

SENATE OF PAKISTAN
DAILY JOURNAL
(259th Session)

Date and Day	13 th February, 2017 (Monday)
Commenced at	03:00 pm
Adjourned at	07:40
Presided by	Mian Raza Rabbani Chairman Senate of Pakistan
Attendance	73
Total working hours	4 hours 40 minutes

PANEL OF PRESIDING OFFICERS

Order of precedence	Name of the Members
1.	Senator Col. (R) Syed Tahir Hussain Mashhadi
2.	Senator Nehal Hashmi
3.	Senator Samina Abid

- Leave applications were read by the Chairman.
- The House offered Fateha for the departed souls of Bano Qudsia famous novelist, Dr. Hameeda Khoro, former Education Minister and mother in law of Senator Mushahid Hussain Syed.

CONDOLENCE RESOLUTIONS PASSED BY THE HOUSE

- 1) Senator Syed Shibli Faraz moved condolence resolution on the sad demise of famous novelist, Qudsia Bano.

The Resolution was put to the House and passed unanimously.

- 2) Senator Raja Muhammad Zafar-Ul-Haq, Leader of the House moved condolence resolution on the sad demise of former Education Minister, Dr. Hameeda Khoro.

The Resolution was put to the House and passed unanimously.

PRIVATE MEMBERS' BILLS INTRODUCED

- 1) Senator Chaudhary Tanvir Khan sought leave to introduce the Bill to provide for the well-being, comfort and dignity of the senior citizens in the Islamabad Capital Territory [The Islamabad Capital Territory Senior Citizens Board Bill, 2017].

The Member explained the salient features of the Bill.

The Motion was not opposed by the Minister of State for CADD.

The Motion was put to the House and the leave to introduce the Bill was granted.

Thereafter, Senator Chaudhary Tanvir Khan introduced the Islamabad Capital Territory Senior Citizens Board Bill, 2017 which upon introduction stood referred to the Standing Committee concerned for consideration and report.

- 2) Senator Chaudhary Tanvir Khan sought leave to introduce the Bill further to amend the Control of Narcotic Substances Act, 1997 [The Control of Narcotic Substances (Amendment) Bill, 2017].

The Member explained the salient features of the Bill.

The Motion was not opposed by the Minister of State for Interior and Narcotics Control.

The Motion was put to the House and the leave to introduce the Bill was granted.

Thereafter, Senator Chaudhary Tanvir Khan introduced the Control of Narcotic Substances (Amendment) Bill, 2017 which upon introduction stood referred to the Standing Committee concerned for consideration and report.

- 3) Senator Mohammad Azam Khan Swati sought leave to introduce the Bill further to amend the Code of Criminal Procedure, 1898 [The Code of Criminal Procedure (Amendment) Bill, 2017].

The Member explained the salient features of the Bill.

The Motion was not opposed by the Minister of State for Interior and Narcotics Control.

The Motion was put to the House and the leave to introduce the Bill was granted.

Thereafter, Senator Mohammad Azam Khan Swati introduced the Code of Criminal Procedure (Amendment) Bill, 2017 which upon introduction stood referred to the Standing Committee concerned for consideration and report.

- 4) Senator Mian Muhammad Ateeq Shaikh sought leave to introduce the Bill further to amend the Islamabad Rent Restriction Ordinance, 2001 [The Islamabad Rent Restriction (Amendment) Bill, 2017].

The Member explained the salient features of the Bill.

The Motion was not opposed by the Minister of State for Interior and Narcotics Control.

The Motion was put to the House and the leave to introduce the Bill was granted.

Thereafter, Mian Muhammad Ateeq Shaikh introduced the Islamabad Rent Restriction (Amendment) Bill, 2017 which upon introduction stood referred to the Standing Committee concerned for consideration and report.

- 5) Senator Mian Muhammad Ateeq Shaikh sought leave to introduce the Bill further to amend the Constitution of the Islamic Republic of Pakistan [The Constitution (Amendment) Bill, 2017].

The Member explained the salient features of the Bill.

The Motion was not opposed by the Minister of State for Interior and Narcotics Control.

The Motion was put to the House and the leave to introduce the Bill was granted.

Thereafter, Mian Muhammad Ateeq Shaikh introduced the Constitution (Amendment) Bill, 2017 which upon introduction stood referred to the Standing Committee concerned for consideration and report.

MOTIONS

[Under Rule 126(7)]

- 1) Senator Karim Ahmed Khawaja, moved that the Bill to provide for the rehabilitation and welfare of the un-attended orphan children [The Un-attended Orphans (Rehabilitation and Welfare) Bill, 2016], as passed by the Senate and transmitted to the National Assembly but not passed by the National Assembly within ninety days of its laying in the National Assembly, be considered in a joint sitting.

The Motion was put to the House and passed unanimously.

2) Senator Farhatullah Babar, moved that the Bill to provide for the prevention of and protection of Pakistani citizens and of all other persons for the time being in Pakistan from all acts of torture, custodial death and custodial rape [The Torture, Custodial Death and Custodial Rape (Prevention and Punishment) Bill, 2015], as passed by the Senate and transmitted to the National Assembly but not passed by the National Assembly within ninety days of its laying in the National Assembly, be considered in a joint sitting.

The Motion was put to the House and passed unanimously.

WALKOUT BY THE MEDIA

The Press Gallery staged walkout of the proceedings. The Chairman asked the Minister for Parliamentary Affairs to look into the matter.

Sheikh Aftab Ahmed, Minister for Parliamentary Affairs after having negotiations with the media representatives apprised the House that the Media has staged walkout as protest against the incident of attack at DSNG of SAMAA TV which resulted into killing of an Assistant Engineer. The Media has demanded compensation for the bereaved family from the provincial as well as from the Federal Government. The Media has further asked that the Committee of the Senate may probe into the issue.

The Chairman expressed his sorrow over the incidents and stated that he will speak to the Chief Minister of Sindh on compensation issue. As far as the probing of the matter by the Committee of the Senate is concerned, the Chairman reserved his ruling as the rule needs to be looked into that as to whether the Committee of the House of the Federation can probe into a provincial matter or not.

LEGISLATIVE BUSINESS

[Under Rule 100]

1) Senator Nuzhat Sadiq, moved that the Bill further to amend the Federal Board of Intermediate and Secondary Education Act, 1975 [The Federal Board of Intermediate and Secondary Education (Amendment) Bill, 2016], as reported by the Standing Committee, be taken into consideration, at once.

The Motion was not opposed by Mr. Muhammad Bligh ur Rehman, Minister of State for Federal Education and Professional Training.

Thereafter, the House started clause by clause consideration of the Bill.

After clause by clause consideration of the Bill, the Bill was passed unanimously by the House.

- 2) Senator Karim Ahmed Khawaja, moved that the Bill further to amend the Constitution of the Islamic Republic of Pakistan [The Constitution (Amendment) Bill, 2016] (Amendment of Article 28), as reported by the Standing Committee, be taken into consideration, at once.

The Motion was opposed by Mr. Zahid Hamid, Minister for Law and Justice.

The Motion was put to the House and adopted.

Thereafter, the House started clause by clause consideration of the Bill.

Clause-2: 31 votes were in favor of Clause 2 and since it was a constitution (Amendment) Bill, therefore, the Bill was rejected as the Bill has not attained the 2/3rd majority.

WITHDRAWAL OF BILL UNDER RULE 115

Senator Karim Ahmed Khawaja moved to withdraw the National Commission for International Law and Commitments Bill, 2016, introduced by him on 21st November, 2016 and reported back by the Standing Committee on 20th January, 2017.

The Bill stands withdrawn with the leave of the House.

BILLS FOR MOTION UNDER RULE 100

The Chairman explained the Order Nos. 18 to 24 and 26 and urged the Members whose Bills have been mentioned in the Order Nos. 18 to 24 and 26 to give notices of any of the Motions under rule 100 with respect to their Bills or withdraw the same in the House. The following Bills were set down in Order Nos. 18 to 24 and 26.:-

- 1) 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.
- 2) The Prohibition of Corporal Punishment Bill, 2016, introduced by Senator Saleem Mandviwala on 29th February, 2016 and reported by the Standing Committee on Interior and Narcotics Control on 19th January, 2017.
- 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 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.
- 5) 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.
- 6) The Juvenile Justice System (Amendment) Bill, 2016, introduced by Senator Mohammad Azam Khan Swati on 21st November, 2016 and reported by the Functional Committee on Human Rights on 20th January, 2017.
- 7) The Islamabad Prohibition of Expressing Matters on Walls Bill, 2016, introduced by Senator Mohammad Azam Khan Swati on 21st November, 2016 and reported by the Standing Committee on Interior and Narcotics Control on 18th January, 2017.
- 8) The Constitution (Amendment) Bill, 2016 (Amendment of Article 209), introduced by Senator Zaheer-ud-Din Babar Awan on 21st November, 2016 and reported by the Standing Committee on Law and Justice on 20th January, 2017.

MOTIONS

[Under Rule 218]

- 1) Senator Col. (R) Syed Tahir Hussain Mashhadi, moved that the House may discuss the performance of cellular companies in the country with particular reference to their excessive calls and SMS packages.

Following Members spoke on the Motion:-

- 1) Senator Col. (R) Syed Tahir Hussain Mashhadi
- 2) Senator Farhatullah Babar.
- 3) Senator Ateeq Shaikh.
- 4) Senator Abdul Rehman Malik.
- 5) Senator Shahi Syed.
- 6) Senator Muhammad Usman Khan Kakar.

The Motion was thus talked out.

- 2) Senator Sehar Kamran, moved that the House may discuss the present status of implementation of the National Action Plan and suggest ways and means for its uniform implementation in the country.

Following Members spoke on the Motion:-

- 1) Senator Sehar Kamran.
- 2) Senator Karim Ahmed Khawaja.
- 3) Senator Farhatullah Babar.
- 4) Senator Col. (R) Syed Tahir Hussain Mashhadi.
- 5) Senator Sassui Palijo.
- 6) Senator Shahi Syed.
- 7) Senator Javed Abbasi.
- 8) Senator Nehal Hashmi.
- 9) Senator Hafiz Hamdullah.
- 10) Senator Chaudhry Tanvir Khan.
- 11) Senator Muhammad Usman Khan Kakar.
- 12) Senator Sardar Muhammad Azam Khan Musakhel.

Mr. Muhammad Baligh ur Rehman, Minister of State for Interior and Narcotics Control wound up the debate.

The Motion was thus talked out.

- 3) Senator Mian Muhammad Ateeq Shaikh, moved that this House may discuss the need to impart technical training to street children by launching vocational training skill programmes in the National Child Protection Centre (NCPC).

Following Members spoke on the Motion:-

- 1) Senator Mian Ateeq Shaikh.
- 2) Senator Muhammad Azam Khan Sawati.
- 3) Senator Nauman Wazir Khattak.
- 4) Senator Sehar Kamran.
- 5) Senator Khushbakht Shujat.
- 6) Senator Nehal Hashmi.
- 7) Senator Sitara Ayaz.

The Motion was thus talked out.

- 4) Senator Nisar Muhammad, moved that this House may discuss the procedure being adopted by the Government for obtaining foreign loans and their utilization.

Following Members spoke on the Motion:-

- 1) Senator Nisar Muhammad

- 2) Senator Mohammad Azam Khan Swati
- 3) Senator Farhatullah Babar
- 4) Senator Mir Kabeer Ahmed Muhammad Shahi
- 5) Senator Saeedul Hassan Mandokhail
- 6) Senator Shahi Syed
- 7) Senator Taj Haider
- 8) Senator Muhammad Ali Khan Saif
- 9) Senator Muhammad Usman Khan Kakar
- 10) Senator Col. (R) Syed Tahir Hussain Mashhadi

Mr. Muhammad Baligh ur Rehman, Minister of State for Federal Education and Professional Training wound up the debate

The Motion was thus talked out

DEFERMENT OF MOTION UNDER RULE 218

The following Motion in the name of Senator Mohammad Azam Khan Swati was deferred on his request:-

“This House may discuss the overall performance of Higher Education Commission.”

UNANIMOUS RESOLUTION

Senator Raja Muhammad Zafar-ul-Haq, Leader of the House moved motion under rule 263 to suspend the relevant rules in order to enable the House to pass resolution regarding enhancement of role and powers of the Senate of Pakistan to protect the rights of the federating units and provide a meaningful participation to the provinces and other territories in the affairs of the Federation.

The Motion was adopted.

Thereafter, Senator Raja Muhammad Zafar-ul-Haq, Leader of the House moved the resolution which was passed by the House unanimously.

RESOLUTIONS

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

- 1) Senator Mohammad Azam Khan Swati moved the following resolution:-

"This House recommends that the Government should appoint a foreign Minister on priority basis."

The Resolution was not opposed by the Minister for Parliamentary Affairs so resolution was passed unanimously

2) Senator Karim Ahmed Khawaja moved the following resolution:-

"This House recommends that the Government should take appropriate steps to achieve the targets of Sustainable Development Goals (SDGs).".

The Resolution was not opposed by the Minister for Parliamentary Affairs so resolution was passed unanimously.

3) Senator Col. (R) Syed Tahir Hussain Mashhadi moved the following resolution:-

"This House recommends that separate counters should be established for women in all regional passport offices in the country.".

The Resolution was not opposed by the Minister of State for Federal Education and Professional Training so resolution was passed unanimously

4) Senators Mohammad Azam Khan Swati on his behalf and on behalf of Senators Ilyas Ahmad Bilour, Muhammad Javed Abbasi, Nisar Muhammad, Farhatullah Babar, Malik Najmul Hassan, Mohsin Aziz, Ahmed Hassan, Zahida Khan, Nauman Wazir Khattak, Col. (R) Syed Tahir Hussain Mashhadi, Rubina Khalid, Sitara Ayaz, Haji Saif-Ullah Khan Bangash, Shahi Syed, Baz Muhammad Khan And Brig. (R) John Kenneth Williams moved the following resolution:-

"This House recommends that the Government should take necessary steps for operating PIA flights between Peshawar and Lahore and to change the present timings of PIA flights from Karachi to Peshawar.".

The Resolution was not opposed by the Minister for Parliamentary Affairs so resolution was passed unanimously

DEFERMENT OF RESOLUTION

The following resolution in the name of Senator Chaudhary Tanvir Khan was deferred:-

"This House recommends that suitable plantation should be made on Margalla hills.".

POINTS OF PUBLIC IMPORTANCE RAISED DURING ZERO

HOUR

1. Senator Mian Ateeq Shaikh spoke about the strike by the pharmaceutical companies and chemists throughout the country due to which the general public is badly suffering.

Senator Kamil Ali Agha also spoke on the issue.

2. Senator Hafiz Hamadullah spoke about the attacks on the Pakhtoon and Baloch students of Punjab University Lahore by the students of Jamiat Talaba Islam.

Senator Muhammad Usman Khan Kakar also spoke on the issue.

The Chairman asked the Leader of the House to speak to the Government of the Punjab.

- The House was adjourned to meet again on Tuesday the 14th February, 2017 at 3:00 p.m.

Islamabad, the

13th February, 2017