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Price Eight Annas
HYDERABAD LEGISLATIVE ASSEMBLY

Saturday 19th July 1952

(Thirty Second day of the Second Session)

The Assembly met at Two of the Clock

[Mr SPEAKER IN THE CHAIR]

Starred Questions and Answers

Mr Speaker Let us take up questions

Illegal Usage of Forests

*410 Shri G Sreeramulu (Manthani) Will the hon Minister for Excise Customs & Forests be pleased to state

1 Whether any cases of illegal usage of forests came to the notice of Government during the last year?

2 If so what is the amount of loss incurred by Government in this respect?

Corruption by Forest Chowkidars

*411 Shri G Sreeramulu Will the hon Minister for Excise Customs & Forests be pleased to state

1 Whether the Government are aware of the regular practice adopted by the forest chowkidars and other Forest Department personnel of making money by extracting annual fee per plough from the cultivators in the villages?
19th July 1952  

Starred Questions and Answers

2. If so what measures are proposed to be taken to stop such a corrupt practice?

Shareef Rana Riazul Haque

The answer was that the government had taken several measures to prevent corruption in the administration. These included:

- Conducting regular inspections of the departments and offices responsible for such activities.
- Implementing strict financial controls and ensuring proper accounts and records were maintained.
- Providing training and education to the officials about the importance of integrity and the consequences of corruption.
- Enforcing the anti-corruption laws rigorously and ensuring that perpetrators were dealt with appropriately.

These measures were aimed at creating an environment where corruption was not tolerated and to ensure that the citizens were aware of the government's commitment to upholding ethical standards and promoting transparency in governance.
Mr Speaker Let us proceed to the next question Shri G Sreeramulu

Contractor of Mahadevpur

*412 Shri G Sreeramulu Will the hon Minister for Excise Customs & Forests be pleased to state

1 Whether the Government are aware of the fact that a contractor of Mahadevpur of Manthai taluk put the Forest Department to a great loss by illegally cutting wood from the forest?

2 If so what steps have been taken by the Government in this connection?
1980 19th July 1952 Starred Questions and Answers

Excise Department Staff

*607 Shri M. Buchah Will the hon Minister for Excise Customs & Forests be pleased to state

1 Whether it is a fact that most of the gazetted and non-gazetted officials in Excise Department are unqualified and do not know regional languages?

2 Whether it is a fact that they are too old for their job?

3 If so what steps do the Government propose to take in the matter?

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1 Whether it is a fact that most of the gazetted and non-gazetted officials in Excise Department are unqualified and do not know regional languages?

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2 Whether it is a fact that they are too old for their job?

3 If so what steps do the Government propose to take in the matter?
Transfer of State Excise Personnel to Central Excise Department

*608 Shri M Buchnah Will the hon Minister for Excise Customs & Forests be pleased to state

The terms and conditions of transfer of the State Excise personnel to Central Excise Department during 1359 Fash i
19th July 1952

Starred Questions and Answers

1. Whether it is a fact that the Excise Sub Inspectors taken on probation during 1958 Fash are now thrown out of employment after serving the department for 3 years?

2. If so what steps are being taken to absorb them in the department?

Co-operative Commercial Corporation

Shri Bhagwan Rao Gadha (Ambad) Will the hon. Minister for Agriculture and Supply be pleased to state

Is the Hyderabad Co-operative Commercial Corporation a Co-operative and democratic body with shareholders and Board of Directors?

M. A. Rehman (Eurasia) An endorse Board of Directors (Co-operative) Co-operative Societies Act 1981 (Co-operative)
Starred Questions and Answers 19th July 1952

1. Why was the loan of Rs. 5,000,000 taken from the State Bank of India?

2. What was the purpose of the loan to the State Bank of India?

3. What is the status of the funds raised under the Government's Semi-Government Loan?

4. What is the status of the funds raised under the Government's Loan?

5. What are the reasons for taking over the Corporation and its business?

Shri L K Shroff (Rahur) Will the hon Minister for Agriculture and Supply be pleased to state

Is it true that the Government have taken over the Hyderabad Co-operative Commercial Corporation and its business?

Shri Bhagwan Rao Gadhe

Anomalous position

Liquidate

Food

Shri L K Shroff (Rahur) What are the reasons for taking over the Corporation and its business?

Chowki Ratan Singh
1984
19th July, 1952

Starred Questions and Answers

*574 Shri Bhagvant Rao Gadhe Will the hon. Minister for Agriculture and Supply be pleased to state

1. If the Government have taken over the Hyderabad Co-operative Commercial Corporation or its business, were the Board of Directors consulted and have they consented to the measure, and secondly, were the shareholders consulted, and have they consented?

2. What were the reasons to induce the Government to take over the business of the Co-operative Commercial Corporation?
Starred Questions and Answers 19th July 1952

(Indirect Admin strat on)

Maj Gen S. K. R. S. G. Khan

Mr. Chairman, I believe that a large number of members have been informed about the establishment of the Agricultural University. But since there is a need for more information, I would like to highlight some points.

1. The university will be located in a suitable site.
2. The first year will focus on agriculture education.
3. The university will provide facilities for research and extension.
4. The faculty will be appointed based on merit.

Thank you.

Mr. Chairman, I would like to know the status of the proposal for the establishment of the Agricultural University. Has any decision been taken yet?

Chairman: The proposal is under consideration at the highest level.
19th July 1952

Starred Questions and Answers

Mr. Waliu Rehman filled a question on theforesaid subject, as it was supposed to be the main concern of the employees (Employees) of the Re-organisation (Re-organisation) of the Co-operative Society, which was the main concern of the Agriculture Minister.

Shri Bhagwan Rao Gadhe, Will the hon. Minister for Agriculture and Supply be pleased to state—

Who will be responsible for the amounts due by the Co-operative Commercial Corporation to the various Taluqra Agricultural Co-operative Associations and Taluqra Co-operative Development Unions?

Sir, you have already held a meeting with the representatives of these associations to settle the accounts. Please state who will be responsible for the amounts due by the Co-operative Commercial Corporation to the various Taluqra Agricultural Co-operative Associations and Taluqra Co-operative Development Unions?

*576*
**577 Shri Bhagwati Rao Gadhe** Will the hon. Minister for Agriculture and Supply be pleased to state

What is the total amount of the liabilities of the Co-operative Commercial Corporation to the various Taluqa Agricultural Co-operative Associations?

**578 Shri Bhagwati Rao Gadhe** Will the hon. Minister for Agriculture and Supply be pleased to state —

What are the total amounts of claims by the Taluqa Agricultural Co-operative Associations against the Co-operative Commercial Corporation?

**579 Shri Bhagwati Rao Gadhe** Will the hon. Minister for Agriculture and Supply be pleased to state

Is it a fact that in the last General Body Meeting of the shareholders a resolution was passed refusing to liquidate the Co-operative Commercial Corporation and to allow it to merge with the Government without consulting the shareholders?
19th July, 1958

starred Questions and Answers

Election Deposits

1. Shri M. Bucharah Will the hon. Minister for Law and Endowments be pleased to state

Whether it is a fact that the Returning Officer of Asifabad Constituency has not refunded the deposits of some of the candidates who contested in the General Elections?

2. If so, for what reasons?

Mr. Speaker A matter of opinion

Shri Hameed, Ra'ulchandri - 20/-, one of the candidates has been in touch with the Returning Officer regarding the refund of his deposit. He has called upon him twice, got his deposit from him on 20th July and said that he would go to the Election Commission. The others have not been in touch with the Returning Officer and consequently they have not been refunded their deposits.

Shri Hameed, Ra'ulchandri - has been in touch and has not been refunded his deposit.

Candidature - Khwaja - 20/-

Red-tapism - 20/-

Mr. Speaker - It appears that the Returning Officer has not been very cooperative and has not refunded the deposits of the candidates who have been in touch with him.

Shri Hameed, Ra'ulchandri - has been in touch with the Returning Officer and has been refunded his deposit.

Constituency - 20/-

Mr. Speaker - It appears that the Returning Officer has not been very cooperative and has not refunded the deposits of the candidates who have been in touch with him.

Shri Hameed, Ra'ulchandri - has been in touch with the Returning Officer and has been refunded his deposit.

Constituency - 20/
Social Service Programme

*476 Shri Madhav Rao Nirulkar (Hungoli Reserved) Will the hon. Minister for Social Service be pleased to state

1. Whether there is any programme drawn for Social Service Department for the benefit of Harijans?

2. If so what are the details of the same?

3. What measures have been introduced in Parbhani district in connection with the said programme?

Shri Jagannath Rao Chanderka Notice Please

Social Service Programme

*476 Shri Madhav Rao Nirulkar (Hungoli Reserved) Will the hon. Minister for Social Service be pleased to state

1. Whether there is any programme drawn for Social Service Department for the benefit of Harijans?

2. If so what are the details of the same?

3. What measures have been introduced in Parbhani district in connection with the said programme?
1990

19th July, 1952

Starred Questions and Answers

कितने अधिवेशनों की सहायता भी जाती है। सामाजिक कार्यक्षेत्रों में विकास 
रूपसे (Encouragement) के लिए इस्कुलशन के भारतीय वर्ग विवेक नाम से 
कितने मूल्य हैं जैसे विवेक की १८ रूपये समय (Monthly) विवेक भी है।

श्री रामनाथ हासिन (मकबरा आमकांकर हाम) का मोहर रहे न रहे सामान निक? आ

को गुरुन्मती के समय ही रही है।

बी दफ़र देवी ने यथासार्थ है कि राज्यसूची देखे टो प्रशन मिला होगा।

श्री रामनाथ हासिन (मकबरा) सदृश ध्वनियों के सामने हर जमकर रहा है।

के का का के जा में है। जानते हैं कि जो किंतु जो कोई न हो जानते हैं न रहे निक

बी दफ़रान देवी ने का मोहर न हो रही है।

श्री रामनाथ हासिन (मकबरा) सदृश ध्वनियों के सामने हर जमकर रहा है।

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No Answer was given)

एक अग्र से विश तक को जरूर योग रूप योग का जाना है?

मोर्चा सेकेन्द्र अस्कर जो है दाम दाम दाम है?

श्री रामनाथ हासिन (मकबरा) होने के का का सोल समर भी?

हाल है वह में?

बी दफ़र देवी - बिना किसी जोड़ो की जब तक है।

एक अग्र से विश तक को जरूर योग रूप योग का जाना है?

बी दफ़र देवी - जोड़ो की जब तक है।

श्री रामनाथ हासिन (मकबरा) के का का सोल समर भी?

बी दफ़र देवी - यह भी ही।
Unstarred Questions & Answers

Unauthorised cutting of Timber from Forests

110 Shri G Venkat Reddy Will the hon. Minister for Excise, Customs & Forests be pleased to state

1. Whether it is a fact that during the last three years timber has been cut from the forests unauthorisedly for want of proper supervision?

2. If so, what is the amount of loss incurred so far?

3. What steps have been taken by the Government in this matter?

Shri K V Ranga Reddy (1) Yes. The timber has been cut. Due to the disturbances caused by some unsocial elements proper supervision could not be exercised.

(2) No loss was incurred. Whatever timber was found illicitly cut its cost and the fines were recovered.

(3) The offenders were apprehended and the cost of the timber and fines imposed were recovered from them. Some of them were prosecuted in the Court and punishments have been awarded.

L A Bill No. XXIII of 1952 a Bill further to amend the Hyderabad General Sales Tax Act, 1950

Mr. Speaker Now we shall take up a Bill further to amend the Hyderabad General Sales Tax Act, 1950

Minister for Finance (Dr. G S Mehta) Sir, Motion for the second reading of the Bill was already adopted.
Mr Speaker I have not received any amendments so I shall put the clauses to vote

The Question is

That clause 2 stand part of the Bill

The Motion was adopted

Clause 2 was added to the Bill

Mr Speaker The Question is

That Short Title Commencement and Preamble stand part of the Bill

The Motion was adopted

Short Title Commencement and Preamble were added to the Bill

Dr G S Melkote Sir I beg to move

That L A Bill No XXIII of 1952 a Bill further to amend the Hyderabad General Sales Tax Act 1950 be read a third time and passed

Mr Speaker The Question is

That L A Bill No XXIII of 1952 a Bill further to amend the Hyderabad General Sales Tax Act 1950 be read a third time and passed

The Motion was adopted

L A Bill No XX of 1952 a Bill for making provision of Proper Housing for Labour

Mr Speaker Now we shall take up L A Bill No XX of 1952 a Bill for making provision for proper housing for labour

The Minister for Labour & Rehabilitation (Shri V B Raju)

Mr Speaker Sir I beg to move

That L A Bill No XX of 1952 a Bill for making provision for proper housing for Labour be read a second time

Mr Speaker The Question is

That L A Bill No XX of 1952 a Bill for making provision for proper housing for Labour be read a second time

The Motion was adopted
Mr Speaker Now we shall take up amendments

Shri Deshpande

Shri V D Deshpande Sir I beg to move

That the words beginning with the words and includes and ending with the words of his employment on page 2 a lines 5 to 11 of paragraph (xi) of sub clause (1) of clause 2 of the said Bill be omitted

Mr Speaker Motion moved

That the words beginning with the words and includes and ending with the words of his employment on page 2 in lines 5 to 11 of paragraph (xi) of sub clause (1) of clause 2 of the said Bill be omitted

Shri V D Deshpande Sir I beg to move

That the following sub paragraph be inserted on page 3 after sub paragraph (e) of paragraph (xii) of sub clause (1) of clause 2 of the said Bill namely —

(f) any sum earned as overtime pay bonus or additional remuneration for increased output or any other additional remuneration of the nature aforesaid and any sum payable to such person to counteract abnormal economic conditions or by reason of the termination of his employment

Mr Speaker Motion moved

That the following sub paragraph be inserted on page 3 after sub paragraph (e) of paragraph (xii) of sub clause (1) of clause 2 of the said Bill, namely —

(f) any sum earned as overtime pay bonus or additional remuneration for increased output or any other additional remuneration of the nature aforesaid and any sum payable to such person to counteract abnormal economic conditions or by reason of the termination of his employment

Shri K Ram Reddy (Nalgonda General) Mr Speaker Sir I beg to move

That the following sub clause be inserted on page 3 after sub clause (2) of clause 2 of the following said Bill namely

(3) Four officials shall be nominated by the Government as adviser to advise the Corporation on technical matters
Shri V B Raju Sir I would like the hon Member, who has just now moved the amendment to examine whether his amendment fits in clause No (2).

Sir what I want the hon Member to examine is whether the insertion should be after sub clause (2) or anywhere else.

Mr Speaker I think it should be to clause No (2) only.

Shri K Ram Reddy It is a printing mistake. Sir.

Shri V D Deshpande Sir I want to submit that the amendment which was just now moved by Shri Ram Reddy pertains to clause No 4.

Mr Speaker It is up to him to explain.

Shri V D Deshpande But it does not fit in there.

There are only two amendments. We shall have general discussion now. Shri V D Deshpande.

Wages means all remuneration capable of being expressed in terms of money earned under the terms of his contract of employment, expressed or implied by an employed person in respect of his employment or of work done in such employment and includes any sum earned as overtime pay, bonus or additional remuneration for increased output or any other additional remuneration of the nature aforesaid, and any sum payable to such person to counteract abnormal economic conditions or by reason of the termination of his employment but does not include.

(Definition) Wages.

(Overtime pay)

(Remuneration)
Mr Speaker Any sum payable to such person

Shri V B Raju I am not prepared to accept that portion

Accept

That means dearness allowances in respect of his employment

Shri V B Raju Yes

So the hon Member may reconsider whether he insists upon that

Mr Speaker There is another factor, not only dearness allowance

Termination of his employment

Shri V B Raju That much portion

By reason of the termination of his employment

I do not mind omitting these words also because when he goes out of employment there is no responsibility of paying anything and he will not continue to be in the house. Even that portion also I am prepared to delete

Suggestion (of his Employment)

And

and any sum payable to such person to counteract abnormal economic conditions

Shri V B Raju I am accepting this much

any sum earned as overtime pay bonus or additional remuneration for increased output or any other additional remuneration of the nature aforesaid or any sum payable by reason of the termination of his employment.
Mr Speaker So any sum payable to such person to counteract abnormally economic conditions that portion is not accepted

Sir M S Rajalingam (Wuungal) Speaker Sir I wish that the Hon Minister should consider the acceptance of it beause the definition of wages in the Wages Act also should be taken into consideration in this context If not I think it is going to affect the workmen's compensation when the workes goes to the common under the Workmen's Compensation Act I therefore wish that the definition of wages which the hon Member wants to accept should be in tune with the definition of wages in the Workmen's Compensation Act and also payments made under that Act If not they may not fall line and the management on the one side and the workes on other may raise that definition of wage into service which is more advantageous to them which may result in fresh complications on the labour issue I therefore desire that the definition be one and the same in all the Acts

Shri V B Raju For certain conditions or objectives that are laid down in a particular Act the definition of a particular term is taken in a particular manner The definition of wages in this Act will be limited only for this Act and it will not influence any other definition in any other Act As such the hon Member need not have any apprehension because every Act has got its limitations and the Government will implement it accordingly

Mr Speaker Is the term wages defined in any other Act

Shri V B Raju Yes Sir

Shri M S Rajalingam Can wages be defined in a different way in each and every Act

Mr Speaker Well it is a matter of opinion

Shri M S Rajalingam It is going to bring in complications again Sir

Shri V B Raju Even the word worker has got different definitions

M Speaker Let the hon Minister mark out the words accepted by him
L A Bill No XX of 1952 19th July 1952 1997

a Bill for making Provision for proper Housing for Labour

Shri V B Raja Speaker Sir I will read the whole paragraph as amended

Wages means all remuneration capable of being expressed in terms of money earned under the terms of a contract of employment expressed implied by an employed person in respect of his employment or of work done in such employment and includes any sum payable to such person to counteract abnormal economic conditions

Mr Speaker What will happen to the rest of the potion

Any sum earned as overtime pay bonus or additional remuneration for increased output or any other additional remuneration of the nature aforesaid up to this and again by reason of the termination of his employment

They should agree with the hon. Member

Shri V D Deshpande I think they will agree

Shri Uddhava Rao Patil (Osmanabad General) I agree Sir

Shri Ankush Rao Venkat Rao (Partnu) Yes Sir I agree

Mr Speaker So this is accepted Let us proceed to the next amendment

(Clarify)

any sum payable to such person to counteract abnormal economic conditions or by reason of the termination of his employment

any sum payable to such person to counteract
L A Bill No XX of 1952
a Bill for making Provision for proper Housing for Labour

Mr Speaker I think the hon Minister himself has deleted those words.

Shri L K Shroff I think Sir it would be correct to delete the words to counteract abnormal economic conditions because these words are unnecessary for the words that come later on.

Any sum payable by reason of the termination of his employment—that is necessary.

Shri V D Deshpande any sum payable to such person to counteract abnormal economic conditions.

Shri L K Shroff Simply the words to counteract abnormal economic conditions or may be deleted so that the other words coming later may have some meaning.

Mr Speaker Then it would read like this

any sum payable to such person by reason of the termination of his employment.

What does the hon Minister say?

Shri V B Raghu I have no objection Sir.

Mr Speaker So the hon Minister accepts this. Then I shall read again the definition of wages as accepted so that there may not be any confusion.

Wages means all remuneration capable of being expressed in terms of money earned under the terms of his contract.
of employment express or implied by an employed person in respect of his employment or of work done in such employment and includes any sum payable to such person to counteract abnormal economic conditions but does not include those matters that are mentioned in clauses (a) to (f) of (f) runs as follows.

(f) any sum earned as overtime pay bonus or additional remuneration for increased output or any other additional remuneration of the nature aforesaid and any sum payable to such person by reason of the termination of his employment.

Shri M S Rajakengam: I seek some clarification Sir. Here any sum to counteract abnormal economic conditions—this is being omitted. Does it mean that it forms part of the contract—express or implied referred to in the main definition?

Shri V B Rau: The construction of the sentence is that it cannot be related with the express or implied contract or anything of that nature. Wages include any sum and dearness allowance. That explains it in a nutshell. It need not be linked up with the contract express or implied. It is an item by itself. It is separate.

Mr Speaker: I would put the amendment as finally accepted to vote. The question is

(2) (1) In this Act unless there is anything repugnant in the subject or context

(w) Wages means all remuneration capable of being expressed in terms of money earned under the terms of his contract of employment express or implied by an employed person in respect of his employment or of work done in such employment and includes any sum payable to such person to counteract abnormal economic conditions but does not include—

(a) the value of any house accommodation supply of light water medical attendance or other amenity or of any service excluded by general or special order of the Government

(b) any contribution paid by the employer to any personal fund or provident fund

(c) any travelling allowance or the value of any travelling concession

(d) any sum paid to the employed person to defray special expenses entailed on him by the nature of his employment or

(e) any gratuity payable on discharge,
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a Bill for making Provision for proper Housing for Labour

(f) any sum earned as overtime pay, bonus or additional remuneration for increased output or any other additional remuneration of the nature above defined any sum payable to such person by reason of the termination of his employment.

The Motion was adopted.

The question is

That Clause 2 of the Bill as amended stand part of the Bill.

The Motion was adopted.

Clause 2 was added to the Bill.

There is no amendment to Clause 3 the question is

That Clause 3 of the Bill stand part of the Bill.

The Motion was adopted.

Clause 3 was added to the Bill.

Now we shall take up the amendments to Clause 4 of the Bill.

Shri V D Deshpande Mr Speaker Sir I beg to move.
On page 4 for sub clause (2) of Clause 4 of the said Bill substitute the following sub clause namely

(a) The Corporation shall consist of the following members

(a) The hon the Minister for Labour who shall be the Chairman

(b) Six persons elected by the Hyderabad Legislative Assembly according to the principle of proportional representation by means of a single transferable vote

(c) Three persons elected by the representatives of the interests of the employers

(d) Three persons elected by the representatives of the interests of the employees according to the principle of proportional representation by means of a single transferable vote

Mr Speaker Since they are to be elected there is no question of consultations

Shri V D Deshpande Yes but the number is the same.

Mr Speaker Motion moved.

Shri K Venkatrama Rao (Chinna Kondur) Mr Speaker Sir I beg to move. On page 4 in paragraph (b) of sub clause (a)
Mr Speaker I think this amendment is the same as clause (b) of Shri V D Deshpande’s amendment. This need not be taken separately.

Shri V B Raju Does it mean all the twelve members Sir? In paragraph (b) it is stated that only 6 persons nominated by the Government be elected.

Mr Speaker I think 6 persons nominated by the Government one of whom shall be a woman. This is confined to that. There is no difference. So this amendment need not be moved. Of course the word ‘a woman’ has not been included. The amendment as moved by Shri Venkat Rama Rao and the amendment moved by Shri V D Deshpande are similar.

An Hon Member There is a difference Sir. According to Shri V D Deshpande’s amendment, six persons are to be elected by the Hyderabad Legislative Assembly. The other amendment was that they be elected by the Hyderabad Legislative Assembly from among its members. The words from among its members are important. Sir.

Shri V D Deshpande It is an oversight. I may be allowed to amend that and add the words ‘from among its members after’ by the Hyderabad Legislative Assembly.

Mr Speaker The Hyderabad Legislative Assembly is not probably going to elect outsiders. So Shri Venkat Rama Rao’s amendment need not be moved.

Next Shri G Sreeramulu

Shri G Sreeramulu I beg to move.

On page 4, for paragraph (b) of sub clause (a) of clause 4 of the said Bill substitute the following paragraph namely:

(b) Six persons elected (on proportional representation method) by the Legislature one of whom shall be a woman.
2002  19th July 1952  L A Bill No XX of 1952 a Bill for making Provision for proper Housing for Labour

Mr Speaker The only difference is that this says that necessarily there should be one woman. Motion moved. Next Shri Shamrao Naik

Shri Shamrao Naik (Hingoli General) Mr Speaker Sir I beg to move

On page 4 in line 1 of paragraph (b) of sub clause (2) of Clause 4 of the said Bill for the word Six substitute Three

Mr Speaker So it would read like this Three persons nominated by the Government one of whom shall be a woman. After your amendment please read how the sub clause would stand in full

Shri Shamrao Naik I have suggested other amendments also

Mr Speaker Yes but what about this amendment? You want three representatives to be nominated by the Government. That is what you mean?

Shri V B Raju My amendment would mean three including a woman

Mr Speaker Of course three includes a woman. But does he allow the Government to nominate these three members? Motion moved. Next Shri G Sreeamulu

Shri G Sreeamulu Mr Speaker Sir I beg to move

On page 4 for paragraph (c) of sub clause (2) of Clause 4 of the said Bill substitute the following paragraph namely Three persons elected by the various Boards of Employees Companies and Managements

Mr Speaker Motion moved. Next Shri Shamrao Naik

Shri Shamrao Naik Mr Speaker Sir I beg to move

On page 4 in line 1 of paragraph (c) of sub clause (2) of Clause 4 of the said Bill for the word Three substitute Two

Mr Speaker The hon Member wants only two representatives and those two persons should be nominated by the Government. Motion moved. Next Shri G Sreeamulu
Shri G. Sreeramulu: Mr. Speaker Sir I beg to move

On page 4 for paragraph (d) of sub clause (a) of Clause 4 of the said Bill substitute the following paragraph namely

(d) Three persons elected by the various representative bodies of Trade Union of employees in consultation with their respective organizations.

Mr Speaker: Three persons elected by various representatives. What does it mean? When the various representatives of trade unions and employees elect their representatives how does the question of consultation arise?

Shri G. Sreeramulu: They should be elected by the employees only whether they represent their union or not. This should be left completely to the employees.

Mr Speaker: The hon. Member says representative bodies of trade unions? The representative bodies may be of such type where they are in the form of trade unions also.

Shri G. Sreeramulu: These representative bodies may be different from trade unions. That is why I used the word 'or'

Mr Speaker: In consultation with their respective organisations. Why should this find a place here? They can do it privately at the time of election. Does he mean to say that they should be nominated by the various representative bodies in consultation with trade unions?

Shri G. Sreeramulu: Instead of this they may be elected by the employees.

Mr Speaker: It may give some meaning if the hon. Member puts it as: The Government should nominate in consultation with the representative organisations. Election and then consultation with the representative bodies is not understandable to me at least.

Shri G. Sreeramulu: Then the amendment up to the word bodies may be retained and the words following 'or' may be deleted.

Mr Speaker: In consultation with the respective organisations. These words should be deleted. Then the amendment
would ad as follows— Substitute the following paragraph namely—

Three persons elected by the various representative bodies of trade unions of employees

Shri G Sheeramulu Yes Sir

Mr Speaker Amendment moved

Mr Speaker Next amendment Shri Shamrao Naik

Shri Shamrao Naik Mr Speaker Sir I beg to move

(a) On page 4 in line 1 of paragraph (d) of sub clause (a) of Clause 4 of the said Bill for the words ‘Three persons nominated by the Government substitute Seven persons elected’ substitute ‘Seven persons elected’.

(b) On page 4 omit the proviso to paragraph (d) of sub clause (2) of Clause 4 of the said Bill

Mr Speaker Of course instead of three persons nominated by the Government to represent the interests of employees the hon Member wants to say seven persons elected. Is it not so? Then that proviso should go. Motion moved

I beg to move That the following sub clause be inserted after sub clause (2) of Clause 4 of the Bill namely—

(3) From officials shall be nominated by the Government as advisers to advise the Corporation on technical matters

Mr Speaker Where does the hon Member want to add it?

Shri V B Raju He wants to add to the strength of the 12 persons. He wants an addition of 4 persons also after the proviso

Shri V D Deshpande After sub clause 2 it will come as sub clause (3). Sub clause (3) now standing will have to be changed into sub clause (4) as a consequential result

Mr Speaker Motion moved But then he practically accepts the principle of nomination
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a Bill for making Provision for proper Housing for Labour

Shri V D Deshpande On technical matters not with voting powers

Six persons nominated by the Government one of whom shall be a woman

Mr Speaker Practically he accepts the nomination

Shri V D Deshpande On technical matters as Advisers but not for voting
Mr Speaker You agree to that six persons Regarding
Four officials shall be nominated by the Government as Advisers
to advise the Corporation on technical matters. It was proposed that
this should form part as sub clause (3) and then the existing
sub clause (3) should be changed to sub clause (4). But the
wording is
Mr Speaker It will be independent.
The Corporation shall consist of the following Members:

- **Nominated Members**
  - Luqman Ali Khan (Hindu)
  - Syed Haiqul Hoque (Moslem)
  - Rashid Mirza (Moslem)

We are going towards democratic socialism.

He is not going towards socialism, but away from socialism.

"Six persons elected (on proportional representation method) by the "Legislature", one of whom shall be a woman."
Six persons from the Public

Six persons from the Legislature

Employers

Representative Bodies

Elected Nomination

Mr Speaker Shri Shamrao Naik

Shri Shamrao Naik Mr Speaker Su without casting any aspersion on the intentions of the Government I would like to make a suggestion that when the Government intends to make provision for proper housing of labour and thereby try to improve the housing conditions of the labour class they should also see to it that the rights of the people are recognised in these days of democracy I should say the amendments that I have suggested are only based on the principles of democracy

The Constitution of the Corporation as laid down in the Bill is fully based on the principle of nomination only No doubt the Government has to look after the interests of the labour class as well as the capitalists But in spite of all that the principle of democracy has to be recognised this principle has been recognised throughout the world and elections are conducted in accordance with that principle only I feel the same principle should be applied to Corporations and the like institutions Of course elected element may be a lay element and for that purpose an expert nominated element is necessary However for that purpose only I have made provision in my amendment I have suggested in my amendment to paragraph (b) of sub clause (a) that three members should be there instead of six Of course out
of the three one shall be a woman to represent the interests of the women. I have also suggested in my amendment to paragraph (c) of sub clause (a) that three members should be substituted by two. In that way, the Government can exercise its discretion and nominate any two persons who are experts in this direction and who can guide the elected elements there. In accordance with the principle of democracy that the majority should consist of elected Members, I have made some change in sub clause 2 (d) also. In the Bill it is stated that three persons shall be nominated by the Government to represent the interests of the employees whereas I have stated in my amendment that those seven persons shall be elected.

In the Bill, equal representation was given to the employers, capitalists and employees. But, I should say, that the purpose of the Bill is to improve the housing conditions of labour class and as such it is natural that there should be a majority of labourers in the Corporation. Only with this principle in view, I have suggested that 7 Members should be elected from the labour class instead of 3 Members being nominated by the Government. Of course, the two Members, who will represent the employers, will also be elected. It will, therefore, be clear that I have made no distinction or partiality whatsoever and that the Corporation will thereby consist of both elected and nominated Members. That is to say, on this basis, there will be a combination of experts as well as lay elements, and the working of the Corporation will be conducted in a good manner.

In my opinion, the present Government is more favourable to the employers, as they represent that class only. To avoid this, and in view of the fact that nominated elements, in my opinion, will give rise to favouritism and nepotism, and will thus make the working of the Corporation very difficult, I plead, in the interests of the labour class, that my amendment be accepted and duly passed by the House.

Thank you.

Shri M S Rajalingam Mr Speaker, Sir, In the light of the discussions that have taken place here, though, the problem appears to be very small, I feel, it is striking at the fundamental basis of proportional representation by single transferable vote. The question is whether we should extend this proportional representation to bodies like the Housing Corporation also.
As far as my knowledge goes wherever the administrative aspect of the question dominates it is quite essential that under these circumstances the principle of proportional representation must not be accepted. It is not because I am not a democrat that I am not accepting it, it is because I feel that there are certain defects which every one knows and when any one is asked to function in that particular capacity he may very well tell the same tale. In the light of this I wish that the present idea of accepting amendments as far as the principle of proportional representation goes be not agreed. It is also essential that this should not be carried to that level unless and until the House is convinced and at the same time the administrative heads are convinced that there is response co-operation from all parties and that they will be able to get men of agreeable temperament to function on bodies like this. If that is not the case it will be very difficult.

There is another aspect of the question which has been drawn here namely the representation of various Trade Unions. The representation of the various Trade Unions could be effected in two ways. We can have some indirect way of election say 100 members of a Trade Union being represented by one or so—and then bring them on to the bodies. That is one method. The second method is that we could say that in view of the fact that there are major organisations like INTUC Hyderabad branch etc. they could send their representatives on to these bodies. But so far as the representation of the Trade Unions on these bodies is concerned I am of opinion that if we ask the Unions to send the elected representatives they may not be in a position to see eye to eye with the administrative aspect of the whole question. It is always better that in administrative matters for good or bad whether there be nepotism or favouritism— it will be of great advantage even for the Opposition or even for those who propose the Bill that the responsibility of such thing is placed in one and the same individual Minister or party who represents the functions of this particular Corporation and that will make matters easier. As such I feel that so far as the question of representation of the Trade Union members on these bodies is concerned we shall not press very much for that as suggested in amendments I would leave it to the administrative authorities themselves to have their own choice.

Then as far as the experts question is concerned there should not be any difference of opinion regarding the number that is mentioned one or two more experts we could have there and it would
be advisable also if, by way of experience, it is found that we need certain experts of a different type, they may be included there and on and some provision can be there.

I think that unless and until the question of policies arises, such as the reference made by my hon. friend with regard to University and the representatives of the Legislative Assembly Members on it, the question of proportional representation should not arise. It is advisable that we should have all shades of people in such cases because it is a question of policy-making and wherever it is a question of policy-making the minority view must not be crushed and I am strongly of the opinion that wherever it is a question of policy-making as a democrat, we should have proportional representation but wherever the administrative aspect of the question dominates, we should not go into that, least, I am afraid that our other considerations which ought not to be mentioned here naturally in view of general human weakness—step in there and they complicate the problem and the purpose of the whole institution is nullified.

Therefore, I conclude that the principle of proportional representation can not be accepted and the representatives of the Trade Unions as is envisaged by the Opposition Benches also not agreed upon at this juncture especially.
Shri L K Shroff, Speaker, Sir: Clause 4 of this Bill is a very important one inasmuch as the constitution of a Corporation which deals with the big affair of the housing problem of labour is considered in it.

Various amendments have been put forward all of which attempt at bringing in the idea of representation by election to this Corporation. In this connection I beg to submit to you that this Corporation is only a body meant for constructing houses for the labour population of our State. The only policy that this body has got to deal with is the construction of houses and except that there is no other policy with which it is concerned. In such a case, there is no question of representation of various interests of the Assembly or any other body by election to this Corporation. The idea of nomination is there because always this body has got to function in a very businesslike manner and efficiently too and has got to turn out good work very quickly. The principle of nomination works out very satisfactorily in such matters. If election is adopted I am afraid the Corporation might become another body another battle ground for the different interests to fight against each other.

Labour, unfortunately in our country as well as in other countries, I believe, is still a handmaid of different political parties which use it only for gaining their own interests. And as such it might be that if representation is given to the various political parties that are represented in this House on the principle of proportional representation I am afraid the very purpose for which this Corporation is being formed will to build as many houses as possible within as short a period as possible will be frustrated. I strongly believe that the principle of nomination is a good one and that it will adequately serve the purpose of this Bill.

I do know that there are some defects present in this principle of nomination but those defects are remedied when we look at the proviso mentioned here in this connection. The representatives of the employers and the employees who will be nominated by the Government will be nominated in consultation with the different interests and so the defects of nomination will be remedied there. I therefore feel that this body should be a nominated one.
L. A. Bill No. XX of 1952
a Bill for making Provision for proper Housing for I about

2014
19th July, 1952

[Text in Arabic]

[Translation]

A Bill for making Provision for proper Housing for I about

[Text in Arabic]

[Translation]

A Bill for making Provision for proper Housing for I about

[Text in Arabic]
Mr Speaker All are young men! (Laughter)
L A Bill No XX of 1952

19th July 1952

A Bill for making Provision for proper Housing for Labour

This Bill is intended to provide for the proper housing of labour in the factories and industrial establishments. The Bill seeks to create a separate category of housing for industrial workers, ensuring that they have access to decent and affordable housing. The Bill also provides for the establishment of a housing authority to oversee the implementation of the provisions.

In the era of industrialization, workers have been traditionally housed in inadequate and unhealthy conditions. This Bill aims to address this issue by providing a legal framework for the provision of proper housing. The Bill seeks to ensure that workers have access to safe and healthy living conditions, which is essential for their well-being and productivity.

Sides (Constractive work) (Administrative) (Autocratic Rulers)
Mr. Speaker, you have to address the Chair.
L. A. Bill No. XX of 1952  
19th July 1952

A Bill for making Provision for proper Housing for Labour

Constructive

Interest

organise

walk out

Blame

Party Politics

Shri V. D. Deshpande  
Sir, he is casting an aspersioon. I stoutly refute that we discharged

( Unparliamentary )

Shri V. D. Deshpande: We have faith in democracy and we have come here. No charges should be laid like that.
Shri V B Raju Mr Speaker Sir The arguments have centred round the principle of democracy and much has been said. I do think that the stick of democracy that has been employed today to beat the Government is not very strong and it has failed to achieve its purpose.

The Corporation is being constituted for the administration of a fund called the Labour Housing Fund and also for the definite functions that have been enumerated in the Bill. As far as the Government can see there are no such conflicting policies that would come for discussion before the Corporation. A specific line of action has been laid down in the Bill itself and it is mostly as some of the hon. Members have said a constructive work in its nature and as I already pointed out at the time of the First Reading of the Bill commercial and technical in nature. The election process that is being stressed upon is not the only process to assure democracy in this country. Even supposing that the representatives are elected from this House I do not take it that it is absolute democracy. It becomes an indirect election. Can we afford to take its absolute nature? As has already been pointed out by one of the hon Members from this side of the House if for a moment we agree that 6 members are elected from this House they should be responsible to this House. While the accounts and other things are going to be submitted to the Government and when the Government is vested with the authority of superseding it looks ridiculous that a representative body of this House should be superseded by a Government which is subordinate to this House.

It may in the opinion of the constitutional experts be an anomaly. So I do not think that the hon. Members were suggesting this.
It must also be borne in mind that the proviso makes it obligatory on the part of the Government to consult the respective organisations. What has been in process in respect of the other Committees is that the respective organisations are consulted to send the panels. As far as possible all the interests are kept in view and it is always the case that every interest is represented. Those who plead for wider representation are missed in the point. In the so-called elections that there are parties in this House also which may not find place even after proportional representation. So a far and equitable treatment by the Government in the matter of outlook on the part of the Government in practice will naturally satisfy the desire which prompted these hon. Members to bring these amendments. I do not think that the hon. Members will have an opportunity after the Corporation is formed to say that it has been a handmaid of the Labour Minister or the Governor or the Party in power. The purpose is to satisfy the interests of a particular section i.e., the working class. The employer is going to be compelled to make some contribution. The funds are being provided by the Government and the Government as an hon. Member from this side of the House has put it has a primary responsibility to see that the funds are properly administered. For failure or success the Government will be held responsible. It should be realised that this Corporation is an alternative to the administrative department. As I have mentioned in this House this scheme is under implementation by the efforts of the department. The department can well afford to execute this scheme but what the Government thought best was that the constituting of a Corporation would cut short the red tape and also concentrate on the particular objective which could be realised very quickly. So the Corporation should not be taken or compared with the Municipal Corporation of Hyderabad or Secunderabad. Those Corporations have got wider powers within their sphere and get power of taxation also. There are many other functions which they have to perform. But this Corporation must be treated as a body which is meant for a specific purpose for which a policy or a line of action is being laid by this House and the accounts will be scrutinised by the Government and a note on the accounts and working of the Corporation will be placed on the table of the House. When the general budget of the Government would be discussed when the item of loans and advances comes, the hon. Members will have ample scope to ventilate their views and offer their criticisms. So when such scope had been given to this House and when the functions of this Corporation are so limited, there is no purpose in insisting or in taking the fundamental principle of democracy only for this
Bill while in the rest of the matters no mention has been made about democracy or autocracy. Even democracy as I mean may differ from the one that the hon. Member for Ippaguda may mean. As a matter of fact, there is one term which cannot be understood by simple men of my type and that is being used by those people who have the same ideology as the hon. Member for Ippaguda—Peoples Democratic Dictatorship and by certain important powers and by certain wider section of the people in this world. It is very difficult to go into these matters and to apply this thesis to this humble Corporation. So I would not like to take the valuable time of this House by going into the merits of democracy and the process of nomination.

I have got a few other points to answer. This Government a democratic Government and that is the reason why the system of nomination is being considered. If this had been a nominated Government it would have been better had the demand been for election. It was said from this side of the House that it would be very difficult to constitute an electoral college for electing labour representatives. So seen from my angle it is not possible to conduct elections. Instead of building houses, the Government will be spending money on the conduct of elections and thus again involves election returns then tribunals and all such things. The Government is interested in building houses and not creating election litigation.

I have tried to find out if in other States there is any Corporation constituted through the process of election. There is the Bombay General Housing Board and Section 4 of that Act reads as follows—

The Board shall consist of a Chairman and 4 other Members be appointed by the Provincial Government. That is the provision there. I have tried to find out from the Mysore State. The Rules under the Act read like this—

Rule 8 The Corporation shall consist of the following Members—

5 persons representing the Government nominated by the Government

5 persons representing the employers nominated by the Government in consultation with such organisations of employers,
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5 persons representing employees nominated by the Government in consultation with such organisations. This is in Mysore too the process observed is nomination. Then there is the Road Transport Corporation. Section 5 of the Corporation Act reads thus:

Subject to such rules made under this Act the Corporation shall consist of a Chairman and such number of other Members as the State Government may think fit to appoint.

So if I agree to election I think Hyderabad will be the first to introduce this process. Whether it is going to achieve the objective for which this Bill is being brought or whether it is to defeat the very purpose of the Bill I will not be able to say at this moment. But in any case I can say that for the good working of the Corporation for the smooth working of the Corporation if the Government is relied upon that it would give widest representation and take the widest opinion—if that confidence is reposed in the Government—I am sure the nomination method will bring success and the Corporation will work successfully. The House is always competent to change the Bill or the mode of the Bill and the process of constituting the Corporation. If it is found that this nomination method has failed to achieve the objective for which the Bill is prepared then the House can rectify it and I do not think hon. Members on this side of the House would then oppose the process of election.

So after these clarifications the hon. Members will please consider whether they should insist their amendments being put to vote. There are more important things than the process of constituting the Corporation and there we will have to put our heads together and the most important thing is finding finances for this Corporation. The hon. Member for Ippaguda remarked at the beginning only that finance constitutes a very important factor for this Corporation and a more important work lies ahead.

So let us not take much time in determining the process of election and let us proceed with the work as the Government visualise at this moment.

Thank you.

Mr. Speaker I shall now put the amendments to vote.

Shri V D Deshpande: Speaker Sir I want that my amendment be put to vote.
Mr Speaker The question is

"That the following sub-clause be substituted on page 4, for sub-clause (a) of clause 4 of the said Bill, namely —

"(2) The Corporation shall consist of the following members

(a) The hon the Minister for Labour, who shall be the Chairman

(b) Six persons elected by the Hyderabad Legislative Assembly according to the principle of proportional representation by means of a single transferable vote

(c) Three persons elected by the representatives of the interests of the employers

(d) Three persons elected by the principle of representatives of the interests of the employees according to the proportional representation by means of a single transferable vote"

The Motion was negatived

Shri G Sreeramulu Speaker, Sir, I beg leave of the House to withdraw my amendment, namely —

"That the following paragraph be substituted on page 4 for paragraph (b) of sub-clause (a) of clause 4 of the said Bill, namely —

'(b) Six persons elected (on proportional representation method) by the "Legislature", one of whom shall be a woman'"

The amendment was, by leave of the House, withdrawn

Shri Shamrao Nask Speaker, Sir, My amendment may be put to vote

Mr Speaker The question is

"That the following be substituted for the word 'six' on page 4, line 1 of paragraph (b) of sub-clause (a) of clause 4 of the said Bill, namely —

'Three'

The Motion was negatived

Shri V D Deshpande Speaker, Sir, I want that division be taken on this amendment

(The bell was rung for 3 minutes, 5.28 to 5.31 p m)
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Mr Speaker I shall put the amendment to vote once again.

The question is

That the following be substituted for the word Six on page 4 line 1 of paragraph (b) of sub clause (2) of clause 4 of the said Bill namely

Three

The Motion was negatived.

Shri V D Deshpande Speaker Sir I demand a division.

The House divided.

Ayes 52

Noes 67

The Motion was negatived.

Mr Speaker The question is

On page 4 in line 1 of paragraph (b) of sub clause (a) of clause 4 of the said Bill for the word Six substitute Three.

The Motion was negatived.

Shri Shamrao Navk Mr Speaker Sir I demand a division.

The House divided.

Ayes 52

Noes 67

The Motion was negatived.

Shri G Sreeramulu Mr Speaker Sir I beg leave of the House to withdraw my amendment.

The amendment was by leave of the House withdrawn.

Shri Shamrao Navk Mr Speaker Sir I want a vote to be taken on my amendment.

Mr Speaker The question is

On page 4 in line 1 of paragraph (c) of sub clause (a) of clause 4 of the said Bill for the word Three substitute Two.

The Motion was negatived.
Sh: G. Steeramulu  Mr Speaker Sir I beg leave of the House to withdraw my amendment.

The amendment was by the leave of House withdrawn.

Shri Shamao Naik  My amendment may be put to vote.

Mr Speaker  The question is

(a) On page 4, line 1 of paragraph (d) of sub clause (2) of clause 4 of the said Bill for the words "Three persons nominated by the Government substitute" substitute Seven persons elected.

(b) On page 4, omit the proviso to paragraph (d) of sub clause (2) of clause 4 of the said Bill.

The Motion was negatived.

Shri K. Ram Reddy  I beg leave of the House to withdraw my amendment.

The amendment was by leave of the House withdrawn.

Mr Speaker  Now I shall put clause 4 to vote.

The question is

That clause 4 stand part of the Bill.

The Motion was adopted.

Clause 4 was added to the Bill.

Mr Speaker  There is no amendment to clause 5. I shall put it to vote. The question is

That clause 5 stand part of the Bill.

The Motion was adopted.

Clause 5 was added to the Bill.

The question is

That clause 6 stand part of the Bill.

The Motion was adopted.

Clause 6 was added to the Bill.
The question is

That clause 7 stand part of the Bill

The Motion was adopted

Clause 7 was added to the Bill

Mr. Speaker Now we shall take up clause 8 Amendments were given notice of by Shri Hanumanth Rao and Shri Uddhavnado Patil

Shri G. Hanumantha Rao (Mulug) I beg to move

On page 5 in line 3 of the proviso to sub clause (3) of clause 8 of the said Bill for the words one year substitute six months

Mr. Speaker So by this amendment the clause will read Provided that this subsection shall not apply to an officiating or temporary appointment for an aggregate period not exceeding instead of one year six months

Amendment moved

Shri V B. Raju Mr Speaker Sir I am prepared to accept the amendment

Mr. Speaker Now I shall put clause 8 as amended to vote The question is

That clause 8 as amended stand part of the Bill

The Motion was adopted

Clause 8 was added to the Bill

The question is

That clause 9 stand part of the Bill

The Motion was adopted

Clause 9 was added to the Bill

Mr. Speaker Clause 10 There is an amendment by Shri R P Deshmukh

Shri Rang Rao Deshmukh Mr Speaker Sir I beg to move On page 5 in line 3 of clause 10 of the said Bill after the word playgrounds insert the following words namely

and also educational
I want the words before recreational facilities not after Sir section 10 (i) Provision of gardens playgrounds and recreational facilities I want to amend and also educational facilities

Mr Speaker Is there any difference in the wording that is typed here and the wording of the amendment originally tabled?

Shri Rang Rao Deshmukh There is some difference Sir. There should be after playgrounds educational and recreational facilities

Mr Speaker The provision of gardens playgrounds and educational and recreational facilities will serve the purpose. Otherwise it may read as provision of gardens playgrounds recreational and also educational facilities

Shri V D Deshpande He wants educational after recreational That is to say he wants and also educational facilities

I think it will read like Provision of gardens playgrounds and recreational and also educational facilities That does not make much difference

Shri V B Revu I am able to see the difficulty I can accommodate one and and not two ands

The mover may be satisfied by this provision of gardens playgrounds educational and recreational facilities

Shri Rang Rao Deshmukh educational and recreational facilities will do

Mr Speaker There is already one and

Shri V D Deshpande We can put a semi colon and say recreational and educational facilities

Shri V B Revu I am prepared to accept it in this form Sir

Mr Speaker But is the hon Minister prepared to accept the removal of and?
I shall put clause 10 to vote. The question is

That clause 10 as amended stand part of the Bill

The Motion was adopted

Clause 10 was added to the Bill

Mr. Speaker: Now clause 11 Shri G. Sreeramulu

Shri G. Sreeramulu: In clause 4, nominator has already been agreed to by the Government and when the whole Corporation has become, Government made this question does not arise. I therefore do not like to move my amendment.

Shri V. D. Deshpande: I do not wish to move my amendment for similar reasons.

Shri Shamoo Nask: Mr. Speaker, Sir, I do not wish to move my amendment to paragraph (a) of sub-clause (3) of clause 11.

Shri V. D. Deshpande: Mr. Speaker, Sir, I beg to move.

Omit paragraph (b) of sub-clause (3) of clause 11 of said Bill.

Mr. Speaker: Motion moved.

That paragraph (b) of sub-clause (3) of clause 11 of the said Bill be omitted.

Shri Anupam Rao Gavane: Mr. Speaker, Sir, I beg to move.

On page 6 in line 4 of sub-clause (4) of clause 11 of the said Bill for the words at the earliest opportunity substitute the following words, namely,

in its first Session that may be held.

Mr. Speaker: Motion moved.

That on page 6 in line 4 of sub-clause (4) of clause 11 of the said Bill for the words at the earliest opportunity substitute the following words, namely,

in its first Session that may be held.

Omit (A)

Omit (B)
II (3) (a) immediately nominate or cause to be nominated new members to the Corporation in accordance with sub section (a) of section 4

II (3) (b) in its discretion appoint such agency for such period as it may think fit to exercise the powers and perform the functions of the Corporation and such agency shall be competent to exercise all the powers and perform all the functions of the Corporation.
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at the earliest opportunity

as early as possible

Shr V B Raju Mr Speaker Sir The purpose of sub
clause (3) of clause 11 is that either of the actions mentioned
therein may be taken by the Government whichever they may
think appropriate Clause (3) (a) reads

immediately nominate or cause to be nominated new
members to the Corporation in accordance with sub section (a)
of section 4

or

(b) in its discretion appoint such agency for such period
as it may think fit to exercise the powers and perform the function
of the Corporation and such agency shall be competent to exercise
all the powers and perform all the functions of the Corporation

I wish to make it clear that since the Corporation itself
is a body created by the Government and when the Government
takes the primary responsibility it matters very little in what
shape it gets the duties performed either through nomination of
a new Corporation or through an agency. It may be necessary
for a temporary period till all the formalities for the promotion
of the Corporation are completed. The work in hand may have
to be completed and an ad hoc agency may have to be created. So to
say the Government must be given the power to create such an
ad hoc agency whenever a necessity arises to supersede the
existing Corporation and before creating the new Corporation.
Therefore the very spirit behind this clause is that or should
be there and the legal experts would be able to say whether when
may is there or should be there or not or whether may means
or also and it is left to the legal experts of this side and the other
side but I am trying to clarify it why there should be or
between clause (a) and (b) and this is the purpose. There
is no principle against it. When the Corporation itself is
to be constituted by the Government the Government must
have power to constitute an ad hoc agency till the new Corporation is constituted.

About the words at the earliest opportunity I would like to explain that the difficulty is in regard to getting the audited report then framing the views of the Government etc. All these things may take some time and supposing the occasion arises when the House would be actually sitting—it may be called the first Session or the immediate Session—it will not be proper to bind the Government to place the report in its first Session that may be held.

Shri V D Deshpande There is a question of accounts. It is only about the actions.

Shri V B Ray Yes I mean about any action taken any report being prepared any enquiry being made. All such things. Naturally when it was mentioned at the earliest opportunity the spirit behind it is that it should be placed at the first sitting after the action is taken but the Government should not be bound by it because some time is necessary for scrutiny and report. It is a matter of convenience and there is no principle involved in that and the purpose for which the Bill is being provided will not be defeated by keeping these words as they are.

Mr Speaker I shall now put the amendment to vote.

Shri V D Deshpande Mr Speaker Sir I want my amendment to be put to vote.

Mr Speaker The question is

That paragraph (b) of sub clause (3) of clause 11 of the said Bill be omitted.

The Motion was negatived.

Shri Amasa Rao Gaonkar Mr Speaker Sir I want my amendment to be put to vote.

Mr Speaker The question is

That on page 6 in line 4 of sub clause (4) of clause 11 of the said Bill for the words 'at the earliest opportunity' the following words be substituted namely

In its first Session that may be held.

The Motion was negatived.
Mr Speaker The question is
That clause 11 stand part of the Bill
The Motion was adopted
Clause 11 was added to the Bill

Mr Speaker There is no amendment to clause 12. The question is
That clause 12 stand part of the Bill
The Motion was adopted
Clause 12 was added to the Bill

Mr Speaker There is one amendment to clause 13

Shri V D Deshpande Mr Speaker Sir I do not wish to move my amendment to clause 13

Mr Speaker The question is
That clause 13 stand part of the Bill
The Motion was adopted
Clause 13 was added to the Bill

Mr Speaker Regarding the amendment of Shri K L Narasimha Rao to clause 14 had it been appoint or cause to be appointed it would be a different thing. Here it is elect or cause to be elected. It is all decided by the House.

Shri V D Deshpande Clause 14 reads

The Corporation may, subject to the approval of the Government, appoint local committees in such areas and in such manner and delegate to them such powers and functions as may be prescribed.

The difficulties that which were pointed may not be there as far as local committees are concerned.

Shri K L Narasimha Rao Mr Speaker Sir I beg to move
(a) On page 7 in line 2 of clause 14 of the said Bill for the word appoint substitute the following words namely — elect or cause to be elected.
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A Bill for making Provision for proper Housing for Labour

(b) Renumber clause 14 as clause 14 (1)
(c) Insert the following as sub clause (2) of clause 14 namely —

(a) The members of the local committee shall consist of the following members

(b) Two persons elected by the Municipal or Town Committee as the case may be provided where there is no local authority the persons may be nominated by the Corporation

(c) Two persons by the employers

(d) Two persons by the employees

Mr Speaker Motion moved

(a) That on page 7 in line 2 of clause 14 of the said Bill for the word 'appoint' the following words be substituted namely elect or cause to be elected

(b) Clause 14 be renumbered as clause 14 (1)

(c) The following be inserted as sub clause (2) of clause 14 namely

(a) The members of the local committee shall consist of the following members

(b) Two persons elected by the Municipal or Town Committee as the case may be provided where there is no local authority the persons may be nominated by the Corporation

(c) Two persons by the employers

(d) Two persons by the employees
The Corporation may subject to the approval of the Government

Mr Speaker How can that be done? That is a different thing

The Corporation may elect or cause to be elected

Mr Speaker The Corporation may elect or cause to be elected

Shri L K Shroff And the Corporation shall elect the District Labour Welfare Officer as the Chairman?

Shri G Hanumantha Rao Subject to the approval of the Government

Shri K L Narasimha Rao 'Elect or cause to be elected'

Shri V B Rafu The hon Member perhaps did not follow I can explain in Telugu
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Shri K L Narasimha Rao Sir I beg leave of the House
to withdraw my amendment to clause 14

The amendment was by leave of the House withdrawn

Mr Speaker The question is

That clause 14 stand part of the Bill

The Motion was adopted

Clause 14 was added to the Bill

Clause 15

Shri Bhagwanrao Boralker (Bomath General) Mr Speaker

Sir I beg to move

That the following words be added on page 7 at the end of
sub clause (1) of clause 15 of the said Bill namely

at not more than three per cent interest per annum

15 (1) The Corporation may accept grants donations,
gifts and loans from the Central Government State Government
or any local authority or any individual or body whether incorpo-
rated or not for all or any of the purposes of this Act

at not more than three per cent interest per annum

Motion moved

That the following words be added on page 7 at the end of
sub clause (1) of clause 15 of the said Bill namely

at not more than three per cent interest per annum

Shri L K Shroff Sir this amendment is in addition to
grants donations gifts and loans

Mr Speaker Of course wherever interest is accrued

(Pause)

Mr Speaker All expenditure incurred by the Government
for and in connection with the establishment of the Corporation
up to the date of its establishment shall be treated as a loan ad-
vanced by the Government to the Corporation and such loan
and all moneys granted as loans by the Government to the Corporation shall be recoverable with interest at three per cent per annum in such manner as may be prescribed.

The Corporation may accept grants, donations, gifts and loans from the Central Government, State Government, or any local authority or any individual or body whether incorporated or not for all or any of the purposes of this Act.

So

Shri V B Rao: Statutorily fixing up the rate of interest will be detrimental to the working of the Corporation. It may be necessary that even debentures may have to be floated. The rate of interest in the market may go higher and it is very difficult for any Corporation to function with such fixation being made to a statute. There is very wide control of the Government especially when there is a fund called the Labour Housing Fund that is being constituted. Government will keep a watch and at the lowest rate of interest monies will be obtained from the market.

Therefore it will not be proper to fix up arbitrarily and through the statute interest as proposed in the amendment.

Mr Speaker: Does the hon Member want his amendment to be put to vote?

Shri Bhagwan Dso Boradka: Sir, I beg leave of the House to withdraw my amendment to clause No 15.

The amendment was by leave of the House, withdrawn.

Mr Speaker: The question is

That clause 15 stand part of the Bill

The Motion was adopted

Clause 15 was added to the Bill.

Mr Speaker: The question is

That clause 16 stand part of the Bill

The Motion was adopted

Clause 16 was added to the Bill.
Mr Speaker The question is
That clause 17 stand part of the Bill

The Motion was adopted
Clause 17 was added to the Bill

Clause 18

Shri G. Sreeramulu Mr Speaker Sir I beg to move

(5) That the following sub clause be inserted on page 9 after sub clause (4) of the clause 18 of the said Bill namely —

The Corporation with the prior permission of the Government shall take necessary steps towards acquisition of houses and bungalows close to the factories for the amenity and objects of this Act and to take over houses and bungalows in the other parts of the place where the said Act is enforced to adjust the non-labour class vacating their residence close to the factories by fixing a maximum holding of residential area

Mr Speaker Motion moved
That the following sub clause be inserted on page 9 after sub clause (4) of the said Bill namely —

(5) The Corporation with the prior permission of the Government shall take necessary steps towards acquisition of houses and bungalows close to the factories for the amenity and objects of this Act and to take over houses and bungalows in the other parts of the place where the said Act is enforced to adjust the non-labour class vacating their residence close to the factories by fixing a maximum holding of residential area

It shall be the duty of the Corporation to provide proper houses for employees as near as possible to their place of work of such types and designs and in accordance with such schemes as the Government may approve
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a Bill for making Provision for proper Housing for Labour

It has become a liability on the Corporation to furnish houses as near as possible to their labouring or working places.

A Bill for making Provision for proper Housing for Labour

It has become a liability on the Corporation to furnish houses as near as possible to their labouring or working places.

The Movers of the Bill have noticed that a number of workers are living under insanitary and unhealthy conditions. A large number of workers are housed in shanties and slums which are not fit for human habitation. The Bill seeks to provide proper housing facilities to the workers in order to improve their living conditions.

The Bill contains the following provisions:

1. The Corporation shall provide houses for workers in a notified area.
2. The houses shall be provided at a reasonable cost to the worker.
3. The houses shall be well ventilated and have proper sanitation facilities.
4. The workers shall have the right to live in the houses provided by the Corporation.

The Movers of the Bill have also pointed out that the workers are often forced to live in insanitary conditions due to the lack of proper housing facilities. The Bill seeks to address this issue and provide proper housing facilities to the workers.

The Bill is being supported by a number of trade unions and worker organisations who have been demanding proper housing facilities for a long time. The Bill is expected to be passed in the forthcoming session of the Assembly.
Mr Speaker Is it all relevant The hon Member has proposed without compensation All this talk is rather irrelevant

Shri G. S. Steeramudu It is not for me to express any legal opinion on All the legal aspects will be discussed then I am just recommending to the hon Minister for Labour to move towards this matter which is an urgent matter and a burning problem as the Zamindari system has been abolished

Mr Speaker The hon Member is again repeating the same thing

Shri G. S. Steeramudu Thank you, Sir

Shri M. S. Rajalingam While agreeing Sir with the responsibility which we have got

Shri Gopalas Rambo A point of information Sir We have got clause 29 in this Bill for acquisition proceedings My learned friend wants to move an amendment The clause is specific and I do not find it necessary to have any further discussion on this point We have got clause 29 independently for that purpose for which the amendment is moved

Shri V. B. Raja Mr Speaker Sir the speech made by the mover was meant for the first reading and not for the second reading I was unable to follow what he wanted that I should do in the matter As was just now pointed out already clause 29 invests the Government with powers to acquire land The definition of land under the Land Acquisition Act is

Land includes benefits to arise out of land and things attached to the earth or permanently fastened to anything attached to the earth

Thus the definition of 'land' under the Land Acquisition Act includes all buildings or anything standing on the land Clause 29 of the Bill provides such power for acquiring land
If the Corporation feels it necessary it will definitely acquire those properties. The hon Member should however keep in mind that the buildings that are meant to be constructed for workers are of a definite pattern and no money of the Corporation should be wasted in acquiring palaces and paying compensation therefor. This is not the purpose of the Corporation and so if such power is to be provided for the Government it is already there. Acquisition of property and redistribution of property is not the job of the Corporation. It needs a wider legislation, and cannot be covered by a Corporation of this nature. Therefore this amendment will be redundant and also unnecessary.

Shri G. Sreeramulu: As I have already submitted I have brought in my amendment just as a recommendatory one to bring to the notice of the hon Minister the urgency of the problem. No provision of houses for labour class. Now, as the hon Minister for Labour has assured me of moving in the direction I beg leave of the house to withdraw my amendment namely

That the following sub-clause be inserted on page 9 after sub-clause (4) of clause 18 of the said Bill —

' (5) The Corporation with the prior permission of the Government shall take necessary steps towards acquisition of houses and bungalows close to the factories for the use and objects of this Act and to take over houses and bungalows in the other parts of the place where the said Act is enforced to adjust the non-labour class vacating their residence close to the factories by fixing a maximum holding of residential area.'

The amendment was by leave of the House withdrawn.

Mr Speaker: The question is

"That clause 18 of the Bill stand part of the Bill."

The Motion was adopted.

Clause 18 was added to the Bill.

Business of the House

Mr Speaker: In exercise of the powers conferred by Rule 130 C (1) of the Provisional Rules of the Hyderabad Legislative Assembly the Rajpramukh is pleased to allot the following days, for laying before the Assembly a supplementary statement of expenditure for the year 1952-53

19th July 1952 For laying before the House the supplementary statement of expenditure for the year 1952-53
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Busines of the House

23rd July 1952 For voting and discussion on these demands as required by (a) and (b) of Sub Rule (2) of Rule 130

Now the hon. Finance Minister will lay on the table of the House the supplementary statement of expenditure for the year 1952-53

Dr G S Mehta Mr Speaker Sir I beg to lay on the table of the House a supplementary statement of expenditure for the year 1952-53 for a sum of aggregating Rs 50,00,000 under the head 23 Appropriation for Redemption of Debt (Supplementary Appropriation charged) and Rs 11,00,000 under voted items. Thus has the recommendation of the Rajpramukh.

Mr Speaker As copies of the statement of expenditure are being distributed to all the hon. Members.

We shall proceed with the Bill relating to housing for Labour.

There are no amendments to clauses 19 to 23.

The question is

That clauses 19 to 23 stand part of the Bill.

The Motion was adopted.

Clauses 19 to 23 were added to the Bill.

Mr Speaker I think all the hon. Members have received the statement of expenditure. Is there any one who has not received?

Shri B D Deshmukh (Bhokaidan General) What about declaring of holidays on Monday and Tuesday Sir.

Mr Speaker We have already fixed work for Monday. We shall consider that question on Monday.

Shri Jagannath Rao Chandarka There are only three more amendments to the Housing Bill and it is better we finish that Bill now.

Mr Speaker Now time is up let us adjourn till Two of the Clock on Monday.

The House then adjourned till Two of the Clock on Monday the 21st July 1952.