

SENATE OF PAKISTAN
DAILY JOURNAL
(258th Session)

Date and Day	Monday the 16 th January, 2017 (Private Members' Day)
Commenced at	3:00 p.m.
Adjourned at	7:00 p.m.
Presided by	Mian Raza Rabbani, Chairman Senate
Attendance	64
Total working hours	4 hours

- The proceedings commenced with the Recitation from the Holy Quran.
- Leave applications were read by the Chairman.
- The House offered Fateha for the departed soul of Maulana Saleem Ullah Khan, President of the Wafaq-ul-Madarris who breathed his last in Karachi.
- The House acknowledged the presence of 211 students and 10 faculty Members of Super Wings College Kallar Syedan who were present in the visitors' galleries to witness the proceedings of the House.

BILLS TO BE INTRODUCED

- 1) SENATOR SIRAJUL HAQ sought leave to introduce a Bill further to amend the Pakistan Penal Code, 1860 [The Pakistan Penal Code (Amendment) Bill, 2016].

The Member explained the salient features of the Bill.

Minister for Law and Justice did not oppose the Bill.

Leave was granted.

The Bill as introduced stands referred to the Standing Committee concerned for consideration and report.

- 2) SENATOR SIRAJUL HAQ sought leave to introduce a Bill further to amend the Constitution of the Islamic Republic of Pakistan, 1973 [The Constitution (Amendment) Bill, 2016] (Amendment of Article 203F).

The Member explained the salient features of the Bill.

Minister for Law and Justice suggested the Member to withdraw the Bill otherwise the Government will oppose the same in the Standing Committee.

Motion was put to the House. Since the voice vote was not conclusive so the count was made and the motion was rejected by 7 votes to 11.

Leave to introduce the Bill was not granted.

- 3) SENATOR CHAUDHARY TANVIR KHAN sought leave to introduce a Bill further to amend the Ehtram-e-Ramazan Ordinance, 1981 [The Ehtram-e-Ramazan (Amendment) Bill, 2017].

The Member explained the salient features of the Bill.

Minister for Parliamentary Affairs did not oppose the Bill.

Motion was put to the House. Since the voice vote was not conclusive so the count was made and the leave was granted by 16 votes to 15.

The Bill as introduced stands referred to the Standing Committee concerned for consideration and report.

BILLS FOR MOTION UNDER RULE 100

The Chairman explained the purpose behind setting down of the Order Nos. 8 to 14 and urged the Members whose Bills have been mentioned in the Order Nos. 8 to 14 to either give notices under rule 100 with respect to their Bills or withdraw the same in the House. The following Bills were set down in Order Nos. 8 to 14. The Chairman observed that such Bills will be set down on the Orders of the Day till giving of notices by the concerned Members under rule 100 or otherwise till the time they withdraw their Bills:-

- 1) The National Cyber Security Council Bill, 2014, introduced by Senator Mushahid Hussain Syed on 14th April, 2014 and reported by the Standing Committee on Information Technology and Telecommunications on 18th December, 2015.
- 2) The Constitution (Amendment) Bill, 2015 (Omission of Article 182), introduced by Senator Zaheer-ud-Din Babar Awan on 11th January, 2016 and reported by the Standing Committee on Law and Justice on 8th September, 2016.
- 3) The Supreme Court (Number of Judges) (Amendment) Bill, 2016, introduced by Senator Zaheer-ud-Din Babar Awan on 16th May, 2016 and reported by the Standing Committee on Law and Justice on 8th September, 2016.

- 4) The Prohibition of Smoking and Protection of Non-smokers Health (Amendment) Bill, 2016, introduced by Senator Mushahid Hussain Syed on 18th July, 2016 and reported by the Standing Committee on National Health Services, Regulations and Coordination on 16th December, 2016.
- 5) The Constitution (Amendment) Bill, 2016 (Amendment of Article 28), introduced by Senator Karim Ahmed Khawaja on 25th July, 2016 and reported by the Standing Committee on Law and Justice on 4th November, 2016.
- 6) The Islamabad Prohibition of Sheesha Smoking Bill, 2016, introduced by Senator Mohammad Azam Khan Swati on 26th September, 2016 and reported by the Standing Committee on National Health Services, Regulations and Coordination on 16th December, 2016.
- 7) The Civil Courts (Amendment) Bill, 2016, introduced by Senator Mohammad Azam Khan Swati on 26th September, 2016 and reported by the Standing Committee on Law and Justice on 21st December, 2016.

RESOLUTIONS PASSED BY THE HOUSE

The following Resolutions were moved in the House and passed by the House:-

- 1) Senator Shehar Kamran moved the following resolution:-

"This House strongly condemns the statement of the Indian Prime Minister, Narendra Modi attributing terrorism to Pakistan and drawing a parallel between India and Israel evoking a parallel between Kashmir and Palestine, during the recently held BRICS Summit held in Goa, India.

The House appreciates the reaction of International Community to this baseless propaganda by the Indian Prime Minister.

The House believes that the statement made by the Indian Premier was an effort to divert the attention of the International Community from the Indian atrocities against the people of Indian Occupied Kashmir.

The House reiterates that there will be no compromise on the sovereignty and defence of Pakistan and our resolve to fight against terrorism and contribute towards bringing peace and harmony in the world."

The Resolution was not opposed by the Leader of the House so resolution was passed unanimously.

- 2) SENATOR CHAUDHARY TANVIR KHAN moved the following resolution:-

"This House recommends that the Government should launch a scheme for provision of interest free loans to farmers for installation of solar tube wells in the country."

The Resolution was not opposed by the Leader of the House so resolution was passed unanimously.

3) SENATOR MUHAMMAD TALHA MAHMOOD moved the following resolution:-

"This House recommends that evening and night shifts may be started in the dispensaries in the rural areas of Islamabad in order to make the medical facility available round the clock to the people living in those areas."

The Resolution was not opposed by the Minister of State for Interior so resolution was passed unanimously.

RESOLUTIONS DEFERRED BY THE HOUSE

The following Resolution in the name of SENATOR MAULANA HAFIZ HAMDULLAH was deferred upon request of the Member:-

"This House strongly condemns the acts of cruelty against the innocent Muslims of Syria and Burma resulting into martyrdom of innumerable persons including women and children and displacement of many others from their homeland. This House emphasizes the Government to raise this matter on international forums in order to get stopped the said acts and seeking help to resolve the issue. The House also recommends that the Government should take appropriate steps at national level for providing help to the said affected persons."

Chair's Observation: The Chairman observed that in future he will not defer the items set down on the Orders of the Day.

RESOLUTIONS DROPPED BY THE HOUSE

The following Resolution in the name of SENATOR MOHAMMAD AZAM KHAN SWATI was Dropped due to absence of the concerned Member:-

"This House recommends that the Government should take strict action against the persons who are involved in manufacturing and sale of substandard LPG cylinders in Islamabad and coordinate with all provincial Governments to enact and implement law in the country in this regard."

DEFERRED MOTION [Under Rule 218]

SENATOR SEHAR KAMRAN moved that the House may discuss the situation arising out of the continuing Indian violations of the Line of Control (LoC) and cease fire on the working boundary, which has resulted in the loss of precious lives of Pakistanis.

Following Members spoke on the Motion:-

- 1) Senator Sehar Kamran.
- 2) Senator Lt. Gen. (R) Abdul Qayyum.
- 3) Senator Sassui Palijo.
- 4) Senator Col. (R) Syed Tahir Hussain Mashhadi.
- 5) Senator Mohsin Aziz.

Khawaja Muhammad Asif, Minister for Defence wound up the debate.
The Motion was thus talked out.

MOTIONS [Under Rule 218]

- 1) SENATOR CHAUDHARY TANVIR KHAN moved that this House may discuss the need for making changes in the procedure laid down for CSS examination.

Following Members spoke on the Motion:-

- 1) Senator Ch. Tanvir Khan.
- 2) Senator Lt. Gen. (R) Abdul Qayyum.
- 3) Senator Khushbakht Shujaat
- 4) Senator Muhammad Usman Khan Kakar.
- 5) Senator Nauman Wazir Khattak.
- 6) Senator Rubina Khalid.
- 7) Senator Mir Kabeer Ahmed Muhammad Shahi.
- 8) Senator Syed Muzafar Hussain Shah.

Sheikh Aftab Ahmed, Minister for Parliamentary Affairs. wound up the debate.

The Motion was thus talked out.

The Chairman observed that if the Members want to take it up in the Committee of the Whole then they can approach the Leader of the House and the Leader of the Opposition for inclusion of a Motion in the Orders of the Day in this respect.

- 2) SENATOR MOHAMMAD AZAM KHAN SWATI moved that this House may discuss the present status of Heavy Electrical Complex (HEC).

Following Members spoke on the Motion:-

- 1) Senator Muhammad Azam Khan Swati.
- 2) Senator Mohsin Aziz.
- 3) Senator Kamil Ali Agha..

Ghulam Murtaza Jatoi, Minister for Industries and Production wound up the debate.

The Motion was thus talked out.

The Chairman directed the Secretariat to provide him detailed report of the status of the report and its reply from the Government, if any.

- 3) SENATOR MOHSIN AZIZ moved that this House may discuss the situation arising out of drastic increase in production and sale of low quality and non-duty paid cigarettes in the country.

Following Members spoke on the Motion:-

- 1) Senator Mohsin Aziz.
- 2) Senator Saleem Mandviwala.
- 3) Senator Kalsoom Parveen.
- 4) Senator Nauman Wazir Khattak.
- 5) Senator Mushahid Ullah Khan.

Mr. Zahid Hamid, Minister for Law and Justice wound up the debate.

The Motion was thus talked out.

- 4) SENATOR MOHAMMAD AZAM KHAN SWATI moved that this House may discuss the situation arising out of high rate of unemployment in the country.

Following Members spoke on the Motion:-

- 1) Senator Mohammad Azam Khan Swati.
- 2) Senator Sehar Kamran.
- 3) Senator Saleem Mandviwala.
- 4) Senator Mir Kabeer Ahmed Muhammad Shahi.
- 5) Senator Lt. Gen. (R) Abdul Qayyum.
- 6) Senator Nehal Hashmi.
- 7) Senator Muhammad Usman Khan Kakar.
- 8) Senator Nauman Wazir Khattak.
- 9) Senator Mohsin Aziz.

Mr. Ahsan Iqbal, Minister for Planning, Development and Reforms wound up the debate.

The Motion was thus talked out.

DROPPING OF MOTIONS

[Under Rule 218]

The following Motion under rule 218 in the name of SENATOR SIRAJUL HAQ was dropped due to absence of the Member.

This House may discuss the services being provided by the Government on motorways and national highways in the country”.

MINISTERIAL RESPONSE BY THE MINISTER OF STATE FOR INTERIOR ON THE INCIDENTS OF MISSING PERSONS

Observation of the Chairman:- The Chairman expressed his serious concern on the statements made by the Foreign offices of United Kingdom and United State of America on the incidents of recent missing persons in Pakistan and stated that these Governments have no right to interfere or comment on the internal affairs of a sovereign country and specially when these Governments have never took notice of human rights violations, missing persons and extra judicial killings in Indian occupied Kashmir and Palestine.

The Minister of State for Interior and Narcotics Control submitted his report on the incidents of abduction of members of civil society. The Minister stated that no considerable development has so far been made in the cases.

The Chairman expressed his concern on the situation which is very threatening that the State has not been able to make any progress in the cases.

The Chairman further said that the matter was also referred to the Human Rights Committee but the Islamabad Police did not appear before the Committee on the excuse that the Ministry has not directed them to appear. The Chairman urged the Minister to direct the Islamabad Police to appear before the Committee.

Senator Muhammad Mohsin Khan Leghari stated that the Punjab Home Department is also not responding to the Committee.

The Chairman directed the Secretary Senate to speak to the Secretary Home Department, Government of the Punjab.

AMENDMENTS TO THE SENATE RULES

(Under Rule 278)

SENATOR SALEEM MANDVIWALA, sought leave under sub-rule (4) of rule 278 of the Rules of Procedure and Conduct of Business in the Senate, 2012, move the following amendments in the said rules:-

That in rule 182 of the said Rules, for the full stop occurring at the end a colon “:”, shall be substituted and thereafter, the following new proviso shall be added, namely:-

“Provided that the Chairman of a Committee or the Member presiding in his absence shall not cast his vote in the event of the equality of votes in case he is a mover of a matter under consideration of the Committee.”

The leave was granted and the proposed amendment was passed by the House.

STATEMENT BY THE MINISTER FOR FINANCE

Senator Mohammad Ishaq Dar, Minister for Finance, Revenue, Economic Affairs, Statistics and Privatization made statement about the practice of variation in the petroleum products by the Government on the initiation of summary by OGRA. He particularly provided the facts and figures of the recent summary moved by OGRA in this respect and informed the House about the increase proposed by OGRA in prices of various petroleum products. He urged the Opposition Members to do the positive criticism but not to mislead the people by quoting wrong facts and figures and while discussing the economic issues one must speak with full knowledge and honesty.

POINTS OF PUBLIC IMPORTANCE RAISED DURING ZERO HOUR

- 1) Senator Muhammad Mohsin Khan Leghari pointed out the pending rebate cases of importers of fertilizers.
- 2) Senator Col. (R) Syed Tahir Hussain Mashhadi appreciated the new dress code of the Table Officers and also urged the Chairman to change the designs of gowns of the Chairman and the Secretaries to have a better and dignified look.

The Finance Minister liked the idea of new gowns and stated that the Finance Ministry will provide the supplementary grant for the cost of such gowns.

- 3) Senator Mir Kabeer Ahmed Muhammad Shahi pointed out the heavy snow fall in Balochistan and the problems of shortage of electricity and gas faced by the people of the province.

The Chairman directed to refer the matter to the Minister for Water and Power and the Minister for Petroleum and Natural Resources with the direction to respond the issue in the House on Tuesday.

- 4) Senator Muhammad Usman Khan Kakar requested the Finance Minister to write off the agricultural loans of the farmers of Balochistan.
- 5) Senator Nauman Wazir Khattak drew attention of the Finance Minister towards the non-clarity in the Policy of the Government for pioneer industry.

The Finance Minister stated that no such policy is under consideration of the ECC.

DIRECTION OF THE CHAIRMAN

The Chairman directed the Secretariat to inform the Members through SMS about the change in the time of session.

- The proceedings were adjourned by the Chairman at 7:00 p.m. to meet again on Tuesday the 17th January, 2017 at 10:00 a.m.