

PROVINCIAL ASSEMBLY OF NWFP
SUMMARY OF PROCEEDINGS OF THE TENTH SESSION OF NWFP ASSEMBLY
Thursday 11th March, 2010

The proceedings of the House commenced with recitation from the Holy Quran followed by Urdu translation at 4:35 P.M. Mr. Kiramatullah Khan, Speaker, Provincial Assembly was in the Chair.

2. The House offered fateha for the departed soul of the Husband of Mst: Nargis Samin, MPA who died yesterday and for those shohadas who were martyred in bomb blast in Bahra Qadeem Gate.

3. **QUESTIONS HOUR**

(a) The following questions relating to Excise & Taxation Department was taken up by the August House:-

1. Question No. 702 by Mr. Pervaiz Ahmad Khan, MPA was called and replied.
2. Question No. 729 by Engineer Javaid Iqbal Tarkai, MPA was called and replied.
3. Question No. 743 by Sardar Shamhoon Yar Khan, MPA was called and replied.
4. Question No. 748 by Sardar Shamhoon Yar Khan, MPA was called and replied.
5. Question No. 767 by Mr. Sikandar Hayat Khan Sherpao, MPA was called and replied. The Chair directed Mr. Mahmood Alam, MPA/Chairman Standing Committee No. 9 Excise & Taxation Department to invite the mover in the meeting of the Committee fixed on 29/03/2010 to discuss the issue.

(b) The House differed Question Nos. 185, 628, 661, 678, and 813 pertaining to Auqaf, Hajj, Religious and Minority Affairs Department due to absence of the Minister for Auqaf, Hajj, Religious and Minority Affairs.

4. **LEAVE APPLICATIONS**

The House granted leave to the following Hon'able Members:-

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| 1) | Mian Nisar Gul,
Minister for Prisons | (11/03/2010) to (25/03/2010) |
| 2. | Al-Haj Sanaullah Khan Miankhel, MPA | (11/03/2010) to Prorogation |
| 3. | Mr. Ahmad Khan Bahadur, MPA | (11/03/2010) |
| 4. | Mr. Abdul Sattar Khan, MPA | (11/03/2010) |

5. After question hour on a point of order Mr. Abdul Akbar Khan, MPA raised that Al-Haj Sanaullah Khan Miankhel, MPA is absent from the ongoing session of the Assembly for 40 consecutive days. Quoting rule-51 of the Provincial Assembly of NWFP, Procedure and Conduct of Business Rules, 1988, he said "If a Member is absent, with out leave of the Assembly, for forty consecutive days of its sitting, the Speaker shall bring the fact to the notice of the Assembly and there upon any Member may move that the seat of the Member who has been absent be declared vacant". He contended that in pursuance of the rule ibid sought ruling in this regard from the Chair.

6. Mr. Speaker informed the House that he has received a fax message from Al-Haj Sanaullah Khan Miankhel, MPA seeking leave from 11th March, 2010 till prorogation and reserved ruling on a point of order.

7. **ADJOURNMENT MOTION**

An Adjournment Motion No.158 by Mr. Naseer Mohammad Khan Maidad Khel, MPA with regard to termination of 900/1000 Frontier Constabulary personnel as reported in the daily Mushriq and News was moved and admitted under rule 73 for discussion.

8. **CALL ATTENTION NOTICES**

(a) Call Attention Notice No. 254 by Mst: Munawar Sultana, MPA pertaining to teaching of Prophets names as Joseph and Jacob etc: in Islamiat subject in Private Schools was moved and Barrister Arshad Abdullah, Minister for Law, Parliamentary Affairs and Human Rights made a brief on the statement.

(b) Call Attention Notice No. 346 by Malik Qasim Khan Khattak, MPA with regard to powers given to specific party Leader and Workers instead of elected representatives on the directives of DCO, Karak was moved and Mr. Bashir Ahmad Bilour, Senior Minister for Local Government made a brief on the statement.

(c) Call Attention Notice No. 357 by Mr. Muhammad Zahir Shah Khan, MPA with regard to appointment of Class-IV, BPS-2 on 33 vacant posts in violation of merit made by DCO and DOR, District Shangla was kept pending for the second time on the request of mover due to absence of the Minister for Revenue.

LEGISLATIVE BUSINESS

(a) Up on the motion of Mr. Saqibullah Khan Chamkani, MPA/Member-In-Charge the House granted leave to introduce the Provincial Motor Vehicles (NWFP) (Amendment) Bill, 2010.

(b) On the request of Mr. Saqibullah Khan Chamkani, MPA/Member-In-Charge, Mr. Speaker suspended proviso of rule 82 of the Procedure and Conduct of Business Rules, 1988 in exercise of his powers granted by the rule ibid and allowed Member-in-Charge for consideration of the Provincial Motor Vehicles (NWFP) (Amendment) Bill 2010.

(c) The House considered the Provincial Motor Vehicles (NWFP) (Amendment) Bill, 2010 clause by clause and passed upon the motion of Member-in-Charge with the following identical amendments adopted moved by Mr. Abdul Akbar Khan, MPA, Mr. Muhammad Zamin Khan, MPA and Mufti Kifatullah, MPA:

"Twelfth Schedule, in part-I, in entry 52"

(d) The House was adjourned for ten minutes for assar prayer. Mr. Kiramatullah Khan, Speaker Provincial Assembly assumed the chair at 6:35 PM.

(e) The NWFP Local Government (Amendment) Bill, 2010 was introduced in the House upon the motion of Mr. Abdul Akbar Khan, MPA/Member-in-Charge.

10. RESOLUTIONS.

The following Resolutions were taken-up by the August House:-

- (1) Resolution No. 30 was moved and lapsed due to absence of the mover.
- (2) Resolution No. 167 was moved and lapsed due to absence of the mover.
- (3) Resolution No. 234 was moved and passed unanimously.
- (4) Resolution No. 333 was moved and passed unanimously.
- (5) Resolution No. 337 was moved and passed unanimously.
- (6) Resolution No. 338 was moved and passed unanimously.
- (7) Resolution No. 345 was moved and defeated.
- (8) Resolution No. 348 was moved and dropped.
- (9) Resolution No. 350 was moved and kept pending on the request of Minister for Information and Public Relations.
- (10) Resolution No. 361 was moved and passed unanimously.
- (11) Joint Resolution No. 378 was moved and kept pending on the request of mover.
- (12) Joint Resolution No. 379 was moved and passed unanimously.
- (13) Joint Resolution No. 384 was moved and passed unanimously.
- (14) Resolution No. 387 was moved and passed unanimously.
- (15) Resolution No. 388 was moved and passed unanimously.
- (16) Joint Resolution No. 391 was moved and passed unanimously.

- (17) Resolution by Mst: Noor Sahar, MPA regarding derogatory sketches of the Holy Prophet Muhammad (PBUH) published in the Norway daily News paper "Aften Posten" was moved and passed unanimously.
- (18) Joint Resolution by Hafiz Akhtar Ali, MPA and Mr. Shah Hussain Khan, MPA pertaining to derogatory sketches of the Holy Prophet Muhammad (PBUH) published in the Norway daily News paper "Aften Posten" was moved and passed unanimously.
- (19) Joint Resolution by Mian Ifthihar Hussian, Minister for Information and Public Relations and Mr. Bashir Ahmad Bilour, Senior Minister for Local Government & Elections and Rural Development relating to ruthlessly murder of renowned Advocate Sardar Khan (late) in Islamabad was moved and passed unanimously.

LEGISLATIVE BUSINESS

The NWFP, Provincial Assembly (Powers Immunities and Privileges) (Amendment) Bill, 2010 was considered clause by clause by the House upon the motion of Mr. Saqibullah Khan Chamkani, MPA/Member-In-charge and passed with out amendment.

12 The sitting was adjourned till Friday 12th March 2010 at 4:00 P.M