(2) A rethink on a constitutional provision that provides for automatic lapsing of any Bill is required. Discuss (250 words).

Depending on the Status of legislation, certain parameters, like its origin etc. certain bills gets lapsed on dissolution of Assembly.

Constitutional provisions.

Art 107 + Art 108 deals with these provisions.

Situation when bill lapses.

a) A bill originating in L.S pending in L.S lapses.
b) A bill originating in L.S, passed by L.S pending in R.S. lapses.
c) A bill originating in R.S, passed in R.S pending in L.S lapses.
d) A bill originating in R.S & returned by L.S with amendments & is pending in RS lapses.

Situations when bill doesnot lapses.

a) A bill pending in RS but not passed by L.S doesnot lapse
b) A bill passed by both Houses but is pending the President's assent, doesn't lapse.
c) If President has called for Joint sitting of two houses for discussion of Bill, the bill doesnot lapse.
d) A bill returned by President for reconsideration doesn't lapse.

constitutional provisions for lapsability of Bills are made ~~due~~ to ensure accountability & shared will of both the houses of the parliament. Such provisions highlight the importance of popular will in passage of Bills.

Shortcomings:-

(1) Pendency of crucial legislations + lapsing of Bills on dissolution of Lokasabha leads to substantial loss of functional time + productivity.

(2) Crucial Bills such as land acquisition Bill, Triple Talaq Bill, Aadhar Amendment Bill, Motor vehicles Bill which are a matter of public importance & other such 22 Bills have been lapsed in 16th Loksabha dissolution.

In this concern, the present dysfunctional, disruptive environment must change which weakens democratic structures.

Alternative:-

(1) Bill not taken up for consideration and passing in Rajyasabha within 5 yrs of introduction of such bills, such pending Bills should be treated as deemed to have lapsed.

(2) Promulgating ordinances if the parliament is not in session & if President is convinced by the urgency of matter that it can't wait till House comes in session.

(3) Stakeholders should follow path of consensus in the passage of Bills.