

SENATE SECRETARIAT

ORDERS OF THE DAY

for the meeting of the Senate to be held at 6.30 p.m. on Monday, the 29th September, 2003.

1. Recitation from the Holy Quran.

BILLS TO BE INTRODUCED

2. **MR. FARHAT ULLAH BABAR** to move for leave to introduce a Bill to provide for the punishment of persons found guilty of high treason involving abrogation, or attempts or conspiracy to abrogate or subvert the Constitution by use of force and other unconstitutional means [The Punishment for High Treason Bill, 2003].
3. **MR. FARHAT ULLAH BABAR** to introduce a Bill to provide for the punishment of persons found guilty of high treason involving abrogation, or attempts or conspiracy to abrogate or subvert the Constitution by use of force and other unconstitutional means [The Punishment for High Treason Bill, 2003].
4. **CH. MUHAMMAD ANWAR BHINDER** to move for leave to introduce a Bill further to amend the Code of Civil Procedure, 1908 [The Code of Civil Procedure (Amendment) Bill, 2003].
5. **CH. MUHAMMAD ANWAR BHINDER** to introduce a Bill further to amend the Code of Civil Procedure, 1908 [The Code of Civil Procedure (Amendment) Bill, 2003].
6. **CH. MUHAMMAD ANWAR BHINDER** to move for leave to introduce a Bill further to amend the Specific Relief Act, 1877 [The Specific Relief (Amendment) Bill, 2003].
7. **CH. MUHAMMAD ANWAR BHINDER** to introduce a Bill further to amend the Specific Relief Act, 1877 [The Specific Relief (Amendment) Bill, 2003].
8. **CH. MUHAMMAD ANWAR BHINDER** to move for leave to introduce a Bill to provide for the power of review by the Supreme Court of Pakistan [The Supreme Court of Pakistan (Power to Review) Bill, 2003].

9. **CH. MUHAMMAD ANWAR BHINDER** to introduce a Bill to provide for the power of review by the Supreme Court of Pakistan [The Supreme Court of Pakistan (Power to Review) Bill, 2003].

COMMENCED RESOLUTION

10. **Further consideration of the following resolution moved by Mr. Babar Khan Ghorri on 17th June, 2003 :-**

"This House resolves that extension should not be given to the government employees after superannuation .".

RESOLUTIONS

11. **MR. NISAR AHMAD MEMON** to move the following resolution :-

"This House resolves that the Federal Government should decrease the interest rates on loans to the provinces to bring it in line with the current lowest rates at which Federal Government is borrowing funds or getting credits. This House also resolves that Federal Government should allow the provincial governments to borrow loans from the open market which offer lower interest rates.".

12. **MRS. GULSHAN SAEED** to move the following resolution :-

"This House recommends that a Committee consisting of the members of the Parliament be formed in order to look into the affairs of the jails in the country. This Committee may visit each jail once in a month and point out the conditions of the jails and problems faced by the prisoners.".

13. **MR. MOUHIM KHAN BALOCH** to move the following resolution:-

"This House recommends that a Customs Checkpost be established at Anam Bostan near Noshki, District Chagi, Balochistan to regulate the border trade with Afghanistan.".

14. **PROF. GHAFUOR AHMAD** to move the following resolution:-

"This House is of the opinion that low paid government and semi-government employees may not be transferred from their home province."

15. **MRS. TANVEER KHALID** to move the following resolution:-

"The House recommends that members of the Senate of Pakistan be taken on the Board of Pakistan International Airlines."

COMMENCED MOTIONS
(Under Rule 194)

16. Further discussion on the following motion moved by Mr. Babar Khan Ghori on 22nd September, 2003 :-

"The House may discuss the overall performance of Pakistan Television Corporation."

17. Further discussion on the following motion moved by Mrs. Tanveer Khalid on 22nd September, 2003 :-

"This House may discuss the Educational Policy of the Government."

MOTIONS
(Under Rule 194)

18. **MR. MUHAMMAD ABBAS KOMAILI** to move that this House may discuss the law and order situation in the country with particular reference to killings in Quetta, Karachi and Sialkot jail.

19. **PROFESSOR KHURSHID AHMED** to move that this House may discuss the overall performance of NADRA.

20. **DR. AZIZULLAH SATAKZAI** to move that the House may discuss the overall performance of the Pakistan Railways with particular reference to the poor condition of trains and railway tracks in Balochistan.

21. **DR. MUHAMMAD SAID** to move that this House may discuss the state of research in the universities of the country.

22. **SYED DILAWAR ABBAS** to move that the House may discuss the foreign policy of the Government with particular reference to Pakistan-India relations.

AMENDMENT OF RULES
(Under Rule 242)

23. **CH. MUHAMMAD ANWAR BHINDER** to seek leave under sub-rule (3) of rule 242 of the Rules of Procedure and Conduct of Business in the Senate, 1988 to move the following amendment :-

"That rule 3 of the Rules of Procedure and Conduct of Business in the Senate, 1988 be renumbered as sub-rule (1) of the said rule and thereafter the following new sub-rule (2) be added, namely :-

"(2) When the session of the Senate is requisitioned by the members under Article 54(3) of the Constitution, the members requisitioning the session shall attach with the requisition the Agenda of the Session for which it has been requisitioned and the said Agenda shall be discussed on the day meant for the private members' Business and on all other days the Government Business shall be transacted. The agenda for the requisitioned Session shall have precedence over the other private Members' Business."."

24. **CH. MUHAMMAD ANWAR BHINDER** to move, if leave is granted, under sub-rule (4) of rule 242 of the Rules of Procedure and Conduct of Business in the Senate, 1988, that the proposed amendment in the said Rules be taken into consideration.

25. **CH. MUHAMMAD ANWAR BHINDER** to seek leave under sub-rule (3) of rule 242 of the Rules of Procedure and Conduct of Business in the Senate, 1988, to move the following amendment :-

"That in rule 44, for the full stop occurring at the end, a colon be substituted and thereafter the following new proviso be added, namely :-

"Provided further that if the answer to the question not called has not been received from the Ministry concerned, It shall be repeated for the next turn of the Ministry concerned."."

26. **CH. MUHAMMAD ANWAR BHINDER** to move, if leave is granted, under sub-rule (4) of rule 242 of the Rules of Procedure and Conduct of Business in the Senate, 1988, that the proposed amendment in the said Rules be taken into consideration.

27. **CH. MUHAMMAD ANWAR BHINDER** to seek leave under sub-rule (3) of rule 242 of the Rules of Procedure and Conduct of Business in the Senate, 1988, to move the following amendment :-

"That for rule 67 the following be substituted, namely :-

"67. **Punishment for breach of privilege** .- (1)
If the House finds any person to be guilty of breach of Privilege of the House or its Committee or any member, It may award punishment to such person in accordance with law.

(2) The House may also recommend to the division concerned or the relevant authority to take such action against the person committing the breach of the privilege of the House, its committee or a member and the decision of the House shall be binding on the division or the concerned authority:

Provided that no decision shall be taken by the Senate without affording the concerned person an opportunity of being heard."."

28. CH. MUHAMMAD ANWAR BHINDER to move, if leave is granted, under sub-rule (4) of rule 242 of the Rules of Procedure and Conduct of Business in the Senate, 1988, that the proposed amendment in the said Rules be taken into consideration.

29. CH. MUHAMMAD ANWAR BHINDER to seek leave under sub-rule (3) of rule 242 of the Rules of Procedure and Conduct of Business in the Senate, 1988, to move the following amendment :-

"That for rule 130 the following be substituted, namely :-

"130. Copy to the Division concerned .- (1)
On the conclusion of the discussion, the Chairman shall put the resolution or as the case may be, the resolution as amended to the vote of the house and if passed by the Senate, a copy thereof shall be forwarded to the Division concerned.

(2) The Division concerned shall implement the resolution in letter and spirit and any violation or non compliance of the resolution shall amount to a breach of privilege of the Senate."."

30. CH. MUHAMMAD ANWAR BHINDER to move, if leave is granted, under sub-rule (4) of rule 242 of the Rules of Procedure and Conduct of Business in the Senate, 1988, that the proposed amendment in the said Rules be taken into consideration.

31. CH. MUHAMMAD ANWAR BHINDER to seek leave under sub-rule (3) of rule 242 of the Rules of Procedure and Conduct of Business in the Senate, 1988, to move the following amendment :-

"That in rule 141, after paragraph (b), the following new paragraph (c) be added, namely :-

"(c) The extent to which such assurances and promises have not been implemented and suggest the action against the person responsible for non-implementation and non fulfillment of the assurances and promises."."

32. **CH. MUHAMMAD ANWAR BHINDER** to move, if leave is granted, under sub-rule (4) of rule 242 of the Rules of Procedure and Conduct of Business in the Senate, 1988, that the proposed amendment in the said Rules be taken into consideration.

33. **CH. MUHAMMAD ANWAR BHINDER** to seek leave under sub-rule (3) of rule 242 of the Rules of Procedure and Conduct of Business in the Senate, 1988, to move the following amendment :-

"That rule 144 be renumbered as sub-rule (1) of the said rule and thereafter the following new sub-rule (2) be added, namely :-

"(2) A Committee may of its own motion take up a matter or subject with which it is concerned and report to the Senate its recommendation on that subject or matter."."

34. **CH. MUHAMMAD ANWAR BHINDER** to move, if leave is granted, under sub-rule (4) of rule 242 of the Rules of Procedure and Conduct of Business in the Senate, 1988, that the proposed amendment in the said Rules be taken into consideration.

35. **CH. MUHAMMAD ANWAR BHINDER** to seek leave under sub-rule (3) of rule 242 of the Rules of Procedure and Conduct of Business in the Senate, 1988, to move the following amendment :-

"That for rule 146 the following be substituted, namely :-

"146. **Functions** .- 1 (a). A Committee shall examine a Bill referred to it by the Senate and shall submit its report to the Senate with such recommendation as it may deem necessary. In respect of the Bill, the Committee shall also examine whether the Bill violates, disregards or is otherwise not in accordance with the provision of the Constitution;

(b) The Committee may propose amendments to the Bill referred to it which will be shown in its report along with the original provision of the Bill as well as the provision of the Bill as introduced and the amendments suggested by the Committee;

(c) The Committee shall have no power of preventing the Bill from coming to the Senate; and

(d) If the Committee does not present its report within the period prescribed or the time allowed the Bill may be considered by the Senate without waiting for the report upon a motion made by any member or a Minister.

(2) The Committee shall also consider any matter referred to it by the Senate under rule 144 or may take up suo moto any matter concerning the Committee and shall also submit its report to the Senate. After the submission of the report, a copy of the report shall be sent by the Secretary of the Senate to the Division concerned which shall reply to the Secretary in respect of the recommendation of the Committee. The recommendation and the reply so received shall be placed before the Senate for its decision. Any direction or decision given thereon by the Senate shall be complied with and implemented by the Division concerned in letter and spirit. Non compliance of any direction or decision of the Committee shall amount to a breach of privilege of the Senate."."

36. CH. MUHAMMAD ANWAR BHINDER to move, if leave is granted, under sub-rule (4) of rule 242 of the Rules of Procedure and Conduct of Business in the Senate, 1988, that the proposed amendment in the said Rules be taken into consideration.

37. CH. MUHAMMAD ANWAR BHINDER to seek leave under sub-rule (3) of rule 242 of the Rules of Procedure and Conduct of Business in the Senate, 1988, to move the following amendment :-

"That in rule 172, for the words "chosen by", occurring in the third line, the word "of" be substituted."

38. **CH. MUHAMMAD ANWAR BHINDER** to move, if leave is granted, under sub-rule (4) of rule 242 of the Rules of Procedure and Conduct of Business in the Senate, 1988, that the proposed amendment in the said Rules be taken into consideration.

39. **CH. MUHAMMAD ANWAR BHINDER** to seek leave under sub-rule (3) of rule 242 of the Rules of Procedure and Conduct of Business in the Senate, 1988, to move the following amendment :-

"That for rule 186, the following be substituted, namely :-

"186. Lapse of pending notices on prorogation of Session. - On the prorogation of the Senate, no pending notice of a Bill, Resolution, Question or Motion shall lapse except the adjournment motion and no fresh notice need be given for the next session in respect of them."."

40. **CH. MUHAMMAD ANWAR BHINDER** to move, if leave is granted, under sub-rule (4) of rule 242 of the Rules of Procedure and Conduct of Business in the Senate, 1988, that the proposed amendment in the said Rules be taken into consideration.

CALL ATTENTION NOTICE

41. **MR. WAQAR AHMED KHAN** to draw attention of the Minister for Food, Agriculture and Livestock to a matter of sufficient public importance regarding:-

"on the reported arrival of a consignment of fifty-seven thousand Australian sheep suffering from disease."

SHAHID IQBAL
Secretary

Islamabad, the
27th September, 2003.