

**NINTH MIZORAM LEGISLATIVE ASSEMBLY
(THIRD SESSION)**

BULLETIN PART-II

(General information relating to Legislative and other matters)

No.50

Dated Aizawl, the 16th August, 2024

OFFICIAL RESOLUTION

The following is the Official Resolution submitted by Pi Lalrinpuui, Minister and admitted for consideration on 21st August, 2024.

WHEREAS clause (a) of Article 371 G of the Constitution provides, inter alia, that-

“Notwithstanding anything in this Constitution,-
No Act of Parliament in respect of-

- (i) Religious or social practices of the Mizos,
- (ii) Mizo customary law and procedure,
- (iii) Administration of civil and criminal justice involving decisions according to Mizo customary law,
- (iv) Ownership and transfer of land,

Shall apply to the State of Mizoram unless the Legislative Assembly of the State of Mizoram by a resolution so decides.”

AND WHEREAS the Scheduled Tribes & Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 is an Act of Parliament which extends to the whole of India except the State of Jammu & Kashmir. As required by clause (a) of Article 371G of the Constitution of India, The Act has to be made

applicable in the State of Mizoram by official resolution passed by the Legislative Assembly of Mizoram in its session.

AND WHEREAS implementation of the Scheduled Tribes & Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 will result in benefits and rights of the Scheduled Tribes such as:-

- (a) Right to hold and live in the forest land under the individual or common occupation for habitation or for self-cultivation for livelihood.
- (b) Right of ownership, access to collect, use and dispose of minor forest produce which has been traditionally collected within or outside village boundaries,
- (c) Other community rights of uses or entitlement such as fish and other products of water bodies and traditional seasonal resource access of nomadic or pastoralist communities;
- (d) Rights in or over disputed lands under any nomenclature in any State where claims are disputed;
- (e) Rights for conversion of Pattas or leases or grant issued by any local authority or any State Government on forest land or titles;
- (f) Rights of settlement and habitation, unurveyed villages whether recorded, notified or not into revenue villages and other provisions under Chapter III of the Forest Rights Act, 2006.

NOW, THEREFORE, THIS House resolves-

That the Official resolution may be passed by the Mizoram Legislative Assembly for adoption of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights Act), 2006 in the State of Mizoram.

VANLALTHANTLINGI
Commissioner & Secretary
