

SENATE OF PAKISTAN
DAILY JOURNAL
(269th Session)

Date and day	30 th October, 2017 (Monday)
Commenced at	03:30 p.m.
Adjourned at	07:40 p.m.
Presided by	Chairman Senate
Attendance	64
Total working hours	4 hours and 10 minutes

- Recitation from the Holy Quran.

LEAVE APPLICATIONS

- The leave applications were read by Chairman.

ACKNOWLEDGEMENT OF PRESENCE

Chairman acknowledged the presence of former Senator Mr. Sanaullah Baloch who was present in the gallery to witness the proceedings of the House.

LEGISLATIVE BUSINESS

1. Senator Karim Ahmed Khawaja moved that the Bill further to amend the Pakistan Bait-ul-Mal Act, 1991 [The Pakistan Bait-ul-Mal (Amendment) Bill, 2017], as reported by the Standing Committee, be taken into consideration, at once.

The Motion was put to the House which was adopted.

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

After second reading of the Bill, Senator Karim Ahmed Khawaja moved that the Bill further to amend the Pakistan Bait-ul-Mal Act, 1991 [The Pakistan Bait-ul-Mal (Amendment) Bill, 2017] be passed.

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

2. Senator Karim Ahmed Khawaja moved 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.

Before putting the Motion top the House, the Minister for Law and Justice drew attention of the Chair towards the objective of the Bill which prima facie seems against the injunctions of Islam, therefore, he requested the Chair to refer the Bill to the Council of Islamic Ideology for opinion.

Following Members spoke on the issue:

1. Mr. Zahid Hamid, Minister for Law and Justice.
2. Senator Karim Ahmed, Khawaja, the Mover of the Bill.
3. Senator Abdul Rehman Malik the Chairman of the Standing Committee on Interior which considered the Bill.
4. Mr. Talal Chaudhary, Minister of State for Interior.
5. Senator Muhammad Javed Abbasi.
6. Senator Maulana Abdul Ghafoor Haideri.
7. Senator Farhatullah Babar.
8. Senator Taj Haider.
9. Senator Maulana Tanveer UL Haq Thanvi.
10. Senator Rubina Khalid.
11. Senator Syed Tahir Hussain Mashhadi.

After discussion, the Chairman deferred the Bill till next Private Members' Day and directed the Secretariat to provide him the minutes of the meetings of the Committee wherein the Bill has been discussed in order to ascertain the exact position of the Bill.

MOTION
[Under Rule 126(7)]

Senator Mohammad Azam Khan Swati, moved that the Bill further to amend the Pakistan Penal Code, 1860 [The Pakistan Penal Code (Amendment) Bill, 2017] (**Amendment of section 323**), as passed by the Senate and transmitted to the National Assembly but not passed by the National Assembly within ninety days of its laying in the National Assembly, be considered in a joint sitting.

The Motion was put to the House and adopted.

BILLS TO BE WITHDRAWN

[Under Rule 115]

Senator Mohammad Azam Khan Swati sought leave of the House to withdraw the following Bills: -

- (i) The Pakistan Penal Code (Amendment) Bill, 2017 (**Amendment of sections 273, 274, 275**); and
- (ii) The Pakistan Penal Code (Amendment) Bill, 2016 (**Insertion of sections 320A and 337JJ**).

The Motion was put to the House and leave to withdraw the Bills was granted by the House.

Thereafter, Senator Mohammad Azam Khan Swati withdrew the above-mentioned Bills.

WALKOUT BY THE MEDIA GALLERY

The Media representatives in the media gallery staged walkout of the proceedings.

The Chairman asked Senators Mushahid Ullah Khan and Taj Haider to speak with the media persons about their grievances.

Senator Mushahid Ullah Khan after having discussion with media persons informed the House that the media gallery has walked out as protest against the attack on Mr. Ahmed Norani a journalists in Islamabad and they have demanded that the House in order to show solidarity must suspend the proceedings for some time.

Following Members spoke on the issue:-

1. Senator Mushahid Ullah Khan.
2. Senator Taj Haider.
3. Senator Mohammad Azam Khan Swati.
4. Senator Syed Tahir Hussain Mashhadi.
5. Senator Dr. Jahanzeb Jamaldini.
6. Senator Muhammad Usman Khan Kakar.
7. Senator Kamil Ali Agha.
8. Senator Maulana Abdul Ghafoor Haideri.

The Chairman Senate condemned the attack on the journalist and acknowledged the sacrifices and importance of media in the restoration of democracy.

The Chairman referred the matter to the Standing Committee on Interior for investigation of the matter and report back within 20 days.

The Chairman also directed the Government to Table the draft Bill for the protection of Journalists in either House for its enactment within a period of one month.

Thereafter, with the sense of the House, the Chairman suspended the proceedings for five minutes and the House reassembled at 4:450 p.m.

MOTIONS

[Under Rule 218]

1. Discussion on the following motion moved by Senator Col. (R) Syed Tahir Hussain Mashhadi, on 23rd October, 2017:-

“This House may discuss the need for increase in the amount of house building advance to the Government employees.”.

Following Members spoke on the Motion:-

1. Senator Syed Tahir Hussain Mashhadi.
2. Senator Mohammad Azam Khan Swati.
3. Senator Dr. Jahanzeb Jamaldini.
4. Senator Kalsoom Parveen.

Mr. Zahid Hamid, Minister for Law and Justice wound up the debate. The Motion was thus talked out.

2. Discussion on the following motion moved by Senator Karim Ahmed Khawaja, on 23rd October, 2017:-

“This House may discuss the present position of implementation of land reforms introduced in the country so far and the situation arising out of verdict of Shariat Appellate Court given in 1991 regarding those reforms which practically has made the Article 253 of the Constitution redundant.”.

Following Members spoke on the Motion:-

1. Senator Karim Ahmed Khawaja.
2. Senator Dr. Jahanzeb Jamaldini.
3. Senator Syed Tahir Hussain Mashhadi.
4. Senator Taj Haider.
5. Senator Farhatullah Babar.
6. Senator Muhammad Usman Khan Kakar.
7. Senator Hamza.

Ms. Marriyum Aurangzeb, Minister of State for Information and Broadcasting wound up the debate. The Motion was thus talked out.

3. Senator Chaudhary Tanvir Khan moved that this House may discuss the need and importance of effective management of borders with Iran and Afghanistan.

Following Members spoke on the Motion:-

1. Senator Ch. Tanvir Khan.

[At 5:35 p.m., the proceedings were suspended for Magrib prayer and resumed at 5:45 p.m.]

2. Senator Javed Abbasi.

3. Senator Farhatullah Babar.

4. Senator Abdul Qayyum.

5. Senator Dr. Jahanzeb Jamaldini.

6. Senator Muhammad Usman Khan Kakar.

7. Senator Mir Kabeer Ahmed Muhammad Shahi.

8. Senator Mian Muhammad Ateeq Sheikh.

Mr. Talal Chaudhary, Minister of State for Interior wound up the debate. The Motion was thus talked out.

4. Senator Chaudhary Tanvir Khan moved that this House may discuss the need and importance of security measures to combat emergency situation in commercial buildings specially in hotels in ICT and cantonment areas in the country.

Following Members spoke on the Motion:-

1. Senator Ch. Tanvir Khan.

[Chairman directed the Secretariat to provide copy of the report of the Standing Committee on Law and Justice on this issue to the Minister.]

Mr. Talal Chaudhary, Minister of State for Interior wound up the debate. The Motion was thus talked out.

5. Senator Col. (R) Syed Tahir Hussain Mashhadi moved that this House may discuss the inhuman conditions of brick kilns laborers in the Islamabad Capital Territory.

Following Members spoke on the Motion:-

1. Senator Syed Tahir Hussain Mashhadi.

2. Senator Sehar Kamran.

Mr. Talal Chaudhary, Minister of State for Interior wound up the debate. The Motion was thus talked out.

Chairman directed the officers of the Government to use correct terminology in the briefs prepared for the Ministers.

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

The Motion was deferred for next Private Members' Day due to absence of the Minister concerned.

7. Senator Mohammad Azam Khan Swati to move 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.

The Motion was deferred for next Private Members' Day due to absence of the Minister concerned.

8. Senator Sherry Rehman moved that the House may discuss the poor management of PIA with particular reference to the decision to suspend its flight operation from Lahore to New York by December 2017 due to Rs. 450 million annual losses on the route.

Following Members spoke on the Motion:-

1. Senator Sherry Rehman.
2. Senator Mian Muhammad Ateeq Sheikh.
3. Senator Sehar Kamran.
4. Senator Farhatullah Babar.
5. Senator Syed Tahir Hussain Mashhadi.
6. Senator Barrister Murtaza Wahab.

Shaikh Aftab Ahmed, Minister In-charge of the Aviation Division wound up the debate. The Motion was thus talked out.

9. Senator Farhatullah Babar to move that this House may discuss the issue of increasing incidents of enforced disappearances in the country with particular reference to the latest disappearance of a foreign family in Lahore and the growing helplessness of state institution to address the same.

The Chairman directed that the subject matter of the instant Motion will be responded by the Minister while responding to order No. 25(iv) regarding the arbitrary deportation of Turk nationals legally residing in Pakistan, raised by Senator Farhatullah Babar on 27th October, 2017.

RESOLUTIONS

1. The following Resolution in the name of Senator Sirajul Haq was dropped due to his absence:-

“This House recommends that the Federal Government should establish separate university for women in every district of the country.”

2. Senator Muhammad Usman Khan Kakar moved the following resolution:-

“This House recommends that three different slabs be made for tariff of natural gas in Balochistan for domestic consumers i.e. from 0 to 500 mcf, 501 to 1000 mcf and 1001 mcf and above.”

The Resolution was not opposed by Shaikh Aftab Ahmed, Minister for Parliamentary Affairs.

The Resolution was put to the House which was passed unanimously.

3. Senator Col. (R) Syed Tahir Hussain Mashhadi moved the following resolution:-

“This House recommends that the Government should take necessary steps to provide state of the art medical equipments and improve maintenance of the existing equipments in Hospitals in Islamabad.”

The Resolution was not opposed by Mr. Talal Chaudhary, Minister of State for Interior.

The Resolution was put to the House which was passed unanimously.

4. Senator Sherry Rehman moved the following resolution:-

“This House recommends that the Government should take immediate steps to mark zebra crossings on all roads in Islamabad to facilitate the commuters.”

The Resolution was not opposed by Mr. Talal Chaudhary, Minister of State for Interior.

The Resolution was put to the House which was passed unanimously.

5. The following resolution in the name of Senator Maulana Hafiz Hamadullah was dropped due to his absence:-

“This House recommends that the Government should conduct an inquiry into the matters pertaining to the release of Raymond Davis, a U.S national, who was involved in a case of double murder, in the light of disclosures made by the Minister for Foreign Affairs in his statement on a calling attention notice which was taken up in the House on 25th August, 2017 and present the report thereof to the House.”

6. The following resolution in the name of Senator Chaudhary Tanvir Khan was dropped due to his absence:-

“The House recommends that the Government should launch a Special housing scheme for low income people in Islamabad.”

7. Senator Mohammad Azam Khan Swati moved the following resolution:-

“This House recommends that necessary amendments may be made in the relevant laws to make provision of stringent punishment for those manufacturing spurious and sub-standard drugs in the country.”

The Resolution was not opposed by Mr. Zahid Hamid, Minister for Law and Justice.

The Resolution was put to the House which was passed unanimously.

MINISTERIAL RESPONSE ON THE POINTS OF PUBLIC IMPORTANCE

Statements by the Ministers concerned on the following points of public importance raised by the members and referred by the Chairman to concerned Ministries:-

i) Regarding the use of narcotics in the educational institutions of Balochistan, raised by Senator Dr. Jehanzeb Jamaldini on 20th September, 2017.

Senator Salahudin Tirmizi, Minister for Narcotics Control made statement and the matter was thus disposed of.

ii) Regarding the reasons of recent shortage of petrol in the country, raised by Senator Mian Muhammad Ateeq Shaikh on 22nd September, 2017.

The matter was disposed of due to absence of the Mover.

iii) Regarding the laying off of 1000 temporary employees who were hired by the Census Department to work during the census process, raised by Senator Muhammad Usman Khan Kakar on 24th October, 2017.

Mr. Zahid Hamid, Minister for Law and Justice made statement and the matter was thus disposed of.

iv) Regarding the problems being faced by the Bangalis and Burmees living in Karachi about non-issuance of identity cards, raised by Senators Nasreen Jalil, Nighat Mirza and Nehal Hashmi on 24th October, 2017.

Mr. Talal Chaudhary, Minister of State for Interior made statement and the matter was thus disposed of.

- v) Regarding the charging of withholding tax from the residents of Gilgit Baltistan who have no representation in the Parliament which is unfair as taxation cannot be imposed without representation, raised by Senator Nasreen Jalil on 26th October, 2017.
Mr. Zahid Hamid, Minister for Law and Justice and Mr. Barjees Tahir, Minister for Kashmir Affairs and Gilgit Baltistan made statements and the matter was thus disposed of.
- vi) Regarding the arbitrary deportation of Turk nationals legally residing in Pakistan, raised by Senator Farhatullah Babar on 27th October, 2017.
Mr. Talal Chaudhary, Minister of State for Interior made statement and the matter was thus disposed of.
- vii) Regarding non-payment of salaries to the newly employed employees of Federal Levies Balochistan for last seven months, raised by Senator Muhammad Usman Khan Kakar on 27th October, 2017.
Minister of State for SAFRON made statement and the matter was thus disposed of.
- viii) The Chairman Senate informed the House about the matter of disposing of Edhi Foundation from its office in Thatha, as spoke by him to the Chief Minister of Sindh.

DISCUSSION ON THE VISIT OF THE US SECRETARY OF STATE FOR FOREIGN AFFAIRS

Since no one from the Ministry of Foreign Affairs was present in the Official Gallery to take notes of the debates by the Members, therefore, the Chairman directed to issue notice of breach of privilege against the delinquents.

Discussion was thus deferred.

POINTS OF PUBLIC IMPORTANCE

1. Senator Sehar Kamran spoke about the making of hostage of the whole city of Islamabad whenever someone lodges a protest in the city. She urged the Government to designate a place for such agitations.
2. Senator Mohammad Azam Khan Swati drew attention of the Chair towards the non-availability of washroom for handicapped in the Parliament building.

3. Senator Mukhtiar Ahmed Dhamrah @ Aajiz spoke about the recent increase in prices of petroleum products. He further stated that no regional newspaper is available in PIA flights.
4. Senator Sassui Palijo about the incomplete reports of Census.
Chairman directed the Member to take up the matter with her party leaders in National Assembly.
5. Senator Nighat Mirza about the use of inappropriate languages during talk shows and vulgar commercials and ads in TV.

At 7:40 p.m. the Chairman adjourned the proceedings of the House to meet again on Tuesday, the 31st October, 2017 at 3:00 p.m.