

SENATE OF PAKISTAN



REPORT OF THE SENATE STANDING COMMITTEE ON CABINET SECRETARIAT

ON

"THE RIGHT TO FREE AND COMPULSORY EDUCATION
(AMENDMENT) BILL, 2017" MOVED BY SENATOR MIAN
MUHAMMAD ATEEQ SHEIKH IN THE SENATE IN ITS SITTING
HELD ON 13TH MARCH, 2017

REPORT NO.36

PRESENTED BY

SENATOR MUHAMMAD TALHA MEHMOOD
CHAIRMAN

SENATE SECRETARIAT

REPORT OF THE SENATE STANDING COMMITTEE ON CABINET SECRETARIAT ON THE BILL TITLED "THE RIGHT TO FREE AND COMPULSORY EDUCATION (AMENDMENT) BILL, 2017" MOVED BY SENATOR MIAN MUHAMMAD ATEEQ SHEIKH IN THE SENATE IN ITS SITTING HELD ON 13TH MARCH, 2017

I, Chairman of the Standing Committee on Cabinet Secretariat, have the honour to present a report of the Committee on the Bill titled "**The Right to Free and Compulsory Education (Amendment) Bill, 2017**" moved by Senator Mian Muhammad Ateeq Sheikh in the Senate in its sitting held on 13th March, 2017 and referred to the Standing Committee on Cabinet Secretariat .

2. The composition of the Standing Committee on Cabinet Secretariat is as under:-

1.	Senator Muhammad Talha Mehmood	Chairman
2.	Senator Osman Saifullah Khan	Member
3.	Senator Nawabzada Saifullah Magsi	Member
4.	Senator Kamil Ali Agha	Member
5.	Senator Hidayat Ullah	Member
6.	Senator Shahi Syed	Member
7.	Senator Haji Saifullah Khan Bangash	Member
8.	Senator Khushbakht Shujat	Member
9.	Senator Rahila Magsi	Member
10.	Senator Kalsoom Perveen	Member
11.	Senator Mir Muhammad Yousaf Badini	Member
12.	Senator Najma Hameed	Member
13.	Minister Incharge for Cabinet Division	Ex-officio Member

3. The Committee considered and discussed the Bill in detail in its meetings held on 4th, 18th April and 16th May, 2017, wherein the Secretary, Capital Administration & Development Division (CADD) briefed the Committee that the motive of Right to Free & compulsory Education Act, 2012 is to ensure that every

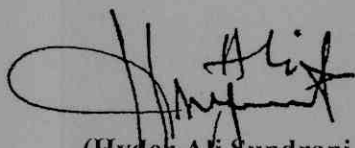
child (age 5-16) receives free and compulsory education. Moreover, there is no need to specify subjects in the Act because technical education is already part of scheme of studies from Class VI – X. However, the concerned departments may be asked to take immediate steps to arrange teachers specifically for technical education and arrangements may be made for comprehensive plan to make workshops/labs fully functional with all the equipment and facilities available for achieving the desired output. The Secretary, CADD opposed the Bill and referred Article 25-A of the Constitution as well. She also added that amendments proposed by the mover are already in the field and syllabus, therefore, this Bill may not be passed.

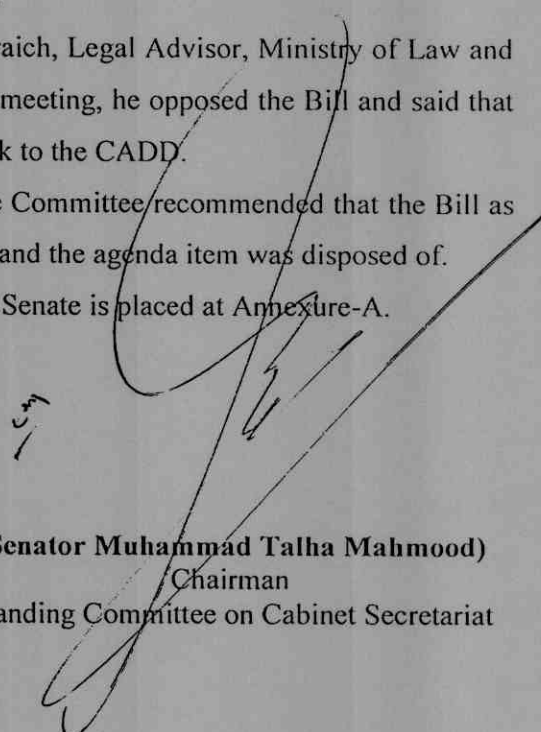
4. Senator Mian Muhammad Ateeq Shaikh briefed the Committee that the number of technical and vocational training institutes is not sufficient and many are deprived of infrastructure, teachers and tools for training. The population of a State is one of the main elements of its national power. It can become an asset once it is skilled. Unskilled population means more jobless people in the country, which affects the national development negatively.

5. Mr. Muhammad Azam Warraich, Legal Advisor, Ministry of Law and Justice, who was present in the Committee meeting, he opposed the Bill and said that opinion sought by CADD has been sent back to the CADD.

6. After discussion in detail the Committee recommended that the Bill as introduced in the Senate may not be passed and the agenda item was disposed of.

7. The Bill as introduced in the Senate is placed at Annexure-A.


(Hyder Ali Sundrani)
DS/Secretary Committee


(Senator Muhammad Talha Mahmood)
Chairman
Standing Committee on Cabinet Secretariat

[TO BE INTRODUCED IN THE SENATE]

A

BILL

further to amend the Right to Free and Compulsory Education Act, 2012

WHEREAS it is expedient further to amend the Right to Free and Compulsory Education Act, 2012 (XXIV of 2012), for the purposes hereinafter appearing;

It is hereby enacted as follows:-

1. Short title and commencement.- (1) This Act may be called the Right to Free and Compulsory Education (Amendment) Act, 2017.

(2) it shall come into force at once.

2. Amendment of section 2, Act XXIV of 2012.- In the Right to Free and Compulsory Education Act, 2012 (XXIV of 2012), hereinafter referred to as the said Act, in section 2,-

(i) in paragraph (l), the word "and" shall be omitted; and

(ii) in paragraph (m), for the full stop occurring at the end a semi colon and word "; and" shall be substituted and thereafter the following new paragraph shall be inserted, namely:-

"(n) "Career technical education coursework" means such career technical education programs' component that begin with career exposure in elementary grades and continue through hands-on, industry specific as well as advanced vocational and skills training secondary school courses included in the mainstream of general school education course work."

3. Amendment of section 3, Act XXIV of 2012.- In the said Act, in section 3, in sub-section (3),-

(i) in paragraph (l), the word "and" shall be omitted; and

- (ii) in paragraph (m), for the full stop occurring at the end a semi colon and word "; and" shall be substituted and thereafter the following new paragraph shall be inserted, namely:-

"(n) provide career technical education as part of the general school education course as well as skills needed to make our next generation more competitive in global economy by preparing them for both college and career at a time."

STATEMENT OF OBJECTS AND REASONS

Sufficient attention has not been paid to the technical and vocational education in Pakistan. The number of technical and vocational training institutes is not sufficient and many are deprived of infrastructure, teachers and tools for training. The population of a State is one of the main elements of its national power. It can become an asset once it is skilled. Unskilled population means more jobless people in the country, which affects the national development negatively. Therefore, technical education needs priority handling by the Government.

Vision 2030 of Planning Commission of Pakistan looks for an academic environment which promotes the thinking mind. The strategies charted out to achieve the goal included. Re-introduce the technical and vocational stream in the last two years of secondary schools. Gradually increase vocational and technical education numbers to 25-30% of all secondary enrolment by 2015 and 50 per cent by 2030.

The most economically viable and effective strategy to streamline the updated technical, vocational and skill based career education is to include it in the secondary school education coursework. This strategy needs to be adopted keeping in view of the examples of developed countries as to how they are streamlining their education coursework in order to make their young generation more competitive in global market. Pakistan having one of the largest young and enthusiastic youth in the world needs to initiate this effort at the earliest.

The Bill has been designed to achieve the aforementioned purpose.

SENATOR MIAN MUHAMMAD ATEEQ SHAIKH
Member-in-charge

SENATE SECRETARIAT

MINUTES OF THE MEETING OF THE SENATE STANDING COMMITTEE ON CABINET SECRETARIAT HELD ON 16TH MAY, 2017.


A meeting of the Senate Standing Committee on Cabinet Secretariat was held under the Chairmanship of Senator Muhammad Talha Mahmood, on 16th May, 2017 at 11.30 a.m. in Committee Room No.4, Parliament House, Islamabad.

2. The agenda before the Committee was as under:-

- i. Further consideration of the subject matter of Starred Question No.203 asked by Senator Muhammad Azam Khan Swati regarding the **“details of cases and violation of CDA by-laws etc. by various shopping malls and hotels in Islamabad during the last two years including Safa Gold Mall and Grand Hayat”** referred by the House the Standing Committee on Cabinet Secretariat in its sitting held on 17th March, 2017 for consideration and report.
- ii. Detailed briefing on the sector-wise allocation of quota for provision of water supply and shortage of water to all the sectors of Islamabad including newly developed / under developed sectors particularly sector D-12.
- iii. Further consideration of the subject matter of the Bill **“The Right to Free and Compulsory Education (Amendment) Bill, 2017”** moved by Senator Mian Muhammad Ateeq Sheikh in the Senate in its sitting held on 13th February, 2017 and referred to the Standing Committee on Cabinet Secretariat.
- iv. Further consideration of the subject matter of Public Petition No. PP-1762 pertaining to exploitation of parents & students by private schools (preventive measures / steps taken by the concerned officers / agencies regarding use of drugs in the public / private educational institutions).
- v. Briefing regarding inordinate delay in repair and maintenance work on ongoing projects of IJP road and western service road of sector I-9.
- vi. Consideration of public petition regarding restoration of Lay out Plan by CDA submitted by Federation of Employees Cooperative Housing Society E-11, Islamabad.

3. The following Members of the Committee attended the meeting:-

- | | | |
|------|------------------------------------|----------|
| i. | Senator Muhammad Talha Mahmood | Chairman |
| ii. | Senator Mir Muhammad Yousaf Badini | Member |
| iii. | Senator Kamil Ali Agha | |
| iv. | Senator Najma Hameed | Member |



v.	Senator Kalsoom Perveen	Member
vi.	Haji Saif Ullah Khan Bangash	Member
vii.	Senator Islamuddin Sheikh	Member
viii.	Senator Muhammad Azam Khan Swati	Mover

4. A list of participants of the meeting is enclosed as Annexure-A.
5. Meeting commenced with the recitation from the Holy Quran. The Chairman Committee welcomed all participants of meeting.

Item No. i. Further consideration of the subject matter of Starred Question No.203 asked by Senator Muhammad Azam Khan Swati regarding the "details of cases and violation of CDA by-laws etc. by various shopping malls and hotels in Islamabad during the last two years including Safa Gold Mall and Grand Hayat" referred by the House the Standing Committee on Cabinet Secretariat in its sitting held on 17th March, 2017 for consideration and report

6. The Mover of the subject Starred Question briefed the Committee that a number of violations of by-laws of CDA have been made by former Chairman CDA and the Management of Centaurus, Safa Gold Mall and Grand Hayat, he was of the view that responsible persons should be given an exemplary punishment. The Member (Planning) CDA, briefed that according to by-laws of CDA the actions have been taken against the responsible persons of Centaurus, Safa Gold Mall and Grand Hayat and FIA has lodged FIR regarding Grand Hayat.

7. Mr. Muhammad Akhtar Zaidi, Additional Director, Civil Aviation Authority, stated that 3083 feet according to Law & Aeronautical Study a NOC was issued in favour of construction of Grand Hayat building.

8. After discussion in detail the Committee recommended that an appropriate action may be taken against the responsible persons who have violated by-laws of CDA regarding the constructions of Centaurus Mall, Safa Gold Mall and Grand Hayat and any other construction of buildings, hence the agenda item was disposed of.

Item No. ii. Detailed briefing on the sector-wise allocation of quota for provision of water supply and shortage of water to all the sectors of Islamabad including newly developed / under developed sectors particularly sector D-12.

9. The Member(Planning), Capital Development Authority (CDA) briefed the Committee that Water Supply Directorate is responsible to provide water

to the residents in Sectorial areas including Model Villages to Islamabad. At present 57.23 MGD potable water against the total demand of 110 MGD is being supplied from surface as well as ground water sources. The surface water sources are Simly Dam, Khan Pur Dam, Korang, Said Pur, Noor Pur and Shahdara Water Works. The ground water source is Tube Wells. The detail of present production /consumption is as under:-

S. No.	Source	Design Capacity	Production Capacity	Present Production (MGD)	Area served
1.	Simly Dam	42.00	42.00	24.00	E-7, Faisal Mosque, F-5, F-6, F-7, F-8, G-5, G-6, G-7, G-8 & from Simly to Quaid-e-Azam University.
2.	Korang	04.00	02.40	01.20	Some parts of QAU, Bhara Kahu & connected areas under ICT Control.
3.	Saidpur	00.80	00.80	00.70	Some portion of F-6/1
4.	Noorpur	00.70	00.70	00.50	Pak Secretariat & local abadies (Noorpur Shahan to Pak Secretariate)
5.	Shahdara	01.60	01.60	01.20	QAU & G-5 (Diplomatic Enclave)
6.	Tube Wells (H&I Series)	09.00	09.00	07.30	G-9, G-10, H&I Series, Model Villages, Tube Well also augment simply and Khan Pur Zones.
7.	Others	26.00	21.00	11.14	
8.	Augmentation Poona Faqiran	12.00	08.00	03.63	I-9, I-10 and IIU and H-10
9.	Khanpur Dam	16.50	16.50	07.00	F-10, F-11, G-9/2, G-10/3 Falts G-10 & G-11

10. The pace of development of new water resources is not commensurate with the development of City and its population growth resulting in a supply – demand gap. However, CDA makes all out efforts to fulfill the present minimum requirement from the available resources and no sector wise allocation of quota for supply of water has specifically been fixed. At present normal supply of water is made in all the old Sectors including Model Villages of Islamabad City in accordance

with the availability of water and the requisite quantity of water for D-12 Sector including under-developed Sectors is not available as yet.

11. He further stated that short term policy is to stop leakage of pipe lines and repair of walls and their 192 Tube Wells out of them 28 are out of order and 18 is to be replaced with new one. He further stated that Mid Term Policy that replacement of old lines and repair of filter plants is to be made.

12. The Chairman Committee stated that the issue of Khan Pur Dam water was taken up last year and the production of water was increased from 5 MGD to 14 MGD, it was transpired to the Committee that water was stolen.

13. The Member (Engineering), CDA, briefed that we are looking into the matter but it is the issue of WAPDA and District Management. The Committee asking about the supply of water to D-12 Sector, he replied that tender has been given for 03 Tube Wells and very soon water issue of D-12 Sector will be resolved.

14. After discussion the Committee directed that immediate actions may be taken for supply of water to all areas of ICT and come up with solutions.

Item No. iii. Further consideration of the subject matter of the Bill "The Right to Free and Compulsory Education (Amendment) Bill, 2017" moved by Senator Mian Muhammad Ateeq Sheikh in the Senate in its sitting held on 13th February, 2017 and referred to the Standing Committee on Cabinet Secretariat .

15. The Secretary, Capital Administration & Development Division (CADD) briefed the Committee that in pursuance of the directions of the Committee Mover of the Bill came to her office for discussion on the contents of the Bill. After discussion in detail in the said meeting it was decided that opinion from Ministry of Law and Justice may be sought on the bill.

16. Mr. Muhammad Azam Warraich, Legal Advisor, Ministry of Law and Justice, who was present in the Committee meeting and he opposed the Bill and said that opinion sought by CADD has been sent back to the CADD. The Secretary, CADD stated that amendments proposed by the mover are already in the field and syllabus, therefore, this Bill may not be passed.

17. After discussion in detail the Committee recommended that the Bill as introduced in the Senate may not be passed, hence the agenda item was disposed of.

Item No. iv. Further consideration of the subject matter of Public Petition No. PP-1762 pertaining to exploitation of parents & students by private schools (preventive measures / steps taken by the concerned officers / agencies regarding use of drugs in the public / private educational institutions).

18. The Chairman, Private Educational Institutions Regulatory Authority (PEIRA), stated that in compliance of the directions of the Committee a letter was sent to Director General, Anti Narcotics Force, with the request that necessary steps may kindly be initiated to curb the menace of drug use in Private Educational Institutes in the areas of ICT, a comprehensive report has been submitted by ANF which contains the names of following schools/colleges where by some 13 persons have been attested:-

S.No.	Name of Institute	Arrests
1	F.G. Model post Graduate College for Boys, H-8, Islamabad	2
2	F.G. Higher Secondary School, G-8/4, Islamabad	1
3	Beacon House School, Margalla Campus, H-8, Islamabad	1
4	Quaid-e-Azam University, Iqra University, COMSATS, Roots, NUST, Islamabad	9

19. Mr. Sajid Kiani, Senior Superintendent of Police(Operations), ICT, informed the Committee that some 23 persons have been arrested, who have been found involved during interrogation related with educational institutions. He further stated that crackdown against the responsible persons is taken place day to day basis.

20. After discussion in detail, the Committee recommended that PEIRA may take strong measures against the management of schools, who are found involved in ethical and illegal activities, ANF and Police may continue their efforts against responsible persons who are involved in drug activities, hence the public petition was disposed of.

Item No. v. Briefing regarding inordinate delay in repair and maintenance work on ongoing projects of IJP road and western service road of sector I-9

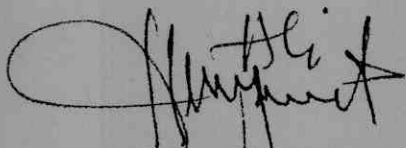
21. The Chairman, CDA, informed the Committee that repairing work of link roads of I-9 and I-10 Sectors have been completed, however, the work of IJP road will be completed very soon. After discussion in detail the agenda item was deferred.

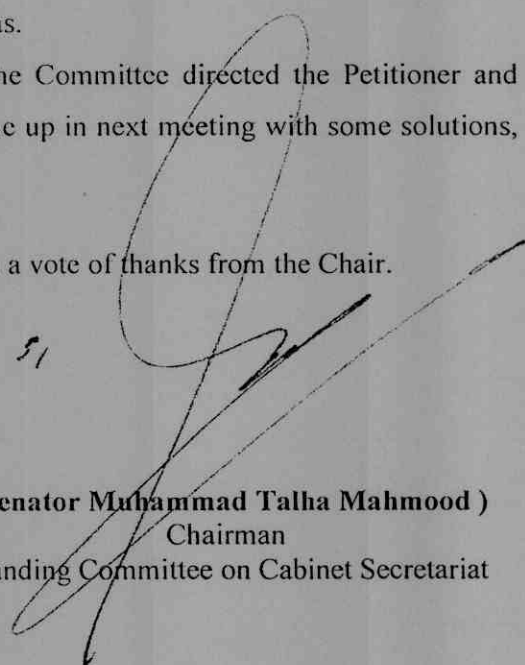
Item No.vi. Consideration of public petition regarding restoration of Lay out Plan by CDA submitted by Federation of Employees Cooperative Housing Society E-11, Islamabad.

22. The Petitioner briefed the Committee that the Lay out Plan (LOP) was approved in 2007 by CDA and in 2008 a new LOP was issued by CDA, whereby the school plot was changed into commercial plot and park plot was changed into residential plots. Subsequently school plot was sold in Rs.160,000,000/- (Rupees sixteen Crore) but the amount of sold plot was not given to the society, the matter is under investigation by FIA against the former General Secretary of Society. Now Islamabad High Court has passed an order which does not relate to our society but CDA has cancelled NOC of the Society, therefore, a number of constructed houses can not get connections of electricity and gas.

23. After discussion in detail the Committee directed the Petitioner and Chairman CDA to hold a meeting and come up in next meeting with some solutions, hence, the agenda item was deferred.

24. The meeting was ended with a vote of thanks from the Chair.


(Hyder Ali Sundrani)
DS/Secretary Committee

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(Senator Muhammad Talha Mahmood)
Chairman
Standing Committee on Cabinet Secretariat

LIST OF PARTICIPANTSMEETING OF THE STANDING COMMITTEE ON CABINET
SECRETARIAT HELD ON 16TH MAY, 2017

Sr.No.	Name & Designation	Ministry/Division/Department
1.	Dr. Jamal Yousaf, Additional Secretary	Capital Administration and Development Division
2.	Sheikh Anser Aziz, Chairman,	Capital Development Authority
3.	Mr. Asad Mahboob Keyani, Member (Planning)	Capital Development Authority
4.	Mr. Hasnat A. Qureshi, Chairman	PEIRA
5.	Mr. Farasat Ali Khan, Director (Admn)	Chief Commissioner Office, Islamabad Capital Territory
6.	Mr. Sajjad Kiani, SSP (Operations)	ICP Police
7.	Mr. Muhammad Azam Warrach, Legal Advisor	Ministry of Law & Justice
8.	Mr. Nasir Jamil Butt,	Ministry of Interior
9.	Syed Sajjad Zaidi, DG(W)	Capital Development Authority
10.	Mr. M. Akhtar Zaidi,	Civil Aviation Authority
11.	Mr. Owais Nauman Kundi, Senior Joint Secretary	Aviation Division
12.	Ms. Nargis Ghaloo, Secretary	Capital Administration and Development Division
13.	Mr. Anwar Aziz, President	Federal Employees Cooperative Housing Society
14.	Mr. Muzzamil Mukhtar	Federal Employees Cooperative Housing Society