

PROCEEDINGS (ENGLISH) OF THE SIXTH SESSION OF THE MIZORAM
LEGISLATIVE ASSEMBLY HELD AT THE ASSEMBLY
FROM 17.9.1974 TO 14.10.1974.

2ND SITTING ON 18TH SEPTEMBER, 1975 AT 11:00 A.M.

P_R_E_S_E_N_T

Pu H.Thansanga, M.A., B.T., Speaker in the Chair, Chief Minister and four Ministers and Twenty Six Members.

BUSINESS: 1: Questions,
2: Any other Government Business,

SPEAKER: " Thus speaketh the LORD of hosts, saying, Execute true judgment, and shew mercy and compassions every man to his brother: And oppress not the widow, nor the fatherless, the stranger, you imagine evil against his brother in your heart."

Now, question No. 17 Pu C.Lalruata's question.

STARRED QUESTIONS TO WHICH ORAL ANSWERS WERE GIVEN.

PU K.SANGCHHUM: Mr.Speaker Sir, what about yesterday's undone question for I wanted to ask a supplementary question ?

SPEAKER: All right, let's take question No.20, Pu Sangchhum's question.

SUPPLY AND TRANSPORT DEPARTMENT

Grant of money as Transport subsidy to the three District Council in Mizoram.

PU K.SANGCHHUM: Mr.Speaker, my question No.20-(a) & (b)
*20: Will the Hon'ble Minister i/c Supply & Transport Department be pleased to state -

(a) Whether the Government of Mizoram granted money as Transport subsidy to the three Autonomous District Councils during the financial years 1972-73 and 1973-74 ?

(b) If so, what is the quantum of money granted for each Autonomous District Council ?

PU IALSANGZUAIA MINISTER: Mr.Speaker Sir, No.20 - (a) No.
(b) Does not arise.

SPEAKER: All honourable Members, please press the button before you speak-out, for it is difficult to hear you for the members who sit in the back row. Now, question No. 23.

SECRETARIAT ADMINISTRATION DEPARTMENT

Pool Vehicles available in Secretariat Administration Department,

PU LALKUNGA: Mr. Speaker, my question No. 23 - (a)(b)
(c) & (d).

*23: Will the Hon'ble Minister i/c of
the Administration Department be pleased to state -

(a) How many Pool Vehicles are available
in Secretariat Administration Department ?

(b) What are the conditions for using
these Vehicles ?

(c) Whether it is a fact that some Pool
Vehicles are allotted to the Secretariat to the Government ?

(d) If so, why ?

PU LALSANGZUALA
MINISTER:

Mr. Speaker Sir, (a) There are 19 Vehicles
in the Secretariat Administration Depart-
ment including the Seven Vehicles allotted to Minister and one
Motor Cycle.

(b) The Cars allotted to Ministers are
regulated by the salaries and allowances of Ministers (Mizoram)
Orders, 1972. The other Pool Vehicles are kept for being taken
out on tour with Ministers (Officers and for use by Senior
Officers, Ministers visiting Mizoram from outside. They are
also used for duties in the day to day administration in the
Headquarters.

(c) The following Vehicles are detailed
for duty which Senior Officers as follows:-

- 1: ZRG - 30 - with Chief Secretary.
- 2: ZRG - 21 - with Finance Secretary.
- 3: ZRG - 24 with Secretary to Chief Minister.
- 4: ZRG - 25 - with Secretary, Appointment, GAD/SAD etc.

(d) Same as reply to item (b) above.

SPEAKER: Question No. 24, Pu Dewan's Question.

FOREST DEPARTMENT

Preservation of Roadside and Riverine trees for natural beauties.

PU S.P. DEWAN: Mr. Speaker Sir, my question No. 24 -

*24: Will the Hon'ble Minister i/c of
the Forest Department be pleased to state -

Whether Government of Mizoram made
proposals to preserve the Roadside and Riverside trees in
Mizoram for natural beauties.

PU ZALAWMA
DY. MINISTER:

Mr. Speaker Sir, Yes.

PU C. CHAWNGKUNGA: Mr. Speaker Sir, we know the intention
of Government regarding the preservation
of Roadside and Riverside Trees. But, does the Government
intend to do it with Pillar or something of that sort to make
it clear ?

PU ZALAWMA

DY. MINISTER: Mr. Speaker Sir, Yes, . That was constitution of Forest Reserve, which we intend to do. Government is also planning to have proper demarcation.

PU C. CHAWNGKUNGA: Mr. Speaker Sir, will it be right to charge against the people who clear a reserved areas of Riverside when proper demarcation is not yet made and when it is said to be still under process ?

PU ZALAWMA

DY. MINISTER: Mr. Speaker Sir, we carry-on works according to the constitution of Government. We have also passed the rules and still continue it. Demarcation is supposed to be regarded as complete, but only boundary Pillar is not yet done. Half Mile each from both sides of Riverside and Roadside are reserved areas, for which notification is also already made. Such was the way we have Forest Reserve. Having all these, people who breach the rules are charged and royalty is taken from them.

PU CH. SAPRAWNGA: Mr. Speaker Sir, it appears that government has gone along way for the reservation of Roadside and Riverside Trees. If, half mile is reserved Riverside, will it be half-mile for Roadside too ?

PU ZALAWMA

DY. MINISTER: Mr. Speaker Sir, the following Highways are the ones we've made order for -

Katamoni to Demagiri Road, From Zamuang to Serhmun, Aizawl to Silchar via Sairang. Rivers that had been classified are :-

Tlawng, Tut, Teirei, Tuivawl, Iangkaih, Chem Lui, Ser Lui, Tuivai, Tuirini, Tuirial, Tuiruang kam, Khawthlang Tuipui, Tui-chang, De and Phairuang River. So, half-mile from both sides is reserved.

(Ch. Saprawnga - Is it the same with Roadside ?).

PU NGURDAWLA: Mr. Speaker Sir, we talk of natural beauty on both sides of River and Road, so which things are regarded as beauties ? Are we to preserve all the trees or there are specific ones ?

And what about Teak Plantation we talk of in our previous Sessions ? How far we have gone here ?

PU ZALAWMA

DY. MINISTER: Mr. Speaker Sir, Here, Forest Rules of District Council 1955 is adopted in which specific trees that has to be reserved for natural Beauty are mentioned. We can see them in appendix 'A'. The following are the names of those Trees :-

Chhabas, Champas, Sobas, Chalmunga, Ngiau, Herse, Serpangkhing, Lawngthing, and any kinds of trees that has specific beauty. These are restricted. By saying that we reserved half-mile from Roadsides and Riversides for natural beauty we meant that the above trees I mentioned are restricted.

PU CH. SAPRAWNGA: Mr. Speaker Sir, for which Highways else proposal is made besides Katamoni Demagiri Road ?

PU SAITLAWMA: Mr. Speaker Sir, are Rivers Chhimituipui, Tuichang, Phairuang, Mat and Tuichang also included in the classification of Rivers ? Is it that only Rivers mentioned before are regarded important ?

PU ZALAWMA: Mr. Speaker Sir, perhaps you have mistaken. These are the rivers where we made reservation - Tlawng, Tut, Teirei, Langkaih, Chem Iui, Ser Iui, Tuival, Tuivawl, Tuirini, Tuirial, Tuiruang, Khawthlang Tuipui, Tuichang, Kau, De Iui, & Phairuang. These are all included in our notification the rest, we have not done yet.

PU SAITLAWMA: Mr. Speaker Sir, when did notification was published ?

PU ZALAWMA
DY. MINISTER: Mr. Speaker Sir, this notification was already there in our Forest Act of 1966, Section 14 and Section 21.

PU CH. SAPRAWNGA: Mr. Speaker Sir, Rivers mentioned above are for natural beauty. But what about Mat, Tuichang & Tuipui Rivers ? Don't they need natural beauty too ?

PU SANGKHUMA: Mr. Speaker Sir, we know that River Tlawng is reserved. Last year, some people cleared certain areas as for rubber plantation. So, was it the reserved areas that had been cleared ? If so, what action is taken ? For, I know those people did it without permission.

PU ZOLIANA: Mr. Speaker Sir, supplementary question- Do the Government know certain difficulties that could involve in our adoption of Mizo District Forest Act for, there written all sorts of reservation like Village Forest Act, Council Reserve Forest etc ?

PU SAITLAWMA: Mr. Speaker Sir, just now our Hon'ble Minister said as Mizo District Forest Act, 1966. If he was not mistaken I challenge what he had said, By section 12 and 24 of this act, classification was to be notified in Assam Gazette, but our old MDCs are also not certain as to how and when notification was published. So, let us try to be certain if it was notified in Gazette.

PU C. CHAWNGKUNGA: Mr. Speaker Sir, could the names of those trees written in other language be translated into our language so that we may know which trees are to be reserved ?

PU ZALAWMA
DY. MINISTER: Mr. Speaker Sir, the necessity of reserving other riversides besides mentioned above for natural beauty was true indeed, for which end, survey is being undertaken. What we have mentioned are all that we have undertaken for the present days only. Regarding the clearing-away of reserved areas for Rubber Plantation on the River bank of Tlawng, Forest Department had already made assessment and had also imposed royalty from them for the damage they have done to this area.

Some of the members had spoken of Village Council Reserve, but there is no clash with our Forest Reserve. It is meant for safety and supply Reservations. Our Forest Act is also prepared in such a way that it has no clash with V/C Reservation.

As far notification - This has come into force from 16, April 1956, effectively for those rivers I've mentioned above.

PU CH. BAPRAWNGA: Mr. Speaker Sir, I don't know why my question has not been answered still, for I wanted to know which particular roadsides are to be reserved and what is to be done with the people whose dwelling Houses are situated on the roadside. And I think there can be some difficulties for cultivators if, half-mile from both the roadside is reserved.

PU CH. CHHUNGA
CHIEF MINISTER: Mr. Speaker Sir, principally, forests that had been reserved during the time of District Council are being approved and adopted. There had also been a talk and a suggestion to reserve certain areas, particularly roadsides in the hope of attaining self-sufficiency in food crops and agricultural products which we still purchased from Silchar Bazar. But, whether this suggestion would come into reality is not yet known, for it is still under investigation. That is why, it is not possible to say the detail of it.

PU SAITIAWMA: Mr. Speaker Sir, if the Act is notified in Assam Gazette, I would like to have the copy of it, for section 14 & 12 did not finalize thing to be able to operate the Act.

PU ZALAWMA
DY. MINISTER: Mr. Speaker Sir, let me explain it this way. Rules or Acts that had been formed by District Council are Governor's assent. Hence, our Act is also taken-in into these Acts after Governor's assent.

PU SAITIAWMA: Mr. Speaker Sir, It is no doubt that the Governor gave assent. But, there has to be proper provisions made on the date when notification is published during which there should be invitation for object, complaints, et Without knowing all these how can the Minister answer the question

PU ZALAWMA :
DY. MINISTER Mr Speaker Sir,
I apologise if we do not know these. The date of notification was 16th, April 1956 and the date of reservation of roadsides was 16th September, 1957.

SPEAKER: If that was an Act, there might be written 'with immediate effect' in Title and Commencement. It might not also be date of notification. So, we'll have to see again the Act.

PU CH. SAPRAWNGA: Mr. Speaker Sir, what I wanted to know is - Whether there was notification, if so, when for, if there was no Gazette notification, the Act would not be operative. (Speaker:- They have said the date of notification 16th April, 1956). If it is so, may we have the copy of it.

PU R.ZOLIANA: Mr.Speaker, Sir, Mizoram District Forest Act, stated as 'enforce from 1st January, 1956',

SPEAKER: Now, question No.25, if you wanted to have the copy of the Act, I think Minister would be able to give you.

PU ZAIWMA

DY.MINISTER: Mr.Speaker Sir, if they demand for the copy of it, we will give them. (Pu Ch.Saprawnga-Mr.Speaker Sit, it is Gazette notification that we want to have).
Mr.Speaker Sir, I have already said the date and month of nitification, but if our members have doubt, we will surely give them.

PU SAITLAWMA: Mr.Speaker sir, just because there is demand, government notification must not be given to us, in fact, it must also be our House Property. (Speaker - He had already said the notification).

PU ZALAWMA

DY. MINISTER: Mr.Speaker Sir, Unless and untill it is amend or repeal, the possibility of its continous enforcement act is made in North Eastern Re-Organisation Act, which had also been already notified by the Government. The act is enforced even here in Mizoram till the present day.

SPEAKER: Now, question No. 25, Pu Sangkhuma's question.

POLITICAL DEPARTMENT

Progress of Village Council Planning Board in selecting suitable sites for location of villages.

PU K.SANGKHUMA: Mr.Speaker Sir, my question No.25.

*25: Will the Hon'ble Minister i/c of the Political Department be pleased to state -

What is the progress of the Village Planning Board constituted by the Government of Mizoram to select suitable sites for location of Mizoram villages ?

PU CH.CHHUNGA

CHIEF MINISTER: Mr.Speaker Sir, No such Village Planning Board has been constituted by the Government. But the Village Re-organisation Committee is constituted who toured different parts of Mizoram, and their report is also under

PU R.ZOLIANA: Mr.Speaker Sir, supplementary question- According to my knowledge, it is Resettlement of Group Villages Committee, not Village Re-organisation Committee. Anyway, when will the Government make Final Selection of Village Side ? And Is there any money for the Re-settlement of Villages ?

PU CH.CHHUNGA
CHIEF MINISTER:

Mr. Speaker Sir, whatever name we may give, their aim is all the same. Although we could not say the time when and how these Grouped Villages would be ungrouped, there was some hope at the beginning of 1973, when our Prime Minister was consulted in this matter. There, we were told to prepare a scheme. But, unfortunately just when we were about to start, the atmosphere of Mizoram has changed into a gloomer aspect. So, the idea of preparing a scheme for the resettlement of Villagers was put off for quite some time. Now, also it is not possible to be certain as to when the problems and difficulties of grouped Villages would come to an end. Even if the intentions are finalized, there would not be much hope if we could not execute them.

In my personal point of view, I think it will be better not to finalize unless and until it is practicable for, there can be rush for possession of lands among us.

PU SANGKHUMA:

Mr. Speaker Sir, supplementary question- How far selection for suitable sides had been made besides the present Villages? And why don't we dare make such selection just because of unfavourable atmosphere, what could be the risk involved here? Is there any intension to execute re-settlement of Villages as soon as possible? Does the Government has anything to be afraid of?

PU CH.CHHUNGA
CHIEF MINISTER:

Mr. Speaker Sir, just now, I cannot say how many Villages had been recommended, but, if our member wanted know, I would be able to do so later on. In fact, I prefer not to reveal these things at present, for I believe it to be better for the smooth running of the Govt.

Regarding, the risk that could involve - we better say not much, since the risk involves could be different from person to person. As for its immediate execution yes, we wanted to do it as soon as possible, but the thing is Central Government is also facing financial difficulty which in the long way would effect our plan.

PU VANIALHRUAIA:

Mr. Speaker Sir, from what I gathered, there could be some villages left out in the recommendations. So, will the Government permits these villages to carry-on life according to their present condition?

PU CH.CHHUNGA
CHIEF MINISTER:

Mr. Speaker Sir, this depends on our authorities.

PU C.CHAWNGKUNGA:

Mr. Speaker Sir, I would like to say my view point here. (Speaker - It should be question, not your view point). Why has a resolution which had been passed last year remain still untouched? Will the Committee be able to impress Central Government the need for the immediate execution of this resolution?

PU CH.CHHUNGA
CHIEF MINISTER:

Mr. Speaker Sir, actually, I was surprised to see such a good progress made by the Committee- being able to submit their report just after Resolution is passed. However, as it is only a proposal stage, I do not think there is much to discuss about as far as this resolution is concerned.

SPEAKER: Question No. 17, Pu C.Lalruata's Question.

SUPPLY AND TRANSPORT DEPARTMENT

Authority of Administrative Officer in respect of selling Rice.

PU C.LALRUATA: Mr.Speaker Sir, my question No.17.

*17: Will the Hon'ble Minister i/c of the Supply and Transport Department be pleased to state -

Whether the Administrative Officers are authorised/allowed to sell Rice/Atta other than the weekly quota of the public.

PU LAISANGZUALA
MINISTER:

Mr.Speaker Sir, the Administrative Officers are not allowed to sell Rice other than the weekly quota to the public. In case of the Atta, the A.O.s are allowed to sell for supplementing weekly quota of Rice.

PU CHAWNGKUNGA: Mr.Speaker Sir, will action be taken supposing the selling of 10 Quintals of Rice by A.O.s is reported ?

PU LAISANGZUALA
MINISTER:

Mr.Speaker Sir, if such thing hap ens, we will have to enforce the Law for such things are unlawful.

SPEAKER: Question No. 18.

Taking charge of Administrative Officer by the Village Council of Lungpho in respect of Rice Distribution.

PU C.LALRUATA: Mr.Speaker Sir, my question No. 18.

*18: Will the Hon'ble Minister i/c of the Supply and Transport Department be pleased to state -

(a) Whether it is a fact that the Village Council of Lungpho is taking charge of Administrative Officer in respect of distribution of Rice to the public sometimes in July 1974.

(b) If so, what is the reason ?

(c) Is it a fact that the said Village Council had sold some Ten Quintals of Rice at Chhiahtlang Group Centre towards the end of July, 1974 ?

(d) If so, who authorised them to do so ?

PU LAISANGZUALA
MINISTER:

Mr.Speaker Sir, (a) No. but the Village Council at Lungpho is reported to have distributed Rice to the Villagers brought by them from Chhiahtlang by Headload at Lungpho during the absence of Storekeeper.

(b) There was no A.O. posted at Lungpho and Storekeeper was absent from the Group Centre and had not handed over his charge to anyone.

(c) No report of selling of rice at Chhiahtlang Group Centre by Village Council of Lungpho has been received. The matter is however being enquired into.

(d) No one had authorised Village Council of Lungpho to sell rice at Chhiahtlang Group Centre.

PU C. IALRUATA: Mr. Speaker Sir, I am sorry to see the clash made by our Hon'ble Minister in his answers. How can he said as not knowing the matter while he again stated in answer (c) as having an inquiry because of the report ?

PU LAISANGZUALA MINISTER: Mr. Speaker Sir, let me explain it this way. Question No. 18(a) concerns only handing or not handing of charge in Rice Distribution, while (c) stated the selling of Rice by Lungpho V.C.P. from Government Godown, but not to the Chhiahtlang Group Centre. That was how the report came. Anyway, the matter is under investigation.

PU C. IALRUATA: Mr. Speaker Sir, doe the Government accept the report given by the MLA, personally to the Director ? and do not Government regard the report given by the MLA of this particular constituency regarding the activity of Lungpho V.C.P. ?

PU LAISANGZUALA MINISTER: Mr. Speaker Sir, according to the report we received, the selling of Rice happened to be in lungpho G.C. itself, not in Chhiahtlang Group Centre.

SPEAKER: Question No. 19.

Supply of Cement by Government at flat Rate.

PU C. IALRUATA: Mr. Speaker Sir, my question No. 19.
*19: Will the Hon'ble Minister i/c of the Supply and Transport Department be pleased to state -

(a) Whether it is a fact that the Government of Mizoram is supplying Cement to all parts of the Territory at the same rate ?

(b) If so, how the Government do ?

PU LAISANGZUALA MINISTER: Mr. Speaker Sir, (a) Yes, Cement is sold at the same price at Aizawl, Lunglei and Lawngtlai.

(b) On the recommendation of the supply Consultative Committee held on 23.5.74 pool Transportation charges have been fixed to maintain uniform price of Cement at all District Head Quarters (Lawngtlai in case of Chhimtuipui)

PU C. IALRUATA: Mr. Speaker Sir, I think our Hon'ble Minister did not explain to the point regarding question 19, (b). What I wanted to know is - how the Government do, to be able to sell Cement at the same rate in all Districts.

PU IALSANGZUAIA

MINISTER:

Mr. Speaker Sir, as I have said, it is on the recommendation of Supply & Transport Consultative Committee that the price of Cement become the same rate in all districts of Mizoram. Of all the Cement quota of Mizoram 25 p.c. is Directorate quota that is, for public and Government utilities. The rest is distributed this way, 60 p.c. goes to Aizawl District., 25 p.c. for Lunglei District and 15 p.c. for Chhimituipui District. To be able to have uniform rate at all over Mizoram, the fare of transportation of 25 p.c. to Lunglei and 15 p.c. to Lawngtlai are added to the Overall Price Pool. Some case is with Rice Distribution. At F.C.I. it is purchased at the rate of Rs. 1.40/- only, but when it reaches Aizawl it has to be Rs. 13.67 and 14.70. But, in uniform rate, we rate, we can get it for Rs. 1.75 in the whole of Mizoram. So, the same principle is followed for Cement Distribution.

PU C. LALRUATA:

Mr. Speaker Sir, Is that means the buyers of Aizawl paid some amount for the buyers of Lunglei ?

PU IALSANGZUALA

MINISTER:

Mr. Speaker Sir, yes it is so, but not much amount. Only about Rs. 2/1.

PU C. LALRUATA:

Mr. Speaker Sir, If it is Rs. 2/1 in 2/1 bags, it is going to be Rs. 40/50 in 40/50 Cement bags. So, could not the Government subsidise transport without realizing money from the buyers ?

PU IALSANGZUALA

MINISTER:

Mr. Speaker Sir, as for the present, it is not possible to subsidise due to which the principle of Rice distribution is adopted. but, Mizoram Government is going to have a talk with Central and North Eastern Council in regard to this. And, unless the suggestion of subsidising transport made by Mizoram Government, is finalized, it is not possible to adopt other way.

PU LALHMINGTHANGA:

Mr. Speaker Sir, supplementary question. But before asking question, let me tell you just one thing for your point of information. We must know the reason for the availability of essential commodities like K.Oil, Petrol etc. in different parts of Mizoram at the same rate with Gauhati, Silchar, Dogboi etc. As the buyers of these Assam towns paid certain amount for our commodities, our Consultative Committee too has a wide-outlook to do the same here in Mizoram (Speaker :- Why don't you make question). As was the case, I wanted to know whether Mizoram Government is capable of asking for subsidy from Central, regarding transport.

PU J. THANGHUAMA:

Mr. Speaker Sir, I would like to know whether non-Directorate quota of 75 p.c are sold at a cheaper rate here in Aizawl. And, are the people of Aizawl had to pay extra in other essential commodities like Rice, Sugar, K.Oil, Dat etc. besides Cement, for the buyers of Lunglei or any other districts ?

PU LALSANGZUALA

MINISTER:

Mr. Speaker Sir, among the different items of essential commodities mentioned by our hon'ble members, sugar has an uniform rate all over India, the rest are subsidised by the Government. As for K.Oil, the price is all India level rate which has been review now and then. Therefore, an uniform rate is being adopted at various a encies that has established depot. But, the sabsidy comes from the Company. Central is also being consulted in regards to the distribution of Cement and G.C.I. Sheets. So, before the finalization of the matter, our Committee, the representatives of this House laid out temporary rules which we, at present follow.

PU K. SANGCHHUM:

Mr. Speaker Sir, supplementary question- Was it only for Aizawl District that Rice quota are drawn in ? And, are not Chhimituipui & Lunglei District included in Mizoram Budget of Rice quota ? I want to know the answer.

PU LALSANGZUALA

MINISTER:

Mr. Speaker Sir, Rice stock which has been taken from Silchar mainly come from Punjab. And Aizawl, being a state Capital is used for Distribution Centre. An appeal is also made to open F.C.I Godown here in Aizawl and at Lunglei so as to avoid the acquiring of essential Commodities from Silchar. So, I would like our Hon'ble Member to know that Rice stock are meant not only for Aizawl District, but also for the rest of the Territory. Regarding Transportation - as it is not possible for the Governmento subsidise the whole lot, certain places that had been included in subsidy list had to pay extra for places that had not included in the subsidy list.

PU NGURDAWIA:

Mr. Speaker Sir, ~~only~~ On what basis Cement and G.C.I. Sheets are distributed in Lunglei, Aizawl and Chhimituipui District ?

PU L.P. THANGZIKA:

Mr. Speaker Sir, from the total p.c. of Cement, reserved for Lunglei & Chhimituipui District how many p.c. had been sent over ? For instance - if it is 25 p.c. & have they sent the exact p.c. ? and have they also sent G.C.I. Sheets ? Is it also true that Aizawl District had used-up some. From Lunglei quota ? And how far it is true that, after obtaining permission from the offices, some of the permit holders of Lunglei did not get so. Whereas Lunglei quota was 500 bundles ? (SPEAKER - We have been talking Cement ? It is all the same. So, I would like to know the answers of those questions.

PU VANIALHRUAIA:

Mr. Speaker Sir, we know the fact that certain amount of Cement that had come for Mizoram are hold-up at Silchar. But, is there any possibility to do such ~~to~~ a thing where we know that those Cement were Mizoram quota ?

PU LALSANGZUALA

MINISTER:

Mr. Speaker Sir, First of all let me explain Cement quota. It is distributed on population basis of each district. Hence, 60 p.c.-Aizawl, 25 p.c Lunglei and 15p.c. Chhimituipui District, that is, from 75 p.c balance, 25 p.c. being Directorate quota. Shortage of Cement is felt all over India. But, we somehow managed to distribute 5000 bags within 2 months and 5360 bags are on their way to this people while 9000 bags were expected from another source.

The main difficulty in Cement lies not in its allotment but in wagon, due to which our allotment had always been lapsed. At present, Mizoram Government is trying to find a way of getting certain allotment from is to high that Assam Government could not sent them if it is only for Silchar. So, Government made an appeal to the Regional Cement Controller to sent Mizoram allotment from the Company. If our wish is granted, we would be able to get Cement as quota from Charnapunjee. If not, there will always be certain difficulties in Railway Wagon.

We might also have been facing difficulty in regards to the allotment of G.C.I. Sheets. One of the reasons is due to the unpayment of money and failure of a dealer we appointed so lift 1150 bundle out of 3150 bundle allotted from Deputy Control of Iron and Steel would be borne by the Mizoram Government. Anyway, we hope to get certain allotment in the near future.

As for the allotment quota of G.C.I. Sheets of Lunglei, till August there are 234 Bundles, out of which 20 bundles are held back to be sent at another time as it was not possible to load them in the first trip. Regarding, the disposal of Lunglei qu Aizawl, I have no knowledge of that.

Once again, let me tell you another difficulty that involved in Cement allotment. Cement, being not included in Government account, the dealer had to pay in advance in because of which Saiha and Lunglei D.Cs were requested to inform us their actual requirements and to send the money in advance. But, nothing is heard from Saiha but 8 Trucks had been sent to Lunglei to dispose this commodity. Although their actual requirements is not know, we will try our best to fulfil their demand that is, if there is any. And, if there is an extra commodity from their actual demand, that might be disposed here in Aizawl.

And, what had been mentioned by Pu Hruaia about the disposal of Cement at Silchar - I don't think our dealer did such a think without the knowledge of Government Dement Factory is given to Mizoram government from which the detail price and its distribution is framed. I don't think any Cement allot Government.

SPEAKER: Question hour is almost up. So, shall we go on ? We still have to more quest ons.

PU SATTILAWMA: Mr.Speaker Sir, who was that person who could not take-up the dealership of Cement and G.C.I.Sheets ?

PU LALSANGZUALA MINISTER: Mr.Speaker Sir, let me first of all explain Pu Ngurdawla's question. Generally, Cement allotment comes from Orissa and Western parts of West Bengal, allotted by Regional Cement Dealers. Once, it is allotted, the responsibility of Wagon Load depends not on the dealers but on the North Eastern Railway authorities. So, one Liaison Officer was placed at Calcutta to take-up the responsibility of Wagon Loading. Anyway, this loading difficulty has become one of the major problems faced by various states not only by us. But, our state is fortunate enough even at a

crucial moment for, we could now get 5630=bags for Public use, besides 9000 bags from P.W.D account.

Regarding the dealer of G.C.I. Sheets we appointed - The Dealer we appointed was Zangena & Bros. According to the latest information we received, it appeared that he has not deposit the money which he was asked to do, as a consequence a possibility of lapsing his permit validity is there. That was how the latest information come.

SPEAKER: Now, question No. 21, Pu C. Lalruata's question.

REVENUE DEPARTMENT

Rules and amendments made under the Lushai Hills (House Sites) Act, 1953 by the (defunct) Mizo District Council of the Union Territory Government of Mizoram.

PU C. LAIRUATA: Mr. Speaker Sir, my question No. 21.

*21: Will the Hon'ble Minister i/c of the Revenue Department be pleased to state -

(a) Whether there are any rules made under the Lushai Hills District (House Sites) Act, 1953 ?

(b) Whether there are any amendments made by the Mizo District Council (defunct) or by U.T. Administration amending the said Act ?

(c) Whether the Mizo District Council (defunct) or the Mizoram U.T. Government ever allotted residential and other non-agricultural to private individuals in accordance with section 3(3) & (5) of the said Act ?

(d) If answer to (c) above is in the negative, under what Acts, Regulation or Rules were the lands allotted to the private individuals ?

PU VAIVENGA
MINISTER:

Mr. Speaker Sir,

(a) No.

(b) Yes, by the defunct Mizo District Council.

(c) No.

(d) Under Sub-Section (2) of section 3 of the Lushai Hills District. (House Sites) Act, 1953 (Since adapted).

PU C. LALRUATA: Mr. Speaker Sir, will the Minister be pleased report the year ?

PU VAIVENGA
MINISTER:

Mr. Speaker Sir, one amendment was made in the year 1959-60 and another amendment was in 1965.

PU C. LALRUATA: Mr. Speaker Sir, supplementary question - which particular Principal Act Section and Sub-Section are amended ?

PU VAIVENGA
MINISTER:

Mr. Speaker Sir, in the year 1955's amendment, 3(i) was added by which, Village Councils were authorised to allot housesites only, not Tea Stall, Hotel or any other sides that has to be for commercial

purposes. By the same amendment, D/C Executive Committee was authorised to allot Hotel or Stall Sites in Restricted Villages and in Sub-Towns of Champhai, Kolasib, Sairang, Vanlaiphai, Demagiri and Lunglei. In 1956's Amendment, additional 5 Sections were made which permitted cancellation of house-sites and an issue of house-pass. And who disobey the laws are also punishable by this amendment. 1959-1960 and 1965 Amendments are to enforce and strengthen the previous amendment of 1956.

PU R.ZOLIANA: Mr. Speaker Sir, according to the statement of our Hon'ble Minister, no sites seemed to be allotted for residential and other non-agricultural lands. But, was not it by the Lushai Hills Act No. 1 of 1953 that D/C used to allot lands? And is there any official notification for those amendments mentioned above? Lastly, do they mean by 'Patta' which we came across in the Lushai Hills Act No. 1 of 1953?

PU VAIVENGA
MINISTER: Mr. Speaker Sir, in accordance with section 3 sub-section 2, sites for commercial purposes can be allotted in Villages. As for notification - It had already been notified. Hence it is adopted in U.T. Government too.

As for the meaning of Patta - we generally regard 'Patta' as a sort of nomenclature. If allotted site or land is patta, we regard it as heritable.

PU SAITLAWMA: Mr. Speaker Sir, it appeared that our hon'ble Minister does not know. The amendments clause by clause or section by section which I doubt, cause its only few payes. And his explanation of 'Patta' is no more an acceptable fact for the present circumstances. As such, I wanted to know whether Government intends to have immediate amendment?

PU C. LAIRUATA: Mr. Speaker Sir, I think Pu Zoliana's question No. 'c' whether the Mizo D/C defunct or the Mizoram U.T. Government ever allotted residential and other non-agricultural land to private individual in accordance with section 2, sub-section 3 and sub-section 5 of the said Act has not yet been answered, for the Minister simply said 'no' for the answer. If it is 'No', then by what act, lands, house-sites, tea-stalls and shops are allotted here in Aizawl?

PU VAIVENGA
MINISTER: Mr. Speaker Sir, House-Sites or Lands can not be allotted by Sub-Section 3 and 5 but the allotment is possible in under Section 3(2). And, what had been said by our member regarding 'Patta' was true. It is a fact that a suitable law or rule adopted at particular place and at particular time could not be accepted for all places and for all times. Like so, this law which had been cordially accepted during the erstwhile District Council is no more presentable to our present circumstances. Knowing this, Land Tenure System is framed more than thrice. So, after studying all the details, we would consider whether to be enacted in our Law.

PU C.LALRUATA: Mr.Speaker Sir, supplementary question - If 'Patta' is regarded as Pass what kind of pass we mean - Temporary Pass or Permanent Pass ? And what is the difference of 'Permit' with 'Pass' ? Here, sub-section 3 & 5 stated that, "The V/C when site is allotted under sub-section 1 and the Executive Committee or any other person or body authorise in that behalf by the existing Committee when the site is allotted under sub-section 2 shall issue a 'Patta'. But, it appears that no house Patta issued for the landholders of Aizawl Town. And, supposing, site is allotted in accordance with sub-section 2 in our sub-Towns, will there be an issue of Patta which we start doing here in Aizawl area? Why do we allot lands and sites without issuing Patta ? Could not this means Government itself breaches the Law ?

PU C.CHAWNGKUNGA: Mr.Speaker Sir, It is a well know fact that our well-to-do families and high ranking officers possessed vast lands, gardens and Rice-fields here and there which they could not tend to. Knowing this, Mizoram Government issued an order to cancel all these untended lands in failure to tend them within a specific time - the specific time being from May 73 - 31st March 1974. And, the same intention is proclaimed by our Lt.Governor in last years Budget Session whereas our Revenue Minister gave an assurance to carry-out the order. So, I wanted to know whether Government is really intending to carry-out the said order.

PU VAIVENGA

MINISTER: Mr.Speaker Sir, Government is certainly intending to carry-out the order, for which end, supports and co-operation from V/Cs is sought. As for the meaning of Patta - well, actually the word 'Patta' is not our language, but the definite meaning is 'Paper'. So, when we say 'Patta' we generally mean terms and conditions that had been written in the paper. Even, during the erstwhile D/C it is used as house-pass. But for proper settlement, settlement certificate is being practised not only in Aizawl, but also in other places of Mizoram.

SPEAKER: Question No. 22 Pu C.Lalruata's question.

REVENUE DEPARTMENT

Provision of the Act by which Government allot lands.

PU C.LALRUATA; *22: Will the Hon'ble Minister in charge of the Revenue Department be pleased to state - Under what provision of the Act, Government is allotting lands in Aizawl, Iunglei, Kolasib, Champhai, Sairang and N.Vanlaiphai ?

PU VAIVENGA

MINISTER: Mr.Speaker Sir, Under sub-section (2) of section 3 of the Lushai Hills District (House Site) Act, 1953 (Since adapted).