



THE  
SENATE OF PAKISTAN  
DEBATES  
OFFICIAL REPORT

Thursday, April 3, 1975

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## SENATE DEBATES

## SENATE OF PAKISTAN

Thursday, April 3, 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.

Question No. 66.

## DRAWING PAPER IMPORTED BY SURVEY OF PAKISTAN

66. \***Mr. Zamarrud Hussain** (Put by Rao Abdus Sattar) : Will the Minister of State in-Charge of Science and Technological Research Division be pleased to state :

(a) the cost in foreign exchange and the quantity of handmade drawing paper imported by the Survey of Pakistan during the last five years ; and

(b) the annual consumption of this quality of paper by the department ?

**Mr. Abdul Hafeez Pirzada** (Read by Shahzada Saeed-ur-Rashid Abbasi) : (a) Three hundred reams were purchased at a cost of £ 49,490.00 (Rs. 5,90 lakhs) in 1972. No other purchase was made during the last five years.

(b) 4½ reams annually. This is likely to increase considerably with the proposed expansion of the department.

**Mr. Chairman :** Yes, next.

Question No. 67.

## UPGRADATION OF SUB-TEHSIL GULISTAN AS A SUB-DIVISION

67\* **Mr. Mohammad Zaman Khan Achakzai** (Put by **Rao Abdus Sattar**): Will the Minister for Education, Science and Technology and Provincial Co-ordination be pleased to state whether it is a fact that after Pishin is upgraded as a "district" of Baluchistan Province, Sub-Tehsil Gulistan will also be upgraded as a Sub-Division; if so, when; if not, why not?

**Mr. Abdul Hafeez Pirzada** (Read by **Malik Mohammad Akhtar**): The matter lies within the jurisdiction of the Province of Baluchistan.

**Mr. Chairman**: Yes, next.

**Rao Abdus Sattar**: Question No. 52, on behalf of **Mr. Kamran Khan, Sir**.

## DEFERRED STARRED QUESTIONS AND ANSWERS

(Originally set down for answer on 13th February, 1975)

## PL-480 AND PL-480A FUNDS

52. \***Mr. Kamran Khan**: Will the Minister for Finance, Planning and Development be pleased to state:

(a) the terms and conditions of PL-480 and PL-480A counter-part funds established by the US Government in Pakistan;

(b) the details of deposits into these funds since their creation; and

(c) the details of withdrawals from these funds and the purposes thereof?

**Ch. Mohammad Hanif Khan** (Read by **Malik Mohammad Akhtar**):

(a) Terms and conditions of the three types of PL-480 assistance received by Pakistan and of PL-480 counter-part funds are briefly as follows:—

(i) PL-480 (Title-I) assistance on Local Currency Terms consists of sales of US surplus agricultural commodities against payment of rupees in cash in the State Bank of Pakistan in an account of the US Government, the bulk of which is given back to Pakistan as grant or loan for use on agreed development programmes and a small part reserved for US uses.

(ii) PL-480 (Title-I) assistance on Convertible Local Currency Terms consists of sale of US surplus agricultural commodities against long-term loans payable in dollars over a period of 40 years.

(iii) PL-480 (Title-II) assistance consists of gifts and donations of US surplus agricultural commodities for purposes of relief and to combat hunger and mal-nutrition.

The terms and conditions in detail are given in Annex-A.

*Note* :—The nomenclature 'PL-480A' does not appear to have been used anywhere in our PL-480 Agreements with the U.S. Government.

(b) The total value of the PL-480 assistance on Local Currency Terms since inception comes to \$ 1,303 million. Against this, the total amount of rupees deposited by the Government of Pakistan into the counter-part fund accounts of the US Government held in the State Bank of Pakistan comes to Rs. 6,620 million. Details are given in Annex-B.

(c) The position of withdrawals and purposes thereof are as follows :—

(figures in thousand rupees)

Purpose	Amount
<b>(Position upto Dec. 31, 1974)</b>	
<i>Funds reserved for Govt. of Pakistan uses :</i>	
1. Development Grants ... ..	2,181,083
2. Development Loans ... ..	2,010,458
<i>Funds reserved for US uses :</i>	
3. Cooley Loans (for Pak-American joint Venture firms). ... ..	191,168
4. US contribution to Indus Basin Development Fund ... ..	1,119,047
5. Common Defence (closed case) ... ..	85,480
6. Miscellaneous non-development grants ... ..	57,044
7. Miscellaneous development grants ... ..	133,000
8. Transportation and handling costs within Pakistan of US aid supplies to Afghanistan ... ..	48,289
9. US own expenses ... ..	624,122
<b>Total</b> ... ..	<b>6,449,691</b>

*Note* : (1) Amounts at 1—2 above represent the share of counter-part funds reserved for use of the Govt. of Pakistan under various PL-480 Agreements signed from time to time.

(2) Amounts at 3—9 above represent the share of counter-part funds reserved for use of the US Govt. A large part of their share has, however, become available to us in one way or the other.

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 Malik Mohammad Akhtar : Sir, then there are two annexures and I consider I need not read them with your permission.

Mr. Chairman : Yes, you need not read them.

ANNEXURES LAID ON THE TABLE OF THE HOUSE

Annexure A

TERMS AND CONDITIONS OF PL-480 ASSISTANCE

The PL-480 Programme, which started in Pakistan with the signing of the first PL-480 Agreement in January, 1955 falls into following three categories so far as its terms and conditions are concerned :—

- (i) PL-480 (Title-I) assistance on Local Currency Terms.
- (ii) PL-480 (Title-I) assistance on Convertible Local Currency Terms.
- (iii) PL-480 (Title-II) grants for free distribution.

(i) Local Currency Terms

2. Aid received on Local Currency Terms consists of sale of US surplus agricultural commodities against rupees, on cash basis. This type of assistance has, therefore, resulted in US rupee holdings in Pakistan. These rupees which are known as US counter-part funds are deposited in a special account of the US Government in the State Bank of Pakistan. Most of the rupees have been given back to Pakistan either as grant or loan for use on jointly agreed development programmes. A small portion of the rupees is, however, reserved for US uses. Also, a small part of the US uses funds is liable to conversion into foreign exchange on request. The uses of rupees for different purposes are laid down in the PL-480 Agreements signed from time to time.

3. The local US Disbursing Officer (USDO) is entitled, under the terms of the PL-480 Agreement, to transfer from the SBP to commercial banks part of the US rupee holdings reserved for US uses after consulting the Government of Pakistan.

4. PL-480 assistance to Pakistan on Local Currency Terms ceased after 1971. The total value of PL-480 assistance upto 31st December, 1974 on Local Currency Terms since inception roughly amounted to \$ 1,303 million.

**(ii) Convertible Local Currency Terms**

5. PL-480 assistance on Local Currency terms was gradually replaced by the US Government by Convertible Local Currency Terms *i. e.* assistance on long term dollar loan basis. To start with a portion of the PL-480 commodities from 1967 onwards was required to be paid for in dollars, spread over a period of 40 years, the first instalment of payment being due 10 years after the date of delivery of commodities in each calendar year. The outstanding amounts carry an interest of 2% during the first 10 years and 3% during the next 30 years. The terms also include 5% initial (down) payment.

6. The element of Convertible Currency has been gradually increasing since its introduction in 1967. From 1972 all PL-480 assistance are on Convertible Local Currency Terms *i. e.* on long term dollar loan basis as indicated in the preceding paragraph.

7. This type of assistance does not result in US rupee holdings. Nevertheless, it requires that the rupee equivalent of the dollar value of the commodities would be deposited in a separate account in the State Bank of Pakistan which would be utilized by the Government of Pakistan for its development projects. The emphasis is on the use of these funds in the agriculture sector as a measure of self-help to achieve self-sufficiency in the production of essential food items and to reduce future dependence on PL-480. The total value of PL-480 assistance received by Pakistan upto December 31, 1974 on Convertible Local Currency Terms roughly amounts to \$ 295 million.

**(iii) Grants under Title-II**

8. This is an outright grant in the shape of commodities generally to meet relief requirements. The import and distribution are handled some times by our own Governmental agencies and some times by foreign relief agencies. Total value of this type of assistance upto June 30, 1974, amounts to \$ 208 million. In some cases Title-II supplies have resulted in rupee generations which were, however, made available as development grants.

9. A few other conditions of the PL-480 are as follows :

(i) Adherence to Usual Marketing Requirements (UMR) which means that a country in receipt of PL-480 assistance shall have to import a certain minimum quantity of the stuff from its cash resources so as not to substitute her usual commercial imports by PL-480 with adverse effects on the world trade and commerce. The quantity to meet the UMR is variable from time to time. For several years in the past Pakistan was required to import one lakh tons of wheat from cash resources to meet the UMR. For the current year the UMR for wheat is of the order of 160,000 tons.

(ii) Recipients of PL-480 assistance are forbidden to carry on trade with certain countries which are unfriendly to USA *e. g.* Cuba and North Vietnam.

(iii) Recipients of PL-480 commodities cannot export the same or like commodities to other countries either of domestic or

foreign origin without prior clearance of the US Government.

- (iv) From 1966 onwards freight costs of Title I supplies are met entirely by recipient countries. Fifty per cent of the Cargo is required to be shipped on US flag vessels. US freight rate being higher, the difference (freight differential) is paid by the US Government.

† Annexure 'B'

S. No.	Agreements	Total Deposit as per S. B. Pak.
1.	PL-480—Title-I Agreements upto 1965	5,02,69,63,509.56
2.	PL-480—Title-I Agreement dt : 26-5-1966	49,96,82,154.49
3.	PL-480—Title-I Agreement dt : 11-5-1967	15,26,90,842.00
4.	PL-480—Title-I Agreement dt : 3-8-1967	40,55,12,396.08
5.	PL-480—Title-I Agreement dt : 26-12-1967	14,79,13,061.77
6.	PL-480—Title-I Agreement dt : 16-5-1967	9,38,31,211.32
7.	PL-480—Title-I Agreement dt : 3-7-1969	2,06,46,134.40
8.	PL-480—Title-I Agreement dt : 10-1-1970	9,80,91,293.24
9.	PL-480—Title-I Agreement dt : 25-10-1970	2,33,58,345.80
10.	PL-480—Title-I Agreement dt : 25-11-1970	9,94,70,543.09
11.	PL-480—Title-I Agreement dt : 6-8-1971	5,15,95,560.78
Total		6,61,97,55,052.53

**Mr. Chairman :** No supplementary ? Is it the end ? No further questions ?

**Malik Mohammad Akhtar :** Yes, Sir, that is the end of today's questions.

**MESSAGE FROM THE NATIONAL ASSEMBLY RE : ADOPTION OF THE NORTH-WEST FRONTIER PROVINCE BUS-STAND AND TRAFFIC CONTROL (PESHAWAR) BILL, 1975**

**Mr. Chairman :** Now, we take up the message from the National Assembly Secretariat. It reads :

“In pursuance of rule 109 of the Rules of Procedure and

† Annexures 'A' and 'B' were laid on the Table of the House.

Conduct of Business in the National Assembly, 1973, I have the honour to inform the Senate Secretariat that the National Assembly passed the North-West Frontier Province Bus Stand and Traffic Control (Peshawar) Bill, 1975, on the 2nd April, 1975. A copy of the Bill is transmitted herewith. Kindly acknowledge receipt."

So, we take up the motion which is to be moved by Malik Mohammad Akhtar.

MOTION RE : EXTENSION OF TIME FIXED FOR REPORT  
OF SPECIAL COMMITTEE FORMED TO DRAFT  
SENATE RULES

**Malik Mohammad Akhtar :** Sir, I beg to move : that the time fixed for report by the Special Committee formed to draft the Rules of Procedure and Conduct of Business in the Senate be extended by three months.

**Mr. Chairman :** Now, you first tell me, before we proceed further, under what Rule of Procedure are you making this motion ?

**Malik Mohammad Akhtar :** Sir, I straightaway concede that the rules are silent, and I seek the protection of rule 230 which is :

"Residuary powers of the Chairman".

**Mr. Chairman :** Do you concede that there is no rule applicable ?

**Malik Mohammad Akhtar :** Yes, Sir, but there is a way out, Sir. Your honour is quite competent to exercise your peculiar and special powers under rule 230 in respect of matters which are not specifically provided for in these rules, because there is no bar nor there is any rule in that respect to extend the time-limit of a committee when once time-limit has been fixed. Since a difficulty has arisen, we had been waiting for the honourable Members of the Opposition and the meeting had to be summoned at a delayed stage. The honourable Members have been working very hard on these rules and they have almost finished about 50 per cent of the work. I consider that if it is extended till the 10th of July 1975, then immediately we can sit and in two or three weeks we can finish the work.

**Mr. Chairman :** You are quite right but what I felt was that there is no specific time-limit in our hands. Under 164, if no time-limit has been fixed by the Senate, that rule would have been applicable and then you could ask for extension. But, unfortunately, in the first motion the dead line was given, the period was given. So, naturally we have to go back to rule 230. Now, in exercise of the powers conferred on me by rule 230 of the Rules of Procedure and Conduct of Business in the Senate, I direct the Senate on a motion being made, that the time fixed by it, for representation of the report of the Standing Committee or a Special Committee, be extended to the date specified in the motion. That I can do because rule 230 requires that the date must be mentioned.

**Malik Mohammad Akhtar :** I mentioned, Sir, it is 10th July, 1975.

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Mr. Chairman : No, no, under rule 230 I am quite willing in exercise of my powers to direct that the time should be extended but you should specify the date.

Malik Mohammad Akhtar : Sir, if I am correct, what I have mentioned in this motion is that the time be extended upto 10th July, 1975. Does it not meet the requirement ?

Mr. Chairman : Yes, yes, but this is not before me.

Malik Mohammad Akhtar : That may be a verbal motion, Sir.

Mr. Chairman : But where is the motion ? Motion is not before me.

Malik Mohammad Akhtar : Sir, I moved the verbal motion.

Mr. Chairman : Yes, I allow you to move a verbal motion. Your motion is given in the notice to the Senate. It reads :

“That the time fixed for the presentation of the report by the Special Committee formed to draft the Rules of Procedure and Conduct of Business in the Senate be extended by three months.”

Now, you can move namely by such and such date.

Malik Mohammad Akhtar : Namely upto 10th July, 1975, Sir.

Mr. Chairman : That will be your verbal amendment.

Malik Mohammad Akhtar : Yes, Sir.

Mr. Chairman : Now, I put the question before the House.

The question before the House is :

“That the time fixed for the presentation of report by the Special Committee formed to draft the Rules of Procedure and Conduct of Business in the Senate be extended by three months, namely, upto 10th July, 1975.”

Now, in exercise of my powers under rule 230, I have already told you, I issued directions to you that when the date is fixed I can allow extension of time.

Malik Mohammad Akhtar : Yes, in that case, with your permission, the motion may be put to the House.

Mr. Chairman : I have read out the motion and the question is put up. But, do you want to say anything ?

Malik Mohammad Akhtar : No, Sir. I have already made a brief statement and we are working on it and will complete it by that date.

Mr. Chairman : Mr. Ihsan don't you want to say anything ?

Mr. Ihsanul Haq : No, Sir, nothing on this motion.

Mr. Chairman : Then, I will put the question.  
The question before the House is :

“That the time fixed for the presentation of report by the Special Committee formed to draft the Rules of Procedure and Conduct of Business in the Senate be extended by three months, that is to say, upto 10th July, 1975.”

*(The motion was adopted)*

### LEAVE OF ABSENCE

Mr. Chairman : I am really sorry, there was a leave application from a Senator, but unfortunately it did not reach my desk in time. That should have been taken earlier than the motion. But, with your permission, I can put it before the House. This is an application by Mr. Mahmood Aziz Kurd. He is in Much Jail and his application has been forwarded by the Superintendent Jail for the consideration of the Senate. The application reads :

“Sir,

The undersigned submits as under :

1. That the undersigned is a Member of the Senate of Pakistan and has been detained by the local authorities since August, 1973, and is now in Central Jail, Much, Baluchistan.
2. That on account of this legal disability the undersigned is not in a position to attend sessions of the Senate scheduled to commence from 31-3-1975.

It is prayed that the undersigned may be granted leave of absence as provided in the rules.”

Has he leave of the House ?

*(Leave was granted)*

Mr. Chairman : The leave is granted.

Now, we take up Legislative Business. Item No. 4, Malik Mohammad Akhtar.

### THE NORTH-WEST FRONTIER PROVINCE BUS STAND AND TRAFFIC CONTROL (PESHAWAR) BILL, 1975

Malik Mohammad Akhtar : Sir, I beg to move :

“That the Bill to provide for measures to remove and prevent traffic congestion and to regulate movement of vehicular traffic within the limits of Municipal Committee, Peshawar, [The

[Malik Mohammad Akhtar]  
North-West Frontier Province Bus Stand and Traffic Control  
(Peshawar) Bill, 1975], as passed by the National Assembly,  
be taken into consideration."

**Mr. Chairman :** The motion moved is :

"That the Bill to provide for measures to remove and prevent traffic congestion and to regulate movement of vehicular traffic within the limits of Municipal Committee, Peshawar, [The North-West Frontier Province Bus Stand and Traffic Control (Peshawar) Bill, 1975], as passed by the National Assembly, be taken into consideration".

No opposition ?

**Malik Mohammad Akhtar :** Not opposed, Sir. I will make a very brief statement, Sir.

**Mr. Chairman :** Yes.

**Malik Mohammad Akhtar :** In the limits of the Municipal Committee, Peshawar, due to over-increasing traffic in the city, it was considered necessary to provide for measures to remove and prevent traffic congestion and to regulate movement of vehicular traffic within these limits. Sir, under the Bill we are authorizing the Commissioner, Peshawar Division, to fix certain place and settle all the bus owners for the purpose of their day to day booking and carriage of passengers. I consider this is a procedure which has been adopted in all the major cities of the country and it is being adopted over here and that is all, Sir, we want to regulate the traffic.

**Mr. Chairman :** Any honourable Member of the House wishing to say anything on this Bill ? No.

Then, I will put the question.

The question before the House is :

"That the Bill to provide for measures to remove and prevent traffic congestion and to regulate movement of vehicular traffic within the limits of Municipal Committee, Peshawar, [The North-West Frontier Province Bus Stand and Traffic Control (Peshawar) Bill, 1975], as passed by the National Assembly, be taken into consideration."

*(The motion was carried)*

**Mr. Chairman :** Now, we take up Second Reading of the Bill clause by clause consideration of the Bill. This is a simple Bill. It is simple as no honourable Member of the House has tabled any amendment in the clauses. No amendment has so far been received in the Secretariat and so, with your permission, I will take up all the clauses together and put only one question covering all the clauses.

The question before the House is :

"That Clauses 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12 and 13 form part of the Bill."

*(The motion was carried)*

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THE NORTH-WEST FRONTIER PROVINCE BUS STAND AND TRAFFIC CONTROL 65  
(PESHAWAR) BILL, 1975

**Mr. Chairman :** Clauses 2 to 13 stand part of the Bill. Next question.

The question before the House is :

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

*(The motion was carried)*

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

**Malik Mohammad Akhtar :** Sir, I beg to move :

“That the Bill to provide for measures to remove and prevent traffic congestion and to regulate movement of vehicular traffic within the limits of Municipal Committee, Peshawar [The North-West Frontier Province Bus Stand and Traffic Control (Peshawar) Bill, 1975], be passed.”

**Mr. Chairman :** The motion moved is :

“That the Bill to provide for measures to remove and prevent traffic congestion and to regulate movement of vehicular traffic within the limits of Municipal Committee, Peshawar [The North-West Frontier Province Bus Stand and Traffic Control (Peshawar) Bill, 1975] be passed.”

**Malik Mohammad Akhtar :** Not opposed, Sir.

**Mr. Chairman :** Any honourable Member wants to speak? Or Malik Sahib, have you to say something?

**Malik Mohammad Akhtar :** No, Sir.

**Mr. Chairman :** I put the question.

The question before the House is :

“That the Bill to provide for measures to remove and prevent traffic congestion and to regulate movement of vehicular traffic within the limits of Municipal Committee Peshawar [The North-West Frontier Province Bus Stand and Traffic Control (Peshawar) Bill, 1975], be passed.”

*(The motion was carried)*

**Mr. Chairman :** The Bill stands adopted unanimously. No other business.

**Malik Mohammad Akhtar :** No, Sir.

**Mr. Chairman :** Now, there is no other business today except one; my word of appreciation on the improvement of affairs. When a thing goes wrong you have nothing but to deprecate, and when it goes well you have to appreciate. I am very thankful. On the first day we met

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[Mr. Chairman]

after 45 minutes of the scheduled time. On the second day we were late by 30 minutes and gained fifteen minutes. Today we were late only by fifteen minutes. By this reckoning tomorrow we will be exactly in time. (Laughters). We are gaining 15 minutes everyday and I am personally thankful to all the gentlemen. And it is for this reason that I am not hot upon you and I am leaving you within 28 minutes. We started at 10.15 a. m. and it is only 10.48. I have detained you for less than an hour. I am grateful to you. I hope you will justify and conform to my expectations tomorrow because we are, as I have told you, 15 minutes earlier everyday. Today at 10.15 a. m. and tomorrow at 10.00 a. m.

**Malik Mohammad Akhtar :** No, Sir, not tomorrow. I am afraid, I have checked up the desks. There is no Private Members' motion. We may meet now on Tuesday.

**Mr. Chairman :** There is no Private Members' motion, but can you prevent them from bringing one today ?

**Malik Mohammad Akhtar :** But, Sir, we had discussed this matter, and I think the House was unanimous.

**Mr. Chairman :** Well, if you have no business, I am sorry.

**Malik Mohammad Akhtar :** Sir, there may be business but we intend to adjourn the House till Tuesday.

**Mr. Chairman :** That I am prepared to do but by Private Members you don't mean only Opposition because all round you are Private Members. You can take advantage of Private Members' day.

**Malik Mohammad Akhtar :** Sir, I have discussed this and the honourable Members have directed me that we should adjourn till Tuesday.

**Mr. Chairman :** Well. I can do it only with one condition that on the next sitting you must be punctual at 10.00 a. m.

ملک محمد اختر : کیوں جی ہن گل کرو -

**Mr. Ihsanul Haq :** Certainly, Sir.

**Mr. Chairman :** Otherwise, I will detain you for tomorrow, work or no work. There should be a gentleman's agreement. I may put off to any day you like provided you meet sharply at 10.00 a. m.

**Mr. Niamatullah Khan :** It will be better to meet in the evening.

**Malik Mohammad Akhtar ;** Tuesday at 4.00 p. m.

**Mr. Chairman :** So, do you all agree ? Tuesday at 4.00 p. m.

You also agree and promise that you will be here exactly at 4.00 p. m.

(The House agreed)

**Mr. Chairman :** This is a gentleman's agreement, and then we will see who goes back upon it and violates this condition. All right. The House stands adjourned to meet at 4.00 p. m. sharp on Tuesday the 8th instant.

**Senators :** Thank you, Sir.

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The House adjourned to meet again at four of the clock in the evening on Tuesday, April 8, 1975.

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