

SENATE SECRETARIAT

REPORT OF THE COMMITTEE ON RULES OF PROCEDURE AND PRIVILEGES ON BREACH OF PRIVILEGE OF THE HOUSE BY THE CHAIRMAN CDA BY MISLEADING THE HOUSE AND SENATE STANDING COMMITTEE ON CABINET SECRETARIAT REGARDING THE REPORT PERTAINING TO KACHI ABADIS WHICH WAS SUBMITTED BY THEM TO THE SUPREME COURT.

(Report No. 14 of 2015)

I, Chairman of the committee on Rules of Procedure and Privileges, have the honour to present report of the committee on breach of privilege of the House by the Chairman CDA by misleading the House and Senate standing committee on Cabinet Secretariat regarding the report pertaining to Kachi Abadis in Islamabad which was submitted by them to the Supreme Court.

2. The composition of the Committee is as under:-

1.	Senator Dr. Jehanzeb Jamaldini	Chairman
2.	Senator Zahida Khan	Member
3.	Senator Hilalur Rehman	Member
4.	Senator Atta Ur Rehman	Member
5.	Senator Nighat Mirza	Member
6.	Senator Syed Muzafar Hussain Shah	Member
7.	Senator Iqbal Zafar Jhagra	Member
8.	Senator Saud Majeed	Member
9.	Senator Saeed Ghani	Member
10.	Senator Zaheerud Din Babar Awan	Member
11.	Senator Aitzaz Ahsan	Member
12.	Senator Farooq Hamid Naek	Member
13.	Minister for Parliamentary Affairs.	Ex-Officio Member

3. The details of the matter before the committee were that on 14th December, 2015, Senator Mushahid Hussain Syed drew attention of the Chairman Senate as well as of the House, towards the news item published in the daily "Dawn" dated 11th December, 2015, regarding a report submitted by the Capital Development Authority (CDA) in the Supreme Court of Pakistan in a case pertaining to the

settlement of Christian Community in Kachi Abadis in Islamabad. The House took serious notice of the wording of that report. The Chairman Senate referred the matter to the standing committee on Cabinet Secretariat with the direction to present its report by Monday, the 21st December, 2015. That committee considered the matter and presented its report in the House on that date. There were some discrepancies in the report and the position explained by the CDA authorities before that committee was contradictory. After some discussion the matter was referred to the Senate committee on Rules of Procedure and Privileges on the basis of misleading the standing committee on Cabinet Secretariat as well as to the House by CDA authorities. This committee considered the matter in its meeting held on 23rd December, 2015. The meeting was attended by the Chairman CDA and other officers of that authority.

4. At the very outset, the Chairman CDA tendered unconditional apology for the occurrence of the matter and hurting of feelings on account of the reply submitted by the Katchi Abadi Cell (KAC), Planning Wing of CDA to the Supreme Court and to the committee on Cabinet Secretariat. He stated that the intent of the CDA was never to hurt the feelings of any individual or community. He informed that strict instructions were being issued to all concerned in CDA, so that such an occurrence should not take place in future.

5. The Chairman committee said that every Pakistani citizen has the constitutional right to reside anywhere in the country. The statement of CDA in Supreme Court regarding Christian community was a violation of fundamental rights guaranteed by the Constitution. The words used by CDA in its report submitted to the Supreme Court were discriminatory. He said that such type of opinion regarding any Pakistani community was highly objectionable.

6. Senator Saeed Ghani stated that, according to media report, the CDA submitted a report to the Supreme Court of Pakistan stating therein that Christians

were migrating from various cities to Islamabad which would affect the Muslim majority of the capital. However, the statement of CDA was different in the meeting of the Senate standing committee on Cabinet Secretariat. He referred para 7 of that report in which it was stated that number of Muslims will increase due to migration of Christians to Islamabad. He inquired that how the number of Muslims can increase due to migration of Christians. He stated that the CDA did not provide correct information to the committee on Cabinet Secretariat.

7. The Chairman CDA stated that he has submitted unconditional apology. He also stated that in the meeting of the standing committee on Cabinet Secretariat, he explained that in the media it was reported that migration of Christians from different cities to Islamabad will affect the Muslim majority. However, in the report submitted to the Supreme Court the word used were that said migration will increase the number of Muslims in the capital. He also stated that Kachi Abadis in Islamabad were very old. The capital needed workers but there were no accommodations for them. Such workers established Kachi Abadis in the capital which were encroachments. He explained that minorities particularly Christians were not migrating to Kachi Abadis in Islamabad rather Muslims from different areas were migrating to Islamabad and residing in those abadis. He quoted the example of migration of Muslims to Islamabad in the wake of 2005 earthquake and IDPs and said that Muslims were also encouraged to settle in Kachi Abadis in Islamabad. He also apologized for the word used about the minorities in CDA report submitted to the Supreme Court of Pakistan.

8. Senator Saeed Ghani stated that the report submitted by CDA to the Supreme Court in this regard shows that narrow mindset exists in our system. He proposed that action should be taken against the persons responsible for that report.

9. Senator Muhammad Talha Mehmood, who attended the meeting as special invitee, agreed to the observation of the Chairman committee and Senator Saeed

Ghani. He stated that the observations made by the Chairman Senate about the report of the standing committee on Cabinet Secretariat were valid. He inquired from the Chairman CDA that as to whether the report submitted to the Supreme Court was in his knowledge. He further asked the Chairman CDA about the persons who were responsible for the blunder in the report submitted to the Supreme Court. He suggested that strict action should be taken against those responsible for that report and the Chairman CDA should submit a written apology.

10. The Chairman CDA stated that he did not peruse that report when the same was submitted to Supreme Court. He explained that the report was initiated by the concerned section and thereafter it was sent to the Law wing of the authority which vetted the same and then it was submitted to the Member concerned. He said the official who initiated the report was responsible for the same.

11. Senator Saeed Ghani said that the CDA misled the standing committee on Cabinet Secretariat. He proposed that the persons who drafted that report and those who vetted the same should appear before the Committee so that appropriate action may be taken against them.

12. The Chairman Committee stated that the wording used in the report was discriminatory which may create disunity amongst the various communities of the country. He said that discrimination against any community on any basis leads to violence in the society. He directed that the names of the persons responsible for this matter should be brought before the committee during the next meeting so that appropriate action may be taken against them. He further stated that wording used in the report about the minorities was intolerable.

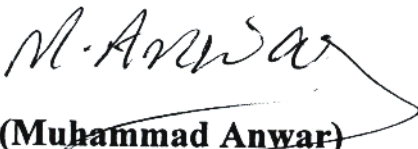
13. Senator Iqbal Zafar Jhagra endorsed the point of view of Senator Saeed Ghani and stated that the remarks in the report were uncalled for. He said that the

people belonging to minorities in the country are also Pakistanis and one cannot say that they will affect the majority of the Muslims. He further stated that the Chairman CDA should have more vigilant in such matters.

14. The Chairman CDA agreed with the observation of the Chairman committee and requested that he may be given an opportunity to take action against those responsible. He informed that he has initiated an investigation in the matter. He also informed that he has reshuffled the team which will vet the reports in future before submitting the same to the Supreme Court, National Assembly and Senate.

15. The Chairman Committee directed that a report about the action taken by Chairman CDA against the responsible persons should be sent to the Secretary committee. The Chairman CDA assured to send a report in this regard to the Secretary committee in that evening.

16. The Secretary committee received a copy of letter No.CDA-5(1)HRD-1/2015/5117 of the same date through fax vide which the services of Mr. Ejaz-ul-Hassan, Deputy Director, were placed under suspension with immediate effect on the charges of negligence in preparation of report submitted in the Supreme Court of Pakistan in the case of Kachi Abadis.


(Muhammad Anwar)
J.S. / Secretary Committee


(Senator Dr. Jehanzeb Jamaldini)
Chairman