Sir, Members say 4 days for consideration, we have only today and tomorrow for that, since we shall have discussion on it on the next day, it is clear that 4 days cannot full between the said period. I believe we will not pass our Salary Bills hastily without discussion. We will have 7 private resolutions to dispose, and among these there would be very little time for discussion of the Bills. To have only 5 or 10 minutes each for speech would be far from sufficient especially if our views differ. When some of us come from places 200 or more miles away, it would not be a good practice to do things too casually.

I think we should be given 4 days as majority of Members begged. If not, there is nothing much to say, it means we are repeating the same old way.

PU ZALAWMA: Mr. Speaker Sir, allow me just one more chance. Regarding the point about shameful to consider these Salaries Bills of M.L.As, it is true that it is not a matter of shame to consider and pass them. Just as it was said, we should see that they are alright if the laws are to be used for a long time in future. When mention was made that these are for our own Salaries, it may be true that for our Mizo Union colleagues and Ministry, they may not remain here after five years' term, since things can change, so these Salaries would be our Salaries for times to come. I did not suggest dropping the consideration entirely. I only suggested that they may be taken up last of all.

If we look at the rules, stipulation of four days comes first, and mention about discretionary power of the Speaker later. In which case, I believe the provision that appears first should get the priority as usually done in appointment of persons also. ~~which~~ avoid confusions. Accordingly, I consider that the stipulation of four days should be given more importance.

SPEAKER: It seems we favour the provision of four (4) days, but we are about to adjourn the meeting even before 1 p.m. Can we not consider within that period these Salaries Bills? Even if we have to say many things, some of us might have studied it already last night, if we can finish it, we would be able to follow our Calendar and need ^{not} to make revision.

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I am trying to find ways to finish these without revision of Calendar but if this cannot be finish tomorrow, it can be done later in the last part of Session. My opinion is to try this first and if we cannot finish it none can say now when we shall take it up in the future. I request Hon'ble Members to bear with me and take up the Salaries Bills tomorrow along with the Private Resolutions. We shall take up the other more complicated Bills, which need thorough Study, after four days. Time shall tell how long the discussion will lasts, and I do not find any wrong to go on like this.

Further, I would caution the authorities not to submit things at too short a time. The Assembly Secretariat had tried to manage things properly. Circulars were sent to the Government Departments to submit materials in due time and even reminders were sent out to them. But the Chief Minister had explained their difficulties and the circumstances which had led us to this problem. So let us try to be understanding and while four days will be made for study of other Bills, let us take up these Bills tomorrow, which means two days will be available for their study, and consideration is done on the third day. So the Salaries Bills may be studied tonight, and their consideration taken up tomorrow along with the consideration of private resolutions. Since there will be no other businesses tomorrow, I feel that we can finish them then.

Although there is no consideration of the Bills, we have had very lengthy deliberations, and the morning period is nearly exhausted. The meeting is now adjourned till 11 a.m. tomorrow morning.

Meeting Adjourned at 12.45 P.M.

(N.C.HANDIQUE)
Secretary,
Mizoram Legislative Assembly,
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