

New Article 51-A

Mr. Vice-President : Now we come to amendment No. 1199 standing in the name of Prof. K. T. Shah.

Prof. K. T. Shah : Sir, am I allowed to move the second part of the amendment relating to pension?

Mr. Vice-President : The question of pension to the President was dealt with in a former amendment by you?

Prof. K. T. Shah : Yes, Sir, that is why I asked the question.

Mr. Vice-President : Then the second part may be left out.

Prof. K. T. Shah : Then I will not move this amendment.

Article 52

Mr. Vice-President : Then we come to article 52.

I find the amendment deals with a matter which is concerned with article 1 and I disallow it on the understanding that if any similar change is made in article 1 then the Drafting Committee itself will make the change in the course of the Third Reading. Are you willing to accept that, Mr. Kamath?

Shri H. V. Kamath : I will not move the amendment, Sir.

Mr. Vice-President : So, I can put article 52 to vote.

The question is :

“That article 52 stand part of the Constitution.”

That motion was adopted.

Article 52 was added to the Constitution.

Article 53

Mr. Vice-President : Then we come to article 53.

Amendment No. 1201 is being disallowed because it has the effect of a negative vote. Amendments Nos. 1202 and 1203 seem to be identical and I therefore allow amendment No. 1202 to be moved.

The Honourable Dr. B. R. Ambedkar : Sir, I move:

“That in article 53, for the words ‘or position of emolument’ the words ‘of profit’ be substituted.”

Mr. Vice-President : Then No. 1204 standing in the name of Mr. Mohd. Tahir.

Mr. Mohd. Tahir : I am not moving it, Sir.

Mr. Vice-President : Then amendment No. 1205 standing in the name of Dr. Ambedkar.

The Honourable Dr. B. R. Ambedkar : Sir, I move:

“That to the proviso to article 53, the following be added:—

‘and shall not be entitled to any salary or allowance payable to the Chairman of the Council of States under article 79 of this Constitution’.”

The provision is intended to prevent making a double profit.

Mr. Vice-President : There is one amendment sent in by Mr. Naziruddin Ahmad, No. 33. This is formal and is disallowed.

Now I am putting these amendments to vote. Has any Member anything to say on these amendments?

Shri H. V. Kamath : On a point of information, Sir, with reference to amendment No. 1205, will the Vice-President, when he acts as President, draw the salary and allowances of the President or those of the Vice-President only?