

RAJYA SABHA

Parliamentary Bulletin

PART - I

(TWO HUNDRED AND FORTY SECOND SESSION)

No. 5316]

FRIDAY, MARCH 10, 2017

**Brief Record of the Proceedings of the Meeting of the Rajya Sabha held
on the 10th March, 2017**

11-00 a.m.

1. Papers Laid on the Table

The following papers were laid on the Table:—

1. A copy (in English and Hindi) of the Corrigenda to the *Economic Survey, 2016-17.

2. A copy each (in English and Hindi) of the following Notifications of the Ministry of Agriculture and Farmers Welfare (Department of Agriculture, Cooperation and Farmers Welfare), under sub-section (2) of Section 4D of the Destructive Insects and Pests Act, 1914:—

(1) S.O. 264 (E), dated the 27th January, 2017, publishing the Plant Quarantine (Regulation of Import into India) (First Amendment) Order, 2017.

(2) S.O. 364 (E), dated the 7th February, 2017, publishing the Plant Quarantine (Regulation of Import into India) (Second Amendment) Order, 2017.

3. A copy (in English and Hindi) of the Ministry of Agriculture and Farmers Welfare (Department of Agriculture, Cooperation and Farmers

* Economic Survey 2016-17 was laid on the Table of the Rajya Sabha on 31st January, 2017.

Welfare), Notification No. G.S.R. 1154 (E), dated the 19th December, 2016, publishing the Chironji Grading and Marking Rules, 2016, under sub-section (2) of Section 3 of the Agricultural Produce (Grading and Marking) Act, 1937.

4. A copy each (in English and Hindi) of the following papers:—

- (a) Annual Report and Accounts of the Small Farmers' Agri-Business Consortium (SFAC), New Delhi, for the year 2015-16, together with the Auditor's Report on the Accounts.
- (b) Review by Government on the working of the above Consortium.
- (c) Statement giving reasons for the delay in laying the papers mentioned at (a) above.

5. A copy each (in English and Hindi) of the following papers:—

- (i) (a) Sixty-second Annual Report and Accounts of the Cotton Textiles Export Promotion Council (TEXPROCIL), Mumbai, for the year 2015-16, together with the Auditor's Report on the Accounts.
- (b) Review by Government on the working of the above Council.
- (c) Statement giving reasons for the delay in laying the papers mentioned at (i) (a) above.
- (ii) (a) Thirtieth Annual Report and Accounts of Export Promotion Council for Handicrafts (EPCH), New Delhi, for the year 2015-16, together with the Auditor's Report on the Accounts.
- (b) Review by Government on the working of the above Council.
- (c) Statement giving reasons for delay in laying the papers mentioned at (ii) (a) above.

6. (1) A copy each (in English and Hindi) of the following papers, under sub-section (1) (b) of Section 394 of the Companies Act, 2013:—

- (a) Fifty-fifth Annual Report and Accounts of the Hindustan Organic Chemicals Limited (HOCL), Raigad, Maharashtra, for the year 2015-16, together with the Auditor's Report on the Accounts and the comments of the Comptroller and Auditor General of India thereon.
- (b) Review by Government on the working of the above Company.

(2) Statement (in English and Hindi) giving reasons for the delay in laying the papers mentioned at (1) above.

7. A copy each (in English and Hindi) of the following papers:—

- (i) (a) Annual Accounts of the National Institute of Pharmaceutical Education and Research (NIPER), Hyderabad, for the year 2014-15, and the Audit Report thereon, under sub-section (4) of Section 23 of the National Institute of Pharmaceutical Education and Research Act, 1998.
- (b) Statement giving reasons for the delay in laying the papers mentioned at (i) (a) above.
- (ii) (a) Twenty-fifth Annual Report and Accounts of the Institute of Pesticide Formulation Technology (IPFT), Gurgaon, for the year 2015-16, together with the Auditor's Report on the Accounts.
- (b) Review by Government on the working of the above Institute.
- (c) Statement giving reasons for the delay in laying the papers mentioned at (ii) (a) above.
- (iii) Memorandum of Understanding between the Government of India (Ministry of Chemicals and Fertilizers, Department of Pharmaceuticals) and the Hindustan Antibiotics Limited (HAL), for the year 2016-17.

8. (1) A copy each (in English and Hindi) of the following papers, under sub-section (4) of Section 38 and sub-section (3) of Section 39 of the Warehousing (Development and Regulation) Act, 2007:—

- (a) Annual Report and Accounts of the Warehousing Development and Regulatory Authority (WDRA), New Delhi, for the year 2015-16, together with the Auditor's Report on the Accounts.
- (b) Statement by Government accepting the above Report.

(2) Statement (in English and Hindi) giving reasons for the delay in laying the papers mentioned at (1) above.

9. A copy each (in English and Hindi) of the following Reports, under clause (1) of article 151 of the Constitution:—

- (i) Report of the Comptroller and Auditor General of India on Working of Army Base Workshops for the ended March, 2016 - Union Government (Defence Services - Army), Report No.36 of 2016 (Performance Audit);
- (ii) Report of the Comptroller and Auditor General of India for the year ended 31st March, 2016 (Report No.37 of 2016) - Railways Finances) Union Government (Railways) - Indian Railways Appropriation Accounts-Part-1-Review and Part-II-Detailed Appropriation Accounts, Part-II-Detailed Appropriation Accounts (Annexure-G) for the year 2015-16;
- (iii) Report of the Comptroller and Auditor General of India on Working of Canteen Store Department for the year ended March, 2016 - Union Government (Defence Services-Army), Report No.38 of 2016 (Performance Audit);
- (iv) Report of the Comptroller and Auditor General of India on Environmental Clearance and Post Clearance Monitoring for the year ended March, 2016 - Union Government, Ministry of Environment, Forest and Climate Change, Report No.39 of 2016 (Performance Audit);
- (v) Report of the Comptroller and Auditor General of India on Turnaround Plan and Finance Restructuring Plan of Air India Limited - Union Government (Commercial), Ministry of Civil Aviation, Report No.40 of 2016 (Performance Audit);
- (vi) Report of the Comptroller and Auditor General of India for the year ended March, 2016 - Union Government, Department of Revenue (Indirect Taxes-Service Tax), Report No.41 of 2016;
- (vii) Report of Comptroller and Auditor General of India on Performance Audit on Project Imports for the year ended March, 2016 - Union Government, Department of Revenue, (Indirect taxes - Customs), Report No.42 of 2016;
- (viii) Report of the Comptroller and Auditor General of India for the year ended March, 2016 - Union Government, Department of Revenue - Customs (Compliance Audit), Report No.1 of 2017;

- (ix) Report of the Comptroller and Auditor General of India for the year ended March, 2016 - Union Government, Department of Revenue - Direct Taxes, Report No. 2 of 2017;
- (x) Report of the Comptroller and Auditor General of India for the year ended March, 2016 - Union Government, Department of Revenue (Indirect Taxes-Central Excise), Report No.3 of 2017;
- (xi) Report of the Comptroller and Auditor General of India for the year ended March, 2016 on Performance Audit of Implementation of TDS/TCS Scheme - Union Government, Department of Revenue - Direct Taxes, Report No.4 of 2017 (Performance Audit); and
- (xii) Report of the Comptroller and Auditor General of India for the year ended March, 2016 on Construction of Indo-China Border Roads by Border Roads Organisation - Union Government, (Defence Services - Army), Report No.5 of 2017 (Performance Audit).

11-02 a.m.

2. Message from Lok Sabha reported and Government Bill Laid on the Table

I. Secretary-General reported to the House, a message from Lok Sabha informing Rajya Sabha that Lok Sabha at its sitting held on the 9th of March, 2017, passed the Maternity Benefit (Amendment) Bill, 2016 with some amendments. The Bill was passed by the Rajya Sabha on the 11th August, 2016.

II. A copy of the Maternity Benefit (Amendment) Bill, 2016, as passed by Lok Sabha, was laid on the Table.

11-03 a.m.

3. Motion for Suspension of Rule 272 — Adopted

Shri Mukhtar Abbas Naqvi, Minister of State (Independent Charge) of the Ministry of Minority Affairs and Minister of State in the Ministry of Parliamentary Affairs, to move the following Motion:—

“That the Rule 272 of the Rules of Procedure and Conduct of Business in the Council of States in its application for consideration of the Demands for Grants of the related Ministries/Departments for

2017-18 by Department-related Parliamentary Standing Committees and to make reports, without general discussion on the Budget having been concluded, be treated as suspended on the adjournment of Rajya Sabha for recess on 9th February, 2017.”

The Motion was adopted.

11-04 a.m.

4. Reports of the Department Related Parliamentary Standing Committee on Agriculture

Shri Vinay Katiyar, laid on the Table, a copy each (in English and Hindi) of the following Reports of the Department-related Parliamentary Standing Committee on Agriculture:—

- (i) Thirty-fifth Report on 'Demands for Grants (2017-18)' of the Ministry of Agriculture and Farmers Welfare (Department of Agriculture, Cooperation and Farmers Welfare);
- (ii) Thirty-sixth Report on 'Demands for Grants (2017-18)' of the Ministry of Agriculture and Farmers Welfare (Department of Agricultural Research and Education); and
- (iii) Thirty-seventh Report on 'Demands for Grants (2017-18)' of the Ministry of Agriculture and Farmers Welfare (Department of Animal Husbandry, Dairying and Fisheries).

5. Report of the Department Related Parliamentary Standing Committee on Coal and Steel

Shri Ram Vichar Netam, laid on the Table, a copy (in English and Hindi) of the Twenty-seventh Report of the Standing Committee on Coal and Steel on "Demands for Grants (2017-18)" relating to the Ministry of Coal.

6. Reports of the Department Related Parliamentary Standing Committee on Defence

Shri Harivansh, laid on the Table, a copy each (in English and Hindi) of the following Reports of the Department-related Parliamentary Standing Committee on Defence:—

- (i) Twenty-fourth Report of the Standing Committee on Defence on Action Taken by the Government on the Observations/Recommendations contained in the Nineteenth Report (Sixteenth Lok Sabha) on Demands for Grants of the Ministry of Defence (2016-17) on General Defence Budget, Civil Expenditure of Ministry of Defence (Demand No. 20) and Defence Pension (Demand No. 21);
- (ii) Twenty-fifth Report of the Standing Committee on Defence on Action Taken by the Government on the Observations/Recommendations contained in the Twentieth Report (Sixteenth Lok Sabha) on Demands for Grants of the Ministry of Defence (2016-17) on Army, Navy and Air Force (Demand No. 22);
- (iii) Twenty-sixth Report of the Standing Committee on Defence on Action Taken by the Government on the Observations/Recommendations contained in the Twenty-first Report (Sixteenth Lok Sabha) on Demands for Grants of the Ministry of Defence (2016-17) on Ministry of Defence (Miscellaneous) (Demand No. 20);
- (iv) Twenty-seventh Report of the Standing Committee on Defence on Action Taken by the Government on the Observations/Recommendations contained in the Twenty-second Report (Sixteenth Lok Sabha) on Demands for Grants of the Ministry of Defence (2016-17) on Capital Outlay on Defence Services, Procurement Policy and Defence Planning (Demand No. 23);
- (v) Twenty-eighth Report of the Standing Committee on Defence on Demands for Grants of the Ministry of Defence (2017-18) on General Defence Budget, Border Roads Organisation, Indian Coast Guard, Military Engineering Services, Canteen Stores Department, Directorate General Defence Estates, Defence Public Sector Undertakings, Welfare of Ex-Servicemen, Defence Pensions, Ex-Servicemen Contributory Health Scheme. (Grant Nos.19 & 22);
- (vi) Twenty-ninth Report of the Standing Committee on Defence on Demands for Grants of the Ministry of Defence (2017-18) on Army, Navy and Air Force (Grant No. 20);

- (vii) Thirtieth Report of the Standing Committee on Defence on Demands for Grants of the Ministry of Defence (2017-18) on Ordnance Factories, Defence Research and Development Organisation, Directorate General Quality Assurance and National Cadet Corps (Grant No. 20); and
- (viii) Thirty-first Report of the Standing Committee on Defence on Demands for Grants of the Ministry of Defence (2017-18) on Capital Outlay on Defence Services, Procurement Policy and Defence Planning (Grant No. 21).

11-05 a.m.

7. Reports of the Department Related Parliamentary Standing Committee on Energy

Shri Shamsheer Singh Manhas, laid on the Table, a copy each (in English and Hindi) of the following Reports of the Department-related Parliamentary Standing Committee on Energy (2016-17):—

- (i) Twenty-sixth Report on Demands for Grants relating to Ministry of Power for the year 2017-18; and
- (ii) Twenty-seventh Report on Demands for Grants relating to Ministry of New and Renewable Energy for the year 2017-18.

11-06 a.m.

8. Report of the Department Related Parliamentary Standing Committee on Information Technology

Shri P. Bhattacharya, laid on the Table, a copy (in English and Hindi) of the Thirty-fourth Report on Demands for Grants (2017-18) relating to the Ministry of Information and Broadcasting of the Department-related Parliamentary Standing Committee on Information Technology (2016-17).

9. Report of the Department Related Parliamentary Standing Committee on Railways

Shri Shwait Malik, laid on the Table, a copy (in English and Hindi) of the Thirteenth Report of the Standing Committee on Railways on “Demands for Grants – 2017-18 of the Ministry of Railways”.

11-07 a.m.

10. Recommendations of the Business Advisory Committee

The Deputy Chairman announced the recommendations made by the Business Advisory Committee in its meeting held on the 9th of March, 2017.

11-09 a.m.

11. Leave of Absence

(i) Dr. Karan Singh (NCT of Delhi) was granted leave of absence from the sittings of the House, from 9th March to 24th March, 2017, during the current (242nd) Session of the Rajya Sabha.

(ii) Shri Devender Goud T. (Andhra Pradesh) was granted leave of absence from the sittings of the House, from 9th March to 12th April, 2017, during the current (242nd) Session of the Rajya Sabha.

(iii) Dr. Narendra Jadhav (Nominated) was granted leave of absence from the sittings of the House, from 9th March to 30th March, 2017, during the current (242nd) Session of the Rajya Sabha.

11-11 a.m.

12. Statement regarding Government Business

Shri Mukhtar Abbas Naqvi, Minister of State (Independent Charge) of the Ministry of Minority Affairs and Minister of State in the Ministry of Parliamentary Affairs, made a statement regarding Government Business for the week commencing Tuesday, the 14th of March, 2017.

® 11-16 a.m.

13. Statement by Minister

Shri Rajnath Singh, Minister of Home Affairs, made a statement regarding incidents which occurred in Madhya Pradesh and Uttar Pradesh on 7th and 8th March, 2017, respectively.

As suggested by some Members and as agreed to by the Minister of Home Affairs and the House, the Deputy Chairman announced that the clarifications on the Statement may be sought on the next working day.

® From 11-13 a.m. to 11-16 a.m., some points were raised.

§ 11-31 a.m.

14. Matters raised with Permission

1. Shri D. Raja raised a matter regarding alleged attack on academic freedom in Delhi University and Jawaharlal Nehru University (JNU).

Shri Sitaram Yechury and Shri T.K. Rangarajan also spoke.

√ 11-41 a.m.

2. Shri Tiruchi Siva raised a matter regarding exploration of hydrocarbons in Neduvasal Village, Pudukottai in Tamil Nadu despite agitation by native people.

11-45 a.m.

3. Dr. V. Maitreyan raised a matter regarding need for a central probe into the mystery surrounding the death of Dr. J. Jayalalithaa.

* 11-51 a.m.

4. Shrimati Kanimozhi raised a matter regarding killing of Indian fishermen and continuous attack on them by Sri Lankan Navy.

Shri S.R. Balasubramoniyam also spoke.

Shri M.J. Akbar, Minister of State in the Ministry of External Affairs, responded.

11-58 a.m.

5. Shri Madhusudan Mistry raised a matter regarding capturing of 94 fishermen by Pakistan Maritime Security Agency.

Shri M.J. Akbar, Minister of State in the Ministry of External Affairs, responded.

§ From 11-23 a.m. to 11-31 a.m., some points were raised.

√ From 11-36 a.m. to 11-41 a.m., some points were raised.

* From 11-48 a.m. to 11-51 a.m., some points were raised.

12-00 Noon

15. Starred Questions

Starred Question Nos. 106 to 112 were orally answered. Answers to remaining Starred Questions (113 to 120) were laid on the Table.

Starred Question Nos. 91 to 105 put down in the List of March 9, 2017 were also laid on the Table.

16. Unstarred Questions

Answers to Unstarred Question Nos. 1117 to 1276 were laid on the Table.

Answers to Unstarred Question Nos. 957 to 1116 put down in the List of March 9, 2017 were also laid on the Table.

1-00 p.m.

The House adjourned and re-assembled at 2-32 p.m.

2-32 p.m.

17. Private Members' Bills — Introduced

(1) The Compulsory Health Insurance for Senior Citizens, Mentally Retarded Children and Disabled Persons Bill, 2016 was introduced by Shri Rajkumar Dhoot.

2-33 p.m.

(2) The Youth (Eradication of Unemployment and Miscellaneous Provisions) Bill, 2016 was introduced by Shri Rajkumar Dhoot.

2-34 p.m.

(3) The Water Conservation Authority of India Bill, 2016 was introduced by Shri Rajkumar Dhoot.

2-35 p.m.

(4) The High Courts (Use of Official Languages) Bill, 2016 was introduced by Shri Bhupender Yadav.

2-36 p.m.

(5) The Constitution (Amendment) Bill, 2016 (Amendment of article 324) was moved by Shri Shantaram Naik.

(6) The National Waterways (Amendment) Bill, 2016 was moved by Shri Shantaram Naik.

2-37 p.m.

(7) The Constitution (Amendment) Bill, 2016 (Amendment of article 51A) was moved by Shri Shantaram Naik.

2-38 p.m.

(8) The Central Himalayan States Development Council Bill, 2016 was moved by Shri Pradeep Tamta.

(9) The Voluntary Organisation (Regulation) Bill, 2016 was moved by Shri Pradeep Tamta.

2-39 p.m.

(10) The Abolition of Capital Punishment Bill, 2016 was moved by Shri Pradeep Tamta.

2-40 p.m.

(11) The Indian Penal Code (Amendment) Bill, 2016 was moved by Shri Husain Dalwai.

(12) The Code of Criminal Procedure (Amendment) Bill, 2016 was moved by Shri Husain Dalwai.

(13) The Indian Evidence (Amendment) Bill, 2016 was moved by Shri Husain Dalwai.

2-41 p.m.

(14) The Surrogate Advertisements (Prohibition) Bill, 2016 was moved by Dr. T. Subbarami Reddy.

2-42 p.m.

(15) The Right of Children to Free and Compulsory Education (Amendment) Bill, 2016 was moved by Dr. T. Subbarami Reddy.

2-43 p.m.

(16) The Constitution (Amendment) Bill, 2017 (Insertion of new articles 121A and 211A) was moved by Dr. K.V.P. Ramachandra Rao.

2-44 p.m.

18. Private Members' Bill — Withdrawn

The Declaration of Countries as Sponsor of Terrorism Bill, 2016

Further consideration of the following motion moved by Shri Rajeev Chandrasekhar on the 3rd February, 2017, continued:-

"That the Bill to declare any country as state sponsor of terrorism and withdraw economic and trade relations with such country and to create legal, economic and travel sanctions for citizens of that country and for matters connected therewith or incidental thereto, be taken into consideration".

The following Members took part in the discussion:—

2-44 p.m.	1.	Shri Ananda Bhaskar Rapolu (continued his speech from 03-02-2017)
2-54 p.m.	2.	Shri K.T.S. Tulsi
2-58 p.m.	3.	Shri Javed Ali Khan
3-11 p.m.	4.	Shri V. Vijayasai Reddy
3-21 p.m.	5.	Dr. Abhishek Manu Singhvi
3-28 p.m.	6.	Dr. Subramanian Swamy
3-36 p.m.	7.	Shri Mahesh Poddar
3-41 p.m.	8.	Shri Swapan Dasgupta
3-46 p.m.	9.	Shri Amar Singh

3-50 p.m. 10. Shri Hansraj Gangaram Ahir, *Minister of State in the Ministry of Home Affairs*

3-54 p.m.

Shri Rajeev Chandrasekhar replied to the debate.

4-03 p.m.

The Bill was withdrawn by leave of the House.

⊕4-14 p.m.

19. [§]Statutory Resolution disapproving the Enemy Property (Amendment and Validation) Fifth Ordinance, 2016 (No. 8 of 2016) — Negatived

Dr. T. Subbarami Reddy moved the following Resolution:—

"That this House disapproves the Enemy Property (Amendment and Validation) Fifth Ordinance, 2016 (No.8 of 2016) promulgated by the President of India on 22nd December, 2016."

4-18 p.m.

20. Government Bill – Passed

[§]The Enemy Property (Amendment and Validation) Bill, 2016.

Shri Hansraj Gangaram Ahir, Minister of State in the Ministry of Home Affairs, moved motion for the consideration of the Bill.

The following Members took part in the combined discussion on the Statutory Resolution and the motion for consideration of the Bill:—

4-19 p.m. 1. Shri Arun Jaitley, *Minister of Finance and Minister of Corporate Affairs*

⊖4-33 p.m. 2. Shri Javed Ali Khan

⊕ From 4-04 p.m. to 4-14 p.m., some points were raised

§ Discussed together.

⊖ From 4-32 p.m. to 4-33 p.m., some points were raised.

4-35 p.m.	3.	Shri Sukhendu Sekhar Roy
4-41 p.m.	4.	Shri T.K. Rangarajan
4-42 p.m.	5.	Shri Rajeev Shukla

[∇]4-44 p.m.

Shri Rajnath Singh, Minister of Home Affairs, replied to the debate.

4-45 p.m.

The Statutory Resolution was negatived.

4-46 p.m.

The motion for consideration of the Bill was adopted.

4-47 p.m.

Clauses 2 to 5 were adopted.
 Clause 6, as amended, was adopted.
 Clause 7 was adopted.
 Clause 8, as amended, was adopted.
 Clauses 9 to 13 were adopted.
 Clause 14, as amended, was adopted.
 Clauses 15 and 16 were adopted.
 Clause 17, as amended, was adopted.
 Clause 18 was adopted.
 Clause 19, as amended, was adopted.
 Clauses 20 and 21 were adopted.
 Clause 22, as amended, was adopted.
 Clause 1, as amended, was adopted.
 The Enacting Formula, as amended, was adopted.
 The Title was adopted.

4-54 p.m.

The motion moved by Shri Rajnath Singh that the Bill, as amended, be passed was adopted and the Bill, as amended, was passed.

[∇] From 4-43 p.m. to 4-44 p.m., some points were raised.

4-55 p.m.

21. Message from Lok Sabha reported and Government Bill Laid on the Table

I. Secretary-General reported to the House, a message from Lok Sabha informing Rajya Sabha that Lok Sabha at its sitting held on the 10th of March, 2017, passed the Admiralty (Jurisdiction and Settlement of Maritime Claims) Bill, 2017.

II. A copy of the Admiralty (Jurisdiction and Settlement of Maritime Claims) Bill, 2017, as passed by Lok Sabha, was laid on the Table.

4-56 p.m.

22. Cancellation of Sitting of Rajya Sabha

On a suggestion made by Shri Mukhtar Abbas Naqvi, Minister of State (Independent Charge) of the Ministry of Minority Affairs and Minister of State in the Ministry of Parliamentary Affairs and agreed to by the House, the sitting of the Rajya Sabha scheduled for Tuesday, the 14th March, 2017, stands cancelled.

(The following Members indulged in gross disorderly conduct in violation of the rules and etiquette of the Rajya Sabha by entering the 'Well' of the House, shouting slogans, displaying placards and willfully obstructing the proceedings of the House:-

1. Dr. V. Maitreyan
2. Shrimati Sasikala Pushpa
3. Dr. R. Lakshmanan

4-57 p.m.

The House adjourned till 11-00 a.m. on Wednesday, the 15th March, 2017.

SHUMSHER K. SHERIFF,
Secretary-General

[†] From 4-47 p.m. to 4-48 p.m., some points were raised.