

SENATE OF PAKISTAN

DAILY JOURNAL

(271st Session)

Date and day	20 th December, 2017 (Tuesday)
Commenced at	3:05 p.m.
Prorogued at	7:05 p.m.
Presided by	Chairman Senate
Attendance	68
Total working hours	4 hours

1. Recitation from the Holy Quran.

QUESTION HOUR

Question Nos. 229, 230, 232, 233, 112, 113, 114, 119 and 122 were asked and replied in the House. Replies to Question Nos. 110, 111 and 120 were treated as laid on the Table of the House due to absence of the Members concerned. Question Nos. 49, 226, 118, 43, 115, 116 and 117 were deferred. Remaining printed questions and their replies were treated as laid on the Table of the House.

CALLING ATTENTION NOTICE

Senator Syed Shibli Faraz drew attention of the Minister-in-Charge of Law and Justice towards the willful delay by the Government to legislate for the merger of FATA with the Khyber Pakhtunkhwa.

Lt. General (Retd.) Abdul Qadir Baloch, Minister for States and Frontier Regions made statement and the Calling Attention Notice was disposed of.

Senator Syed Shibli Faraz staged walkout as protest against unsatisfactory reply by the Minister.

CONSIDERATION OF ADMISSIBILITY OF ADJOURNMENT MOTIONS

Senator Mohsin Aziz moved an **Adj. Motion No. 1(14-271/2017-M)**, to discuss the devastating effect of the recent devaluation of Pak Rupee by over 10 percent which will further burden the already crippled economy.

The Motion was held in order for two hour discussion.

Since first adjournment motion on the Orders of the Day was held in order, therefore, the remaining adjournment motions on the Orders of the Day were carried forward.

MOTIONS

[Under Rule 194(1)]

1. Senator Abdul Rehman Malik, Chairman, Standing Committee on Interior, moved a motion 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 subject matter of starred question No. 90, asked by Senator Mohammad Azam Khan Swati on 31st October, 2017 regarding the sub-standard print and ink being used on the front page of official passports, may be extended for a period of thirty working days with effect from 30th December, 2017.

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

2. Senator Abdul Rehman Malik, Chairman, Standing Committee on Interior, moved motion 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 on a matter raised by Senator Maulana Hafiz Hamdullah on 20th September, 2017, regarding “Gharang Check Post of FC in Balochistan due to which long queues of vehicles is a daily routine causing great problems to the people of the areas”, may be extended for a further period of thirty working days with effect from 3rd January, 2018.

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

3. Senator Abdul Rehman Malik, Chairman, Standing Committee on Interior, moved a motion 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 a matter of attack on Mr. Ahmed Norani, raised in the House on 30th October, 2017, may be extended for a period of thirty working days with effect from 3rd January, 2018.

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

As far as the issue regarding the pending inquiries in various incidents of attacks on journalists, referred by the House to the Committee on 20th November, 2017, the Chairman Senate observed that there is no need to take extension for this issue and the Committee shall submit monthly report to the House accordingly.

4. Senator Abdul Rehman Malik, Chairman, Standing Committee on Interior, moved a motion 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 further period of thirty working days with effect from 12th January, 2018.

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

5. Senator Abdul Rehman Malik, Chairman, Standing Committee on Interior, moved a motion 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 further period of thirty working days with effect from 12th January, 2018.

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 Pakistan Penal Code, 1860 and the Code of Criminal Procedure, 1898 [The Criminal Laws (Amendment) Bill, 2017], introduced by Senator Mohammad Azam Khan Swati, on 6th November, 2017, may be extended for a period of thirty working days with effect from 5th January, 2018.

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) Bill, 2017], introduced by

Senator Karim Ahmed Khawaja, on 6th November, 2017, may be extended for a further period of thirty working days with effect from 18th January, 2018.

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 to prohibit the business and practices of private money-lending and advancing loans and transactions based on interest [The Islamabad Capital Territory Prohibition of Interest on Private Loans Bill, 2017], introduced by Senator Sirajul Haq, on 28th August, 2017, may be extended for a further period of thirty working days with effect from 19th January, 2018.

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

9. Senator Nawabzada Saifullah Magsi 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 prevention and management of conflicts of interest and to establish clear conflict of interest principles for Public servants in the Federal Government and for matters connected therewith or incidental thereto [The Prevention and Management of Conflict of Interest Bill, 2017], introduced by Senators Barrister Murtaza Wahab and Mukhtiar Ahmed Dhamrah @ Aajiz on 23rd October, 2017, may be extended for a period of thirty working days with effect from 22nd December, 2017.

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

10. Senator Nawabzada Saifullah Magsi 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 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 further period of thirty working days with effect from 27th December, 2017.

Since, there was a typographical mistake in the wording of the Motion, therefore, the Chairman pend the Motion and sought explanation in this regard on file.

11. Senator Nawabzada Saifullah Magsi 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 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 further period of thirty working days with effect from 10th January, 2018.

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

12. Senator Nawabzada Saifullah Magsi 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 further period of thirty working days with effect from 10th January, 2018.

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

13. Senator Saud Majeed on behalf of Saleem Mandviwala, Chairman, Standing Committee on Finance, Revenue, Economic Affairs and Narcotics Control, 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 subject matter of Calling Attention Notice moved by Senator Hidayat Ullah regarding pending approval of 7500 sanctioned new posts (SNEs) for FATA which have already been approved by the FATA Secretariat and the Ministry of SAFRON, referred to the Committee on 21st September, 2017, may be extended for a further period of thirty working days with effect from 30th December, 2017.

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

14. Senator Syed Muzafar Hussain Shah, Convener, Special Committee to examine the annual report of Federal Public Service Commission for the year 2017, 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 Special Committee to examine the annual report of Federal Public Service Commission for the year 2017, may be extended for a period of thirty working days with effect from 1st January, 2018.

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

SPECIAL REPORT OF THE STANDING COMMITTEE - PRESENTATION OF:

(Under Rule 193)

Senator Hilal-Ur-Rehman, Chairman, Standing Committee on States and Frontier Regions, presented special report of the Committee for the period from 31st August, 2016 to 13th July, 2017, containing key recommendations made by the Committee during the said period.

LEGISLATIVE BUSINESS

1. Shaikh Aftab Ahmed, Minister for Parliamentary Affairs on behalf of Mr. Muhammad Pervaiz Malik, Minister for Commerce and Textile, moved that a Bill further to amend the Pakistan Tobacco Board Ordinance, 1968 [The Pakistan Tobacco Board (Amendment) Bill, 2017], as reported by the Standing Committee, be taken into consideration, at once.

Motion was put to the House and adopted.

Thereafter, the House started second reading of the Bill i.e. clause by clause consideration.

After clause by clause consideration of the Bill Shaikh Aftab Ahmed, Minister for Parliamentary Affairs on behalf of Mr. Muhammad Pervaiz Malik, Minister for Commerce and Textile, moved that the Pakistan Tobacco Board (Amendment) Bill, 2017, be passed.

Motion was put to the House and the Bill was passed unanimously.

2. Mr. Muhammad Baligh-Ur-Rehman, Minister for Federal Education and Professional Training, moved that a Bill to make provisions for promoting, developing and regulating

systematic apprenticeship programmes in the establishments for securing certain minimum standards of skill [The Apprenticeship Bill, 2017], as reported by the Standing Committee, be taken into consideration, at once.

Motion was put to the House and adopted.

Thereafter, the House started second reading of the Bill i.e. clause by clause consideration.

After clause by clause consideration of the Bill, Mr. Muhammad Baligh-Ur-Rehman, Minister for Federal Education and Professional Training, moved that the Apprenticeship Bill, 2017, be passed.

Motion was put to the House and the Bill was passed unanimously.

**OBSERVATION OF THE CHAIRMAN ABOUT STATEMENTS MADE
BY SOME MEMBERS REGARDING THE IN-CAMERA MEETING OF
THE COMMITTEE OF THE WHOLE**

The Chairman Senate drew attention of the Leaders of the House and Opposition as well as the Leaders of Parliamentary Parties towards the Rules and Procedure of the Parliament regarding the secrecy of in-camera meetings of the House as well as of its Committees.

The Chairman took serious notice of the making of statements in media by some Members about the points discussed in the in-camera meeting of the Committee of the Whole which is sheer violation of the Rules and prima facie amounts to breach of privilege of the Parliament.

The Chairman referred the matter to the House Business Advisory Committee to determine that as to whether the breach of privilege of the Parliament has been committed by some Members or not and also to draft a Code of conduct to be observed by the Members during and after in-camera meetings as secrecy is of paramount importance in such meetings.

Following Members also spoke on the issue:-

1. Senator Nauman Wazir Khattak.
2. Senator Hafiz Hamadullah.
3. Senator Saud Majeed.
4. Senator Hasil Khan Bizenjo.
5. Senator Farhatullah Babar.
6. Senator Taj Haider.
7. Senator Abdul Qayyum.

ACKNOWLEDGEMENT OF PRESENCE

The Chair acknowledged the presence of a group of 50 students and one faculty Member of NUST Islamabad who were present in the galleries to witness the proceedings of the House.

THE STATEMENT BY THE PRIME MINISTER

Mr. Shahid Khaqan Abbasi, Prime Minister of Pakistan made supplementary statement on the adjournment motion already discussed in the House regarding the recent move of the Federal Government to delink petroleum and gas Authority from provincial oversight which is not only a direct violation of the Constitution but will also create trust deficit between the Centre and the Provinces.

The Chairman appreciated the fact that Prime Minister is well abreast of the proceedings of the House.

ISSUE RELATING TO COST OF LITIGATION ACT, 2017

The Chairman drew attention of the Prime Minister towards a petition received in this Secretariat regarding non-issuance of Notification by the Federal Government in terms of sub-section (3) of section 1 of the Costs of Litigation Act, 2017 for which the Chairman had already directed the Federal Government to issue the same and place the copy of the Notification before the House by 21st of December, 2017. The Chairman also brought into the notice of the Prime Minister the written reply of the Ministry of Law and Justice in this respect.

The Prime Minister of Pakistan assured the Chairman Senate that he will look into the matter himself.

CALLING ATTENTION NOTICE

Senator Col. (R) Syed Tahir Hussain Mashhadi drew attention of the Minister for Capital Administration and Development Division towards the non-availability of Computer Teachers in the Federal Government Schools and Colleges working under the Federal Directorate of Education due to which the students of 9th class are compelled to choose the subject of Biology instead of Computer.

Dr. Tariq Fazal Chaudhary, Minister of State for Capital Administration and Development Division made statement and the Calling Attention Notice was disposed of.

WINDING UP OF DISCUSSION ON THE ADMITT ADJOURNMENT MOTION

Mr. Muhammad Tallal Chaudry, Minister of State for Interior wound up the discussion on the admitted adjournment motion moved by Senators Farhatullah Babar, Saeedul Hassan Mandokhail and Sehar Kamran on 12th December, 2017 and discussed in the House on 14th December, 2017, regarding the situation arising out of the manner in which the recent sit-in at Faizabad was called off culminating into abject surrender of the rule of law and constitutionally established Government before a stick and gun wielding mob.

The Motion was talked out.

Point of Public Importance

[Zero Hour]

1. Senator Mukhtiar Ahmed Dhamrah @ Aajiz expressed his concerns over the long standing pendency of a Bill in the National Assembly regarding the Quota system. He also spoke about the delay in nomination of Member IRSA from Sindh.

The Chairman directed that the Secretary Ministry of Water Resources shall appear in person in the office of the Chairman Senate to explain this issue or shall submit a written reply about the issue raised by the Members to the office of the Chairman Senate by Tuesday, the 26th December, 2017, otherwise the matter will be treated as breach of privilege of the House and will be referred to the Committee on Rules of Procedure and Privileges.

2. Senator Nasreen Jalil spoke on Gas load shading in Karachi.

Chairman stated that he will speak to the Secretary Petroleum Division in this regard.

She also spoke about the non-issuance of a large number of women folk in the country.

Senator Taj Haider also spoke on the issue.

3. Senator Atta Ur Rehman drew attention of the House towards the inclusion of a subject in the syllabus of M.A Islamic Studies from AIOU wherein a Tafseer having been written by the Qadianis has been included.

Chairman asked the Leader of the House to look into the issue.

4. Senator Farhatullah Babar expressed his concerns over the mainstreaming of the militant organizations in the country with the objective to take part in upcoming general

elections. He further spoke about the cancellation of registrations of INGOs working in the country.

Senator Muhammad Ali Khan Saif also spoke on the same issue.

Minister of State for Interior responded both the issues raised by the Member.

CARRYING FORWARD OF BUSINESS

The Chairman announced that the questions, notices for which have been received for the current session but could not be taken up will not lapse but will be carried forward for the next session.

At 7:05 p.m., the Chairman read out the prorogation order of the President