siblings : ધી હોમિયોપેથી સેન્ટ્રલ ક્લિનિક (ઓમેન્ડમેણ્ટ) ઓર્ડરને, 2018

પરિપાજ :-

આધી સીશાં યુનિવસિટી સલામ તમામ હોમિયોપેથી મેડિકલ કોલેજના આધારૂચીપોલી સુધાવવામાં આવે છે કે હોમિયોપેથી સેન્ટ્રલ ક્લિનિક ઓડને 2018ના ઓમેન્ડમેણ્ટ (સુધારી) ગેંટમાં તા.18/05/2018 થી પ્રિન્સિલ ધોરણે તે અનુસાર અમલ કરવા જરૂરી છે.

વિગ્રહ :- 'The Gazette of India' તા.18/05/18 ની નક્કડ

(મૂલ્યની કુલસાહિત્યની મંજૂર કરેલ છે)

(ડી.પ્રથીના પણચા)

કુલસાહિત્ય

ન.શૌર્યા/સ.ક્રચસ/2018

સીશાં યુનિવસિટી,

યુનિવસિટી કેમ્પસ,યુનિવસિટી રોડ,

થાટાને - 350004

લા.જ/15/2018

નક્કડ રચાના :-

(1) યુનિવસિટી સલામ તમામ હોમિયોપેથી મેડિકલ કોલેજના આધારુચીપોલી સુધાવવા તરીકે::<br>

(2) યુ.ડી.બિલાટ

(3) યુ.ટ્ર.સી.બિલાટ

નક્કડ રચાના :-

માન.કુલસાહિત્ય ક્લિનિકની ના અંગત સાહીબી

નક્કડ રચાના :-

સાહીબની ભાષામાં, સેન્ટર (વેબસાઈટ પર પ્રસિદ્ધ કરવા બંનેની સાહી)
MINISTRY OF LAW AND JUSTICE
(Legislative Department)

New Delhi, the 18th May, 2018/Vaisakha 28, 1940 (Saka)

THE HOMOEOPATHY CENTRAL COUNCIL
(AMENDMENT) ORDINANCE, 2018

No. 4 of 2018

Promulgated by the President in the Sixty-ninth Year of the
Republic of India.

An Ordinance further to amend the Homoeopathy Central

WHEREAS Parliament is not in session and the President is
satisfied that circumstances exist which render it necessary for
him to take immediate action;

NOW, THEREFORE, in exercise of the powers conferred by
clause (1) of article 123 of the Constitution, the President is
pleased to promulgate the following Ordinance:

1. (1) This Ordinance may be called the Homoeopathy
Central Council (Amendment) Ordinance, 2018.

(2) It shall come into force at once.
2. In the Homoeopathy Central Council Act, 1973, (herein after referred to as the principal Act), after section 3, the following sections shall be inserted, namely:

   "3A. (1) On and from the date of commencement of the Homoeopathy Central Council (Amendment) Ordinance, 2018, the Central Council shall stand superseded and the President, Vice-President and other members of the Central Council shall vacate their offices and shall have no claim for any compensation, whatsoever.

   (2) The Central Council shall be reconstituted in accordance with the provisions of section 3 within a period of one year from the date of supersession of the Central Council under sub-section (1).

   (3) Upon the supersession of the Central Council under sub-section (1) and until a new Council is constituted in accordance with section 3, the Board of Governors constituted under sub-section (4) shall exercise the powers and perform the functions of the Central Council under this Act.

   (4) The Central Government shall, by notification in the Official Gazette, constitute the Board of Governors which shall consist of not more than seven persons as its members, who shall be persons of eminence and of unimpeachable integrity in the fields of Homoeopathy and Homoeopathy education, and eminent administrators, and who may be either nominated members or members, ex officio to be appointed by the Central Government, one of whom shall be selected by the Central Government as the Chairperson of the Board of Governors.

   (5) The Chairperson and the other members, other than the members, ex officio, shall be entitled to such sitting fee and travelling and other allowances as may be determined by the Central Government.

   (6) The Board of Governors shall meet at such time and such places and shall observe such rules of procedure in regard to the transaction of business at its meetings as is applicable to the Central Council.

   (7) Two-third of the members of the Board of Governors shall constitute the quorum of its meetings.
(8) No act or proceedings of the Board of Governors shall be invalid merely by reason of—

(a) any vacancy in, or any defect in the constitution of, the Board of Governors; or

(b) any irregularity in the procedure of the Board of Governors not affecting the merits of the case.

(9) A member having any financial or other interest in any matter coming before the Board of Governors for decision, shall disclose his interest in the matter before he may, if allowed by the Board of Governors, participate in such proceedings.

(10) The Chairperson and other members of the Board of Governors shall hold office during the pleasure of the Central Government.

3B. During the period when the Central Council stands superseded,—

(a) the provisions of the Act shall be construed as if for the words “Central Council”, the words “Board of Governors” were substituted;

(b) the Board of Governors shall exercise the powers and discharge the functions of the Central Council under this Act and for this purpose, the provisions of this Act shall have effect subject to the modification that references therein to the Central Council shall be construed as references to the Board of Governors.

3C. (1) Without prejudice to the provisions of this Act, the Board of Governors or the Central Council after its reconstitution shall, in exercise of its powers and in the performance of its functions under this Act, be bound by such directions on question of policy, other than those relating to technical and administrative matters, as the Central Government may give in writing to it from time to time:

Provided that the Board of Governors or the Central Council, after its reconstitution shall, as far as practicable, be given an opportunity to express its view before any direction is given under this sub-section.
(2) The decision of the Central Government whether a question is a matter of policy or not shall be final.

3. After section 12B of the principal Act, the following section shall be inserted, namely:

"12C. (1) If any person has established a Homoeopathy Medical College or any Homoeopathy Medical College has opened a new or higher course of study or training or increased the admission capacity on or before the date of commencement of the Homoeopathy Central Council (Amendment) Ordinance, 2018, such person or Homoeopathy Medical College, as the case may be, shall seek, within a period of one year from the said commencement, permission of the Central Government, in accordance with the provisions specified in the regulations made by the Central Council.

(2) If any person or Homoeopathy Medical College, as the case may be, fails to seek permission under sub-section (1), the provisions of section 12B shall apply, as far as may be, as if the Central Government has been refused."

RAM NATH KOVIND,
President.

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DR. REETA VASISHTA,
Additional Secretary to the Govt. of India.
S.O. through E.—— Whereas the President promulgated the Homoeopathy Central Council (Amendment) Ordinance, 2018 (Ord. 4 of 2018) (hereafter in this notification referred to as the said Ordinance), on the 18th day of May, 2018, which came into force on the said date;

And whereas, on and from the date of commencement of the said Ordinance, the Central Council of Homoeopathy shall stand superseded and the President, Vice President and other Members of the Council vacated their offices;

And whereas sub-section (2) of section 3A (as inserted by the said Ordinance) requires the Central Council to be reconstituted in accordance with the provisions of section 3 of the Homoeopathy Central Council Act, 1973 (59 of 1973) within a period of one year from the date of supersession of the Council;

And whereas upon the supersession of the Council until a new Council is reconstituted, a Board of Governors is required to be constituted by the Central Government to exercise the powers and perform the functions of the Council under the said Act;

Now, therefore, in exercise of the powers conferred by sub-section (4) of section 3A of the Homoeopathy Central Council Act, 1973, the Central Government hereby constitutes the Board of Governors consisting of the following Members, namely:

1. Shri Nilanjan Sanyal, Flat No. B-504, Tower B, Nayantara Apartments, CHIP CGHS Ltd., Plot No. 8 F1, Sector-7, Dwarka, Phase-IV, New Delhi-110075
   — Chairperson;

2. Shri Pramod Kumar Pathak, Joint Secretary, Ministry of AYUSH, AYUSH Bhawan, II Block, GPO Complex, IMA, New Delhi-110023.
   — Member, ex-officio;

3. Dr. Sanjay Gupta, M-1, Fortune Estate, Phase I, Kolar Road, Damkheda, Bhopal, Madhya Pradesh.
   — Member;

4. Dr. Anil Kumar Malhotra, J-27, Lajpat Nagar III, New Delhi-110024.
   — Member;

5. Dr. Anil Khurana, Deputy Director General, Central Council for Research in Homoeopathy, 61-65, Institutional Area, D-Block, Janak Puri, New Delhi-110058.
   — Member, ex-officio;

6. Dr. Nityanand Tiwari, Sekhsaria Building, 40, Parsek Street, Girgaon, Mumbai-400004
   — Member;

2. The Chairperson and other Members of the Board of Governors shall hold office during the pleasure of the Central Government.

3. The term of office of the Board of Governors, other than ex-officio members, shall be for a period of one year or till a new Central Council of Homoeopathy is reconstituted, whichever is earlier.

[Under-Signed]

( P. K. Pathak)
Joint Secretary to the Government of India.