

**SENATE OF PAKISTAN**  
**DAILY JOURNAL**  
**(269<sup>th</sup> Session)**

Date and day	6 <sup>th</sup> November, 2017 (Monday)
Commenced at	03:30 p.m.
Adjourned at	07:05 p.m.
Presided by	Chairman Senate
Attendance	67
Total working hours	3 hours and 35 minutes

- Recitation from the Holy Quran.

**LEAVE APPLICATIONS**

- The leave applications were read by Chairman.
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**ACKNOWLEDGEMENT OF PRESENCE**

Chairman acknowledged the presence of a nine member delegation of Polish Senate lead by Martial of the Senate who were present in the Chairman Box to witness the proceedings of the House.

Following Members made welcoming speeches:-

1. Senator Mushahid Hussain Syed.
2. Senator Syed Muzafar Hussain Shah.

**BILLS TO BE INTRODUCED**

1. Senator Rubina Khalid was to move for leave to introduce a Bill further to amend the Pakistan Penal Code, 1860 [The Pakistan Penal Code (Amendment) Bill, 2017] but the Bill was dropped to absence of the Member.
2. Senator Mohammad Azam Khan Swati moved for leave to introduce a Bill further to amend the Industrial Relations Act, 2012 [The Industrial Relations (Amendment) Bill, 2017].

The Motion was not opposed by the Minister.

The Mover explained the salient features of the Bill.

The Motion was put to the House and the leave to introduce the Bill was granted by the House. Thereafter, Senator Mohammad Azam Khan Swati introduced the Bill further to amend the Industrial Relations Act, 2012 [The Industrial Relations (Amendment) Bill, 2017].

**The Bill as introduced was referred to the Standing Committee concerned for consideration and report.**

3. Senator Mohammad Azam Khan Swati moved for leave to introduce a Bill further to amend the Elections Act, 2017 [The Elections (Amendment) Bill, 2017] (**Insertion of new section 48A and amendment of section 241**).

The Motion was not opposed by the Minister.

The Mover explained the salient features of the Bill.

The Motion was put to the House and the leave to introduce the Bill was granted by the House. Thereafter, Senator Mohammad Azam Khan Swati introduced the Bill further to amend the Elections Act, 2017 [The Elections (Amendment) Bill, 2017].

**The Bill as introduced was referred to the Standing Committee concerned for consideration and report.**

4. Senator Mohammad Azam Khan Swati moved for leave to introduce a Bill further to amend the Pakistan Penal Code, 1860 and the Code of Criminal Procedure, 1898 [The Criminal Laws (Amendment) Bill, 2017].

The Motion was not opposed by the Minister.

The Mover explained the salient features of the Bill.

The Motion was put to the House and the leave to introduce the Bill was granted by the House. Thereafter, Senator Mohammad Azam Khan Swati introduce the Bill further to amend the Pakistan Penal Code, 1860 and the Code of Criminal Procedure, 1898 [The Criminal Laws (Amendment) Bill, 2017].

**The Bill as introduced was referred to the Standing Committee concerned for consideration and report.**

## LEGISLATIVE BUSINESS

1. Senator Karim Ahmed Khawaja was to move that the Bill further to amend the Pakistan Penal Code, 1860 and the Code of Criminal Procedure, 1898 [The Criminal Laws (Amendment) Bill, 2017], as reported by the Standing Committee, be taken into consideration, at once. However, the Chairman vide his detailed order referred back the Bill to the Standing Committee concerned for reconsideration of the same in terms of Islamic Injunctions in consultation with the Council of Islamic Ideology. The Chairman directed the Committee to report back within 30 days.
2. Senator Mohammad Azam Khan Swati moved that the Bill further to amend the Islamabad Capital Territory Shops, Business and Industrial Establishments (Security) Ordinance, 2000 [The Islamabad Capital Territory Shops, Business and Industrial Establishments (Security) (Amendment) Bill, 2017], as reported by the Standing Committee, be taken into consideration, at once.

The Motion was put to the House and adopted.

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

Senator Mohammad Azam Khan Swati moved that the Bill further to amend the Islamabad Capital Territory Shops, Business and Industrial Establishments (Security) Ordinance, 2000 [The Islamabad Capital Territory Shops, Business and Industrial Establishments (Security) (Amendment) Bill, 2017] be passed.

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

3. Senator Mohammad Azam Khan Swati moved that the Bill further to amend the Code of Civil Procedure, 1908 [The Code of Civil Procedure (Amendment) Bill, 2017], as reported by the Standing Committee, be taken into consideration, at once.

The Motion was put to the House and adopted.

Thereafter, the House started second reading of the Bill i.e. clause by clause consideration. There was an amendment in clause 2 in the name of Senator Mohammad Azam Khan Swati which was put to the House and adopted.

Senator Mohammad Azam Khan Swati moved that the Bill further to amend the Code of Civil Procedure, 1908 [The Code of Civil Procedure (Amendment) Bill, 2017] be passed.

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

## **LEGISLATIVE BUSINESS**

The following Bills were fixed in the Orders of the Day for consideration by the House while converting into Committee of the Whole:-

1. The Bill to prevent and Combat Trafficking in persons, especially Women and Children [The Trafficking in Persons Bill, 2016]
2. The Bill to combat the smuggling of migrants by land, sea and air [The Smuggling of Migrants Bill, 2016]
3. The Bill to prohibit the employment of children and to restrict the employment of adolescents in certain occupations and processes [The Islamabad Restriction on Employment of Children Bill, 2016]
4. The Bill further to amend the Pakistan Penal Code 1860 [The Pakistan Penal Code (Amendment) Bill, 2016] (**Amendment in section 364A**)
5. The Bill further to amend the Registration Act, 1908 [The Islamabad Registration (Amendment) Bill, 2016]

**However, the Chairman deferred the Bill till next Private Members' Day as the Ruling of the Chairman in this regard has not yet been transformed into Standing Orders or the Rules Amendment.**

### **BILLS REPORTED BACK BY THE STANDING COMMITTEE**

**(Notices for motion under Rule 100 awaited)**

**[Under Rule 99]**

The following Private Members' Bills reported back by the Standing Committee and awaiting notices of any of the motions under rule 100 of the Rules of Procedure and Conduct of Business in the Senate, 2012, by the concerned Member:-

1. The Prevention of Witchcraft Bill, 2017, introduced by Senator Chaudhary Tanvir Khan.
2. The Criminal Laws (Amendment) Bill, 2017, introduced by Senator Chaudhary Tanvir Khan.

## RESOLUTIONS

1. Senator Dr. Jehanzeb Jamaldini to move the following resolution:-

“The House recommends that ban should be imposed on conversion of agricultural land and hills, under the administrative control of the Federal Government, into residential and commercial land.”

**The resolution was not opposed which was put to the House and passed unanimously.**

2. Senator Karim Ahmed Khawaja to move the following resolution:-

“This House recommends that the Government should launch a separate channel of PTV for children to foster their interest in education, science, general knowledge and creativity and to inculcate in them the true spirit of culture, identity and ideology of Pakistan.”

**The resolution was not opposed which was put to the House and passed unanimously.**

3. Senator Mohsin Aziz to move the following resolution:-

“This House recommends that the Government should pay the amount of Rental Ceiling to the Government employees along-with their salaries to enable them to hire private accommodations without unnecessary official bottlenecks.”

**The resolution was not opposed which was put to the House and passed unanimously.**

4. The following resolution in the name of Senator Sehar Kamran was deferred till next Private Members’ Day:-

“**Cognizant** of the fact that maritime industry is a dynamic component in the socio-economic configuration of a maritime nation;

**Realizing** that Pakistan has a great strategic location and is blessed with a long coastline and abundant maritime resources which have not yet been utilized to its full potential;

**Mindful** of the fact that with the onset of CPEC, maritime activities in Pakistan will increase manifold and the cooperation between ports and shipping industry would become more important for systematic development of maritime sector of the country;

**Recognizing** the importance of maritime sector in the country's economy, this House recommends that an over-arching coordinating body namely,-

**“The Pakistan Maritime Authority”** should be established to help resolve governance and communication issues amongst various departments, sectors and Ministries, to ensure adherence to policy guidelines, timely planning for anticipated events and prevention of miscommunication and information gaps which will ultimately serve to bolster the country's economy.”

5. The following Resolution in the name of Senator Baz Muhammad Khan was deferred till next Private Members' Day:-

“The House recommends that the Government should make arrangements to set up a branch of National Bank of Pakistan at Mangal Mela of Tehsil Domail in District Bannu.”

**MOTIONS**  
**[Under Rule 218]**

1. Senator Taj Haider moved that the House may discuss the situation arising out of reservations expressed by concerned quarters on the conduct of the recent census, 2017.

The Minister concerned was not present as he was out of country on leave. The Chairman suggested the Members to defer the Motion till next Private Members' Day but the Members were not willing to defer the matter as it was an important and burning issue.

In order to resolve the issue, the Chairman directed Senator Taj Haider to give notice of an adjournment motion on the same issue for tomorrow which will be taken up accordingly.

However, the Opposition Benches walked out of the proceedings as protest against absence of the Minister.

2. Senator Mohammad Azam Khan Swati moved that this House may discuss the overall performance of the Drug Regulatory Authority of Pakistan (DRAP) with particular reference to its oversight in the matters of availability, quality and increase in prices of medicines.

Following Members spoke on the issue:-

1. Senator Mohammad Azam Khan Swati.
2. Senator Mian Muhammad Ateeq Sheikh.
3. Senator Syed Tahir Hussain Mashhadi.
4. Senator Muhammad Usman Khan Kakar.
5. Senator Nasreen Jalil.
6. Senator Mohsin Aziz.
7. Senator Dr. Ashok Kumar.
8. Senator Mushahid Hussain Syed.
9. Senator Ilyas Ahmed Bilour.
10. Senator Taj Haider.
11. Senator Dr. Jahanzeb Jamaldini.

**The Minister for National Health Services, Regulations and Coordination wound up the debate. The Motion was talked out.**

3. Senator Syed Shibli Faraz was to move that this House may discuss the situation arising out of lack of importance by the Government to institutions promoting art and culture in the country.

**However, the Motion was dropped due to absence of the Member.**

4. Senator Sherry Rehman was to move that the House may discuss the need to formulate a strategy for desalinating the sea water for industrial and domestic consumption in view of the likely water scarcity in the country and to establish resources, machinery and expertise required for this purpose.

**However, the Motion was deferred on written request from the Member.**

5. Senator Muhammad Talha Mahmood was to move that the House may discuss the effects of climatic changes in the country and the steps taken by the Government to control the same.

**However, the Motion was dropped due to absence of the Member.**

6. Senator Mian Muhammad Ateeq Shaikh moved that this House may discuss the need to establish Independent National Tax Courts in the country to dispose of tax cases quickly and to protect the rights of tax payers.

Following Members spoke on the issue:-

1. Senator Mian Muhammad Ateeq Sheikh.
2. Senator Sardar Muhammad Azam Khan Musakhel.
3. Senator Muhammad Usman Khan Kakar.
4. Senator Mohsin Aziz.
5. Senator Nauman Wazir Khattak.
6. Senator Muhammad Javed Abbasi.

**Mr. Muhammad Baligh Ur Rehman on behalf of the Minister for Finance wound up the debate. The Motion was talked out.**

7. Senator Sirajul Haq was to move that the House may discuss the recent increase made in the prices of electricity @ Rs. 3.90 per unit.

**However, the Motion was dropped due to absence of the Member.**

### **DISCUSSION ON THE STATE INSTITUTIONS AND THEIR ROLE IN THE SCHEME OF TRICHOTOMY OF POWER**

The House started further debate on the State institutions and their role in the scheme of trichotomy of power.

Following Members spoke on the issue:-

1. Senator Khushbakht Shujat.
2. Senator Mohsin Aziz.
3. Senator Muhammad Ali Saif.

**Further discussion was commenced.**



## **MINISTERIAL RESPONSE ON THE POINTS OF PUBLIC IMPORTANCE**

- i) Mr. Muhammad Baligh Ur Rehman, Minister for Federal Education and Professional Training made statement on the issue regarding the vacant post of the Vice Chancellor, Federal Urdu University, Karachi, raised by Senator Barrister Murtaza Wahab on 24<sup>th</sup> October, 2017.

**The matter was disposed of in terms of the statement by the Minister.**

- ii) Mr. Muhammad Baligh Ur Rehman, Minister for Federal Education and Professional Training made statement on the issue regarding the drying up of River Sutlej which is not being recharged, raised by Senator Saud Majeed on 31<sup>st</sup> October, 2017.

**The matter was disposed of in terms of the statement by the Minister.**

## **POINTS OF PUBLIC IMPORTANCE**

### **[Zero Hour]**

1. Senator Sardar Muhammad Azam Khan Musakhel pointed the non-payment of honorarium to the employees of PTV who performed their duties in Parliament during budget session.

**Chairman stated that the concerned quarters have many a times been directed.**

2. Senator Dr. Jahanzeb Jamaldini thanked the Chairman and the House as due to their intervention and direction three women and children were released in Quetta.

Chairman stated that the credit goes to the Members who have raised the issue timely.

3. Senator Syed Tahir Hussain Mashhadi pointed the high prices of vegetables in Islamabad especially tomatoes.

**Chairman directed to send the verbatim to the Minister concerned for ministerial response.**

4. Senator Muhammad Usman Khan Kakar spoke about the need to further develop Lok Virsa.

5. Senator Maulana Hafiz Hamadullah pointed out the incident of missing of a 70 years old religious scholar/Ameer JUI(F) from District Vehari since 14<sup>th</sup> October, 2017.

**Chairman directed to send the verbatim to the Minister concerned for ministerial response on 7<sup>th</sup> November, 2017.**

The Member further spoke about the new edition of paradise leaks/revelations in which the name of former prime minister of Pakistan has been surfaced.

6. Senator Muhammad Talha Mehmood spoke about the smog in Punjab due to Industrial pollution.

**Chairman directed to send the verbatim to the Minister concerned for ministerial response.**

**At 7:05 p.m. the Chairman adjourned the proceedings of the House to meet again on Tuesday, the 7<sup>th</sup> November, 2017 at 3:00 p.m.**