

RAJYA SABHA

Parliamentary Bulletin

PART - I

(TWO HUNDRED AND FORTY SIXTH SESSION)

No. 5414]

FRIDAY, AUGUST 10, 2018

Brief Record of the Proceedings of the Meeting of the Rajya Sabha held on the 10th August, 2018

11-00 a.m.

1. Obituary Reference

The Deputy Chairman made a reference to the passing away of Shri S. Madhavan (ex-Member).

The House observed silence, all Members standing, as a mark of respect to the memory of the departed.

11-03 a.m.

2. Papers Laid on the Table

The following papers were laid on the Table:—

1. A copy (in English and Hindi) of the Ministry of Human Resource Development (Department of Higher Education), Notification No. F. 1-2/2017(EC/PS), dated the 18th July, 2018, publishing the University Grants Commission (Minimum Qualifications for Appointment of Teachers and other Academic Staff in Universities and Colleges and other Measures for the Maintenance of Standards in Higher Education) Regulations, 2018, under Section 28 of the University Grants Commission Act, 1956.

2.(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) Annual Report and Accounts of the ONGC Videsh Limited (OVL), New Delhi, for the year 2016-17, together with the Auditor's Report on the Accounts and the comments of the Comptroller and Auditor General of India thereon.

(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.

3. A copy (in English and Hindi) of the Memorandum of Understanding between the Government of India (Ministry of Petroleum and Natural Gas) and the Engineers India Limited (EIL), New Delhi, for the year 2018-19.

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

(a) Consolidated Annual Accounts of the Employees' Provident Fund Organisation, New Delhi, for the year 2016-17, and the Audit Report thereon.

(b) Statement giving reasons for the delay in laying the paper mentioned at (a) above.

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

(i) (a) Annual Report and Accounts of the Central Institute of Himalayan Culture Studies (CIHCS), Dahung, Arunachal Pradesh, for the year 2016-17, 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 (i) (a) above.

(ii) (a) Annual Report and Accounts of the Salar Jung Museum, Hyderabad, for the year 2016-17, together with the Auditor's Report on the Accounts.

(b) Review by Government on the working of the above Museum.

(c) Statement giving reasons for the delay in laying the papers mentioned at (ii) (a) above.

(iii) (a) Annual Report and Accounts of the Centre for Buddhist Cultural Studies, Tawang, Arunachal Pradesh, for the year 2016-17, together with the Auditor's Report on the Accounts.

(b) Review by Government on the working of the above Centre.

(c) Statement giving reasons for the delay in laying the papers mentioned at (iii) (a) above.

- (iv) (a) Annual Report of the Nava Nalanda Mahavihara (NNM), Bihar, for the year 2015-16.
- (b) Annual Accounts of the Nava Nalanda Mahavihara (NNM), Bihar, for the year 2015-16, and the Audit Report thereon.
- (c) Review by Government on the working of the above University.
- (d) Statement giving reasons for the delay in laying the papers mentioned at (iv) (a) and (b) above.
- (v) (a) Annual Report of the Central Institute of Higher Tibetan Studies (CIHTS), Sarnath, Varanasi, Uttar Pradesh, for the year 2016-17.
- (b) Annual Accounts of the Central Institute of Higher Tibetan Studies (CIHTS), Sarnath, Varanasi, Uttar Pradesh, for the year 2016-17, and the Audit Report thereon.
- (c) Review by Government on the working of the above Institute.
- (d) Statement giving reasons for the delay in laying the papers mentioned at (v) (a) and (b) above.
- (vi) (a) Annual Report of the Tibet House (Cultural Centre of His Holiness the Dalai Lama), New Delhi, for the year 2016-17.
- (b) Annual Accounts of the Tibet House (Cultural Centre of His Holiness the Dalai Lama), New Delhi, for the year 2016-17, and the Audit Report thereon.
- (c) Review by Government on the working of the above Cultural Centre.
- (d) Statement giving reasons for the delay in laying the papers mentioned at (vi) (a) and (b) above.
- (vii) (a) Annual Report and Accounts of the Library of Tibetan Works and Archives, Dharamsala, Himachal Pradesh, for the year 2016-17, together with the Auditor's Report on the Accounts.
- (b) Review by Government on the working of the above Library.
- (c) Statement giving reasons for the delay in laying the papers mentioned at (vii) (a) above.

- (viii) (a) Annual Report and Accounts of the Kalakshetra Foundation, Chennai, for the year 2016-17, together with the Auditor's Report on the Accounts.
- (b) Review by Government on the working of the above Foundation.
- (c) Statement giving reasons for the delay in laying the papers mentioned at (viii) (a) above.

6. A copy (in English and Hindi) of the Ministry of Communications (Department of Posts), Notification No. G.S.R. 548 (E), dated the 13th June, 2018, publishing the Indian Post Office (2nd Amendment) Rules, 2018, under sub-section (4) of Section 74 of the Indian Post Office Act, 1898.

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

- (i) Memorandum of Understanding between the Government of India (Ministry of Communications) and the ITI Limited, for the year 2018-19.
- (ii) Memorandum of Understanding between the Government of India (Department of Telecommunications, Ministry of Communications) and the Telecommunications Consultants India Limited (TCIL), for the year 2018-19.

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

- (a) Annual Accounts of the Joint Electricity Regulatory Commission (JERC), Gurugram, Haryana, for the State of Goa and Union Territories, for the year 2015-16, and the Audit Report thereon.
- (b) Annual Accounts of the Joint Electricity Regulatory Commission (JERC), Gurugram, Haryana, for the State of Goa and Union Territories, for the year 2016-17, and the Audit Report thereon.
- (c) Statement giving reasons for the delay in laying the papers mentioned at (a) and (b) above.

9. A copy each (in English and Hindi) of the following Notifications of the Ministry of Electronics and Information Technology, under sub-section (3) of Section 87 of the Information Technology Act, 2000:—

- (1) S.O. 1411 (E), dated the 28th March, 2018, notifying Central Forensic Science Laboratory, Hyderabad under Directorate of

Forensic Science Services, Ministry of Home Affairs as Examiner of Electronic Evidence within India with the scope mentioned therein.

- (2) S.O. 1412 (E), dated the 28th March, 2018, notifying Directorate of Forensic Science Gandhi Nagar (Gujarat), in the State of Gujarat as Examiner of Electronic Evidence within India with the scope mentioned therein.
- (3) S.O. 1413 (E), dated the 28th March,, 2018, notifying Computer Forensic and Data Mining Laboratory under Serious Fraud Investigation Office, Ministry of Corporate Affairs, New Delhi as Examiner of Electronic Evidence within India with the scope of Computer (Media) Forensics excluding Floppy Disk Drive.
- (4) S.O. 1635 (E), dated the 17th April, 2018, notifying Forensic Science Laboratory, Sector 14, Rohini, New Delhi under Government of National Capital Territory of Delhi, as Examiner of Electronic Evidence within India with the scope mentioned therein.
- (5) S.O. 2235 (E), dated the 1st June, 2018, publishing the Information Technology (Information Security Practices and Procedures for Protected System) Rules, 2018.

10. A copy each (in English and Hindi) of the following Notifications of the Ministry of Electronics and Information Technology, under Section 55 of the Aadhaar (Targeted Delivery of Financial and other Subsidies, Benefits and Services) Act, 2016:—

- (1) No. 13012/79/2017/Legal-UIDAI (13) (No. 1 of 2018), dated the 12th January, 2018, publishing the Aadhaar (Enrolment and Update) (Fifth Amendment) Regulations, 2018 (No. 1 of 2018).
- (2) G.S.R. 441 (E), dated the 10th May, 2018, publishing the Unique Identification Authority of India (Returns and Annual Report) Rules, 2018.
- (3) No. 13012/79/2017/Legal-UIDAI (No. 5 of 2017), dated the 31st July, 2017, publishing the Aadhaar (Enrolment and Update) (Fourth Amendment) Regulations, 2017 (No. 5 of 2017).

11.(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) First Annual Report and Accounts of the National High Speed Rail Corporation Limited, New Delhi, for the year 2016-17, together with Auditors' 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 Corporation.

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

12. 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 (1) of Section 3 of the Destructive Insects and Pests Act, 1914:—

- (1) S.O. 3194 (E), dated the 30th June, 2018, publishing the Plant Quarantine (Regulation of Import into India) (Fourth Amendment) Order, 2018.
- (2) S.O. 3392 (E), dated the 11th July, 2018, publishing the Plant Quarantine (Regulation of Import into India) (Fifth Amendment) Order, 2018.

13. A copy each (in English and Hindi) of the following papers, under Section 29 of the Life Insurance Corporation Act, 1956:—

- (a) Sixty-first Annual Report and Annual Accounts of the Life Insurance Corporation of India (LIC), Mumbai, for the year 2017-18, together with the Auditor's Report on the Accounts.
- (b) Review by Government on the working of the above Corporation.

14. A copy (in English and Hindi) of the Statement giving reasons for the delay in laying the *Forty-first Annual Report and Audited Accounts of the National Institute of Public Finance and Policy (NIPFP), New Delhi, for the year 2016-17.

* The Forty-first Annual Report and Annual Accounts of the National Institute of Public Finance and Policy (NIPFP), New Delhi, for the year 2016-17, together with the Auditor's Report on the Accounts, was laid on the Table of the Rajya Sabha on 07.08.2018.

15. A copy each (in English and Hindi) of the following Notifications of the Ministry of Health and Family Welfare (Department of Health and Family Welfare), under sub-section (3) of Section 29 of the All India Institute of Medical Sciences Act, 1956, along with delay statements:—

- (1) G.S.R. 914 (E), dated the 10th October, 1981, publishing the All-India Institute of Medical Sciences (Amendment) Regulations, 1981.
- (2) G.S.R. 373 (E), dated the 30th June, 1998, publishing the All-India Institute of Medical Sciences (Amendment) Regulations, 1998.
- (3) F. No. 14-3/69/99-Estt. I, dated the 26th February, 1999, publishing the All-India Institute of Medical Sciences Regulations, 1999.
- (4) No. F. 14-3/69-Estt. II, dated the 7th June, 2003, publishing the All India Institute of Medical Sciences (Amendment) Regulations, 2003.
- (5) F. No. F-20-7/2007-Estt. I, dated the 2nd December, 2009, publishing the All India Institute of Medical Sciences (Amendment) Regulations, 2009.
- (6) F. No. F. 14-369(98) Co-ordination Cell/Estt.I, dated the 19th May, 2011, publishing the All India Institute of Medical Sciences (Amendment) Regulations, 2011.
- (7) No. 14-3/69(98)/Co-ordination Cell/Estt. I, dated the 29th November, 2012, publishing the All India Institute of Medical Sciences (Amendment) Regulations, 2012.

16. A copy each (in English and Hindi) of the following Notifications of the Ministry of Health and Family Welfare (Department of Health and Family Welfare), under Section 93 of the Food Safety and Standards Act, 2006:—

- (1) F. No. Stds/O&F/Notification (3)/ FSSAI-2016, dated the 13th October, 2017, publishing the Food Safety and Standards (Food Products Standards and Food Additives) Fourteenth Amendment Regulations, 2017.
- (2) No.1/Infant Nutrition/Stds/Notification/FSSAI/2016, dated the 15th March, 2018, publishing the Food Safety and Standards (Food Products Standards and Food Additives) (Third Amendment) Regulations, 2018.

17.(1) A copy each (in English and Hindi) of the following papers, under sub-section (1) of Section 70 of the Disaster Management Act, 2005:—

(a) Annual Report and Accounts of the National Institute of Disaster Management (NIDM), New Delhi, for the year 2016-17, together with the Auditor's Report on the Accounts.

(b) Review by Government on the working of the above Institute.

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

18.(1) A copy each (in English and Hindi) of the following papers, under sub-section (4) of Section 13 the Textiles Committee Act, 1963:—

(a) Annual Report and Accounts of the Textiles Committee, Mumbai, for the year 2016-17, together with the Auditor's Report on the Accounts.

(b) Review by Government on the working of the above Committee.

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

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

(i) Memorandum of Understanding between the Government of India (Ministry of Textiles) and the Handicrafts and Handlooms Exports Corporation of India Limited, for the year 2018-19.

(ii) Memorandum of Understanding between the Government of India (Ministry of Textiles) and the Central Cottage Industries Corporation of India Limited, for the year 2018-19.

20.(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) Sixty-third Annual Report and Accounts of the Hindustan Antibiotics Limited (HAL), Pune, for the year 2016-17, 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.

21. A copy (in English and Hindi) of the Ministry of Consumer Affairs, Food and Public Distribution (Department of Food and Public Distribution) Notification No. S.O. 3663 (E)/Ess.Com./Sugarcane, dated the 26th July, 2018, publishing the Sugarcane (Control) Amendment Order, 2018, under sub-section (6) of Section 3 of the Essential Commodities Act, 1955.

22. A copy (in English and Hindi) of the Ministry of Human Resource Development (Department of Higher Education), Notification No. F. 1-18/2010(CPP-II), dated the 31st July, 2018, publishing the University Grants Commission (Promotion of Academic Integrity and Prevention of Plagiarism in Higher Educational Institutions) Regulations, 2018, under Section 28 of the University Grants Commission Act, 1956.

11-07 a.m.

3. Messages from Lok Sabha — Reported and Government Bills Laid on the Table

I. Secretary-General reported to the House, six messages from Lok Sabha informing Rajya Sabha that the Lok Sabha at its sitting held on the 9th August, 2018:—

- (i) had agreed to the amendments made by the Rajya Sabha to the National Commission for Backward Classes (Repeal) Bill, 2018, passed by the Rajya Sabha at its sitting held on the 6th August, 2018;
- (ii) passed the Representation of the People (Amendment) Bill, 2018;
- (iii) passed the Central Goods and Services Tax (Amendment) Bill, 2018;
- (iv) passed the Goods and Services Tax (Compensation To States) Amendment Bill, 2018;
- (v) passed the Union Territory Goods and Services Tax (Amendment) Bill, 2018; and
- (vi) passed the Integrated Goods and Services Tax (Amendment) Bill, 2018.

II. A copy each of the following Bills were laid on the Table:—

- (i) the Representation of the People (Amendment) Bill, 2018;
- (ii) the Central Goods and Services Tax (Amendment) Bill, 2018;
- (iii) the Goods and Services Tax (Compensation To States) Amendment Bill, 2018;
- (iv) the Union Territory Goods and Services Tax (Amendment) Bill, 2018; and
- (v) the Integrated Goods and Services Tax (Amendment) Bill, 2018.

11-09 a.m.

4. Report of the Public Accounts Committee

Shri Bhubaneswar Kalita laid on the Table, a copy (in English and Hindi) of the One-hundred Twelfth Report of the Public Accounts Committee (2018-19) on the subject "Incorrect Adoption of Exchange Rate and Undue Benefit to the Service Provider".

5. Statements of the Railway Convention Committee

Shri T.K. Rangarajan laid on the Table, a copy each (in English and Hindi) of the following Statements of the Railway Convention Committee:—

- (i) Statement showing Further Action Taken by Government on the Observations/Recommendations of the Committee contained in their Seventh Report (Sixteenth Lok Sabha) on Action Taken by Government on the Second Report (Sixteenth Lok Sabha) on 'Role of IRCON in Infrastructure Building of Indian Railways';
- (ii) Statement showing Further Action Taken by Government on the Observations/Recommendations of the Committee contained in their Eighth Report (Sixteenth Lok Sabha) on Action Taken by Government on the Third Report (Sixteenth Lok Sabha) on 'Commercial Utilisation of Vacant Railway Land - Role of Rail Land Development Authority (RLDA);
- (iii) Statement showing Further Action Taken by Government on the Observations/Recommendations of the Committee contained in their Thirteenth Report (Sixteenth Lok Sabha) on Action Taken by Government on the Fourth Report (Sixteenth Lok Sabha) on 'Role of IRFC and use of SPV methodology in financing development needs of Indian Railways';
- (iv) Statement showing Further Action Taken by Government on the Observations/Recommendations of the Committee contained in their Fourteenth Report (Sixteenth Lok Sabha) on Action Taken by Government on the Fifth Report (Sixteenth Lok Sabha) on 'Share of Railway Traffic vis-a-vis Road and Air Transport- An Evaluation';
- (v) Statement showing Further Action Taken by Government on the Observations/Recommendations of the Committee contained in their Eighteenth Report (Sixteenth Lok Sabha) on Action Taken by

Government on the Ninth Report (Sixteenth Lok Sabha) on 'Consultancy, Engineering and Project Management Services by RITES';

- (vi) Statement showing Further Action Taken by Government on the Observations/Recommendations of the Committee contained in their Nineteenth Report (Sixteenth Lok Sabha) on Action Taken by Government on the Tenth Report (Sixteenth Lok Sabha) on 'Scrap Disposal System in Indian Railways'; and
- (vii) Statement showing Further Action Taken by Government on the Observations/Recommendations of the Committee contained in their Twenty-second Report (Sixteenth Lok Sabha) on Action Taken by Government on the Twelfth Report (Sixteenth Lok Sabha) on 'Green Energy Initiatives in Indian Railways'.

6. Report of the Committee on the Welfare of Scheduled Castes and Scheduled Tribes

Shri Amar Shankar Sable laid on the Table, a copy (in English and Hindi) of the Twenty-seventh Report of the Committee on the Welfare of Scheduled Castes and Scheduled Tribes on the Ministry of Housing and Urban Affairs regarding Action Taken by the Government on the recommendations contained in the Fifteenth Report (Sixteenth Lok Sabha) on "Reservation for and employment of Scheduled Castes and Scheduled Tribes in Delhi Metro Rail Corporation (DMRC)".

11-10 a.m.

7. Statements by Ministers

1. Shri Parshottam Rupala, Minister of State in the Ministry of Agriculture and Farmers Welfare and the Ministry of Panchayati Raj, laid on the Table, a Statement (in English and Hindi) regarding Status of implementation of recommendations/observations contained in the Forty-eighth Report of the Department-related Parliamentary Standing Committee on Agriculture on Demands for Grants (2018-19), pertaining to the Department of Agricultural Research and Education (DARE), Ministry of Agriculture and Farmers Welfare.

2. Shri Gajendra Singh Shekhawat, Minister of State in the Ministry of Agriculture and Farmers Welfare, laid on the Table, a Statement (in English and Hindi) regarding Status of implementation of recommendations contained

in the Twenty-fifth Report of the Department-related Parliamentary Standing Committee on Petroleum and Natural Gas (2008-09) on 'Marketing, Supply, Distribution, Dealerships and Pricing of Kerosene and other petroleum products'.

3. Shri Santosh Kumar Gangwar, Minister of State (Independent Charge) of the Ministry of Labour and Employment, laid on the Table, the following statements (in English and Hindi) regarding:—

- (i) Status of implementation of recommendations/ observations contained in the Twenty-sixth Report of the Department-related Parliamentary Standing Committee on Labour on 'Exempted Organisations/Trusts/Establishments from EPFO: Performance, issues and challenges';
- (ii) Status of implementation of recommendations contained in the Twenty-eighth Report of the Department-related Parliamentary Standing Committee on Labour on 'Cess Funds and their Utilisation for Workers' Welfare'; and
- (iii) Status of implementation of recommendations/ observations contained in the Thirty-fourth Report of the Department-related Parliamentary Standing Committee on Labour on Demands for Grants (2018-19), pertaining to the Ministry of Labour and Employment.

4. Shri Rajen Gohain, Minister of State in the Ministry of Railways, laid on the Table, a Statement (in English and Hindi) regarding Status of implementation of recommendations contained in the Nineteenth Report of the Department-related Parliamentary Standing Committee on Railways on Demands for Grants (2018-19), pertaining to the Ministry of Railways.

5. Shri Ajay Tamta, Minister of State in the Ministry of Textiles, laid on the Table, a Statement (in English and Hindi) regarding Status of implementation of recommendations/observations contained in the Thirty-fifth Report of the Department-related Parliamentary Standing Committee on Labour on Demands for Grants (2018-19), pertaining to the Ministry of Textiles.

^6. Shrimati Krishna Raj, Minister of State in the Ministry of Agriculture and Farmers Welfare, laid on the Table, a Statement (in English and Hindi) regarding Status of implementation of recommendations contained

^ At 11-53 a.m.

in the Thirty-seventh Report of the Department-related Parliamentary Standing Committee on Agriculture on Demands for Grants (2017-18), pertaining to the Department of Animal Husbandry, Dairying and Fisheries (DADF), Ministry of Agriculture and Farmers Welfare.

11-13 a.m.

8. Matters raised with Permission

1. Shri Tiruchi Siva raised a matter regarding need to award Bharat Ratna to late Dr. Kalaignar Karunanidhi posthumously.

^o11-19 a.m.

2. Shri Biswajit Daimary raised a matter regarding need for better implementation of agreements between Government of India and Extremists groups of North-East region.

^d11-30 a.m.

3. Shri Sukhendu Sekhar Ray raised a matter regarding need for grand celebration on the occasion of inauguration of Netaji and Azad Hind Museum.

11-33 a.m.

4. Shri N. Gokulakrishnan raised a matter regarding need for urgent steps for the continued functioning of Jipmer Branch Hospital, Karaikal.

11-35 a.m.

5. Shri Md. Nadimul Haque raised a matter regarding need to curb the menace of ATM frauds.

11-37 a.m.

6. Prof. Ram Gopal Yadav raised a matter regarding atrocities on *Dalits* in Uttar Pradesh.

11-40 a.m.

7. Dr. Chandrapal Singh Yadav raised a matter regarding various problems faced by people living in cantonment areas of the country.

^o From 11-16 a.m. to 11-19 a.m., some points were raised.

^d From 11-22 a.m. to 11-30 a.m., some points were raised.

^c11-50 a.m.

8. Shri Binoy Viswam raised a matter regarding alarming flood situation in Kerala

^{sr}11-55 a.m.

The House adjourned and re-assembled at 12-00 Noon.

12-00 Noon

9. Starred Questions

Starred Question No. 256 was orally answered.

[^]12-02 p.m.

The House adjourned and re-assembled at 2-30 p.m.

Answers to remaining Starred Questions (257 to 270) were laid on the Table.

10. Unstarred Questions

Answers to Unstarred Question Nos. 2721 to 2880 were laid on the Table.

^{*}2-33 p.m.

11. Private Members' Resolutions — Negatived/Under Consideration

1. Shri Vishambhar Prasad Nishad moved the following Resolution:—

"Having regard to the fact that:—

- (i) the people belonging to Scheduled Castes, Scheduled Tribes or Denotified Castes are deprived of facilities and concessions and are being neglected because of the lack of a uniform reservation system in the whole country;
- (ii) the people belonging to Scheduled Castes, Scheduled Tribes or Denotified Castes are facing certain problems, and particularly

^c From 11-42 a.m. to 11-50 a.m., some points were raised.

^{sr} From 11-53 a.m. to 11-54 a.m., see item at Sl. No. 7 (6); and
From 11-54 a.m. to 11-55 a.m., some points were raised.

[^] From 12-01 p.m. to 12-02 p.m., some points were raised.

^{*} From 2-30 p.m. to 2-33 p.m., some points were raised.

the people belonging to the fishermen community in many States of the country have to face the difficulties as they migrate to other states in search of employment due to lack of employment opportunities and settle there permanently due to which they are rendered ineligible for availing reservation benefits as they are issued requisite certificate by the state from where they have migrated;

- (iii) in the States of Andhra Pradesh, Telangana, Assam, Bihar, Goa, Gujarat, Haryana, Himachal Pradesh, Jammu and Kashmir, Kerala, Karnataka, Madhya Pradesh, Maharashtra, Tripura, Manipur, Meghalaya, Mizoram, Odisha, Rajasthan, Tamil Nadu, Uttar Pradesh and West Bengal, and NCT of Delhi, the people belonging to fishermen community have been placed in the categories of Scheduled Castes, Scheduled Tribes and Denotified Castes and some of their castes having names that are synonymous and homonymous, whose food habits, customs and traditions and lifestyle are identical, have been deprived of reservation;
- (iv) as per the Constitution (Scheduled Castes) Order 1950, in the list of Scheduled Castes with respect to the state of Uttar Pradesh, the caste of 'Beldar' is included at Sl. No. 18, but a sub caste having similar name 'Bind ' has been excluded and at Sl. No. 36 the caste 'Gond' has been included, yet the castes 'Godiya', 'Kahar', 'Kashyap', 'Batham','Raikwar', 'Dhuriya' have been excluded, at Sl. No. 53, the caste 'Majhwar' has been included but the castes 'Mallah', 'Kevat', 'Manjhi', 'Nishad' have been excluded, at Sl. No. 66, the caste 'Turaiha' has been included, but the castes 'Turha', 'Dhivar' and 'Dhimar' have been excluded, at Sl. No. 65 'Shilpkar' Caste has been included, but the castes 'Kumhar', 'Prajapati' have been excluded, at Sl. No. 59 the Castes 'Pasi' and 'Tarmali' have been included, but the castes 'Bhar', 'Rajbhar' have been excluded, thus the synonymous sub-castes have been deprived of the facilities of reservation;
- (v) under the Constitution (Scheduled Tribes) Order 1950 issued by the Government of India, and in the Schedule -VIII of the Madhya Pradesh Reorganisation Act, 2000, the caste of 'Manjhi' has been notified at Sl No. 29 and the caste of 'Majhwar' have been notified at Sl. No. 30 as Scheduled Tribes throughout the State of Madhya Pradesh but the sub castes like Dhimar, Dhiwar,

Kevat, Kahar, Mallah, Nishad, which are homonymous and synonymous to 'Manjhi' and 'Majhwar' have been left out due to which these sub castes are deprived of the facilities of reservation;

- (vi) in the NCT of Delhi , the caste 'Mallah' has been entered in the list of Scheduled Castes , whereas the castes 'Kevat', 'Dhimar', 'Dhivar', 'Kahar', 'Kashyap', 'Nishad', 'Turha' and 'Manjhi', which are synonymous and homonymous to 'Mallah' have been excluded, due to which these sub-castes are deprived of the facilities of reservation;
- (vii) in the State of Bihar, the castes of 'Mallah', 'Dhivar', 'Dhimar', 'Kevat', 'Kahar', 'Khairwar', 'Tiyar', 'Manjhi', 'Khago', 'Bind', 'Nai', 'Rajbhar' and 'Dhanuk' have not been included in the list of Scheduled Castes in respect of which the State Government had sent a proposal to the Centre;
- (viii) in the State of Maharashtra, the caste 'Koli' is included in the list of Scheduled Castes, but its synonymous sub castes like 'Bhoi', 'Dhivar', 'Mahadev Koli', 'Kevat', 'Nishad', 'Mallah', 'Keer', 'Kirat', 'Gond', 'Kahar', 'Godiya Kahar', 'Pardesibhai', 'Rajbhoi', 'Dhimar', 'Koli', 'Dor', 'Malhaar', 'Koli', 'Dhangar Koli', 'Kolhe', 'Kolga Tokre', have been excluded from the list of Scheduled Castes;
- (ix) in Andhra Pradesh, 'Bestha', 'Besthar', 'Gangaputra', 'Gangavar Jalari', 'Pattapa', 'Pali', 'Banne Reddy', 'Pale Reddy' ,etc., have been excluded from the list of Scheduled Castes, and
- (x) in Gujarat, 'Bhoi' Caste is included in Scheduled Castes but its synonymous sub castes like 'Dhinvar', 'Mahadev Koli', 'Mallah Keer', 'Kirat', 'Gond', 'Kahar Godiya', 'Kahar', 'Pardesibhai', 'Rajbhoi', 'Dhimar', 'Koli', 'Malhar', 'Dhuriya Kahar', 'Godiya Kahar', 'Kolcha' have been excluded from the list of Scheduled Castes.

this House urges upon the Government to:—

- (a) provide uniform facilities, by amending the articles 341 and 342 of the Constitution to include the homonymous and synonymous sub-castes of Scheduled Castes and Scheduled Tribes according to the castes registered State-wise in the Constitution (Scheduled Castes) Order 1950 in all the States, and

- (b) amend the Constitution so that the persons belonging to SC/ST category in one state may be treated as the person of that SC/ST category all over the country to get the benefit of the reservation."

The following Members took part in the discussion:—

2-42 p.m.	1.	Shri Veer Singh
2-57 p.m.	2.	Shri Pradeep Tamta
3-08 p.m.	3.	Shri Chunibhai Kanjibhai Gohel
3-16 p.m.	4.	Prof. Manoj Kumar Jha
3-22 p.m.	5.	Shri Digvijaya Singh
3-27 p.m.	6.	Shri Rakesh Sinha
3-44 p.m.	7.	Shri D. Raja
3-49 p.m.	8.	Shri Thaawarchand Gehlot, <i>Minister of Social Justice and Empowerment</i>

4-10 p.m.

Shri Vishambhar Prasad Nishad replied to the discussion.

4-20 p.m.

The Resolution was put to the vote of the House and the House divided—

Ayes — @ 32

Noes — @ 66

4-23 p.m.

The Resolution was negatived by the House.

⁹4-25 p.m.

2. Shri Tiruchi Siva moved the following Resolution:—

"Having regard to the fact that:—

- (i) according to the Census of 2011, the population of widows in India is 4,32,61,278 which accounts for 7.37 percent of the female population in India, which is the largest population of widows in the entire world;

@ Subject to correction.

⁹ From 4-24 p.m. to 4-25 p.m., see item at Sl. No. 12.

- (ii) widowhood in India is not an ideal social condition and remarriage of widows is a rare phenomenon as widows in India face problems on economic, social, legal and health fronts;
- (iii) most of the widowed women do not have any formal training or education and as a result they are not able to find any employment to earn their livelihood and the conditions are worse for those widows who belong to the unorganised sector, which constitutes 70 percent of India's population;
- (iv) customs in the Indian society are still engrained in age old practices where death of the husband is a social phenomenon in the society which affects every aspect of the life of the widow and many of them suffer a social death;
- (v) the old structures of joint family are being transformed into new structures of nuclear family which are not able to support the widows as around 72 percent of the female population above the age of 60 years is dependent population;
- (vi) around 60 percent of the population of widows is in the age group of 70 -74 years, who require appropriate health care facilities, but contrary to that healthcare of widows is considered as a taboo and they do not have access to basic healthcare;
- (vii) widows are given property rights under the Hindu Succession Act, 1956, but most widows are unaware of these rights and they suffer from the conflicts for the inheritance of property;
- (viii) a study conducted by the National Commission for Women in 2016 on the condition of widows in Uttar Pradesh, Uttarakhand and West Bengal stated that 84 percent of women who live in *Swadhar Greh* homes had no access to any family property and 15 percent had no access because their children or other family members had taken away the property;
- (ix) religious places like Vrindavan, Mathura, Varanasi, etc., have become home for a large number of destitute widows from all around the country who have been left by their kiths and kins and are solely dependent on the state for their food and shelter and do not have any means of livelihood;
- (x) currently the Central Government does not have any specific scheme for the welfare of widows except for the Indira Gandhi National Widow Pension Scheme whereas *Swadhar Greh*

Scheme and Short Stay Home Scheme are not specifically meant for widows and cater to all categories of destitute women, and

- (xi) there is no specific law or scheme addressing needs of the widows in the country, despite the fact that it has the largest population of widows in the entire world which must be recognised as a special category of destitute women, as they suffer from mental trauma and social pressures,

this House urges upon the Government to —

- (a) bring a suitable legislation for the welfare of the widows in the country, which is able to address their social security needs;
- (b) extend adequate financial assistance at par with current living standards to the destitute widows;
- (c) frame a policy that enables widows to get appropriate legal aid and health care;
- (d) initiate awareness programmes to make people more sensitive to the social pressures faced by widows in the country, and
- (e) conduct a relevant study regarding the condition of the widows in the country and use the study report to take necessary steps for their welfare."

The following Members took part in the discussion:—

4-46 p.m.	1.	Dr. Sonal Mansingh
4-48 p.m.	2.	Dr. Ameer Yajnik
4-54 p.m.	3.	Shri Ravi Prakash Verma

After taking the sense of the House, the Deputy Chairman announced that further discussion on the Resolution would be taken up in the next Session.

¶12. 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 the Lok Sabha at its sitting held on the 10th August, 2018, passed the Arbitration and Conciliation (Amendment) Bill, 2018.

II. A copy of the Arbitration and Conciliation (Amendment) Bill, 2018, as passed by Lok Sabha, was laid on the Table.

¶ At 4-24 p.m.

5-01 p.m.

13. Government Bills — Passed

(i) The Insolvency and Bankruptcy Code (Second Amendment) Bill, 2018, as passed by Lok Sabha

Shri P.P. Chaudhary, Minister of State in the Ministry of Law and Justice and Ministry of Corporate Affairs, moved the motion for consideration of the Bill.

The following Members took part in the discussion:—

5-16 p.m.	1.	Shri Jairam Ramesh
5-27 p.m.	2.	Shri Mahesh Poddar
5-33 p.m.	3.	Shri Neeraj Shekhar
5-40 p.m.	4.	Shri S.R. Balasubramoniyam
5-45 p.m.	5.	Shrimati Kahkashan Perween
5-49 p.m.	6.	Shri D. Raja
5-52 p.m.	7.	Shri P. Bhattacharya
6-02 p.m.	8.	Shri Veer Singh

6-06 p.m.

Shri Piyush Goyal, Minister of Railways, Minister of Coal, Minister of Finance and Minister of Corporate Affairs, replied to the discussion.

6-17 p.m.

The motion for consideration of the Bill was adopted.

Clauses 2 to 40 were adopted.

Clause 1, the Enacting formula and the Title were adopted

6-18 p.m.

The motion moved by Shri P.P. Chaudhary that Bill be passed, was adopted and the Bill was passed.

6-19 p.m.

(ii) The Commercial Courts, Commercial Division and Commercial Appellate Division of High Courts (Amendment) Bill, 2018, as passed by Lok Sabha

Shri Ravi Shankar Prasad, Minister of Law and Justice and Minister of Electronics and Information Technology, moved the motion for consideration of the Bill.

The following Members took part in the discussion:—

- | | | |
|-----------|----|-----------------------------------|
| 6-22 p.m. | 1. | Shri Bhubaneswar Kalita |
| 6-28 p.m. | 2. | Shri Harshvardhan Singh Dungarpur |
| 6-31 p.m. | 3. | Shri A. Vijayakumar |
| 6-35 p.m. | 4. | Shri Ram Nath Thakur |
| 6-36 p.m. | 5. | Prof. Manoj Kumar Jha |
| 6-37 p.m. | 6. | Shri D. Raja |

6-38 p.m.

Shri Ravi Shankar Prasad replied to the discussion.

6-43 p.m.

The motion for consideration of the Bill was adopted.

Clauses 2 to 20 were adopted.

Clause 1, the Enacting formula and the Title were adopted

6-44 p.m.

The motion moved by Shri Ravi Shankar Prasad that Bill be passed, was adopted and the Bill was passed.

◇6-47 p.m.

14. Special Mentions

The following Special Mentions were laid on the Table:—

- | | | |
|----|-------------------------|--|
| 1. | Dr. Sanjay Singh | Demand to include Amahat Airport under the regional connectivity scheme and to start commercial operation at Sultanpur Airport, Uttar Pradesh. |
| 2. | Shri Amar Shankar Sable | Demand to protect the trainees engaged in various companies under Seekho aur Kamao Yojna of the Central Government from exploitation. |
| 3. | Prof. Manoj Kumar Jha | Demand for rehabilitation policy for the slum dwellers on the lands owned by Indian Railways. |

◇ From 6-45 p.m. to 6-47 p.m., some points were raised.

4. Dr. Kirodi Lal Meena Demand for realignment of Bombay-Delhi Express Highway proposed under Bharat Mala Project.
5. Shri Harnath Singh Yadav Need to regularize various professionals engaged in field of education and to discontinue regularizing the institution without financial grants.
6. Dr. Ashok Bajpai Demand to rejuvenate the textiles industry in Kanpur.
7. Dr. Satyanarayan Jatiya Demand to increase the honorarium of Aanganwari workers.

6-50 p.m.

15. Valedictory Remarks

The Chairman made valedictory remarks on the conclusion of the Session.

7-04 p.m.

16. National Song

National Song (*Vande Mataram*) was played.

(Due to gross disorderly conduct in violation of the rules and etiquette of the Rajya Sabha by the following Members, who entered the 'Well' of the House, shouted slogans and persistently and willfully obstructed the proceedings of the House, the Chair adjourned the House at 11-55 a.m.:—

1. Shri Neeraj Shekhar
2. Shri Vishambhar Prasad Nishad

7-05 p.m.

The House adjourned *sine die*.

DESH DEEPAK VERMA,
Secretary-General