

SENATE OF PAKISTAN
DAILY JOURNAL
(268th Requisitioned session)

Date and day	11 th October,2017 (Wednesday)
Commenced at	2:37 p.m.
Adjourned at	5:02 p.m.
Presided by	Mian Raza Rabbani, Chairman Senate
Attendance	92
Total working hours	2 hours and 25 minutes

- Recitation from the Holy Quran.

LEAVE APPLICATIONS

- The leave applications were read by Chairman.

REPORTS OF THE COMMITTEE - PRESENTATION OF:

1. Senator Taj Haider, Chairman, Committee on Delegated Legislation, presented fourth, fifth and sixth quarterly reports of the Committee, for the period from January to September, 2017, as required under sub-rule (3) of rule 172E of the Rules of Procedure and Conduct of Business in the Senate, 2012.

2. Senator Shahi Syed, Chairman, Standing Committee on Information Technology and Telecommunication presented report of the Committee on the budgetary allocation and its utilization by Ministry of Information Technology and Telecommunication and its attached departments, corporations, autonomous body etc., as required by sub-rule (4) of rule 166 of the Rules of Procedure and Conduct of Business in the Senate, 2012.

3. Senator Aisha Raza Farooq on behalf of Senator Muhammad Javed Abbasi, Chairman, Standing Committee on Law and Justice, presented report of the Committee on the Bill to provide a mechanism for public interest disclosures and protection of persons making such disclosures [The Public Interest Disclosures Bill, 2017].

4. Senator Aisha Raza Farooq on behalf of Senator Muhammad Javed Abbasi, Chairman, Standing Committee on Law and Justice, presented report of the Committee on the Bill further to amend the Constitution of the Islamic Republic of Pakistan [The Constitution (Amendment) Bill, 2017] (**Amendment of Article 228**), introduced by Senator Sehar Kamran, on 21st August, 2017.
5. Senator Abdul Rehman Malik, Chairman, Standing Committee on Interior, presented report of the Committee on the Bill further to amend the Islamabad Capital Territory Shops, Business and Industrial Establishments (Security) Ordinance, 2000 [The Islamabad Capital Territory Shops, Business and Industrial Establishments (Security) (Amendment) Bill, 2017], introduced by Senator Mohammad Azam Khan Swati, on 10th April, 2017.
6. Senator Abdul Rehman Malik, Chairman, Standing Committee on Interior, presented report of the Committee on the Bill further to amend the Pakistan Penal Code, 1860 and the Code of Criminal Procedure, 1898 [The Criminal Laws (Amendment) Bill, 2017], introduced by Senator Karim Ahmed Khawaja, on 21st August, 2017.
7. Senator Abdul Rehman Malik, Chairman, Standing Committee on Interior, presented report of the Committee on the Bill to prohibit the employment of children and to regulate the conditions of work of adolescents [The Islamabad Restriction on Employment of Children Bill, 2017], introduced by Senator Sehar Kamran, on 21st August, 2017.

MOTIONS
[Under Rule 194(1)]

1. Senator Syed Shibli Faraz, Chairman, Standing Committee on Commerce and Textile Industry 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 to provide for the regulation of the business of marine insurance [The Marine Insurance Bill, 2017], may be extended for a further period of ten working days with effect from 21st October, 2017.

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

2. Senator Aisha Raza Farooq 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, 1973 [The Constitution (Amendment) Bill, 2017] (**Amendment of Article 63A**),

introduced by Senator Nawabzada Saifullah Magsi, on 21st August, 2017, may be extended for a period of thirty working days with effect from 20th October, 2017.

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

3. Senator Aisha Raza Farooq 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, 1973 [The Constitution (Amendment) Bill, 2017] (**Amendment of Article 63A**), introduced by Senator Farhatullah Babar, on 21st August, 2017, may be extended for a period of thirty working days with effect from 20th October, 2017.

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

4. Senator Abdul Rehman Malik, Chairman, Standing Committee on Interior 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 to provide for remedy and payment of compensation to those who are convicted as a result of miscarriage of justice [The Miscarriage of Justice (Compensation) Bill, 2017], introduced by Senator Mohammad Azam Khan Swati, on 21st August, 2017, may be extended for a period of thirty working days with effect from 20th October, 2017.

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

5. Senator Abdul Rehman Malik, Chairman, Standing Committee on Interior 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 to prohibit the practice of Witchcraft [The Prevention of Witchcraft Bill, 2017], introduced by Senator Chaudhary Tanvir Khan, on 21st August, 2017, may be extended for a period of thirty working days with effect from 20th October, 2017.

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

6. Senator Abdul Rehman Malik, Chairman, Standing Committee on Interior 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 Payment of Wages Act, 1936 [The Payment of Wages (Amendment) Bill, 2017], introduced by Senator Muhammad Javed Abbasi, on 21st August, 2017, may be extended for a period of thirty working days with effect from 20th October, 2017.

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

7. Senator Abdul Rehman Malik, Chairman, Standing Committee on Interior 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 Pakistan Penal Code, 1860, and the Code of Criminal Procedure, 1898 [The Criminal Laws (Amendment) (Protection of Rights of Transgender Persons) Bill, 2017], introduced by Senator Rubina Khalid, on 21st August, 2017, may be extended for a period of thirty working days with effect from 20th October, 2017.

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

8. Senator Abdul Rehman Malik, Chairman, Standing Committee on Interior 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 Pakistan Penal Code, 1860 and the Code of Criminal Procedure, 1898 [The Criminal Laws (Amendment) Bill, 2017], introduced by Senator Chaudhary Tanvir Khan, on 21st August, 2017, may be extended for a period of thirty working days with effect from 20th October, 2017.

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

9. Senator Abdul Rehman Malik, Chairman, Standing Committee on Interior 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 Child Marriage Restraint Act, 1929 [The Child Marriage Restraint (Amendment) Bill, 2017], introduced by Senator Sehar Kamran, on 21st August, 2017, may be extended for a period of thirty working days with effect from 20th October, 2017.

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

10. Senator Kamil Ali Agha on behalf of Senator Muhammad Talha Mahmood, Chairman, Standing Committee on Cabinet Secretariat, 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 to provide for the proper administration and management of the Gun and Country Club Islamabad [The Islamabad Gun and Country Club (Administration and Management) Bill, 2017], introduced by Senator Mohammad Azam Khan Swati, on 21st August, 2017, may be extended for a period of thirty working days with effect from 20th October, 2017.

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

11. Senator Kamil Ali Agha on behalf of Senator Muhammad Talha Mahmood, Chairman, Standing Committee on Cabinet Secretariat, to move 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 to provide for the proper administration and management of the Islamabad Club [The Islamabad Club Administration and Management Bill, 2017], introduced by Senator Mohammad Azam Khan Swati, on 21st August, 2017, may be extended for a period of thirty working days with effect from 20th October, 2017.

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

12. Senator Kamil Ali Agha on behalf of Senator Muhammad Talha Mahmood, Chairman, Standing Committee on Cabinet Secretariat, to move 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 to establish the Real Estate Regulatory Authority for regulation and promotion of the real estate sector and for matters connected therewith [The Real Estate (Regulation and Development) Bill, 2017], introduced by Senator Mohsin Aziz, on 21st August, 2017, may be extended for a period of thirty working days with effect from 20th October, 2017.

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

13. Senator Mir Muhammad Yousaf Badini, Chairman, Standing Committee on Climate Change, 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 to amend the National Disaster Management Act, 2010 [The National Disaster Management (Amendment) Bill, 2017], introduced by Senator Mian Muhammad Ateeq Shaikh, on 21st August, 2017, may be extended for a period of thirty working days with effect from 20th October, 2017.

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

14. Senator Saleem Zia on behalf of Senator Dr. Jehanzeb Jamaldini, Chairman, Committee on Rules of Procedure and Privileges, 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 Privilege Motion No.01(257)/2016-M, moved by Senator Syed Muzafar Hussain Shah against the Chairman CDA for not implementing the recommendations of the Standing Committee on National Food Security & Research on the matter of proposed conversion of 1400 acres of NARC land by CDA into residential / commercial plots, may be extended for a further period of thirty working days with effect from 17th October, 2017.

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

MOTION
[Under Rule 218]

Senators Aitzaz Ahsan, Leader of the Opposition, withdrew the following motion under rule 218:-

1. The reservations and disapprovals expressed by different concerned quarters on the recent Census.
2. The IRSA report on water crisis in the country.
3. The situation arising from the non-appointment of Chairman of Council of Islamic Ideology for the last more than nine months.
4. Increasing incidents of enforced disappearances in the country with impunity.

SUBSTANTIVE MOTION
[Under Sub-Rule (2) of Rule 218]

Senators Aitzaz Ahsan, Leader of the Opposition on his behalf and on behalf of Senators Kamil Ali Agha, Mushahid Hussain Syed, Taj Haider, Ilyas Ahmad Bilour, Mohsin Aziz, Sehar Kamran, Rubina Khalid, Shahi Syed, Saeedul Hassan Mandokhail, Hari Ram, Mukhtiar Ahmed Dhamrah @ Aajiz, Saleem Mandviwala, Ahmed Hassan, Brig. (R) John Kenneth Williams, Khalida Parveen, Osman Saifullah Khan, Nauman Wazir Khattak, Muhammad Daud Khan Achakzai, Advocate, Rozi Khan Kakar, Karim Ahmed Khawaja, Islamuddin Shaikh, Farhatullah Babar, Nawabzada Saifullah Magsi, Mir Israrullah Khan Zehri, Barrister Murtaza Wahab, Mir Muhammad Yousaf Badini, Sajjad Hussain Turi And Haji Momin Khan Afridi to move the following substantive motion under sub-rule (2) of rule 218 of the Rules of Procedure and Conduct of Business in the Senate, 2012:-

“To discuss and pass the resolution on the anomalous position in the country arising from the possibility of appointment of persons disqualified from being elected to the Parliament as office bearers of political parties.”

The Motion was opposed by the Leader of the House.

Thereafter following Members spoke on the Motion:-

1. Senator Aitzaz Ahsan, Leader of the Opposition.
2. Senator Raja Muhammad Zafar Ul Haq, Leader of the House.
3. Mr. Zahid Hamid, Minister for Law and Justice.

Thereafter, the substantive motion was put to the House which was passed by 52 votes in favor and 28 against the motion.

POINTS OF PUBLIC IMPORTANCE

(Zero Hour)

1. Senator Aitzaz Ahsan, Leader of the Opposition pointed out the inclusion of names of two Members of the Senate in the list allegedly issued by IB of the parliamentarians having nexus with proscribed organizations. He also spoke about the proceedings initiated by PEMRA against Mr. Arshad Sharif, a journalist.

Senator Mohammad Azam Khan Swati also spoke on the freedom of expression of Media.

Minister for Law and Justice also spoke on the issue.

2. Senator Saud Majeed spoke about the passing of substantive motion by the Senate by dropping of many other important issues which is not a good sign.
3. Senator Sehar Kamran spoke about the passing of her resolution regarding the civic democratic education in the educational institutes.

The Chairman apprised the Member that under the Rules the Ministries have two month time to implement the resolutions passed by the Senate.

4. Senator Hidayat Ullah spoke about the strike of students in Quaid-e-Azam University and urged the Government to fulfill their positive demands.
5. Senator Sassui Palijo stated that her Bill regarding representation of all federating units in OGEA was passed by the Senate but it has not been taken up in the National Assembly.

The Chairman asked the Member to direct some member of her party in National Assembly to give notice of the Bill.

6. Senator Muhammad Usman Khan Kakar spoke about the need to disaffiliate PIMS from Shaheed Zulfiqar Ali Bhutto University.

The Chairman asked the Minister for Parliamentary Affairs to look into the matter of PIMS.

7. Senator Mukhtiar Ahmed Dhamrah @ Aajiz spoke about the quota system as discussed in the meeting of the Cabinet.

Chairman asked the Law Minister to share the points regarding quota system as discussed in the Cabinet meeting.

The Minister for Law and Justice apprised the House about the discussion made in Cabinet meeting regarding quota.

8. Senator Muhammad Ali Khan Saif spoke about the actions being taken against the Turk citizens living in Pakistan having valid and legal visa.

The Chairman referred the matter to the Standing Committee on Interior.

9. Senator Hafiz Hamadullah spoke about the issue raised by him regarding long queues on FC check posts at Chamman which was referred to the Committee but no action has so far been taken in that issue.

Chairman asked the Chairman Committee to expedite the matter.

Senator Hafiz Hamadullah also spoke about the trend of multiple marriages by the women folk.

10. Senator Nehal Hashmi spoke about the violation of Article 31-G of the Constitution and the cultural war having been imposed by India on Pakistan through its movies, dramas and advertisements. He further spoke about the negative perception having been created by some media groups on electronic media.
11. Senator Sardar Muhammad Azam Khan Musakhel spoke about the history of FATA areas and implementation of FCR in FATA.
12. Senator Muhammad Mohsin Khan Leghari spoke about the less attendance of members in the Senate. He also criticized the withdrawal of some very important issues by the Leader of the Opposition which were listed for discussion today. He made detailed statement on the water issues in the country.
13. Senator Sherry Rehman spoke about the hate speech and hate slogans made by Captain Safdar in the Parliament.

Chairman said that it pertains to the conduct of Member of other House so if the Members want to discuss it then there is a procedure under the rules.

14. Senator Aurangzeb Khan spoke about the flaws in figures of recent population census regarding FATA. He stated that many tribes who are still IDPs have not been counted.
15. Senator Abdul Rehman Malik spoke about the issuance of letter by IB regarding affiliation of parliamentarians with proscribed organizations. He also spoke about the problems being faced by parliamentarians in opening of bank accounts under the doctrine of Politically Exposed Persons.

The Chairman asked the Member to bring a Bill to address the issue.

16. Senator Mushahid Ullah Khan made detailed statement regarding the present political scenario in the country.

Chairman ordained the Members to speak in slanderous way.

17. Senator Tahir Hussain Mashhadi criticized the statement made by Hafiz Hamadullah about the female folk.

18. Senator Mir Kabeer Ahmed Muhammad Shahi spoke about the multiple issues regarding unemployment in Balochistan and observance of quota.

Chairman advised the Member that he may take up all the issue in his Committee or he may bring a Calling Attention Notice to address the issue.

19. Senator Saleem Zia stated that the Parliamentarian should not vote on the matters blindly but they must look into the impact of the thing they are voting upon. He also spoke about the confessions made by Ozair Baloch before the Justice of a High Court.

20. Senator Shahi Syed spoke about the role of Parliament in the current scenario.

21. Senator Professor Sajid Mir spoke about the making of admission policy by the Government in consultation with the owners of Private Medical Colleges and no regulator has been appointed to look into the matters of admission fee etc.

Chairman advised the Member to bring a Calling Attention Notice on the issue.

22. Senator Kamran Michael, Minister for Statistics regarding divorce of Christian women. He stated that to make a law is the function of the parliament which should not be assumed by the Judges of superior courts.

At 5:02 p.m. the Chairman prorogued the session on conclusion of its business.