

SENATE OF PAKISTAN
DAILY JOURNAL
(260th Session)

Date and Day	28 th March, 2017 (Tuesday)
Commenced at	03:35 p.m.
Adjourned at	05:47 p.m.
Presided by	Mian Raza Rabbani Chairman Senate
Attendance	83
Total working hours	2 hours and 12 minutes

LEAVE APPLICATIONS

- The leave applications were read by the Chairman and accordingly leave was granted by the House.

LEGISLATIVE BUSINESS

1. The House started further consideration of the following motion moved by Mr. Zahid Hamid, Minister for Law and Justice on 22nd March, 2017:-

“That the Bill further to amend the Constitution of the Islamic Republic of Pakistan [The Constitution (Twenty-eighth Amendment) Bill, 2017], as passed by the National Assembly, be taken into consideration”.

Following members spoke on the Bill: -

1. Senator Sassui Palijo.
2. Senator Muhammad Azam Khan Musakhel.
3. Senator Sitara Ayaz.
4. Senator Sehar Kamran.
5. Senator Abdul Rehman Malik.
6. Senator Mian Muhammad Ateeq Shaikh.
7. Senator Nawabzada Saifullah Magsi.
8. Senator Mohsin Aziz.

9. Senator Nauman Wazir Khattak.
10. Senator Rubina Khalid.
11. Senator Khalida Perveen.
12. Senator Mohammad Ishaq Dar (Minister for Finance)
13. Senator Aitzaz Ahsan (Leader of the Opposition).

Then the Motion was put to the House which was adopted by 78 to 3 votes i.e. not less than two third of the total membership of the House.

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

Clause 2: There was an amendment in clause 2 in the name of Senator Ata Ur Rehman, however, due to absence of the Member, the amendment was dropped. So clause 2 was put to the House which was made part of the Bill by 78 to 0 votes i.e. not less than two third of the total membership of the House.

Clause 3 was put to the House which was made part of the Bill by 78 to 0 votes i.e. not less than two third of the total membership of the House.

Clause one, the preamble and the title of the Bill: There was an amendment in the preamble in the name of Senator Ata Ur Rehman, however, due to absence of the Member, the amendment was dropped. So Clause one, the preamble and the title of the Bill was put to the House which was made part of the Bill by 78 to 3 votes i.e. not less than two third of the total membership of the House.

Thereafter, Mr. Zahid Hamid, Minister for Law and Justice, moved that the Bill further to amend the Constitution of the Islamic Republic of Pakistan [The Constitution (Twenty-Eighth Amendment) Bill, 2017] be passed.

The Motion was put to the House. The voting was made by division and the Bill was passed by 78 to 3 votes i.e. not less than two third of the total membership of the House.

The Chairman clarified that although the title of the Bill is twenty eight amendment Bill yet when it will be enacted its title will be the Twenty Third Constitutional Amendment Act.

MOTION
Under Rule 204

Mr. Zahid Hamid Minister for Law and Justice moved the motion for constitution of Parliamentary Committee on National Security comprising Parliamentary Party Leaders in the National Assembly and the Senate or their nominees under the Chairmanship of the Speaker National Assembly with the following ToRs:

1. To discuss issues relating to National Security of urgent nature;
2. To periodically review, monitor and oversee implementation of the National Action Plan with a view to ensuring its expeditious implementation;
3. To monitor the process of transition from Military Courts to Civil Courts through criminal justice reforms; and
4. To present periodical reports of the Committee to both the Houses of the Parliament.
5. The Speaker may make changes in the composition of the Committee as and when required and the Committee may make rules to regulate its procedure.

The Motion was put to the House and adopted.

6. **Sheikh Aftab Ahmed Minister for Parliamentary Affairs on behalf of Chaudhry Nisar Ali Khan**, Minister for Interior and Narcotics Control, moved that the Bill further to amend the Illegal Dispossession Act, 2005 [The Illegal Dispossession (Amendment) Bill, 2017], as passed by the National Assembly, be taken into consideration.

The Chairman referred the Bill to the Standing Committee concerned for consideration and report.

ACKNOWLEDGMENT OF PRESENCE

- The House acknowledged the presence of a group of 17 students and faculty members of Institute of Early Childhood Education and Development Karachi who were present in the visitors' gallery to witness the proceedings.
- The House acknowledged the presence of a group of 49 students and 4 faculty members of Government Boys Degree College Nushki Balochistan who were present in the visitors' gallery to witness the proceedings.

REPORTS OF THE STANDING COMMITTEE - PRESENTATION OF:

The following reports of the Committees were presented in the House: -

- 1. Senator Abdul Rehman Malik**, Chairman, Standing Committee on Interior and Narcotics Control, presented report of the Committee on the Bill further to amend the Provincial Motor Vehicles Ordinance, 1965 [The Provincial Motor Vehicles (Amendment) Bill, 2016] introduced by Senator Mian Muhammad Ateeq Shaikh, on 9th January, 2017.
- 2. Senator Abdul Rehman Malik**, Chairman, Standing Committee on Interior and Narcotics Control, presented report of the Committee on the Bill further to amend the Pakistan Penal Code, 1860 [The Pakistan Penal Code (Amendment) Bill, 2017] (Amendment of Sections 292, 293 and 294) introduced by Senator Sirajul Haq, on 16th January, 2017.
- 3. Senator Abdul Rehman Malik**, Chairman, Standing Committee on Interior and Narcotics Control, presented report of the Committee on the Bill further to amend the Control of Narcotic Substances Act, 1997 [The Control of Narcotic Substances (Amendment) Bill, 2017] introduced by Senator Chaudhary Tanvir Khan, on 13th February, 2017.
- 4. Senator Abdul Rehman Malik**, Chairman, Standing Committee on Interior and Narcotics Control, presented report of the Committee on the Bill further to amend the Pakistan Penal Code, 1860 [The Pakistan Penal Code (Amendment) Bill, 2017] (Amendment of Section 323) introduced by Senator Mohammad Azam Khan Swati, on 6 th March, 2017.
- 5. Senator Abdul Rehman Malik**, Chairman, Standing Committee on Interior and Narcotics Control, presented report of the Committee on the Bill further to amend the Pakistan Penal Code, 1860 [The Pakistan Penal Code (Amendment) Bill, 2017] (Amendment of sections 273, 274 and 275) introduced by Senator Mohammad Azam Khan Swati, on 6 th March, 2017.
- 6. Senator Kamil Ali Agha on behalf of Senator Muhammad Talha Mahmood**, Chairman, Standing Committee on Cabinet Secretariat, presented special report of the Committee on the performance of Gun and Country Club Islamabad with particular reference to the recent strike / protest by the employees of the Club.

MOTIONS

[Under Rule 194(1)]

Following Motions for extension in time were moved in the House: -

1. **Senator Mohsin Aziz**, Convener, Special Committee to examine the dilapidated condition of Bacha Khan Airport, moved under sub-rule (1) of rule 194 of the Rules of Procedure and Conduct of Business in the Senate, 2012, that the time for presentation of report of the Committee to examine the existing conditions and the need for expansion and renovation of the Bacha Khan Airport, Peshawar, may be extended for a period of sixty working days with effect from 1st April, 2017.

The Motion was put to the House and the requisite extension was granted.

2. **Senator Ayesha Raza on behalf of Senator Muhammad Javed Abbasi**, Chairman, Standing Committee on Law and Justice, moved under sub-rule (1) of rule 194 of the Rules of Procedure and Conduct of Business in the Senate, 2012, that the time for presentation of report of the Committee on the Bill further to amend the Constitution of the Islamic Republic of Pakistan [The Constitution (Amendment) Bill, 2016] (Substitution of Article 251), introduced by Senator Sassui Palijo, on her behalf and on behalf of Senator Mukhtiar Ahmed Dhamrah @ Aajiz, on 19th December, 2016, may be extended for a further period of thirty working days with effect from 3rd April, 2017.

The Motion was put to the House and the requisite extension was granted.

3. **Senator Ayesha Raza on behalf of Senator Muhammad Javed Abbasi**, Chairman, Standing Committee on Law and Justice, moved under sub-rule (1) of rule 194 of the Rules of Procedure and Conduct of Business in the Senate, 2012, that the time for presentation of report of the Committee on the Bill further to amend the Constitution of the Islamic Republic of Pakistan [The Constitution (Amendment) Bill, 2016] (Amendment of Article 251), introduced by Senator Karim Ahmed Khawaja on his behalf and on behalf of twenty-seven other Senators, on 19th December, 2016, may be extended for a further period of thirty working days with effect from 3rd April, 2017.

The Motion was put to the House and the requisite extension was granted.

MATTERS OF PUBLIC IMPORTANCE RAISED DURING ZERO HOUR

1. Senators Mukhtiar Ahmed Dhamrah @ Aajiz and Sassui Palijo pointed out the water crisis in Sindh that even drinking water is not available for people.
2. Senator Hidayat Ullah pointed out the suspension of Mobile Services in Bajor and Mohmmand Agency since last two weeks.
3. Senator Saeed Ghani pointed out that Prime Minister launched 97 relief schemes out of which 77 were for Punjab which creates discrimination among provinces.
4. Senator Muhammad Usman Khan Kakar pointed out the physical torture on the Pakhtoon students studying in the Punjab University Lahore.
5. Senator Mohsin Aziz pointed out the discriminatory behavior of Saudi officials towards Pakistani citizens upon arrival on Saudi Airports.
6. Senator Farhatullah Babar pointed out that Turkish schools were closed and their staff was forced to leave Pakistan and he further pointed out the water crisis in Sindh.
7. Senator Muhammad Azam Khan Musakhel pointed out the lack of session judges in Musakhel and he further pointed out the physical torture on students in Punjab University.
8. Senator Nawabzada Saifullah Magsi pointed the decision of World Banks Tribunal Namely Court for International Settlements dispute regarding government and government of Balochistan with Tethyan copper company owned by Antofagasta of Chile and Barrick Gold of Canada.
9. Senator Mohsin Khan Leghari pointed out that Tarbela Dam is at dead level and there will be shortage of water because water storage is not the priority.
10. Senator Mir Kabeer Ahmed Muhammad Shahi pointed out that the attack on students of Punjab University were pre planned before exams and further added that internet services be provided in Kalat
11. Senator Taj Haider pointed out that an operational criterion for water reservoirs should be made.
12. Senator Saeed ul Hassan Mandokhel pointed out that the provincial government should buy water if they are using other province water.

Chairman referred all the matters to the concerned Ministries for ministerial response and directed that the verbatim should be sent to concerned Ministries.

CARRYING FORWARD OF BUSINESS

The notices of questions, resolutions and motions under rule 218 received for the current session but could not be taken up will not lapse and will be carried forward for the next session.

- The Chairman prorogued the Session on conclusion of its business on 28th March, 2017.

Islamabad, the
28th March, 2017