



THE SENATE OF PAKISTAN DEBATES

OFFICIAL REPORT

Tuesday, April 1, 1975

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SENATE DEBATES

SENATE OF PAKISTAN

Tuesday, April 1st, 1975

The Senate of Pakistan met in the Senate Chamber, (State Bank Building), Islamabad, at ten of the clock in the morning, Mr. Chairman (Mr. Habibullah Khan) in the Chair.

(Recitation from the Holy Quran)

STARRED QUESTIONS AND ANSWERS

Mr. Chairman : Now, we take up questions. First is the question No. 57. It is in the name of Khawaja Mohammad Safdar. Anybody to ask on his behalf ?

Mr. Niamatullah Khan : Question No. 57, Sir, on his behalf.

MURIDKE AUTO-TELEPHONE EXCHANGE

57. ***Khawaja Mohammad Safdar** (Put by Mr. Niamatullah Khan) : Will the Minister for Communications be pleased to state :

(a) whether it is a fact that a new building for auto-telephone exchange was built some seven years ago at Muridke, District Sheikhpura, and the necessary machinery for the exchange is also lying there ; and

(b) if answer to (a) above be in the affirmative, the reasons for not commissioning the telephone exchange uptill now ?

Mr. Mumtaz Ali Bhutto (Read by Malik Mohammad Akhtar : (a) No.

(b) Does not arise.

Mr. Chairman : Next.

ALLOWANCES TO MARDAN T & F DEPARTMENT EMPLOYEES

58. ***Mr. Shahzad Gul** (Put by Mr. Niamatullah Khan) : Will the Minister for Communications be pleased to state :

[Mr. Shahzad Gul]

(a) whether it is a fact that in cities/towns having the population of one lakh and above, the postal, telegraph and telephone employees get city, conveyance, compensatory and house rent allowances in addition to other allowances admissible under the law ;

(b) whether it is a fact that according to 1972 Census, the population of Mardan Municipality is approximately one lakh and eight thousand ;

(c) if answer to (a) and (b) above be in the affirmative, whether the employees of Post Offices and Telegraph and Telephone Department serving in Mardan Municipality are entitled to get the allowances mentioned in (a) above ;

(d) whether it is a fact that the Postal Clerical Union, Mardan Division, has submitted their demands including the demand for the allowances mentioned in (a) above to the Postal employees serving in Mardan Municipality ; and

(e) whether the Government is prepared to accept the demand if so, when and from which date ; if not, the reasons therefor ?

Mr. Mumtaz Ali Bhutto (Read by Malik Mohammad Akhtar) :

(a) Under the schemes of National Scales of Pay, those employees of the Federal Government (including Post Office and Telephone and Telegraph employees) are entitled to Residence-Office-Conveyance Allowance, House Rent Allowance and Local Compensatory Allowance at certain rates and subject to certain conditions, who are posted at the following stations :—

Residence-Office-Conveyance Allowance	House Rent Allowance	Local Compensatory Allowance
Islamabad	Hyderabad	Karachi.
Karachi	(including Kotri)	Lahore.
Lahore	Islamabad,	
Lyallpur	Karachi, Lahore	Rawalpindi
Peshawar	Lyallpur,	and
	Multan,	Peshawar.
Quetta and Rawalpindi	Peshawar, Quetta	
	and Rawalpindi.	

(b) & (c) According to "Table 3 Provisional Population of Cities/Metropolitan Areas, 1972 Census", Mardan has a population of 1.09 lakhs.

The employees of the Federal Government (including Post Office and Telephone and Telegraph employees) are entitled to Residence-Office-Conveyance Allowance, House Rent Allowance and Compensatory Allowance as indicated at (a) above.

(d) Yes. Demand for the grant of these allowances has been put forward by the Staff working at several stations at which these allowances are not at present admissible.

(c) The question of grant of such Allowances as are mentioned in (a) above at stations other than those mentioned therein concerns all Federal Government employees and not one single department.

Mr. Chairman : Next.

REMUNERATION TO POSTAL EMPLOYEES FOR EXTRA WORK ON
IDENTITY CARDS

59. ***Mr. Shahzad Gul** (Put by Mr. Niamatullah Khan): Will the Minister for Communications be pleased to state :

(a) whether it is a fact that the work of preparation of Identity Cards is being done by the Postal employees as extra work ;

(b) whether it is also a fact that no additional staff has been appointed for this extra work in the Post Offices in N. W. F. P., especially in Mardan Division ;

(c) whether these Postal employees are not given any extra remuneration or allowance for this extra work ; and

(d) if answer to (a), (b) & (c) above be in the affirmative, whether Government intends to pay additional remuneration or allowance to the Postal employees of N. W. F. P. from the date this extra work was entrusted to them and till the appointment of extra staff for this extra work ; if so, how much ; and if not, the reason therefor ?

Mr. Mumtaz Ali Bhutto (Read by Malik Mohammad Akhtar) :

(a) The work of preparation of identity cards and Provincial tax work is being performed by the postal employees as part of their daily work and not as extra work.

(b) No. Wherever justified additional staff has been sanctioned to cope with the increased volume of work generated by the implementation of the two schemes of Identity Cards and Provincial Taxes in N. W. F. P. including Mardan District.

(c) The work involved not being 'extra work' no extra remuneration has been paid or is justified.

(d) No such proposal is under consideration. In fact, the work is being attended to by the staff in their normal hours of duty and justification for the grant of any extra remuneration is not created by the mere fact that the work is being done in post offices on behalf of another organisation. Postal employees are not piece-rate workers and are employed for a given daily term of duty.

Mr. Chairman : Next.

60* **Mr. Sher Mohammad Khan :** Question No. 60 on behalf of **Mr. Shahzad Gul.**

Mr. Chairman : Do you want to put a supplementary question ?

Mr. Sher Mohammad Khan : No, Sir, I am asking question No. 60.

Mr. Chairman : Press the button of your mike.

Mr. Sher Mohammad Khan : Question No. 60, on behalf of Mr. Shahzad Gul.

Mr. Chairman : Mr. Shahzad Gul has two attorneys—yourself and Haji Sahib.

Malik Mohammad Akhtar : Sir, we welcome that. Let the public at large know the efforts.

Mr. Chairman : Oh ! Yes, yes.

RESIDENTIAL FACILITIES FOR POSTAL EMPLOYEES

60. ***Mr. Shahzad Gul** (Put by Mr. Sher Mohammad Khan) : Will the Minister for Communications be pleased to state :

(a) whether it is a fact that during their inspection visit to Mardan Division, the Senior Deputy Director-General, Posts and the Postmaster General of Pakistan promised to provide residential facilities to Postal employees ;

(b) whether Government is constructing a colony at Mardan for Postal employees ; if so, when the construction is likely to be completed ;

(c) the steps the Government have taken so far to fulfil the promise mentioned in (a) above ; if no steps have been taken, the reasons therefor ; and

(d) whether Government is prepared to pay house-rent allowance to Postal employees until residential accommodation is provided to them ?

Mr. Mumtaz Ali Bhutto (Read by Malik Mohammad Akhtar) :
(a) The Senior Deputy Director General Pakistan Post Office, while visiting Mardan in August, 1974, had suggested to the Post Master General to formulate a proposal for constructing residential quarters for some members of the postal staff working at that place.

(b) P. M. G. Peshawar is at present trying to acquire the necessary land for that purpose. As soon as land becomes available a project for the construction of some quarters will be prepared. The inclusion of the project in the Annual Development Programme will depend upon the availability of resources.

(c) No promise was made to anyone and hence the question of its fulfilment does not arise. An idea was mooted and the manner of its implementation is receiving attention.

(d) There is no question of paying any House Rent Allowance as provision of departmental quarters, except in the case of Postmasters, is not a condition of service.

Mr. Chairman : Next No. 61.

AGREEMENT WITH ALL-PAKISTAN TELEGRAPH WORKERS UNION

61. Mr. Zamarud Hussain (Put by Mr. Sher Mohammad Khan) : Will the Minister for Communications be pleased to state :

(a) whether it is a fact that a meeting between "All-Pakistan Telegraph Workers Union" and the officers of the Telegraph Department took place in May, 1974 in which the demands of the Union came under discussion and an agreement between the parties was reached ; and

(b) if answer to (a) be in the affirmative, the demands in the agreement that were accepted and implemented by the Government ?

Mr. Mumtaz Ali Bhutto (Read by Malik Mohammad Akhtar) :

(a) Yes, but no formal agreement was made.

(b) No. Wherever justified additional staff has been sanctioned to cope with the increased volume of work generated by the implementation of the two schemes of Identity Cards and Provincial Taxes in N. W. F. P. including Mardan District.

(c) The work involved not being 'extra work' no extra remuneration has been paid or is justified.

(d) No such proposal is under consideration. In fact, the work is being attended to by the staff in their normal hours of duty and justification for the grant of any extra remuneration is not created by the mere fact that the work is being done in post offices on behalf of another organisation. Postal employees.

Mr. Chairman : Yes, next 62.

LOCAL COMPENSATORY ALLOWANCE TO TELEGRAPH DEPARTMENT EMPLOYEES

62. Mr. Zamarud Hussain (Put by Mr. Ahmad Waheed Akhtar) : Will the Minister for Communications be pleased to state whether it is a fact that the employees of the Telegraph Department who are posted at the Federal and Provincial capitals, especially Quetta, are given local compensatory allowance ; if not, the reasons therefor ?

Mr. Mumtaz Ali Bhutto (Read by Malik Mohammad Akhtar) : Local Compensatory Allowance is not paid to the employees of Telegraph and Telephone Department posted at Quetta.

Quetta does not come under the category of places entitled to local compensatory allowance.

Mr. Chairman : Now, question No. 63.

[Sheikh Mohammad Rashid]

STATEMENT SHOWING THE QUANTITY AND PRICE PER TON
OF IMPORTED WHEAT DURING RABI YEAR 1974-75.

Country	Quantity in lakh tons	Average C&F Price in Rs. per tons.
U.S.A.	5.38	1997.00
Australia	5.12	1989.00
Canada	0.24	2400.00
Food Aid Convention		
Canada	0.26	2567.00
EEC	0.28	2219.00
West Germany	0.15	2208.00
France	0.10	2219.00
Australia	0.25	2045.00
Sweden	0.09	1765.00

Mr. Chairman: Yes next.

DEFERRED STARRED QUESTIONS AND ANSWERS

(Originally set down for answer on 11th February 1975).

SCARCITY OF WHEAT AND ATTA IN PUNJAB

47. *Khawaja Mohammad Safdar (Put by Mr. Niamatullah Khan) :
Will the Minister for Food, Agriculture and Under Developed
Areas be pleased to state :

(a) whether it is a fact that there is a scarcity of *atta* and wheat in
the Punjab ;

(b) if answer to (a) above be in the affirmative, whether the Govern-
ment is prepared to provide sufficient wheat or wheat *atta* to the Punjab ;
if not, the reasons therefor ?

Sheikh Mohammad Rashid (Read by Malik Mohammad Akhtar) :

(a) No.

(b) Does not arise.

Mr. Chairman : Yes, next.

LAHORE NAROWAL TRAINS

48. ***Khawaja Mohammad Safdar** (Put by Mr. Niamatullah Khan) : Will the Minister of State for Railways be pleased to state :

(a) whether it is a fact that Railway is the only direct means of communication between Lahore and Narowal ;

(b) whether it is a fact that Railway trains on Lahore—Narowal Section are over-crowded and the passengers have to travel on the roof of the carriages to reach their destination, which has resulted in many fatal accidents in the past ; and

(c) whether it is a fact that despite repeated representations made by the public of this Section to the Railway authorities either to increase the number of the trains running between Lahore and Narowal or to increase the number of carriages in each train, no action has so far been taken by the Railway authorities ?

Mian Mohammad Attaullah (Read by Malik Mohammad Akhtar) :

(a) Yes.

(b) There are 8 trains plying each way between Lahore and Narowal out of which only a few trains are over-crowded. Passengers do travel on the roof of carriages particularly on the occasion of Eid and other holidays when there is heavy rush. No accident has, however, been reported to have occurred on this section during the past one year on this account.

(c) There have been representations from the public for running additional trains and for increasing the number of carriages on each train. It is, however, not correct to say that no action has been taken by the Railway authorities. While no additional trains could be arranged due to paucity of coaching stock, engines and line capacity, yet more coaches have been put on most of these trains lately and will be attached to the remaining trains shortly. The timings of some trains on the section have also been changed to make them more attractive so that the passenger traffic is spread over a larger number of trains, thus reducing the rush.

STATEMENTS LAID ON THE TABLE OF THE HOUSE

[Assurance given by Minister for Fuel, Power and Natural Resources on Part (a) of Starred Question No. 35 asked by Khawaja Mohammad Safdar on 2nd December 1974, regarding Power Connections Province-Wise, during the year 1973-74.]

[Mian Mohammad Attaullah]

(a)	N. W. F. P.	Baluchistan	Sind	Punjab
General	26141	2403	15250	75612
Industrial	1081	57	725	8149
Tubewell	1441	499	340	7949

[Assurance given by Minister for Information and Broadcasting, Auqaf and Haj, in respect of Resolution moved by Senator Shaikh Fazal Elahi Piracha, on 7th December, 1975, regarding setting up of Special Section in the Ministry to adopt prompt and effective measures for implementation of Provisions of Article 31 of the Constitution.]

REPORT ON THE STEPS TAKEN BY MINISTRY OF INFORMATION AND BROADCASTING, AUQAF AND HAJ (CENTRAL HAJ ORGANIZATION) IN PURSUANCE OF ARTICLE 31 OF THE CONSTITUTION OF ISLAMIC REPUBLIC OF PAKISTAN

The Ministry of Information and Broadcasting, Auqaf and Haj (Central Haj Organization) has, *inter alia*, taken the following steps towards achieving the objectives set forth in Article 31 of the Constitution.

I—ELIMINATION OF PRINTING ERRORS FROM THE HOLY QURAN

1. The Publication of Holy Quran (Elimination of Printing errors) Act, 1973, was passed and enacted in July, 1973.

2. Rules for the Publication of Holy Quran under this Act were framed and notified *vide* S. R. O. 1456 (1)/73 dated the 9th October, 1973.

3. Work of registration of publishers of Holy Quran, under this Act is a foot. So far the following applications from the various provinces have been registered.

No. of Publishers Registered.

Punjab	...	56
Sind	...	22
N. W. F. P.	...	3
Baluchistan

Total 81

Three applications of publishers in Punjab are under consideration.

4. An implementation cell has been set up in the Ministry under the above Act, which is now working as the Holy Quran and Islamic Publications Cell.

5. Checking of printing errors in copies of the Holy Quran published prior to the enactment of this Law has been done by the publishers of Holy Quran themselves. Certificates are being recorded by the publishers in the end of each such copy lying with them. Two copies of each such prints are being forwarded to the Islamic Cell by the Publishers concerned.

6. Checking is also being done in the Holy Quran and Islamic Publication Cell. In the process of scrutiny the Cell detected four editions of the Holy Quran which contained too many mistakes. The sale of these 4 editions have since been prohibited by Gazette Notification *vide* S. R. O. 807 (1)/74 dated 10th June, 1974.

II-EDUCATING THE PEOPLE TO MAINTAIN THE SANCTITY OF THE HOLY QURAN

1. The question of maintaining the sanctity of the Holy Quran was discussed in detail and important decisions were taken in a high level meeting of representatives of the Federal and Provincial Governments held on 7th of July, 1973, which was presided over by the Federal Minister for Information and Broadcasting, Auqaf and Haj.

2. The Holy Quran and Islamic Publications Cell, the Department of Films and Publications Government of Pakistan, the National Centre, the Press Information Department and the Provincial Auqaf Departments have been rendering valuable services in this connection. Many articles have been published, many symposia held and a good deal of material have been broadcast/telecast.

3. The Films and Publications Department of Pakistan has in collaboration with the Holy Quran and Islamic Publication Cell prepared a documentary film on the sanctity of the Holy Quran. The film has been completed and will be ready for exhibition shortly.

4. About 400 Cinema slides have been prepared by the Films and Publications Department regarding observance of the sanctity of torn leaves of Holy Quran. They are being regularly exhibited. These are in addition to the slides prepared by Auqaf Department of the Punjab.

III—CURB ON OBSCENCE ADVERTISEMENTS

1. The problem of obscenity has been examined in detail and a proposal to pass a deterrent law is being considered.

2. Some times back it came to the notice of Holy Quran and Islamic Publication Cell that match-boxes with covers carrying nude and semi-nude picture of girls, were in circulation. Such match-boxes were being smuggled into Pakistan. On the recommendation of this Ministry, these have been banned by the Interior Ministry. The Ministry advised the Home Ministeries of the Provinces to take legal action against the offenders under section 292 and 293 PPC.

IV—PROSCRIPTION OF ANTI-ISLAMIC LITERATURE

1. The Islamic Cell spotted a Russian book written in Arabic, which contained anti-Islamic Material. The book entitled "Al-Quran Aqidatuhu" has already been proscribed by the Interior Division on its recommendation.

2. Another book on the life of the Holy Prophet written by a Western writer was recommended for proscription when a reference was made to the Islamic Cell.

3. The Cell also took notice of a text book in which an objectionable sentence had been published and got it eliminated, immediately.

V—AUQAF MANAGEMENT

The Management of Auqaf properties in the provinces is the responsibility of the Provincial Government. However, the Federal Ministry of Haj and Auqaf has been offering guidance to the Provincial Auqaf Departments. The Ministry has since taken over the management of Auqaf Properties located in Federal Area. Under the guidance of this Ministry, the Provincial Auqaf Departments have provided with green boxes in the mosques for the collection of torn leaves of the Holy Quran and other pieces of paper containing extracts from religious books.

VI—SETTING UP OF AN ISLAMIC LIBRARY

The Holy Quran and Islamic Publication Cell has started the work of establishing a Quranic Library in its office at Islamabad. It is expected that this library will, in course of time, become one of the best Libraries of its kind in the world.

VII—ORGANIZATION OF ZAKAT, AUQAF AND MOSQUES

In order to secure proper collection and distributing Zakat as also an effective Organization, administration and management of Auqaf and mosques, detailed proposals relating to the setting up of a full-fledged Ministry of Islamic Affairs are receiving Government's active consideration. With the setting up of the new Ministry, the implementation of the above provisions and those of Article 31 of the Constitution relating to Islamic way of life will be assured.

VIII—TEACHING OF ARABIC LANGUAGE

Government is giving high priority to the teaching of Arabic to a maximum number of people in the shortest possible time. Direct method short-time courses have been designed for this purpose. Such courses are being run by all Pakistan national centres and important Islamic educational Institutions. Pakistan Broadcasting Corporation has already finished its first fortnightly course for which about 10,000 people enrolled themselves. Similar courses are now to be introduced through P. T. V. in other towns and cities where there are no national centres. In addition, Private institutions like mosques, maktabs, language Institutes are also imparting Arabic Language teaching. Lessons through audio-visual aids and films are also planned to be undertaken shortly. These steps will enable Muslims of Pakistan to understand the meanings of the Holy Quran and to order their lives in accordance with the injunctions of Islam.

LEAVE OF ABSENCE

Mr. Chairman : This is a leave application by Mr. Mohammad Hashim Ghilzai, Mr. Zamarud Hussain and Mr. Sayed Hussain Shah. They sent a telegram from Quetta where they are under detention. I just read out :

“X 1345 N. 157 Quetta 3121 Chairman Senate Pakistan Islamabad.

Undersigned under detention unable attend Senate meetings kindly grant leave current session — — Mohammad Hashim Ghilzai, Zamarud Hussain, Sayed Hussain Shah — ”
Have they leave of the Houses ?

Mr. Chairman : Does the House grant them leave ?

(The leave was granted)

Mr. Chairman : Leave is granted.

MESSAGE OF GRATITUDE FROM PRESIDENT OF THE
SENATE OF THAILAND

Mr. Chairman : Now, gentlemen you will remember that on election of the President of the Senate, Thailand, we had sent a letter of congratulations on behalf of myself and on behalf of the whole House. The President, Senate, has sent a reply and has desired that his thanks should be conveyed to all the Members of the House. I just read the letter :

“Excellency,

Thank you very much for your Excellency's congratulatory letter of February 19, 1975, on the occasion of my election to the Presidency of the Senate of Thailand. I shall be very much grateful if you would be so kind as to convey my deepest and sincere thanks to the Members of the Senate of Pakistan for their kind felicitations. It is my sincere wish that the long ties of friendship which are existing between Thailand and Pakistan will be strengthened through the mutual contacts and understandings between the parliamentarians of our two countries.

Please accept, Your Excellency, my warmest regards and respects and also my best wishes for the continuous progress and prosperity of the peoples of Pakistan.

(Chitti Tingsabadh)

PRESIDENT

H. E. Mr. Habibullah Khan,
Chairman of the Senate,
Senate of Pakistan,
Islamabad, Pakistan.”

Now, next is regarding the arrest and release of some of the Senators.

INTIMATION RE: ARREST OF SENATOR ZAHURUL HAQ

Mr. Chairman : This from the Deputy Secretary to Government of N. W. F. P. Home and Tribal Affairs Department, Peshawar. I just read it.

“Sir,

I have the honour to inform you that Senator Zahurul Haq was arrested at 23.00 hours on 9th February, 1975, at Peshawar for reasons of conspiracy, sabotage and prejudicial activities etc. under section 302/120 BI/149 Cr. P. C. 3/4 Explosive Act and 43/49 D.P.R. F.I.R. 72, of 8-2-75, P. S. Tehkal, Peshawar.

The Senator has been lodged in the Central Jail, Peshawar.”

This was the first information when the gentleman was arrested.

INTIMATION RE: RELEASE OF SENATOR ZAHURUL HAQ

Mr. Chairman : Later he was released and the information of release has also been sent as required by the rules of the Senate. I just read it.

“Sir,

I have the honour to refer to this Department's letter of even number dated the 10th February, 1975 on the subject noted above and to inform you that Senator Zahurul Haq has been released on 17th February, 1975.”

This is by Mohammad Abbas Khan, Additional Secretary.

So, the information regarding arrest and release has been duly sent.

INTIMATION RE: DETENTION OF SENATORS
MOHAMMAD HASHIM GHILZAI AND
HAJI SAYED HUSSAIN SHAH

Mr. Chairman : Now, this is by the Home Secretary of Baluchistan. This is the telegram. I will just read out.

“Senators Mohammad Hashim Khan Ghilzai and Agha Sayed Hussain Hazara have been detained under rule 32 (b) of Defence of Pakistan Rules for a period of thirty days with effect from 9th February, 1975 — — Home Secretary (.)”

INTIMATION RE: DETENTION OF SENATOR
ZAMARUD HUSSAIN

Mr. Chairman : This is also from the Home Secretary of Baluchistan addressed to me. It reads :

“Senator Zamarud Hussain has been detained under rule 32 (b) of Defence of Pakistan Rules for a period of thirty days with effect from 4th March 1975 (.) — Home Secretary (.)”

INTIMATION RE : HOUSE ARREST OF SENATOR
ABDUL WAHID KURD

Mr. Chairman : This is also from Quetta by the same authority concerned. The telegram sent reads :

“Senator Abdul Wahid Kurd has been confined to his House under section 5 (1) (B) of West Pakistan Maintenance of Public Order Ordinance for a period of two months with effect from tenth March, 1975 (.)”

So, this disposes of the item 2 (c).

MESSAGE FROM THE NATIONAL ASSEMBLY RE : ADOPTION
OF THE NORTH-WEST FRONTIER PROVINCE
SUPPRESSION OF CRIMES BILL, 1975

Mr. Chairman : Now, we take up the messages sent from the Secretary of the National Assembly. This message is from the Secretary, National Assembly addressed to the Secretary, Senate Secretariat.

“Sir, in pursuance of rule 109 of the Rules of Procedure and Conduct of Business in the National Assembly, I have the honour to inform the Senate Secretariat that National Assembly has passed the North-West Frontier Province Suppression of Crimes Bill, 1975, on the 28th March, 1975. A copy of the Bill is transmitted herewith. Please acknowledge receipt.”

We think we are going to take this Bill today.

Malik Mohammad Akhtar : Yes, Sir, both the Bills.

Mr. Chairman : Are we taking ?

Malik Mohammad Akhtar : Yes, Sir.

MESSAGE FROM THE NATIONAL ASSEMBLY RE : ADOPTION
OF THE WEST PAKISTAN RANGERS
(AMENDMENT) BILL, 1975

Mr. Chairman : The second message is from the same authority addressed to the Secretary, Senate Secretariat.

“Sir, in pursuance of rule 109 of the Rules of Procedure and Conduct of Business in the National Assembly, I have the honour to inform the Senate Secretariat that the National Assembly has passed the West Pakistan Rangers (Amendment) Bill, 1975, on the 28th March, 1975. A copy of the Bill is transmitted herewith. Please acknowledge receipt.”

I think, this is also to be taken up for consideration today.

Malik Mohammad Akhtar : Yes, Sir.

Mr. Chairman : Now, we come down to legislative business. The first motion is to be moved by Mr. Abdul Qaiyum Khan, Minister for Interior.

Mr. Abdul Qaiyum Khan (Minister for Interior) : Sir, I will move No. 3. I think, Sir, if items Nos. 6 and 7 are taken up before items Nos. 4 and 5, they will be passed in two minutes because these are very non-controversial items. Only the words "West Pakistan" are to be substituted by the word "Pakistan" and the word "Central" is to be substituted by the word "Federal".

Mr. Chairman : What about item No. 32 ?

Mr. Abdul Qaiyum Khan : I am introducing it.

THE DANGEROUS DRUGS (AMENDMENT) BILL, 1975

Mr. Abdul Qaiyum Khan : Sir, I beg to introduce :

"A Bill further to amend the Dangerous Drugs Act, 1930 [The Dangerous Drugs (Amendment) Bill, 1975]."

Mr. Chairman : The Bill further to amend the Dangerous Drugs Act, 1930 [The Dangerous Drugs (Amendment) Bill, 1975], stands introduced.

Malik Akhtar, what is your reaction if we take up first the items Nos. 6 and 7 ?

Malik Mohammad Akhtar (Minister of State for Parliamentary Affairs) : Sir, I have no objection. His is a merely technical Bill.

Mr. Chairman : I want simple answer. Whether you have any objection ?

Malik Mohammad Akhtar : No, Sir.

Mr. Chairman : Yes, Mr. Abdul Qaiyum Khan.

THE WEST PAKISTAN RANGERS (AMENDMENT) BILL, 1975

Mr. Abdul Qaiyum Khan : Sir, I beg to move :

"That the Bill further to amend the West Pakistan Rangers Ordinance, 1959 [The West Pakistan Rangers (Amendment) Bill, 1975], as passed by the National Assembly, be taken into consideration."

Mr. Chairman : The motion moved is that :

"That the Bill further to amend the West Pakistan Rangers Ordinance, 1959 [The West Pakistan Rangers (Amendment) Bill, 1975], as passed by the National Assembly, be taken into consideration."

Mr. Abdul Qaiyum Khan : Sir, this Bill is to bring the 1959 Ordinance in conformity with the present Constitution.

Mr. Chairman : Let me ask if there is any opposition.

جناب طاہر محمد خاں : جناب چیئرمین ! میں objection نہیں کرنا چاہتا ۔
میں یہ پوچھنا چاہتا ہوں کہ کیا یہ بل آرڈیننس فارم میں introduce کیا
گیا تھا ؟

جناب عبدالقیوم خاں : ہم نے introduce نہیں کیا تھا ۔

This is an old Ordinance of 1959.

Mr. Chairman : Only the words "West Pakistan" are to be substituted by the word "Pakistan".

Mr. Abdul Qaiyum Khan : The West Pakistan Rangers will be called now Pakistan Rangers, and the word "Central" is to be substituted by the word "Federal". I hope the House would accept these amendments.

Mr. Chairman : Should I presume that there is no opposition ?

(Voices—No opposition)

Mr. Chairman : Would you like to say something ? You can say only one thing that the words "West Pakistan" and "Central" are to be substituted by the words "Pakistan" and "Federal" respectively.

Mr. Abdul Qaiyum Khan : Yes, Sir.

Mr. Chairman : I don't see anything than this. All right. I put the question :

The question before the House is :

"That the Bill further to amend the West Pakistan Rangers Ordinance, 1959 [The West Pakistan Rangers (Amendment) Bill, 1975], as passed by the National Assembly, be taken into consideration."

(The motion was adopted)

Mr. Chairman : Now, we take up clause by clause consideration of the Bill. Clause 2 is under consideration.

The question before the House is :

"That Clause 2 forms part of the Bill."

(The motion was adopted)

Mr. Chairman : Clause 2 stands part of the Bill.

Now, I take up Clause 3 of the Bill.

[Mr. Chairman]

The question before the House is :

“That Clause 3 forms part of the Bill.”

(The motion was adopted)

Mr. Chairman : Clause 3 stands part of the Bill. Now, I take up Clause 4.

The question before the House is :

“That Clause 4 forms part of the Bill.”

(The motion was adopted)

Mr. Chairman : Clause 4 stands part of the Bill. Now, the last one.

The question before the House is :

“That Preamble, Short Title, and Clause 1 form part of the Bill.”

(The motion was adopted)

Mr. Chairman : The Preamble, Short Title, and Clause 1 stand part of the Bill.

Mr. Qaiyum Khan to move item No. 7.

Mr. Abdul Qaiyum Khan : Sir, I beg to move :

“That the Bill further to amend the West Pakistan Rangers Ordinance, 1959 [The West Pakistan Rangers (Amendment) Bill, 1975], be passed.”

Mr. Chairman : The motion moved is :

“That the Bill further to amend the West Pakistan Rangers Ordinance, 1959 [The West Pakistan Rangers (Amendment) Bill, 1975], be passed.”

No opposition ?

Malik Mohammad Akhtar : No, Sir.

Mr. Chairman : Would you like to say something ?

Mr. Abdul Qaiyum Khan : No, Sir.

Mr. Chairman : I put the question.

The question before the House is :

“That the Bill further to amend the West Pakistan Rangers Ordinance, 1959. [The West Pakistan Rangers (Amendment) Bill, 1975], be passed.”

(The motion is adopted)

Mr. Chairman : The Bill stands unanimously adopted.

Now, we take up item No. 4. **Malik Mohammad Akhtar.**

THE NORTH-WEST FRONTIER PROVINCE SUPPRESSION
OF CRIMES BILL, 1975

Malik Mohammad Akhtar : Sir, I beg to move :

“That the Bill to make provisions to deal more effectively with the offences against life and property in the North-West Frontier Province [The North-West Frontier Province Suppression of Crimes Bill, 1975], as passed by the National Assembly, be taken into consideration”.

Mr. Chairman : The motion moved is :

“That the Bill to make provisions to deal more effectively with the offences against life and property in the North-West Frontier Province [The North-West Frontier Province Suppression of Crimes Bill, 1975], as passed by the National Assembly, be taken into consideration.”

No opposition ? Do you want to speak on it ?

Malik Mohammad Akhtar : I would like to take two minutes of the August House. Originally this was an Ordinance which was promulgated by the Governor of NWFP on the 2nd of January, 1975. It is due to expire on 1st April 1975. There is a departure as far as provincial legislation and federal Ordinances are concerned. Under Article 128 (2) of the Constitution, an Ordinance promulgated by a Governor expires at the expiry of three months, whereas under Article 89 (2) an Ordinance promulgated by the President expires at the expiry of four months. As such at the expiry of three months this Ordinance is due to expire on 1st April, 1975.

Sir, may I remind the honourable Members that they were vigilant enough to confirm and ratify the Proclamation of Emergency which was issued on 23rd November, 1971, in the joint sitting, *vide* Article 280 and the President was pleased to direct the Governor of NWFP to perform executive functions. Under Article 232 the Parliament is competent to resume the powers on behalf of the Assembly of the province.....

Mr. Chairman : Malik Mohammad Akhtar, this would have been absolutely relevant when there was any opposition.

Malik Mohammad Akhtar : Sir, I have got to explain the position of the Government regarding this Bill.

Mr. Chairman : But there is no technical or other objection.

Malik Mohammad Akhtar : All right, Sir. The object of this Bill is to deal more effectively with the offences against life and property. In such cases the Bill proposes to impose collective fines of one lakh on the inhabitants if the District Magistrate is satisfied that they are harbouring offenders or they are abetting the commission of offences or taking any other part in which abetment has occurred. So, Sir, we are bringing this measure to deal with the abnormal circumstances in the NWFP

Mr. Chairman : Yes, Mr. Sher Mohammad Khan.

جناب شیر محمد خان : جناب چیئرمین ! میں اس بل کی حمایت اس بنیاد پر کرتا ہوں کہ آج کل صوبہ سرحد میں چند ایک لوگ اس ملک کے خلاف تخریبی اور نا پسندیدہ مہم شروع کئے ہوئے ہیں۔ اس بل کے ذریعے ان لوگوں کے ناپاک عزائم ناکام ہو سکتے ہیں۔ اسی بل کی طرز پر پرانے زمانے میں صوبہ سرحد (سوات) میں یوسف زئی کا جرگہ ملازموں کو سزا دیتا تھا۔ وہ کسی بھی مجرم ذہنیت شخص کو چاہے وہ کسی بھی علاقے میں ہو اسے سزا دے دیتے تھے۔ جناب والا ! اس علاقے کے لوگ بھی اس میں برابر کے شریک ہیں جو کہ ایک مجرم کی پشت پناہی کرتے ہیں۔ اس قانون کے پاس ہونے کے بعد نہ صرف اکیلے گنہگار کو سزا مل سکتے گی بلکہ ان افراد کو بھی سزا مل سکتے گی جو اس مجرم کی پشت پناہی کریں گے، جو اسے جرم کرنے پر آمادہ کریں گے یا تیار کریں گے۔ ایسے علاقے کے لوگ جو ملک اور قوم کی مخالفت کرنے والے لوگوں کو پناہ دیتے ہیں وہ بھی یقیناً اس جرم میں برابر کے شریک ہیں۔ جناب والا ! اس بل کے پاس ہونے کے بعد وہ لوگ بھی اس قانون کی زد میں آسکیں گے اور انہیں بھی سزائیں دی جا سکیں گی جو کہ قومی املاک اور عوام کی زندگیوں کو تباہ کر رہے ہیں۔ جناب والا ! اتنی گذارشات کے ساتھ میں اس بل کی پر زور حمایت کرتا ہوں۔

Mr. Chairman : Thank you. Any other gentleman? **Mr. Leader of the House,** would you like to say anything on the subject? (No reply). All right. Thank you. I think, there is no other gentleman who wants to speak. Then, I put the question.

The question before the House is :

“That the Bill to make provisions to deal more effectively with the offences against life and property in the North-West Frontier Province (The North-West Frontier Province Suppression of Crimes Bill, 1975), as passed by the National Assembly, be taken into consideration.”

(The motion was adopted)

Mr. Chairman : Now, we take up clause by clause consideration of the Bill.

The question before the House is :

“That Clause 2 forms part of the Bill.”

(The motion was adopted)

Mr. Chairman : Clause 2 forms part of the Bill.

Next Clause, is Clause 3.

Mr. Chairman : Let me ask if there is any opposition.

جناب طاہر محمد خاں : جناب چیئرمین ! میں objection نہیں کرنا چاہتا ۔
میں یہ پوچھنا چاہتا ہوں کہ کیا یہ بل آرڈیننس فارم میں introduce کیا
کیا تھا ؟

جناب عبدالقیوم خاں : ہم نے introduce نہیں کیا تھا ۔

This is an old Ordinance of 1959.

Mr Chairman : Only the words "West Pakistan" are to be substituted by the word "Pakistan".

Mr. Abdul Qaiyum Khan : The West Pakistan Rangers will be called now Pakistan Rangers, and the word "Central" is to be substituted by the word "Federal". I hope the House would accept these amendments.

Mr. Chairman : Should I presume that there is no opposition ?

(Voices—No opposition)

Mr. Chairman : Would you like to say something? You can say only one thing that the words "West Pakistan" and "Central" are to be substituted by the words "Pakistan" and "Federal" respectively.

Mr. Abdul Qaiyum Khan : Yes, Sir.

Mr. Chairman : I don't see anything than this. All right. I put the question :

The question before the House is :

"That the Bill further to amend the West Pakistan Rangers Ordinance, 1959 [The West Pakistan Rangers (Amendment) Bill, 1975], as passed by the National Assembly, be taken into consideration."

(The motion was adopted)

Mr. Chairman : Now, we take up clause by clause consideration of the Bill. Clause 2 is under consideration.

The question before the House is :

"That Clause 2 forms part of the Bill."

(The motion was adopted)

Mr. Chairman : Clause 2 stands part of the Bill.

Now, I take up Clause 3 of the Bill.

[Mr. Chairman]

The question before the House is :

“That Clause 3 forms part of the Bill.”

(The motion was adopted)

Mr. Chairman : Clause 3 stands part of the Bill. Now, I take up Clause 4.

The question before the House is :

“That Clause 4 forms part of the Bill.”

(The motion was adopted)

Mr. Chairman : Clause 4 stands part of the Bill. Now, the last one.

The question before the House is :

“That Preamble, Short Title, and Clause 1 form part of the Bill.”

(The motion was adopted)

Mr. Chairman : The Preamble, Short Title, and Clause 1 stand part of the Bill.

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No opposition ?

Malik Mohammad Akhtar : No, Sir.

Mr. Chairman : Would you like to say something ?

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(The motion is adopted)

Mr. Chairman : The Bill stands unanimously adopted.

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Mr. Chairman : But there is no technical or other objection.

Malik Mohammad Akhtar : All right, Sir. The object of this Bill is to deal more effectively with the offences against life and property. In such cases the Bill proposes to impose collective fines of one lakh on the inhabitants if the District Magistrate is satisfied that they are harbouring offenders or they are abetting the commission of offences or taking any other part in which abetment has occurred. So, Sir, we are bringing this measure to deal with the abnormal circumstances in the NWFP

Mr. Chairman : Yes, Mr. Sher Mohammad Khan.

جناب شیخ محمد خاں : جناب چیئرمین ! میں اس بل کی حمایت اس بنیاد پر کرتا ہوں کہ آج کل صوبہ سرحد میں چند ایک لوگ اس ملک کے خلاف تخریبی اور نا پسندیدہ مہم شروع کئے ہوئے ہیں۔ اس بل کے ذریعے ان لوگوں کے ناپاک عزائم ناکام ہو سکتے ہیں۔ اسی بل کی طرز پر پرانے زمانے میں صوبہ سرحد (سوات) میں یوسف زئی کا جرگہ ملزموں کو سزا دیتا تھا۔ وہ کسی بھی مجرم ذہنیت شخص کو چاہے وہ کسی بھی علاقے میں ہو اسے سزا دے دیتے تھے۔ جناب والا ! اس علاقے کے لوگ بھی اس میں برابر کے شریک ہیں جو کہ ایک مجرم کی پشت پناہی کرتے ہیں۔ اس قانون کے پاس ہونے کے بعد نہ صرف اکیس گنہگار کو سزا مل سکے گی بلکہ ان افراد کو بھی سزا مل سکے گی جو اس مجرم کی پشت پناہی کریں گے، جو اسے جرم کرنے پر آمادہ کریں گے یا تیار کریں گے۔ ایسے علاقے کے لوگ جو ملک اور قوم کی مخالفت کرنے والے لوگوں کو پناہ دیتے ہیں وہ بھی یقیناً اس جرم میں برابر کے شریک ہیں۔ جناب والا ! اس بل کے پاس ہونے کے بعد وہ لوگ بھی اس قانون کی زد میں آسکیں گے اور انہیں بھی سزائیں دی جا سکیں گی جو کہ قومی املاک اور عوام کی زندگیوں کو تباہ کر رہے ہیں۔ جناب والا ! اتنی گذارشات کے ساتھ میں اس بل کی پر زور حمایت کرتا ہوں۔

Mr. Chairman : Thank you. Any other gentleman? **Mr. Leader of the House,** would you like to say anything on the subject? (No reply). All right. Thank you. I think, there is no other gentleman who wants to speak. Then, I put the question.

The question before the House is :

“That the Bill to make provisions to deal more effectively with the offences against life and property in the North-West Frontier Province (The North-West Frontier Province Suppression of Crimes Bill, 1975), as passed by the National Assembly, be taken into consideration.”

(The motion was adopted)

Mr. Chairman : Now, we take up clause by clause consideration of the Bill.

The question before the House is :

“That Clause 2 forms part of the Bill.”

(The motion was adopted)

Mr. Chairman : Clause 2 forms part of the Bill.

Next Clause, is Clause 3.

The question before the House is :

“That Clause 3 forms part of the Bill.”

(The motion was adopted)

Mr. Chairman : Clause 3 forms part of the Bill. Next.

The question before the House is :

“That Clause 4 forms part of the Bill.”

(The motion was adopted)

Mr. Chairman : Clause 4 forms part of the Bill.

The question before the House is : Clause 5.

“That Clause 5 forms part of the Bill.”

(The motion was adopted)

Mr. Chairman : Clause 5 forms part of the Bill. I think, I can put all the clauses.

Malik Mohammad Akhtar : All the rest of the clauses.

Mr. Chairman : The question before the House is :

“That Clauses 6, 7, 8, 9 and 10 form part of the Bill.”

(The motion was adopted)

Mr. Chairman : Clauses 6, 7, 8, 9 and 10 form part of the Bill. Now, we are left with the first Clause.

The question before the House is :

“That Preamble, Short Title and Clause 1 form part of the Bill”.

(The motion was adopted)

Mr. Chairman : Preamble, Short Title and Clause 1 form part of the Bill. Now, we are left with only one item, No. 5.

Malik Mohammad Akhtar : Sir, I beg to move :

“That the Bill to make provisions to deal more effectively with the offences against life and property in the North-West Frontier Province [The North-West Frontier Province Suppression of Crimes Bill, 1975], be passed.”

Mr. Chairman : The motion moved is :

“That the Bill to make provisions to deal more effectively with the offences against life and property in the North-West

[Mr. Chairman]

Frontier Province [The North-West Frontier Province Suppression of Crimes Bill, 1975], be passed."

(The motion was adopted)

Mr. Chairman : The Bill stands passed. There is no other business. What time would you like to meet tomorrow ?

Malik Mohammad Akhtar : Ten, Sir.

Mr. Chairman : Can't we meet earlier ?

Malik Mohammad Akhtar : If the House agrees.

Mr. Chairman : I am all worried about the presence, the quorum. Much of our precious time is being wasted.

Malik Mohammad Akhtar : Ten, Sir.

Mr. Chairman : Now, you will appreciate that leaving apart the Opposition, the Government party is 24. Can't you collect 12 persons ? I hope you won't mind if I request in the name of the Senate, in the name of its dignity and in the name of your respect and your duty, to try to come punctually at the scheduled time. This is my personal request to you. After all there should be no difficulty in our getting ready at 10.00 I wish you could meet earlier but if it is the wish of the House that 10.00 o'clock is all right, then I must impress upon you the desirability to be punctual and start work in time. Am I right or wrong ? If I am wrong, I will mend myself. Is it your 'gentleman's promise' that tomorrow you will be here in time to start work ?

Voices : Yes.

Mr. Chairman : So, I presume that this is your promise, and it is gentleman's promise that tomorrow all of you, at least those who are here present now today, must come in time, so that we may start our work punctually.

Thank you very much.

So, the House stands adjourned to meet tomorrow at 10.00 a. m. exactly.

The Senate then adjourned till ten of the clock in the morning on Wednesday, April 2, 1975.