

PROCEEDINGS OF THE EIGHTH SESSION OF THE MIZORAM  
LEGISLATIVE ASSEMBLY HELD AT THE ASSEMBLY HALL  
FROM THE 23RD SEPTEMBER, 1975 TO 3RD OCT., 1975.

5th sitting on the 29th September, 1975 at 11:30 A.M.

P R E S E N T

Pu H.Thansanga, Speaker in the Chair. Chief Minister,  
Six Ministers and Twenty Five Members.

SPEAKER :

"With good men in authority, the people  
rejoice; but with the wicked in power,  
they groan. A just King given stability  
to his nation."

We will take up Question No. 47,  
Pu Vanlalhruaia's Question.

LOCAL ADMINISTRATION DEPARTMENT

(Thlawhbawk Committee)

\*47 PU VANLALHRUAIA: Mr. Speaker Sir, Will the hon'ble  
Minister i/c of the L.A.D. be pleased  
to state -

- (a) Whether it is a fact that Committees  
set up in Thlawhbawks are recog-  
nized by the Government ?
- (b) If so, is there any instruction or  
order prescribing the functions of  
such Committees ?
- (c) If yes to (a) and (b) above, how  
are the Members of the Committees  
elected ? What are the terms of the  
tenure of their Membership ?

PU P.B.NIKHUMA:  
DY. MINISTER

Mr. Speaker Sir,

- (a) The formation of Village Committees  
are usually approved by the Govt.  
after careful consideration of suita-  
bility and other aspects.
- (b) They have no legal authority but the  
establishment of the Committee is  
extremely necessary for carrying out  
local petty matters like cleanliness  
of the Village and cleaning of water  
points, etc.

(c) There is no specific rule for electing the member. Sometimes the Village Council President of a Village where they grouped earlier was asked to conduct the election and the people of the Thlawhbawk formed the Committee which are also approved by the Government. There is no specific term and tenure of the membership.

PU VANLALHRUAIA : Mr. Speaker Sir, supplementary question. Our hon'ble Dy. Minister said that some Thlawhbawk Committees are recommended while some are recognized. I would like to know whether some Thlawhbawk Committees are not recognized? If so recognized is there any rule framed by the Government for such Committees? If not, on what basis such Committees are recognized?

PU R. DOTINAIA : Mr. Speaker Sir, Regarding Committees of Thlawhbawks, do those people living at Thlawhbawk elect their representatives/Members as many as they want or the Village Council authorities nominate the Members as they wished? If the Village Council authorities nominated the Members of the Committee, what steps will be taken when the public raise complaints?

PU P. B. NIKUMA : Mr. Speaker Sir, We recognized those Committees who reported to us about their election. The Government did not give any instruction to form such Committees. There are some necessities to have certain Committees since their cultivations, village paths, wells, etc. have to be maintained and looked after. We therefore used to tell them to form certain Committees and that the Village Council powers will not be at their hands. Regarding Pu R. Dotinaia's question, we used to give them some sort of advice that as far as possible, the Chairmanship of such Committees be taken by the Village Council Members and also that the Village Council authorities did not nominate/appoint the members of certain Committees.

PU VANLALHRUAIA : Mr. Speaker Sir, It seems that there is no specific rule for the formation of Thlawhbawk Committees and the Govt. also is only bearing witness to its election, etc. I would like to know whether the Government can recognize Thlawhbawk Committee if the M.L.A of that particular constituency accepts its formation. There is a great irregularity in maintaining various Thlawhbawk Committees. Let's take Lamnawl Thlawhbawk Committee for example.

Our Hon'ble Minister has given his recognition to that Committee on the 10th Jan., 1974. But some persons submitted their complaints against this recognized Committee on the 19th March, 1975 and that letter was rejected on the 13th May, 1975 stating that the Minister's recognition will stand. However, complaint letter has been submitted again and that Committee's recognition has since been withdrawn. Is it possible to frame specific rules and regulations for such Thlawhbawk Committees ?

PU P.B. NIKHUMA : Mr. Speaker Sir, The Government has no consideration for formation of Thlawhbawk Committee till now. Regarding Pu Lalhruaia's question, I have learnt that there was some confusion and disagreement not only at Lamzawl, but also at Sihfa. But the Government has no interference since there are no specific rules and terms.

PU VANLALHRUAIA : Mr. Speaker Sir, Our Hon'ble Minister has said that the Government has no intention to form Thlawhbawk Committees. If it is so, how could the Government give it recognition and also could overturn ? What is the main reason ?

PU P.B. NIKHUMA : Mr. Speaker, Sir, I have said that the Government has no policy for creation of Thlawhbawk Committees. However, if any confusion or disorder arises at various Thlawhbawks, the Local Administration Deptt. will be able to settle those confusions or disagreements.

SPEAKER : Question No. 48

LOCAL ADMINISTRATION DEPARTMENT  
(Recognition of Thlawhbawks).

\*48 PU VANLALHRUAIA : Mr. Speaker, Will the hon'ble Minister i/c of L.A.D. be pleased to state -

(a) Has the statement given by hon'ble Chief Minister during budget session of March, 1975 regarding finalisation of Thlawhbawks that should be given recognition been finalised ?

(b) If not, why ?

PU P.E. NIKEUMA :  
DY. MINISTER

Mr. Speaker Sir, For answer to (a), it is 'No' and for (b), it is under active consideration.

PU VANLALHRUAIA : Mr. Speaker Sir, We have just heard from the hon'ble Dy. Minister that there is neither specific rule nor recognition regarding Thlawhbawks. Is it a fact that Government has consideration for the formation of Village Council at various Thlawhbawks which applied for it totaling round about 60 ? What are the action taken so far ?

PU P.B.NIKHUMA : Mr. Speaker Sir, The number of such Thlawhbawks that applied for Village Council is not only 60, but about 100. Such cases will have to be examined by the Government, and the Department has made the list of all those who applied for Village Council, etc. and submitted to the Government. The Government will examine and decide what steps will be taken. Because of this, I cannot say anything else in this regard.

PU LALHLIRA : Mr. Speaker, What is the criteria of the Government for Thlawhbawks to have Village Council ?

PU P.B.NIKHUMA : Mr. Speaker, Regarding the criteria, there can be many points to be mentioned. The authorities will have to see whether the area/site of the proposed village is fit for taking up future developmental works, whether water supply is available for agricultural purposes. Besides, will it be possible to have communication lines and so on. Not only this, the law and order situation have to be seen.

PU SANGKHUMA : Mr. Speaker, Supplementary question. There used to be consideration since long time back on the resettlement of villages. The Government also formed a Board to look into this matter and it appears that they (the Board) have done to a large extent. Since then, various Thlawhbawks have applied for the Village Council, and we have listened that such applications are under consideration. Which one is going to be considered by our Government either of the Board's report or the applications of those Thlawhbawks ?

PU C.CHAWNGKUNGA : Mr. Speaker, Are we instructing those Thlawhbawks to apply for Village Council as such as the people living in those Thlawhbawks applied at their own risks ?

**PU VANLALHRUAIA :** Mr. Speaker, It was stated that for the resettlement of those Thlawhbawks, certain Commission will be formed and that Commission will be doing all the needful. I would therefore like to know whether such Commission will look into necessary matters relating to the resettlement of those Thlawhbawks or we are going to recognise those Thlawhbawks who applied for Village Councils only from the headquarters. Regarding creation of Village Councils, is the Govt. going to give the Village Councils to those Thlawhbawks only after their formation into the proper villages or before becoming a proper village ?

**PU P.B. NIKHUMA :** Mr. Speaker, Regarding Pu Chawngkunga's question, the Government did not instruct those villages/Thlawhbawks to apply for creation of Village Council. All those applications are listed down and it will have to be considered by the Govt. about the necessary actions to be taken. I think the Committee for the resettlement of those Thlawhbawks will have to see about the location of the village, supply of water, etc.

Regarding Pu Sangkhuma's question, the Committee is doing necessary works and a separate cell for looking after financial implication has been formed. However, the selection of the villages to be made proper is subject to spot verification.

**SEEAKER :** Pu Vanlalhruaia's Question No. 49.

**CONTEST IN THE VILLAGE COUNCIL ELECTIONS BY  
TEACHERS OF DEFICIT SCHOOLS.**

**\*49 PU VANLALHRUAIA:** Mr. Speaker, will the hon'ble Minister i/c of the L.A.D be pleased to state -

Whether Government permitted teachers in the Government Deficit Schools to contest in the Village Council Election?

**PU P.B. NIKHUMA :** Mr. Speaker, Those teachers in the Govt. Deficit Schools did not contest in the Village Council election.

**PU VANLALHRUAIA:** Mr. Speaker, our hon'ble Minister stated that the teachers in the Govt. Deficit Schools did not contest in the Village Council elections. I am afraid our Minister made a mistake as there are some teachers who contested in the Village Council election. What actions will the Government take against those teachers ?

PU P.B.NIKHUMA :  
DY. MINISTER

Mr. Speaker Sir, The Government has no knowledge about such teachers contesting in the V/C election. The Govt.

will have to see about the rules and regulations since there are no specified rules for the teaching staff. During the time of the erstwhile District Council, we did not have Deficit Schools and the teachers working under the erstwhile District Council were not allowed to contest in the V/C election.

PU VANLALHRUAIA :

Mr. Speaker, It is clearly learnt that there are some teachers who contested in the V/C election and the Inspector

of Schools even called for an explanation. How the Govt. could not receive any report/information about such practice? If the Govt. did not know about it, I am now telling the authorities that some High School teachers presently working contested for a seat in the Mission Veng V/C election.

PU R.ZOLIANA :

Mr. Speaker, Our hon'ble Minister has stated that before the inception of U.T., we did not have Deficit School. Anyway,

is it not that the teaching staff are not allowed to contest, etc. under the Rules of the Assam Deficit School?

PU LALKUNGA :

Mr. Speaker, I would like to ask whether there is any specific rule or not regarding the contests in the elections by

the teaching staff. For example, when there was an election of M.L.A., Pu Lalhlira (now our fellow Member) was working as a teacher in the Deficit High School, but he said that he has resigned from his post prior to the elections. However Shri A.C.Ray (the former D.C. of erstwhile Mizo District) stated that there is no necessity of resigning from the post held. Is there any rule as such?

PU C.CHAWNGKUNGA :

Mr. Speaker, In a rule framed for the regulation of V/C election, is there any part or section where the persons

working in the Deficit High Schools may or may not take part in the elections?

PU P.B.NIKHUMA :  
DY. MINISTER

Mr. Speaker, Regarding Pu Chawngkunga's question, the teachers working in the Deficit High Schools are not mentioned

in a rule. Anyhow it appears that the persons seeking elections will have to submit their resignation before the commencement of the elections. But the L.P.School teacher working under the District Council are barred or not allowed to contest in such elections.

SPEAKER :

Question No. 50, Pu Ngurdawla's question.

Creation of Village Councils for some Thlawhbawks in Mizoram.

\*50 PU NGURDAWLA : Mr. Speaker, Will the hon'ble Minister i/c of L.A.D. be pleased to state-

- (a) Whether it is a fact that the Govt. intended to create Village Councils for some Thlawhbawks in Mizoram ?
- (b) If so, what step has been taken on the matter ?
- (c) When does the Govt. expect to finalise it ?

PU P.B. NIKHUMA :  
DY. MINISTER

Mr. Speaker, For answer to (a), we may say 'Yes' and for (b) - the list of thlawhbawk are now under scrutiny. Lastly, the Government intends to finalise at an early date.

PU NGURDAWLA :

Mr. Speaker, I would like to know whether the Govt. intends to create V/Cs to all Thlawhbawks at a time or to few selected ones ? When the Government intends to finalise such proposal ?

PU SANGKHUMA :

Mr. Speaker, It is learnt that all those applications for creation of V/Cs are listed and put up for consideration. Can the Government extend the duration for submission of such applications from the villages/Thlawhbawks who have not applied as of now, but desirous of having V/Cs?

PU P.B. NIKHUMA :  
DY. MINISTER

Mr. Speaker, The Govt. neither fix the time for submission of applications nor instruct them to do so. If there is any application, the matter will have to be considered.

PU VANLALHRUAIA :

Mr. Speaker, I would like to ask our hon'ble Minister to clarify some points. It has been stated that those applications are under consideration and necessary steps will be taken. It appears that those applications are considered without taking spot verification and other necessary matters relating to the creation of Village Councils. Besides, the Congress men used to threaten villagers that if they are not in Congress Party, the Government will not create Village Council in certain Villages.

.....A/-

Let the hon'ble Minister explain such cases. Anyway, is it possible to extend the duration for submission of applications?

PU P.B.NIKHUMA :  
DY. MINISTER

Mr. Speaker, There is no fixed period regarding submission of applications and we are still receiving them. We have no intention to create Village Councils in some few selected villages or thlawhbawks. The Government will make final decision in due course and selection of appropriate areas will be verified on the spot. Regarding Pu Ngurdawla's question about the time of creating Village Councils at Thlawhbawks, etc. the Government proposed to consider after the election of Village Council.

SPEAKER : Question No. 51, Pu Lalruata's question.

PUBLIC WORKS DEPARTMENT

( No. of Muster Roll Labourers employed by Public Works Deptt. )

\*51 PU C.LALRUATA: Mr. Speaker, Will the hon'ble Minister i/c of the P.W.D. be pleased to state-

(a) Whether Muster Roll Labourers were employed by the Department on a link road from Mualpui Kawn to Chhingchhip Grouping Centre during the period from 1st April, 1975 to 31st August, 1975 ?

(b) If yes, what is the number of labourers so employed ?

PU CH.CHHUNGA :  
CHIEF MINISTER

Mr. Speaker, for answer to (a), Muster Roll Labourers were employed in dry season and 4 (four) in rainy season.

SPEAKER : Question No. 52, Pu C.Lalruata's question.

( Taking up of Bawngkawn - College Road ).

\*52 PU C.LALRUATA : Mr. Speaker, Will the hon'ble Minister i/c of the P.W.D. be pleased to state-

(a) Is it a fact that the Government proposed to take up construction of Bawngkawn - College Road ?

(b) If yes, what is the progress ?



PU CH. CHHUNGA :  
CHIEF MINISTER

Mr. Speaker, For (a) Yes and for  
(b) Preparation of Drawing and  
Estimate is under process.

PU C. LALRUATA :

Mr. Speaker, When the Government made  
decision for taking up of Bawngkam -  
College Road ?

PU CH. CHHUNGA :  
CHIEF MINISTER

Mr. Speaker, An amount of Rs. 4,00,000/-  
has been allotted in the last year's  
budget.

SPEAKER :

Question No. 53, Pu Ngurdawla's  
question.

HOME DEPARTMENT

(Legal restriction of growing of long hair by males. )

\*53 PU NGURDAWLA :

Mr. Speaker, Whether there is any  
legal restriction imposed on the  
growing of long hair by males in  
Mizoram ?

PU CH. CHHUNGA :  
CHIEF MINISTER

Mr. Speaker, We have no such restric-  
tion.

SPEAKER :

Question No. 54, Pu Ngurdawla's  
question.

PU K. SANGCHHUM :

Mr. Speaker, Our hon'ble Chief Minister's  
answer is insufficient. Do the Govt.  
have legal restriction to grow long  
hair by males in Mizoram.?

PU NGURDAWLA :

Mr. Speaker, Though the question may  
appear to be a simple one, but it is  
necessary to clarify the matter since  
the Governments of Assam and Meghalaya, etc. have imposed  
legal restriction.

PU CH. CHHUNGA :  
CHIEF MINISTER

Mr. Speaker, There is no such legal  
restriction.

SPEAKER :

Question No. 54, Pu Ngurdawla's  
questions

SUPPLY & TRANSPORT DEPARTMENT

Results of inquiry conducted against 60 Administrative Officers.

PU NGURDAWIA :

Mr. Speaker, Will the hon'ble Minister i/c of the Supply & Transport Department be pleased to state -

- (a) Whether it is a fact that about 60 (sixty) A.O.s are now under inquiry in connection with loss of rice and damage caused by them at various Grouping Centres ?
- (b) If such inquiry is made, what are the results so far ?
- (c) What amount of money is involved with the whole case ?

PU LAISANGZUALA :  
MINISTER

Mr. Speaker,

- (a) No, Cases against 8 (eight) A.Os have been reported during 1975. The report of the inquiry Committee not yet submitted to the Govt. of Mizoram and therefore nothing could be said about the number of A.Os involved.
- (b) The cases of 8 (eight) A.Os have been reported to Police and to the respective D.Cs. Cases are still pending with those authorities.
- (c) Actual amount involved will be known after investigation is completed and the inquiry report is finalised by the Committee.

PU K. SANGCHHUM :

Mr. Speaker, Where are all those 8 (eight) Administrative Officers posted about whom the hon'ble Minister mentioned ? Secondly, since when the said Commission started functioning and how many members are in that Committee ?

PU C. CHAWNGKUNGA :

Mr. Speaker, Besides those 8 (eight) A.Os whose cases are examined, is there any other A.O. who is under suspension or whose services have been terminated ?

**PU LALSANGZUALA :** Mr. Speaker, Regarding the question of **MINISTER** Pu K. Sangchhum, those 8 (eight) A.Os were posted at Sialsuk, Kawrtethawveng, Marpara, Pangzawl, Darngawn (West), Vanbawk, Sangau.

Regarding the number of the members of that Commission, Pu Rozika from Finance Department is the Chairman while Pu Lalhmingthanga, an Inspector of Supply is acting as a Member. Regarding Pu Chawngkunga's question, I cannot say now due to lack of information.

**SPEAKER :** Question No. 55, Pu Hrangvela's question.

PUBLIC WORKS DEPARTMENT

Bearing by P.W.D. of expenditure for road and buildings in Khatla area which are taken up by B.R.T.F.

**\*55 PU HRANGVELA:** Mr. Speaker, Will the hon'ble Minister i/c of P.W.D. be pleased to state -

- (a) Whether it is a fact that the expenditure for construction of roads and buildings in Khatla area which are being taken up by B.R.T.F. is borne by the Govt. of Mizoram ?
- (b) If yes, what is the sanctioned amount ?
- (c) Does the Government ever consider allotment of the said works to Mizo contractors who have seldom been allotted works ?

**PU CH. CHUNGA :** Mr. Speaker, For answer to (a), we may **CHIEF MINISTER** say 'Yes' and for (b) Rs. 8.36 lakhs. For the reply to (c)-No.

**PU HRANGVELA :** Mr. Speaker, Our hon'ble Chief Minister pointed out that the roads & buildings at Khatla area are maintained by the B.R.T.F. and Rs. 8.36 lakhs has been sanctioned for that. I would therefore like to know from which budget of the P.W.D. such an amount has been spent ? Is there any budget provision for Khatla area ? Was the Government either diverted the amount sanctioned for the interior villages or others ?

PU SAPLIANA : Mr. Speaker, Which road is under the maintenance of B.R.T.F. at Khatla area, and do those buildings belong to the Government or private ? Besides, why the B.R.T.F. are using our money rather than utilising their own fund ?

PU CH. CHHUNGA : Mr. Speaker, Certain amount used to be CHIEF MINISTER allotted in our Budget for the maintenance of border roads in the 5th Plan. Regarding the buildings at Khatla area, they are meant for Police complex since we have no proper buildings or area for the Police Headquarters and the expenditures will be included in the Revised Estimate.

SPEAKER : Question No. 56, Pu Vanlalhruaia's question.

Damage by storm of newly constructed T.B. Hospital at Zemabawk.

\*56 PU VANLALHRUAIA : Mr. Speaker, Will the hon'ble Minister i/c of the P.W.D. be pleased to state -

- (a) Is it a fact that the T.B. Hospital building at Zemabawk newly completed has been damaged by a raging storm?
- (b) If so, how does the Government propose to take action ?
- (c) Who is the Contractor.

PU CH. CHHUNGA : Mr. Speaker, CHIEF MINISTER

- (a) Yes
- (b) Rs. 25,160/- is estimated as required for repair of the damage. Sanction of the amount is under consideration.
- (c) Pu Sangthuama, Class II Contractor.

PU VANLALHRUAIA : Mr. Speaker, supplementary question. Is it a fact that the repair works will be done by the same contractor ?

PU CH. CHHUNGA : Mr. Speaker, that is true. CHIEF MINISTER

SPEAKER : Question No. 57, Pu Vanlalhruaia's question.

Roads executed with the help of North-Eastern Council.

\*57 PU VANLALHUAIA : Mr. Speaker, Will the hon'ble Minister i/c of the P.W.D. be pleased to state -

- (a) Which roads in Mizoram will be executed by the pecuniary help of the N.E.C. ?
- (b) How far had such roads been executed and what are the progress ? If under survey, how many miles have been surveyed ?
- (c) How long will be the period for completion ?

PU CH. CHHUNGA :  
CHIEF MINISTER

Mr. Speaker, For answer to (a) - they are  
(i) Aizawl - Vangmun - Kumarghat,  
(ii) Tamenglong - Tipaimukh - Aizawl,  
(iii) Damcherra - Phuldungsei - Tuipuibari  
(iv) Kawnpui - Bairabi - Gharmura -  
Hailakandi.

- (b) (i) Work is in progress for first 10 Kms. of Aizawl - Vangmun - Kumarghat.  
(ii) Work is in progress for first 2 Kms. and 5 - 10 Kms reach of Kawnpui - Bairabi - Gharmura Road.
- (iii) Survey of the above mentioned 2 Schemes have been almost completed.
- (iv) Survey of remaining 2 Schemes is yet to be done.
- (c) The period for completion will be about 5 years.

PU C. CHAWNGKUNGA:

Mr. Speaker, It has been stated that the maintenance or construction of Tipaimukh - Aizawl road will be taken up by N.E.C. but the B.R.T.F. now starts construction of that part. What is the exact position ?

PU CH. CHHUNGA :  
CHIEF MINISTER

Mr. Speaker, The B.R.T.F. has constructed that road and the amount of money utilised will be adjusted in future.

SPEAKER :

Question No. 58, Pu C. Lalruata's question.

Total length of roads constructed by Department since Union Territory Government.

\*58 PU C. LALRUATA : Mr. Speaker, Will the hon'ble Minister i/c of the P.W.D. be pleased to state-

What is the total length of Roads constructed by the Department since the formation of U.T. of Mizoram (Truckable and Jeepable Roads to be furnished separately ) ?

PU CH. CHHUNGA : Mr. Speaker, Truckable Roads is 154.47  
CHIEF MINISTER Kms. long and the Jeepable roads is 100.25 Kms.

PU C. LALRUATA : Where are the 154.47 Kms. truckable roads located ?

PU CH. CHHUNGA : Mr. Speaker, On Aizawl - Thenzawl  
CHIEF MINISTER road, the construction has been completed/done upto Sateek covering 28 Kms. In Aizawl area, such roads have been constructed at Luangmual road, Himen Quarry road, Zemabawk and Selesih covering altogether 12 Kms.

PU C. CHAWNGKUNGA : Mr. Speaker, From which point Zemabawk to Selesih road starts ?

PU CH. CHHUNGA : Mr. Speaker, Zemabawk - Selesih road  
CHIEF MINISTER starts from the point lying between Chaltlang and Zemabawk.

PU C. CHAWNGKUNGA : Mr. Speaker, From which point construction has been started at Aizawl to Zemabawk road ?

PU CH. CHHUNGA : Mr. Speaker, I think from that point  
CHIEF MINISTER leading to Selesih. Besides, there are 50 Kms. long at Khawzawl - E. Lungdar road, an approach road of 1 Km long at Champhai Hospital. An approach road to S.D.O.'s Office of 3 Kms. long truckable road has been constructed at Thingsulthliah 18 Kms. long has also been constructed at Kolosib - Lokicherra road and 14 Kms. long jeepable road at Bilkhawthlir - Phaisen road. Truckable road is not yet constructed between Phaisen and Buhchangphai but we have jeepable road of 9 Kms. long. We have constructed 3 Kms. long at Kawnpui - Bairabi. Jeepable road of 10 Kms. long had been constructed at Bilkhawthlir - Thingdawl - Vairengte under Kolasib (P.W.D.) Division. Besides, 10 Kms. long had been constructed at Lunglei - Pukpui - Saza - Tlawng road and 9 Kms. long of jeepable road is constructed around Lokicherra. 7 Kms. long road has been completed at Demagiri - N. Lokicherra road.

PU SANGKHUMA :

Mr. Speaker, Our hon'ble Chief Minister did not state clearly about Truckable and Jeepable roads. Can he please repeat them ?

PU CH. CHHUNGA :  
CHIEF MINISTER

Mr. Speaker, Truckable road of 7 Kms. long is constructed at Demagiri - N. Lokicherra road and 5 Kms. long road is constructed at S. Vanlaiphai.

Under Lunglei Division, an approach road totalling 11 Kms. long is constructed at Hnahthial, Pangzawl and Lungsen. Jeepable road of 20 Kms. length is constructed at Lawngtlai-Saiha road. An approach road of 3 Kms. length at Sihphir is also constructed which is jeepable. Jeepable road of 14 Kms. length at Demagiri is constructed.

SPEAKER :

Question hour is over. We will now go to Item No. 2 which is presentation of reports. Firstly, Pu Saprawng, Chairman of the Committee on Sub-Legislation will submit the report to the House.

PU CH. SAPRAWNGA :

Mr. Speaker, Sir, With your permission, I submit the first Report of the Subordinate Legislation Committee in the House. Thank you.

SPEAKER :

No. 2, Pu Lalruata, Chairman of the Assurances Committee will present to the House its fourth Report.

PU C. LALRUATA :

Mr. Speaker, With your kind permission, Sir, I present the Fourth Report of the Assurance Committee to the House.

Regarding this Report, I would like to say a few words. The replies to those assurances given by the Ministers in the House were used to be received by us lately. Some assurances pertaining to 1972-73 have been implemented and the assurances given by the Ministers during 1973-74, 1974-75 are not yet taken up. On behalf of the Committee I am therefore asking the hon'ble Ministers to take up and implement any assurances given in the House at an early date.

Thank you.

SPEAKER :

We will now go to Item No. 3 which is laying of papers. We shall call upon the Dy. Minister of Health to lay "Rules for Allocation of Seats and Awarding Stipends to Auxiliary Nurse Midwives Trainees" on the Table of the House.

LAYING OF PAPERS

PU P.B. NIKHUMA : Mr. Speaker, With your kind permission, Sir, I lay "Rules for Allocation of Seats and Awarding Stipends to Auxiliary Nurse Midwives Trainees" on the Table of the House.

Thank you.

CONSIDERATION OF THE SECOND REPORT OF RULES COMMITTEE.

SPEAKER : The opinion of the House is not yet taken regarding the Report of Rules Committee. As I said before, the Report of the Rules Committee can be discussed. If there is any amendment to be made or to modify any part/section, it may be discussed now.

PU K.L. ROCHAMA : Mr. Speaker, In sub-rule 5 of rule 36, it is stated that - "When two or more Members tabled starred questions on the same subject and one of the questions is admitted, the name of the other Member shall be bracketed with the name of the Member whose question has been admitted." That is said to be inserted and at paragraph 10, it is stated that "the full stop at the end of sub-rule 5 of Rule 36 should be substituted by a semi colon". If it is so, they will be out of the proper order. It may rather be better to cross out the following lines - "the full stop at the end of sub-rule 5 of rule 36 should be substituted by a semi-collon and add the proviso after this sub-rule with the following provision," so that the warding may be better.

SPEAKER : Well, in sub-rule 5 of rule 36, it is written - "no member shall be permitted to ask more than 5 (five) starred questions for oral answers on any day" which is followed by "add the following." Thence the following lines will be added - "when two or more Members tabled starred questions on the same subject and one of the questions is admitted, the name of the other Members shall be bracketed with the name of the Member whose question has been admitted." This is already practised when there are more than one question, though it is not yet inserted in the Rule. It appears that it may be included/inserted and a separate Member need not be given. Then at para 10, it is stated as - "the full stop at the end of sub-rule 5 of Rule 36, should be substituted by a semi-colon and add proviso after this sub-rule with the following provision" and as such "semi-colon" will have to be inserted at the word "admitted". It can be misunderstood since there is no clear clarification. Is there any other suggestion or amendments to be made ?



Since there is no other suggestion, can we adopt the recommendations, etc. made by the Rules Committee? (Members raise no objection). Well, as the Minister of Parliamentary Affairs moved, the recommendations, etc. of the Rules Committee is adopted by the House.

We shall now move on to the next item which is the Government Business. I hope you will all see item No. 5 (A) in the Government Business and that one will be taken up now. We received another Bill lately, but since that Bill is an important one, we submitted it and it is to be considered on other day. We shall now call upon the Chief Minister to beg leave of the House to introduce Bill No. 8 of 1975.

#### GOVERNMENT BUSINESS

PU CH. CHUNGA :  
CHIEF MINISTER

Mr. Speaker, I beg leave of the House to introduce the "Mizoram Urban Areas Rent Control (Amendment) Bill, 1975.

PU SAITLAWMA :

Mr. Speaker, The Bill which is introduced by our hon'ble Chief Minister is not item No. 5(A) in the Government Business. Item No. 5(A) rather appears to be the "Mizoram Roadside Land Control Bill."

SPEAKER :

Item No. 5(A) is written in red ink and circulated on Saturday. You may write that No? Now in your papers after No. 4. I therefore think you all received Bill No. 8 of 1975 the "Mizoram Urban Areas Rent Control (Amendment) Bill, 1975" Is there any objection for the introduction of this Bill ?

PU SAITLAWMA :

Mr. Speaker, Does it mean that amendment will be made before introduction ?

SPEAKER :

No, you can make amendments after the Bill is introduced. If there is no objection, let the Bill be introduced.

PU CH. CHUNGA :  
CHIEF MINISTER

Mr. Speaker, I introduce before the House the "Mizoram Urban Areas Rent Control (Amendment) Bill, 1975.

SPEAKER :

Well, the Bill has been introduced before the House for consideration. How shall we continue our programme since the Bill's consideration will take time ?

PU SAITLAWMA : Mr. Speaker, At Rule 77 of our Rules of Procedure and Conduct of Business, it is clearly stated that if the copy of any Bill to be introduced is not circulated at least for four days in advance, any Member can raise opposition or objection. I therefore would like to suggest that the Bill may be considered on some other day.

PU K. SANGCHHUM : Mr. Speaker, I agree with my fellow Member Pu Saitlawma.

PU SANGKHUMA : Mr. Speaker, As per our Rules of Procedure & Conduct of Business, will it be better to take up this Bill for consideration after four days ?

SPEAKER : It is quite desirable to pass this Bill immediately because if we delay, the public will suffer. It is clearly defined in its aims and objects.

PU C. LALRUATA : Mr. Speaker, The Minister i/c has just introduced this Bill and not yet requested for its consideration. We have not yet reached about the question of its consideration.

SPEAKER : Not in that manner, we are going to chalk out about the programme.

PU C. LALRUATA : Mr. Speaker, Since the Minister i/c only introduced it, will that not be enough ?

SPEAKER : Is there any other suggestion ? If the Minister i/c wishes the Bill to be considered now, let him move it.

PU SAITLAWMA : Mr. Speaker, I thought the Chief Minister has already moved the Bill for consideration !

SPEAKER : No, he has just introduced it. He (the Minister i/c) begged leave of the House for introduction of this Bill and I enquired if there is any objection. Since there was no objection, I called him to introduce it. The Minister i/c may ask for its consideration or he may suggest to refer the Bill to the Select Committee.

PU CH. CHHUNGA : Mr. Speaker, I am grateful to you have permitted me to introduce the Bill and further pleased that you have admitted this Bill for consideration. However, our Members pointed out that sufficient time is required before the discussion takes place so that the hon'ble Members may study it. The concerned Committee that will chalk out the programme will make final decision. I do hope that this amendment Bill will be passed by the House within this Session.

SPEAKER : I also hope that our Business can be done today itself. But our Chief Minister has made known that rather than taking up his Bill for discussion in a hurry, he prefers to have the Bill considered by extending the programme. If it is so, how shall we frame our programme? If the Members think it necessary to frame the programme by B.A.C., that can be done and if they think that the programme can be framed here, that is also possible.

PU C. LALRUATA : Mr. Speaker, The Minister i/c wishes that the Bill be passed within this Session. But if we are going to discuss and pass the Bill, we the Members will need sufficient time as Pu Saitlawma said for its study, etc. Therefore will it be possible to extend the period of the Session?

PU NGURDAWLA : Mr. Speaker, Will it be possible to extend the Session without having the B.A.C. meeting?

PU VANLALHRUAIA : Mr. Speaker, If we are going to follow the rules, it is my desire to have the meeting of B.A.C. so that the period of the Session will be extended if necessary.

PU SAITLAWMA : Mr. Speaker, If it is the opinion of the House, I think the decision or meeting of the B.A.C. is not necessary. If it is possible, can we have discussion on the 3rd of October, next?

PU R. DOTINAIA : Mr. Speaker, I think we will have to follow the proper rule and let the B.A.C. prepare the programme.

SPEAKER : All right, we are going to have tea break at 1 o'clock and let there be a B.A.C. meeting in my Chamber.

We shall move on to our next item. It is the consideration of the Report of Select Committee on "Mizoram Roadside Land Control Bill, 1975".

This will be our first consideration of the Report of Select Committee, and let me say a few words about this Bill. You will see in the original Bill that is circulated, there are various markings, underlined, asterics, etc. and those portions will be considered. We shall make amendments, substitutions, etc. where we find it necessary. We will therefore have discussion as the Select Committee suggested. Now let the Members say.

PU SANGKHUMA : Mr. Speaker, This Bill i.e. the "Mizoram Roadside Land Control Bill" has been referred by the hon'ble Chief Minister to the Select Committee. But since I am one of the members in this Committee, I am not going to say about those parts that are recommended by the Committee, but I would rather like to say other important matters.

I think it is inconvenient to put or insert those different sections in such a manner at page 11, section 10, sub-section 2. You may say why it is not considered in the meeting, but we have considered about that still they are written in such manner which I found it to be rather inconvenient. (Speaker :- In its report, the Committee said unanimous and since you are one of the members, it is not permissible for you to say about it).

If it is the discussion of the Bill, why it is not permissible? (Speaker : Since you are the Member, it is permissible if you do not have dissent opinion).

If it is so, may I say in this Hall as I am Member of Legislative Assembly? (Speaker : It will depend on the way you are speaking).

PU SANGKHUMA : Mr. Speaker, I could not understand why I will not be able to say as a Member of the Legislative Assembly since the Bill is introduced for discussion.

SPEAKER : You may say but it will be judged by the way you are speaking.

PU SANGKHUMA : Mr. Speaker, I am not going to say as a Member of Select Committee, but as I am M.L.A. This is not the meeting of Select Committee but it is the sitting of Mizoram Legislative Assembly. Why cannot I say in the discussion of this Bill which is already introduced?

**SPEAKER :** Well, the Bill No.4 of 1975 i.e. the "Mizoram Roadside Land Control Bill, 1975" had been referred to the Select Committee in the previous Session. Now, the Member -in-charge, Chief Minister has moved this Bill to be passed. Let the Members who agree to pass this Bill as it is recommended by the Select Committee say 'Yes' (Members said 'Yes') there any objection? (Members kept silent). All right, this Bill is passed.

We will move on to Item No.5(2)(a) which is the "Mizoram Trading by Non-Tribals (Regulation) (Amendment) Bill, 1975". This Bill has already been introduced and let the Minister i/c move it for consideration.

**PU VAIVANGA :  
MINISTER** Mr. Speaker, I move the "Mizoram Trading by Non-Tribals (Regulation) (Amendment) Bill, 1975" for consideration.

**SPEAKER :** Let the Members say about the Bill.

**PU C. LAIRUATA :** Mr. Speaker, I have not much to say on this Bill, but I am requesting some clarification on the part of "Statement of Objects of Reasons." When we had consideration about this Bill, we said much about the part which is to be amended i.e. "a total period of 30 days," I would like to know why "30 days" is to be substituted by "10 days" and what practical difficulties are there?

**PU SANGKHUMA :** Mr. Speaker, Regarding this Bill, I have not much to criticize about it. However I would like to point out that we used to consider and pass various Bills carelessly and untidily. We can all see that we have passed certain Bills only sometime back but now we have to make various amendments. It will be quite unreasonable and unfair to repeat such kind of practices.

For example, we have passed one Education Bill only recently in spite of many criticisms and objections. I think it is rather a shameful act to make amendments, etc. on the Bills that we passed within a year. There used to be constitutional amendments from time to time, but such amendments used to be made after a lapse of ten or fifteen years because the mode of living, administration, etc. has to be changed accordingly.

**SPEAKER :** All right, let me call upon the Minister-in-charge to move the Bill so that it can be passed.

**SPEAKER :** That is not the Parliamentary practice. In the report, you the members of the Select Committee stated that the Bill is passed without any objection. It will be unjust to make other opinion after submitting the Bill before the House.

**PU SANGKHUMA :** Mr. Speaker, I found this part to be incorrect even while we had a meeting of the Select Committee.

**SPEAKER :** That will be unjust to say now in the House.

**PU C. LALRUATA :** Mr. Speaker, Unless the Member makes dissenting note, his name is written in the Report as one of the Members.

**PU HRANGAIA :** Mr. Speaker, Our fellow Member did not point out the part he would like to say or express while we had a meeting of Select Committee. We have recommended this Bill without any objection.

**PU SANGKHUMA :** Mr. Speaker, I could not find any circumstance by which I will not be permitted to express my idea. If Pu Hrangaiia did not turn a deaf ear, I have clearly pointed out the matter at the verandah of the Chief Minister's Chamber.

**SPEAKER :** Whether it is the Chief Minister's verandah or Committee Room, that can not be mentioned here.

**PU SANGKHUMA :** Mr. Speaker, why Pu Hrangaiia pointed out before ?

**SPEAKER :** The Report is very important. Is there any Member, rather than the Member of the Select Committee who would like to say ? If there is no one, we will call upon Chief Minister who is in-charge of the Bill to move it so as to pass as recommended by the Select Committee.

**PU CH. CHHUNGA :** Mr. Speaker, In the previous session, the **CHIEF MINISTER** "Mizoram Roadside Land Control Bill, 1975" has been discussed and I move the Bill before this august House to be passed as it is.

Thank you.

PU VAIVENGA :  
MINISTER

Mr. Speaker, Sir, I move that the "Mizoram Trading by Non-Tribals (Regulation) (Amendment) Bill, 1975" be passed.

SPEAKER :

As you move the Bill, may you clarify the question of Pu C, Lalruata ?

PU VAIVENGA :  
MINISTER

Mr. Speaker, Regarding Pu Ruata's question, we have altered the word "30 days" into "10 days" because our Sessions cannot reach such a length of time. We deem it, therefore, necessary to modify that mentioned period in such a manner.

PU C. LALRUATA :

Mr. Speaker, Sir, I would further like to know whether any Rule is framed under this act. Besides, I think the proposed modification of "10 days" is still long for we seldom had a session that covers 10 days or more except while having Budget session.

PU CH. SAPRAWNGA :

Mr. Speaker, I do not find any difficulty in passing this Bill. Anyway, I think there is not much objection and criticism in this Bill. It is grateful to learn that our leaders have gone through High Court and Supreme Court and the Bill could be presented before this august House.

But what I would like to point out is about the regulation which will have to be enforced by our administration. ( Speaker : No other point can be raised now, except about the amendments). If it is so, Mr. Speaker, Sir, I have no other point to say.

SPEAKER :

Let the Minister-in-charge explain the Bill now.

PU VAIVENGA :  
MINISTER

Mr. Speaker, Sir, after having an examination about the past sessions that we had and other matters, we deem it to appropriate to have "10 days". We may have session that covers "10 days" or even more days.

PU SAPLIANA :

Mr. Speaker, Sir, let me say as a point of information. It is true what our hon'ble Minister has made known. However, is it rather that "10 days" means putting together of the number of days covered during more than one session ?

SPEAKER : Yes, Let me explain that part in a few words. Any Rules framed under the provision of this Act have to be laid on the Table of the House in the first session after it is framed. The sentence - "It is in session for a period of 30 days" will not be able to happen in our Sessions and it is therefore stated that during "two successive" sessions. There will not be difficulty to cover "10 days" in two successive sessions and that is the reason why it is written "10 days".

PU C. LALRUATA : Mr. Speaker, For example, if the Rule so framed cannot be laid on the Table of the House due to lack of time for a period of "ten days," it is stated that the Rule cannot be enforced till the next session when that "10 days" can be covered. However, it is already matured to enforce such Rule after all. It will therefore be troublesome, unless the Rule cannot be enforced.

SPEAKER : Whether the Rules can be or cannot be enforced is in the hands of the administration. Here it means that the Rule which is already enforced can be made ineffective or in-applicable if the Assembly found it to be incorrect and incomplete. Amendments and modifications can be made after it is enforced. There is, therefore nothing to worry on that side.

PU C. LALRUATA : Mr. Speaker, Sir, What you have said can be seen in the last line. But I think it will rather be improper and unfair to enforce the Rules so framed in practice, if there is any Member who is not satisfied with it.

SPEAKER : Well, in that case there has to be some amendments; but such amendment is not raised. I think it is explained clearly when there was consideration. We have already said that the practice in Nagaland is 7 (seven) days, 10 days in Assam and 30 days in Parliament. If we want to decrease the duration or number of days, it can be considered and if we found it to be impracticable, that also depends upon the Assembly. However, there will be nothing to worry about the duration of this "10 days" since it can be covered in two successive sessions.

All right, the Minister-in-charge has moved that the "Mizoram Trading by Non-Tribals (Regulation) (Amendment) Bill, 1975" be passed by this Assembly. Let all the Members who want to pass this Bill say 'Yes' (Members said Yes). Is there any objection? (Members kept quiet). The Bill is passed.

We shall now have recess and since the recommendation of the B...C. will have to be approved by the House, we shall continue the meeting at 2 o'clock.

Recess at 1.00 P.M.



2 P.M.

**SPEAKER :** We have no more business to be done except taking the approval of the House regarding the recommendation of the B.A.C. about the fixation of date for consideration of the "Mizoram Urban Areas Rent Control (Amendment) Bill". Let the Minister of Parliamentary Affairs now beg leave of the House to move the recommendation so made by the B.A.C.

**PU LAISANGZULLA :** Mr. Speaker, I beg leave of the House to approve the recommendation made by the B.A.C. for fixing a meeting of the House on the 3rd October.

Thank you.

**SPEAKER :** The B.A.C., in the meeting recommends that the Bill be considered on the 3rd October. Is there any objection to this recommendation? (Members kept silent.)

All right, since there is no objection, the Bill will be considered on Friday, the 3rd October.

The House is adjourned till 11:00 Hrs. of the 3rd of October, 1975.

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