

.....

10TH SITTING ON 1st April, 1974 AT 10:00 A.M.

P R E S E N T.

Mr. H. Thansanga, M.A.B.T., Speaker in the Chair. Chief Minister.
Four Ministers and Twenty Five Members.

B U S I N E S S.

1. Questions.

2. Government Bill- Consideration & Voting :

(i) Pu Khawtinkhuma, Finance Minister to move

(a) that "The Mizoram (Revenue Assessment) (Amendment) Bill, 1974" be taken into consideration.

(b) that "The Mizoram (Revenue Assessment) (Amendment) Bill, 1974" be passed.

SPEAKER :

A soft answer turneth away wrath,
but grievous words this up anger.

The tongue of the wise
useth knowledge aught; but the mouth of fools poureth out
foolishness".

Question No. 53- Pu Dotinaia.

PU DOTINAIA

Mr. Speaker sir,

(a) Is it a fact that a Primary Health Centre is to be opened at Biate ?

(b) If so what is its present position?

PU P. B. NIKHUMA
MINISTER .

Mr. Speaker sir,
(a) Yes.

(b) The scheme of opening Primary Health Centre at Biate is included in the 5th Five Year Plan. A previously of Rs. 50,000/- is plan 1974-'75.

PU K. SANGCHUM :

Mr. Speaker Sir, Supplementary Question - What will be the extent of grades of staff to be allotted in the Centre.

PU P. B. NIKHUMA
MINISTER .

Mr. Speaker Sir, we can not say the grades of staff to be allotted just now.

.....

.....

cz1

.....2/7

- PU R.DOTINAILA : Mr. Speaker Sir, Supplementary question - Whether the proposed money Rs. 50,000/- is ment for medicine or the building.
- PU P.B.NIKHUMA : Mr. Speaker Sir, it will be mainly
MINISTER . for the building.
- PU C.LALRUATA : Mr. Speaker, Supplementary question. Whether there is a proposal to open Primary Health Centre not only in a Sub-headquaters ?
- PU P.B.NIKHUMA : Mr. Speaker, there is no specific
MINISTER . proposal to open Primary Health Centre only in a sub-headquaters because, for example - Bualpui, Chhiphir etc. are not sub-headquaters.
- PU R.DOTINAILA : MR. Speaker Supplementary question. Is it a fact that the site allocation for Primary Health Centre at Biate is not done till today ? If so, when will it be done ?
- PU P.B.NIKHUMA : Mr. Speaker, It will be done as soon
MINISTER . as possible.
- PU K. SANGCHHUM : Mr. Speaker, Supplementary question. What kind of base is used in selecting the place for such Primary Health Centre? And how many Centres are Proposed to open in Mizoram, and where are they ?
- PU P.B.NIKHUMA : Mr. Speaker, I can not say the facts
DY. MINISTER . adopted post now. The proposed place for the Centre are now at Mamit, Buarpui, Hnahthial, Saitual, Biate, Lawngtlai, Tuipang and Chawngthar. Lackily tose at Kolasib, Hingsulthiah, Ngopa and Chhiphir we proposed to open 10 Centres in Mizoram.
- PU C.LALRUATA : Mr. Speaker Sir, Supplementary question. What is the difference between Dispensary and Primary Health Centre ? Both are opened in Kolasib ?
- PU P.B.NIKHUMA : Mr. Speaker Sir, there will be much
DY. MINISTER . to define. But generally, the Dispensary is unstable while the Primary Health Centres are stable and permanent.
- PU C. LALRUATA : Mr. Speaker, whether it is travelling dispensary which is opened at Kolasib ?
- PU P.B.NIKHUMA : Mr. Speaker, It was Primary Health
DY. MINISTER . Centre.
- PU R.DOTINAILA : Mr. Speaker, supplementary question- Whether there is any proposal to form site selection Board for Biate Primary Health Centre ?
- PU P.B.NIKHUMA : Mr. Speaker, I don't know if I am
DY. MINISTER .

PU P.B.NIKHUMA : Mr. Speaker, I don't aware of forming
DY. MINISTER. specific Committee on site selection
because in some cases, it may not
be necessary to consult public leaders etc..

SPEAKER : Question No. 54.

PU R.DOTINAILA : Mr. Speaker, (a) Whether it is a fact
that the Government of Mizoram
withdrew the sub-Centre at Khawlailung

(b) If so, why ?

PU P.B.NIKHUMA : Mr. Speaker, (a) No.
DY. MINISTER . (b) Does not arise .

PU R.DOTINAILA : Mr. Speaker Sir, supplementary quest
It is a fact that the Department con-
cerned refuse to implement the functi-
of sub-centre at Khawlailung ?

PU P.B.NIKHUMA : Mr. Speaker Sir, we have to transfer
DY. MINISTER . these staffs at Khawlailung because
we don't have building there. And
it is under consideration to get them check. In this case, I
would like to add that the main differently we faced is the case
of building. And it will not be right to say that the Deptt.
refuse to implement the functions, because it is under conside-
ration now.

PU R.DOTINAILA : Mr. Speaker, supplementary question.
There is a suitable place for the
centre, constructed by voluntary
work of the public. And if I am not mistaken, there is no medical
staff without even a single tablet besides that of Assam Rifles
at Khawlailung There is also no Doctor At N. Vanlaiphai so, when
will the medical staff be sent at Khawlailung ?

PU P.B.NIKHUMA : Mr. Speaker Sir, I can not say the
DY. MINISTER . exact date just now. But there are
some mistake which the hon'ble
member had said. We had posted 4 medical staff at Khawlailung,
but as we don't have proper site, we made a request to the publ.
for voluntary work. But they answered even in the negative,
that's why we had to transfer these staff to somewhere else.

SPEAKER : Question No. 55.

PU R.DOTINAILA : Mr. Speaker, Question No. 55.
(a) Is it a fact that at least Doctor
on duty should be available in the
important of Civil Hospitals like Aizawl for twenty four hours
of a day.

(b) If so, why we there no duty Doct
on duty at night?

PU P.B. NIKHUMA : Mr. Speaker Sir, (a) Yes.
DY. MINISTER. (b) It is not Doctor on duty at night
in the Civil Hospital, Aizawl. One
Doctor has always been on duty even at night.

PU R. DOTINAIA : Mr. Speaker, supplementary question-
Is it a fact that we have to wait along
time for the Doctor in case of emergency
at night ?

PU P.B. NIKHUMA : Mr. Speaker Sir, It may be happened if
DY. MINISTER . not aware of it.

PU R. DOTINAIA : Mr. Speaker, who detail the Doctor
on duty ?

PU P.B. NIKHUMA : Mr. Speaker, It is SDMO., who details
DY. MINISTER . it.

PU K. SANGCHHUM : Mr. Speaker Sir, supplementary question-
Is the Govt. aware of the fact that
some Doctors pretend to be on duty
even though they are not ?

PU P.B. NIKHUMA : Mr. Speaker Sir, we are not aware of
DY. MINISTER . such fact .

PU R. ZOLIANA : Mr. Speaker Sir, supplementary question-
Whether there is no specified hour
for the Outdoor at the Aizawl Civil Ho-
pital? Secondly, whether the Govt. is aware of the fact that no
Doctors on duty in some emergency case ?

PU P.B. NIKHUMA : Mr. Speaker Sir, Yes, specified time
DY. MINISTER . for outdoor patient is allotted with
one Doctor on duty. But in case of
emergency we have not yet arrangement properly so, it may be so
what the hon'ble Member had said to some extent.

PU SANGKHUMAM : Mr. Speaker, where will such Doctors
on duty be found ?

PU P.B. NIKHUMA : Mr. Speaker Sir, As we don't have good
DY. MINISTER . building yet, Doctors on duty are
loitering here and there within the
premises of the Hospital.

SPEAKER : Question No. 56.

PU R. DOTINAIA : Mr. Speaker, (a) Whether it is a fact
that even serious casualty cases of
patients are not allowed to lie down
on the casualty Room of Civil Hospital at Aizawl without the per-
mit of Doctor i/e of the room?
(b) If so, why ?

PU P.B. NIKHUMA : Mr. Speaker Sir, (a) No. (b) Does
DY. MINISTER . arise .

SPEAKER : Question No. 57.

PU SAPLIANA : Mr. Speaker Sir, (a) Is it a fact

that D.D.S. posted at Silchar was transferred to Mizoram Secretariat (Civil) Aizawl.

(b) If so, why ?

PU CH. CHHUNGA : Mr. Speaker Sir, (a) Yes, Mr. C. Nag, CHIEF MINISTER. Deputy Director of Supply and Transport Silchar was transferred and posted as U/S in charge of (1) Medical and Family Planning (2) Power (3) Information and Public Relation and (4) Labour and Employment.

(b) The above posting was made in the vacant post of U/S and management was made to relieve Shri Pazawna U/S of Medical and Family Planning and Shri L.C. Thanga U/S of information & Public Relation and Labour and Employment so that both the Officers may concentrate on P.W.D. and Appointment respectively.

PU SAPLIANA : Mr. Speaker Sir, supplementary question Whether the appointment of Shri Nag out of the current economic band?

PU CH. CHHUNGA : Mr. Speaker Sir, the promotion of CHIEF MINISTER. C. Nag was done on 13th. December 1973. The economic ban does not include such transfer of office to other post.

PU CHAWNGKUNGA : Mr. Speaker Sir, was it transferred newly appointed ?

PU CH. CHHUNGA : Mr. Speaker, it was transferred. CHIEF MINISTER.

PU SAPLIANA : Mr. Speaker Sir, supplementary question Does the vacancy of this post cover six months i.e. from the Gazette Order on 14th. March 1973 to the date of appointment of Shri C. Nag on 14th. December, 1973? Secondly, as it is transfer, so does the post of D.D.S. and U/S same in pay and allowances?

PU CH. CHHUNGA : Mr. Speaker Sir, the pay of first CHIEF MINISTER. class Officers varies according to the post. In secretariat, they get Rs. 200/- as special pay.

SPEAKER : Question No. 58.

PU SAPLIANA : Mr. Speaker Sir, (a) Whether it is fact that Ex-emergency Commission Officers employed by the Govt. of Mizoram are going to be appointed as Extra Assistant Commission

(b) If so, on what basis are the said Officers going to be offered such regular posts?

PU CH. CHHUNGA : Mr. Speaker Sir, there are three CHIEF MINISTER. E.C.Os presently in the service of Mizoram. It had been decided to appoint two of them against class I Civil post and one of them class I secretariat post. The post of E.A.C. is also a Class I Civil post.

PU C. LALRUITA : Mr. Speaker Sir, whether those Ex- work as A.O. are Class I?

- PU CH.CHHUNGA : Mr. Speaker, Yes, they got the pay
CHIEF MINISTER . of class I.
- PU C.CHAWNGKUNGA : Mr. Speaker Sir, whether such Ex-
ECOs. are employed as Class I
Officers in other States?
- PU CH.CHHUNGA : Mr. Speaker Sir, they are Class I
MINISTER . Officers but I am not sure how the
other states employ them.
- PU SAPLIANA : Mr. Speaker Sir, supplementary question
On what basis do the Govt. of Mizoram
employ them ? Are there us possible
Mizo Officers for E.A.C?
- PU CH.CHHUNGA : Mr. Speaker Sir, there were employed
CHIEF MINISTER . in a construct basis for each year.
But since U.T., they term was shortened
to six months. Out of 13 Officers, we have to absence 3 in the
Mizoram service, as the other ten returned to Assam.
- PU SAPLIANA : Mr. Speaker Sir, supplementey question
I would like to know who are these
3 Officers and what post do they hold.
Again, where does the other ten go and for what post. And if is
there anyone of such Ex-ECOs. discharged from the post? If so wh
- PU J.THANGHUAMA : Mr. Speaker Sir, Do we put those Ex-
ECO. as Class I Officers only because
they got the pay of Class I? And is
there any direction from the Central Government for it? Was it
according to the Class or Category of the post?
- PU CH.CHHUNGA : Mr. Speaker Sir, We don't have further
CHIEF MINISTER . knowledge but the ten Officers who had
returned.
The three Officers are
Mr. Nag, Mr. Prothi and Mr. Kapoor of the L. G. Sectt.. It may
be true to some extent they are Class I according to the pay.
And there is no direction from the
Central Government to employ them as class I. But as the Govt.
of Assam pay them 350/-P.M., so also we follow the same principles
It is also under consideration to take such Mizo Officers. But
I cannot say why they are discharged from service if they are my
such kind.
- PU SAPLIANA : Mr. Speaker Sir, on what basis or term
do they absence such E.C.O. to U/S
and L.G. Sectt? And what do the Govt.
propose to give. Prothi and Susit, the then Vairengte A.O. if the
are absence to the Government of Mizoram ?
- PU J.THANGHUAMA : Mr. Speaker Sir, shall we reserve the
post of Class I Officer for any Ex-
ECOs. or according to their qualifica-
tion?
- PU CH.CHHUNGA : Mr. Speaker Sir, not at all. But as I
CHIEF MINISTER . have said, we follow the pathern of
Assam Govt.
Mr. Council were

Mr. Kapoor was wanted by the LG. for his Secretariat so, he joined the Secretariat service directly.

Mr. Sushil Kumar and Purthi were Vairengte A.O. and at Silchar respectively.

LALKUNGA : Mr. Speaker Sir, Question No. 59. How many rivers have been made navigable by Inland Water Transport?

PU CH.CHHUNGA : Mr. Speaker Sir, the I.W.T. sub-division is making for improvement of navigation on three rivers viz.
CHIEF MINISTER . 1) River Tlawng. 2) River Tuwai
3) River Sonai(Tuirial).

SPEAKER : Question No. 59.

PU C.CHAWNGKUNGA : Mr. Speaker Sir, whether the Govt. propose to make nather river navigable?

PU CH.CHHUNGA : Mr. Speaker Sir, the Govt. have no
CHIEF MINISTER . proposal yet.

PU LALKUNGA : Mr. Speaker Sir, supplementary question. To what extent the Tlawng River is made for navigation during 1973-74 and how much money spent for ?

PU CH.CHHUNGA : Mr. Speaker Sir, the whole Tlawng
CHIEF MINISTER . river is proposed to make navigable but I don't have information of the money spent separately.

PU C.CHAWNGKUNGA : Mr. Speaker Sir, Will the Govt. propose to finish the work at Tlawng river during this year ?

PU CH.CHHUNGA : Mr. Speaker Sir, it was navigable
CHIEF MINISTER . already. However it is under consideration to finish very soon.

PU R.D.SANGKHUMA : Mr. Speaker Sir, to what extent the
river Tuwai is navigable? What kind of boat do navigates at Tuirial?

PU SAPLIANA : Mr. Speaker Sir, whether the Govt. have any scheme for navigation during 1975? If so, what rivers are they?

PU CH.CHHUNGA : Mr. Speaker Sir, As I have said, we
CHIEF MINISTER . meant such ordinary small boats. In Tuwai, a little bigger boat can pass through.

PU JEO NGURDAWLA : Mr. Speaker Sir, whether there is any proposal to enlarge the Tlawng river?

PU CH.CHHUNGA : Mr. Speaker Sir, there is no such
CHIEF MINISTER . proposal yet.

PU C.CHAWNGKUNGA : Mr. Speaker Sir, Is it a fact that the gelatine for stone is used for catching fishes at Tlawng river by the I.W.T. personnel?

PU CH.CHHUNGA : Mr. Speaker Sir, we have no such
CHIEF MINISTER . information.

SPEAKER : Question No. 60.

PU LALKUNGA : Mr. Speaker Sir, How much money is
spent for clearance of river route
during 1973-74?

PU CH.CHHUNGA : Mr. Speaker Sir, the exact expenditure
CHIEF MINISTER . during 1973-74 can not be stated as
the year is not over. It is expected
that about Rs.84,000/- will be spent during 1973-74 for clearance
of rivers routes.

SPEAKER : Question No 61.

PU LALKUNGA : Mr. Speaker Sir, (a) Whether it is
a fact that S.M.D. roads scheme
Had been cancelled as a sanctioned
for that road was devicated for the construction of approach road
to the residence of P.W.D. Secreaty?

(b) If not, with what fund was this
approach road constructed?

(c) Was this approach was inhiled
in the previous work schedules ?

PU CH.CHHUNGA : Mr. Speaker Sir, (a) The construction
CHIEF MINISTER. of S.M.D. road has not yet been
cancelled. There is no such work as
"construction of approach road to the residence of P.W.D. Secy"
done by P.W.D.

(b) Does not arise.

(c) Does not arise.

SPEAKER : Question No. 62.

PU LALKUNGA : Mr. Speaker Sir, (a) How many
rivers have been serveyed by the
I.W.T. wing during 1973,74?

PU CH.CHHUNGA : Mr. Speaker Sir, survey work for 3
CHIEF MINISTER. rivers viz. Tlawng river, Tuivai and
Tuirial has been under propose.

SPEAKER : Question hour is over :-
When have unsternd question i.e.
Question No.3 and of 58. But let
as regard the replies for those unsternd question and
supplementary.

I also would like to request and
member to be more carefullin receiving any letter.

Now, thw next item is Amendment Bill.
So, let the member i/c move the same.

PU K.T.KHUMA : Mr. Speaker Sir, on the recommenda-
MINISTER . tion of the Administrator of Mizoram
and with your kind permission Sir,
I moved that Mizoram Revenue Assesment Bill, 1974 be taken
into consideration. Thank You .

SPEAKER : So the bill has been introduced, is there anyone who like to speak on it.

PU CH. SAPRAWNGA : Mr. Speaker Sir, though I find not objection in the principle of this Bill, yet I wondered why we do not amend some other bills or I do not know there may be some in other Bills. For example, we are to amend it as. It extends to the whole of U.T. excluding Chhimitupui District "which runs before as "It extend to the whole of Lushai Hill District excluding Pawl and Lakher Region". If so, I wondered why we should not amend section 2 of sub-section (a), (b), (c), (d), & (e) in its parent Act. The reason is that there is mention as "District means the autonomy of Lushai Hill District" and D.C. means the D.C. of Mizo District" which do not exist now a days. And we have seen "D/C means the D/C of Lushai Hills D/C" which is not more of executive Committee mentioned in the Act.

Therefore, why don't we amend are the Act. Again, the power is vested only in Executive Committee, because it is mention as 'All land under wet cultivation shall be demand liable to the vacant to attack of Aitenu per higher per year provided that the Executive Committee shall be competent' in sub-section 1 of Section 3 and it is now necessary to appoint some other in stead of Executive Committee. Therefore if we are to amend this Act, it is necessary to take up this matter.

And I also find it necessary to amend this 'Every application for transfer of land and wet cultivation or Huan and every application for transfer of shops stall and any other buildings accessible under the principal requisition shall be free of charge because it will be necessary to prevent these areas of becoming under the hands of non-Mizos in futher. So I would like to request the Govt. to look into this.

And I also find it necessary to modified the rate of Rs.2/- as House Tax as there many who were 2/3 houses invicture the Town area even. It will be right to select more tax to those who own more house or shops.

Again, I do find it necessary to collect tax on industrial Firm the workshop etc.. And we do put the power of facing to pass fee of Rs.2/- to the hands of Administrator. If it is too law, let us fixat Rs.3/-. So, as it is now, it seems that the Administrator can fix at Rs.10/- today and Rs.1000/- tomorrow.

In subsection 9, we also find Rs.5/- for the fee of land transfer application which is also a mere fee. I would be please if the Minister can defaund this point

In sub-section 9, we also find Revenue Officer, but do we still have this designation, which is to be altered.

So, Mr. Speaker, there are Observation on this amendment .

PU J. THANGHUAMA : Mr. Speaker Sir, As we are going to amend this Act, it is necessary to amend Aizawl as Aizawl. As the hon member who spoke before me, stated, we have no more Revenue Officer Executive Committee. And it appears now the pawl, lakher and Chakma District Council can have this Act. So it is

necessary to have in the whole of Mizoram. I would also like to point out that it rather seems to have proposed for amendment only.

SPEAKER : We are to consider Sub-Section 3 of 19 which is D/C Regulation. What we are to amend is the fraction of tax by Administrator on special circumstance. The other matter is appeared in post 9, Adoption of law of NEAR Act. According to this, all the Act, and Regulation are to adopt within 2 years of U.T.. But a due to a fact that two years had lapsed, central issued adoption order in an official gazette. So, the Law Department has that adoption. But regarding U.T. Govt., it why on the Govt. of India. Therefore, Govt. of India issued notification within January. It provides, the matter concerning this will be consider by legislature concerned. So, the real stand of this Bill is to fix by the Administrator in stand of Rs.2/-. The Law Department also altered many sections, but it is beyond their power to change this set, so, it is introduced in the House for amendment.

(PU CH.SAPRAWNGA : Mr. Speaker Sir, I wonder how the Law Department could change some of it).
It may be necessary to adopt by the Assembly later on. (Pu CH.Saprawnga :- I want to amend all the necessary, because it will however rise for amendment later on).

Now let us call upon the Minister i/c.

PU K.T.KHUMA : Mr. Speaker Sir, As the hon'ble Speaker stated, this Regulation have it adoption. The whole regulation is to be changed, so, it is not proper enough to change only some parts of it. So, it will be changed later on.

But, now as we are not about to change whole, it will be acceptance. In section 3.8-it provides Rs.5/- for application for transfer.

And in clause 9, it provides Rs.2/- for big or small garden pass, which is also necessary to amend, irrespective of the quality and valuation in several areas.

Therefore, let it be amend for the good of the public and of the Government.

PU LALSANGZUALA : Mr. Speaker Sir, I do feel sorry that, we failed to consider this bill within two years. I also find it necessary to change wholly due to the varying situation. We also must decentralize Revenue Administration in a district level. It is not proper to state ' per bigha per year, ' irrespective of the vastness of land, and we also find it is sub para 2. It is too vague as we find "Every house including Shop, stall," in sub. para 4 and "Building, rate value 2 to 10 in para 5. It is necessary for us to teach the public in this regard as we are not to remain in this present situation. Let Rs.2/- be the minimum and the maximum may be fixed according to the percentage of the valuation of building.

In para 4, we find tools and persons which is only for non-tribal as it appears in sub-para 2. With a few from, potically, I find it necessary to newrite the whole Act. Thank You.

SPEAKER : The Finance Minister had classify the matter, so, please try to speak on the specific subject matter.

PU LALSANGZUALA
MINISTER.

Mr. Speaker Sir, If we are not to change its adoption it will be better, But if we are to amend only one point it will not suit with the current situation.

SPEAKER :

Do you mean the Bill itself is not necessary ?)

PU K.T.KHUMA
MINISTER .

Mr. Speaker Sir, the power of E.M. will be vested under the hands of Administrator and the power of Revenue Officer will be any Officer in the Revenue Department.

PU SAITLAWMA :

Mr. Speaker Sir, In stead of changing the Govt. let we say the fact. In the adoption has been publish in gazzette, available to see here in the House there will be no much eritisism use have knwon that some parts of this Parent Act have been modified. But as we don't have that copy, it is difficult. And it is mention as 'Administration' in section II which is too vague. So, in its enacting formula the difinition should be clear first.

As the hon'ble Members who spoke before me has stated, it is necessary to amend all, which is very variable as the Minister had sais. Let ua amend it by way of such "-As may be fixed by the rule made in this behalf by the Govt. of Mizoram " if not, the free concerns on individual.

I also want to actor "Toola and Personal" for it is not proper to specific this poin alone.

Mr. Speaker Sir, If the rules 95 of Rules of Proccedure and etc. is applicable, it is better to wait for sometime, in stead of passing straightway. Truly speaking, it is better to amend the whole Act. But, Mr. Speaker, according to this rule, we have not done anything now.

PU LALHMINGTHANGA :

Mr. Speaker Sir, though i donot understand much about this Bill, but after they explain, I could have some understanding upon it. I also find it necessary to amend some figure as it does not suit with the present situation.

One point "That non-tribla grant servant living in Govt.. Quarter shall not be liable to pay" that is not proper in view of" by virtue of Govt. Building.

(SPEAKER :

The whole Regulation is included for the Members' information and that is the point me have to discuss). That will be the question for amendment. The most important rule is section 3, sub. seet. 10).

I would like to say reasonable point for its amendement only.

(SPEAKER :

The way, the bill has been introduce is not in whole. So, I do hope that members could understand how to speak on it). That's the difficulty to discuss. Here are point which I can't understand is the behind fact that the Administrator will fix the

rate without mention the exact figure.

PU VAIVENGA :

Mr. Speaker Sir, we have gave more in the whole hill in stead of the specific point for amendment. It is our responsibility that the adoption was to be done within two years. The Law Department had already adopted all the Acts which we had from D/C and source Assam Acts within that two years.

K.L.ROCHAMA ;

Mr. Speaker Sir, in clear study, it is difficult to see the real necessity.

Firstly the Minister had stated that uniform rate will be fixed in view of its vastness which is too correct. But I don't feel it proper to fix the fee according to the land value. It is quite true that, what the hon'ble member Pu Lalsangzuala had said before me. It can be realised that the administrator may be cumbersome if the Administrator is given the power to fix the rate without any rules. For instance - In its principle regulation there is no clear definition of 'House' and also 'Garden'. In (j) of class 2- we find the definition of Huan or "Huan means as defined plot of land demarketed for food, neg-lectles and other Plantations" so. I am afraid it will be difficult when some one challenge its validity later on.

And we don't find the clear definition, differently etc. Shops with Stalls. But in clause II we find "Every Stall within the town of Aizawl shall be Rs.2/- per year. While shop is not mentioned. So, I don't find the necessity to that specific point.

SPEAKER :

I think you can understed from this. Let me read it out. In Poucu to adopt laws, NEAR Act clause 79, we see thus "For the purpose of facilitating the application of any law in relation to any of the state or Union Territories barked or established by the Prevoius of Part 2. This provides for the evolution of such Mizoram U.T., Meghalaya & Manipur statehood etc.. "The appropriate Government may, before the appropriation of 2 years from the appointed day " which is 21st. January 1972, which includes from the appointed day by under make such adoptions and modification of laws whether by way of repeal or amendment as may be necessary or expediet". "And there upon every such law shall have affect subject to the adoption and modification so made until further order appealed or amended by competant legislature simply means that such adoption and modification legislature repeal it by law or order.

PU LALSANGZUALA :

Mr. Speaker, why don't we amend it all, according to your speach Yesterday? We can amend only 3 para of sub.para 10. It will only be clear if such executive "Revenue Officer" and Deputy Commissioner" are included in the amendment. It is not right only to pick sut the specific such para.

PU CH.SAPRAWNGA :

Mr. Speaker, I do admit what the hon'ble member had said just now. As we are now in a new state, there are many laws to be adpoted or amended. While we havem many to amend, why do we pick up this specific point. It is therefore necessary to have definition of Administrator.

Again, the speech of the Minister have no much convince because it mentions as "To enable to the Administrator to fix the rate of fee in laid down". So, if we realise circumstances, according to the Minister it will be law create. And flat land and steep land will effect the pass fee. So, will that he circumstances demand or will it be the may?

And, why do we differentiate pass, if it is house pass or garden pass. It can be realised even that if one can fix the rate, it may and tax law for others.

So, I could not understant it because I don't think it is the proper may.

PU K.T.KHUMA : Mr. Speaker, let me try to explain, Pass MINISTER. may be same the system of other states as to fix high to good land and lower the warse lands. By "Administration" it does not mean personally. And with a view to be the bettesment of the community, it will be better to fix the fee as according to the land. Even though we have many more the amend me took. this because this is the one we are dealing with now a days.

So, we do introduce this, though it is necessary to amend all.

SPEAKER : Now, we shall take rest and meet again at 2:00 P.M. for further discussion.

2:00 P.M. AFTERNOON.

SPEAKER : Is there any more to speak on the Bill Pu Sapliana.

PU SAPLIANA : Mr. Speaker, we the legislative gather to together here the consider this bill. In U.T. the LT. Governor is the administrator, but it is good to consider who will be entitled to fix the rate. Therefore, I find it necessary to vest the power under the hand of the Administrator. And it will be better to have category- classification. So, in my opinion, it is to the rate here in the Assembly.

Secondly, I find it to fix the some rate. I would be pleased if the matter is explained gain.

PU SANGKHUMA : Mr. Speaker, I don't think to pass the bill because, how can we pass it without mentioning the rate. We all know the inequ- ality of shaps statts etc. in rural and arban area. We are too considarate about only 6% in case of Petroleum Bill, so it is not prepare to pass this bill without mentioning the rate even.

PU G.LALRUATA : Mr. Speaker, as we look into the Bill I find that weare to amend only the sub. section 10 of section 3. We also find 8 annas which seems to be amended. As the member who spoke before me had said, we all know that many differences in opinion can arise in case of the tax. In many opinion, I also find it to let this bill be passed. I also find not only this bill but also many other Rules/Regulation are necessary to amend with a view to the changing state. I feel sorry for not able to introduce even the Language Bill. If I am not mistaken, I think we have three years to amend Bill after we are in U.T.

(SPEAKER : It is rather tow years within which we can have adaptation. We can even repeal or alter those if we do wish).

However, I feel sorry to appear the only introduced Bill after two years. Today, we don't find any provision to amend 8 annas, but appears only the such section 10 of section 3. Again, it is difficult to let this Bill be passed without any mention of collecting pass fee.

PU K.L.ROCHAMA : Mr. Speaker, we are not yet satisfied by what the hon'ble Member had said the importance of this amendment of Mizoram Revenue Assessment Bill. Because firstly, the differences in land value and secondly, the urgency to issue many passes. If we are really to fix the rate in respect of the land value, it will be very difficult. If we lay more importance on our Revenue, we can grade our land valuation as the other states do. But we do not perform in such way, for example, the land valuation per one sq ft. in Aizawl Bazar may be Rs.100/-. But in our standing rules it is Rs.5/- everywhere.

We are not convince yet by this specific points to amend. So, I demand the Minister i/c to please define the necessity again.

PU CH.SAPRAWNGA : Mr. Speaker Sir, we are to consider and pass this Bill, but I do not mind how it will be separated.

difficulties upon the Officer, in fixing the rate. It will also create criticism of the public. If someone give Rs.5 which 50cp. is taken from somebody else, it will really result in protesting of the public. So, should it not be better to levy flat rate. How can we also explain the differences in the rate to the public.

There is no specific and clear points for the Officers to take different rate. Mr. Speaker Sir, how can we operate in practiced.

SPEAKER : Alright, we shall now call upon the Minister i/

PU K.T.KHUMA : Mr. Speaker Sir, many hon'ble Members had pointed its difficult. It is correct what the hon'ble member Pu Lalruata had said the necessity of amending 8 annas. But that is all included in the Adoption Rules. (PU C.LALRUATA :- I do not understand why we pick up only the section 3, sub-section IV while "anna" can be amended by 'paise' under. Adoption Rules). Those are necessary to be done by adoption and location. But the members bill is very important. So, under Rules of Procedure and conduct of Burnic Section 96, sub-section C, I do here by within the amendment Bill.

SPEAKER : Alright now the Minister i/c withdrawl Bill but leave of the House is needed. Is there any objection, If not, the bill has been withdrawl 96 'C' runs thus- Bill move for leave to withdrawn the Bill on the ground that (c) the bill is to be replaced subsequently by another Bill which includes all or any of its provisions in addition to other provisions.

I also would like to inform the Govt., to be more active in making laws. In adoption

and Act had been done. In laws and acts, it is 199 Act in state. In Govt. of India Act, it is in 1870 and 1915 of Regulation 19. In D/C, we have 6 Acts and 6 Regulation. So, in making let the Deptt. give them to all of us, and we will try to work. In order to do this, we must be hurry, as the adaptation period has heardy gone gone. It will be very good if the Govt. do take steps so as we can do in the next session, and for the though study of all members.

Alright, then we will rest and meet again tomorrow at 11:00 A.M.

Meity adjoured at 2:00 P.M.

Sd/-B.T.SANGA,
Under Secretary,
Mizoram L/A.

...