

21

The Andhra Ayurvedic and Homeopathic Medical Practitioners' Registration Rules, 1959.

—o—o—o—

*G. O. Ms. No. 1210, Health and Local Administration
(Health) 27th May, 1959.*

In exercise of the powers conferred by sub-section (1) of Section 45 of the Andhra Ayurvedic and Homeopathic Medical Practitioners' Registration Act, 1956 (Andhra Act XXVI of 1956), the Governor of Andhra Pradesh hereby makes the following rules the same having been previously published for general information as required under sub-section (2) of that Section.

RULES

PART-I

Preliminary

1. (1) These rules may be called the Andhra Ayurvedic and Homeopathic Medical Practitioners' Registration Rules, 1959.
 - (2) These rules extend to the whole of the territories comprised in the State of Andhra as it existed immediately before the 1st November, 1956.
 - (3) These rules shall come into force with effect on and from the date of publication in the Gazette.
2. In these Rules, unless the context otherwise requires,
- (1) "The Act" means the Andhra Ayurvedic and Homeopathic Medical Practitioners' Registration Act, 1956 (Andhra Act XXVI of 1956);

(2) "Registers" means the Register of Practitioners maintained under section 28 and the Register of Pharmaceutical laboratories, Herbaria, firms and vendors of Ayurvedic and Homeopathic medicines maintained under section 32 of the Act;

(3) "Gazette" means the Andhra Pradesh Gazette;

(4) "Returning Officer" means the person or officer appointed by the Government to do any act or perform any function in connection with the conduct of elections to the Board under these rules;

(5) "Form" means the Form specified in these rules.

PART - II

Conduct of Elections of Members to the Board.

3. In the case of an election of a member for the first time under section 4 of the Act, the Returning Officer shall issue a separate precept in respect of the Board for Ayurveda and the Board for Homoeopathy to the electorate apprising it of the election and requiring it to elect members within a date mentioned in the precept. Such precept shall be published in the Gazette and in such other manner as the Returning Officer thinks fit. The Returning Officer shall also publish in the Gazette a notice in Form I inviting the submission of nominations. The Returning Officer shall also send a copy of the precept to the Government requesting them to nominate the members on the Board:

Provided that such of the practitioners who are provisionally registered with the Board for Ayurveda or the Board for Homeopathy (sic) to the fulfilment of the conditions prescribed in clause (c) of sub-section (1) of Section 27 of the Act shall be entitled to the rights of franchise only if they qualify themselves fully for the registration by the date of publication of the electoral rolls.

4. (1) The Returning Officer shall prepare and publish in the Gazette in consultation with the Principals of the institutions giving instruction in the Ayurvedic or Homeopathic system of medicine in the State recognised by the Government, the Chairman of the Chamber of Municipal Chairmen the Chairman of the Zilla Parishads and the Presidents of the Panchayat Samithis on a date to be fixed by him, preliminary rolls of all electors in Form II in each of the electorates specified in clauses (c), (f) and (g) of sub-section (1) and clauses (c) and (f) of sub-section (2) of section 4 of the Act.

(2) The Returning Officer shall simultaneously publish separately a notice in the Gazette specifying the mode in which and the time within which claims or objections relating to entries or omissions in the preliminary rolls are to be preferred in respect of each of the Board.

(3) On or after the date fixed for the receipt of the claims and objections the Returning Officer shall pass orders in writing on each claim or objection and revise the electoral rolls in accordance with the orders and the rolls as so revised shall be published in the Gazette as the final electoral rolls.

(4) The Register of practitioners prepared under section 28 of the Act together with the list or lists, published by the Returning Officer in the Gazette of Practitioners registered under the Act subsequent to the publication of the said register shall be the final electoral roll for the electorate specified in clause (h) of sub-section (1) or clause (g) of sub-section (2) of Section 4 of the Act for the Board.

5. (1) The nomination of every Candidate shall be made by means of a nomination paper in Form III, which shall, on application, be supplied free of cost by the Returning Officer to any elector.

(2) Every nomination paper shall be signed by two electors as proposer and seconder:

Provided that no elector shall sign more nomination papers than there are vacancies to be filled in :

Provided further that if a person has signed a larger number of nomination papers than there are vacancies to be filled, those of the papers so signed which have been first received by the Returning Officer shall upto the number of vacancies if otherwise in order, be deemed to be valid, and if such papers so signed by the same elector be received simultaneously by the Returning Officer, all of such nomination papers shall be held to be invalid.

(3) On receipt of each nomination paper the Returning Officer shall forthwith endorse thereon the date and hour of receipt.

6. Nomination papers which are not received by the Returning Officer before the date and the time appointed in that behalf shall be rejected.

7. (1) On or before the date appointed for the receipt of nomination papers each candidate wishing to stand for election under clauses (c), (f) and (g) and (h) of sub-section (1) and clauses (c), (f) and (g) of sub-section (2) of section 4 of the Act shall deposit with the Returning Officer a sum of rupees fifty in cash, and no candidate shall be deemed to be duly nominated unless such deposit has been made.

(2) If a candidate by whom the deposit referred to in sub-rule (1) has been made, withdraws his candidature in the manner and within the time specified in sub-rule (3) of rule 9, or if the nomination of any such candidate is rejected, the deposit shall be returned to the candidate, and if any such candidate dies before the commencement of the counting of votes, the deposit shall be returned to his legal representatives.

(3) If a candidate by whom the deposit referred to in sub-rule (1) has been made is not elected and the number of votes polled in his favour does not exceed one-eight of the total

number of votes polled, the deposit shall be forfeited to the Board.

(4) For the purpose of sub-rule (3), the number of votes polled shall be deemed to be the number of ballot papers, counted as valid by the Returning Officer.

(5) The deposit made in respect of a candidate, whether he is elected or not, shall if it is not forfeited under sub-rule (3), be returned to the candidate, as soon as may be after the publication of the result of the election in the Gazette.

8 (1) On the date and at the time appointed by the Returning Officer for the scrutiny of nomination papers every candidate and his proposer and seconder may attend the officer of the Returning Officer, who shall allow them to examine the nomination papers of all candidates which have been received by him as aforesaid:

(2) The Returning Officer shall then examine the nomination papers and may, either of his own motion or on objection made, decide all objections which may arise as to the validity of any nomination and his decision in this regard shall be final.

9. (1) If the number of duly nominated candidates who stand for election is less than that of the vacancies, the Returning Officer shall forthwith declare such candidates to be duly elected:

(2) If the number of such candidates exceeds that of the vacancies the Returning Officer shall forthwith publish their names and addresses in the Gazette and shall further cause their names to be entered in the ballot-paper in Form V.

(3) Any candidate may withdraw his candidature by notice in writing signed by him and delivered to the Returning Officer not later than fourteen clear days before the date appointed for the poll. A candidate who has withdrawn his candidature as aforesaid shall not be allowed to cancel the withdrawal or to be renominated as a candidate for the same election.

(4) The Returning Officer shall, on receiving a notice of withdrawal under sub-rule (3) cause it to be published in the Gazette.

(5) On or before the date appointed by the Returning Officer in this behalf, he shall send by post to each elector a letter of intimation in Form VI together with a numbered declaration paper in Form IV and a ballot-paper in Form V on which the names of the candidates shall be arranged in alphabetical order and which shall bear on it the Returning Officers initials or facsimile signature. A certificate of posting shall be obtained in receipt of each such letter of intimation sent to an elector.

(6) An elector who has not received his ballot paper and other connected papers sent by post or who has lost them or whose papers before their despatch back to the Returning Officer have been inadvertently spoilt, may transmit a declaration to that effect signed by himself and require the Returning Officer to send him new papers in lieu of those not received, lost or spoilt; and, if the papers have been spoilt, the spoilt papers shall be returned to the Returning Officer who shall cancel them on receipt. In every case when new papers are issued a mark shall be placed against the number of the electors name in the electoral roll to denote that new papers have been issued in lieu of those not received, lost or spoilt.

(7) No election shall be invalidated by reason only that an elector has not received his ballot paper, if the ballot paper has been issued to him in accordance with those rules.

10. Every elector desirous of recording his vote shall after filling up the declaration paper and the ballot paper according to the directions given in the letter of intimation, enclose the ballot paper in the ballot paper cover, stick it up, enclose this cover and the declaration paper in the outer envelope addressed to the Returning Officer and send it by registered post at his own cost to the

Returning Officer so as to reach him before the appointed time on the date appointed for the poll. All envelopes received after such hour on the day and those received by unregistered post shall be rejected:

Provided that at his option, the elector may in person or by messenger deposit the envelopes in the ballot box which shall be provided at the Officer of the Returning Officer during the hours on the day fixed for the poll.

11. On receipt of the envelopes by registered post containing the declaration paper and the closed cover containing the ballot paper the Returning Officer shall endorse on the outer envelope the hour and date of receipt.

12. (1) A ballot paper shall be rejected by the Returning Officer, if—

(a) the outer envelope contains no declaration paper outside the ballot paper cover; or

(b) the declaration paper is not the one sent by the Returning Officer; or

(c) the declaration is not signed by the elector; or

(d) the ballot paper is placed outside the ballot paper cover; or

(e) more than one declaration or ballot paper cover have been enclosed in one and the same outer envelope.

In each case of rejection, the word "Rejected" shall be endorsed by the Returning Officer on the ballot paper cover or the declaration paper.

(2) After satisfying himself that the electors have affixed their signatures to the declarations the Returning Officer shall keep all the declaration papers in safe custody pending disposal under rule 15.

13. (1) The Returning Officer shall be present for the purpose of scrutiny and counting of the votes at the time, date and place appointed in this behalf.

(2) All the ballot paper covers, other than those rejected under rule 12, shall be opened and the ballot papers taken out and mixed together. The ballot papers shall then be scrutinised and the valid votes counted.

(3) A ballot paper shall be invalid if it—

(a) does not bear the Returning Officer's initials or facsimile signature as per sub-rule (5) of rule 9; or,

(b) bears any mark by which the elector can be identified; or

(c) does not record vote thereon; or

(d) records more number of votes than the number of vacancies to be filled; or

(e) is void for uncertainty of one or more votes exercised:

Provided that where more than one vote can be given on the same ballot paper, if any of the marks is so placed as to render it doubtful to which of the candidates it is intended to apply, that part of the ballot paper alone shall be invalid on that account.

(4) Every candidate may be present in person or may send a representative duly authorised by him in writing to watch the process of counting.

(5) The Returning Officer shall show the ballot paper if so desired by the candidates or their authorised representatives at the time of scrutiny and counting of votes.

(6) If any objection is made as to the validity of the ballot paper or of the rejection by the Returning Officer of a ballot paper, it shall be decided at once by the Returning Officer whose decision shall be final.

14. (1) When the counting of the votes has been completed, the Returning Officer shall forthwith declare that the candidate or candidates to whom the largest number of valid votes have been given, has or have been duly elected.

(2) If there is an equality of votes between any two or more candidates, the Returning Officer shall, after notice to the candidates concerned, decide by drawing lots in the presence of the candidates which candidate or candidates he shall declare to have been elected.

15. Upon the completion of the counting after the result has been declared by him, the Returning Officer shall seal up the ballot papers and all other documents relating to the election and shall retain the same for a period of six months and thereafter cause them to be destroyed with the approval of the Government.

16. The Returning Officer shall appoint and shall notify in the Gazette and in such other manner as he thinks fit, the time, date and place of:—

- (a) the receipt of nomination papers and their scrutiny,
- (b) the receipt of the ballot papers;
- (c) the poll; and
- (d) the scrutiny and counting of votes.

17. The Government may, of their own motion, or on objection made, declare any election held, to be void on account of corrupt practice or any other sufficient cause and may call upon the electorate to make a fresh election. The decision of the Government under this rule shall be final.

18. If any question arises as to the interpretation of these rules, it shall be referred to the Government whose decision shall be final.

ELECTION OF MEMBERS TO THE BOARD UNDER
CLAUSES (a) AND (b) OF SUB-SECTIONS (1) AND (2)
OF SECTION 4 OF THE ACT.

19. On receipt of a precept under rule 3, the Senate of the Andhra University or Sri Venkateswara University, as the case may be, shall call upon the Academic Council of that University to elect a member of the Board from among the members of the Faculty of Medicine of that University in accordance with the procedure specified for election of President of the Faculty, with the modification that the Registrar of the University shall exercise the powers of the Vice-Chancellor conferred by the Statutes of the University.

20. On receipt of the precept mentioned in rule 3, the Government in the Health and Local Administration Department shall take action to nominate the members to the Board under Clause (d) of sub-sections (1) and (2) of the Act.

21. The Returning Officer shall send a precept under rule 3 to the Secretary to the Andhra Pradesh Legislative Assembly and request him to move the Speaker to take necessary action for the election of one member of the Board by the members of the Andhra Pradesh Legislative Assembly.

F O R M — I.

(See Rule 3.)

NOTICE OF ELECTION.

(Election of member or members to the Board for
Ayurveda and the Board for Homoeopathy)

Notice is hereby given pursuant to the provision of rule 3 of the Andhra Ayurvedic and Homoeopathic Medical Practitioners Registration Rules, 1959, that the election of members of the

Ayurveda to serve during the period
Board for -----

Homoeopathy Expiring

day of is about to be held
Nominations of eligible persons to fill the vacancies are invited.

Each candidate must be nominated by a separate nomination paper, but any person entitled to vote at the election may sign the nomination paper of any number of candidates not exceeding the number of vacancies. Every nomination paper must be in Form III giving all the details required therein.

The nomination paper must reach the undersigned before _____ (hour) on the _____ day of _____. The Forms of nomination may be obtained on application from the undersigned.

Nomination papers in respect of which the provisions of Part II of the rules have not been complied with or which are not received by the Returning Officer by the aforesaid date shall be invalid.

Date: _____

Address: _____

Returning Officer.

F O R M II.

(See rule 4)

Board for Ayurveda.

A. List of persons qualified to vote under clause (c) of sub-section (1) of section 4 of the Act.

Name.	Qualification.	Address.	Remarks.
[1]	[2]	[3]	[4]

B. List of persons qualified to vote under clause [f.] of sub-section [1] of section 4 of the Act.

Name.	Qualification.	Designation	Remarks.
[1]	[2]	[3]	[4]

C. List of persons qualified to vote under clause (g) of sub-section (1) of section 4 of the Act.

Name.	Qualification.	Designation.	Remarks
[1]	[2]	[3]	[4]

D. List of persons qualified to vote under clause (h) of sub-section (1) of section 4 of the Act.

Name.	Qualification.	Address.	Remarks.
[1]	[2]	[3]	[4]

Board for Homeopathy.

E. List of persons qualified to vote under clause (c) of sub-section (2) of section 4 of the Act.

Name.	Qualification.	Address.	Remarks
[1]	[2]	[3]	[4]

F. List of persons qualified to vote under clause (f) of sub-section (2) of Section 4 of the Act.

Name.	Qualification.	Address	Remarks
[1]	[2]	[3]	[4]

G. List of persons qualified to vote under clause (g) of sub-section (2) of Section 4 of the Act.

Name.	Qualification.	Address	Remarks
[1]	[2]	[3]	[4]

Board for Ayurveda—Abstract.

H. List of persons qualified to vote under sub-section (1) of Section 4 of the Act

Name	Qualification	Address.	Remarks.
(1)	(2)	(3)	(4)

Board for Homeopathy.—Abstract.

J. List of persons qualified to vote under sub-section (2) of Section 4 of the Act.

Name.	Qualification.	Address.	Remarks.
(1)	(2)	(3)	(4)

FORM—III

[See Rule 5 (1)]

Nomination Paper.

(C)

(F)

Election under clause of sub-section (1) or (2) of Section 4 of the Act.

(G)

(H)

1. Full name of candidate.
2. Serial number of the candidate in the Electoral Roll.
3. Father's or husband's name,
4. Age.
5. Nature of qualification under Section 27.
6. Address.
7. Signature of the proposer together with his Serial number in the Electoral Roll.

- 8. Signature of the seconder together with his Serial Number in the Electoral Roll.
- 9. Signature of the candidate.

Returning Officer.

Instruction.

Nomination papers which are not received by the Returning Officer before..... (Hour) on the..... day of 195 , shall be invalid.

FORM—IV

Declaration Paper.

[See Rule 9 (5)]

Election to the Board for Ayurveda or Board for Homeopathy under clauses (c), (f), (g) and (h) of sub-section (1) or (c), (f) and (g) of sub-section (2) of Section 4 of the Act.

Serial number.....

Elector's name.....

Number on the electoral roll, if any.....

Elector's Declaration.

I, (name in full, and designation, if any) declare that I am an elector for the election a member to the Board for Ayurveda

-----under clauses (c), (f), (g) and (h) of sub-Homeopathy section (1) (c), (f) and (g) of sub-section (2) of Section 4 of the Act and have signed no other voting paper at this election.

Station..... Signature.....

Date..... Address.....

FORM—V

[See Rule 10 (2)]

Ballot Paper:

Ayurveda

Election to the Board for-----under clauses Homeopathy

(c), (f), (g), (h) of sub-section (1)/or clauses (c), (f), (g) of sub-section (2) of Section 4 of the Act.

Serial Number.	Name of the Candidate duly nominated.	Vote
----------------	---------------------------------------	------

Returning Officer.

Instructions.

1. The number of vacancies to be filled is.....
2. Place a cross-mark thus 'X' against the name of the candidate (or each of the candidates) for whom you wish to vote.
3. A ballot-paper will be invalid, if it--
 - [a] does not bear the Returning Officers initials or facsimile signature ; or
 - [b] bears any mark by which the elector can be identified ;
 - or
 - [c] does not record any vote thereon ; or
 - [d] records more number of votes than the number of vacancies to be filled ; or
 - [e] is void for uncertainty of one or more votes exercised.

FORM—VI

LETTER OF INTIMATION

[See Rule 10 (5)]

Board for Ayurveda / Homeopathy.

Election to the Board for Ayurveda/Homeopathy under clauses (c), (f), (g) and (h) of sub-section (1) under clauses (c) (f) and (g) of sub-section (2) of Section 4 of the Act.

Sir/Madam,

The persons whose names are printed on the ballot-paper sent herewith, have been duly nominated as candidates

for election to the Board for Ayurveda/Homeopathy. Should you desire to vote at the election, I have to request that you will—

- (a) fill up and sign the declaration paper;
- (b) mark your vote, in the column provided for the purpose in the ballot paper, as directed on the ballot-paper;
- (c) enclose the ballot paper in the smaller cover and stick it up; and
- (d) enclose the smaller cover and the declaration paper in the outer envelope addressed to me and return the same to me by registered post so as to reach me not later than (hour) P. M. on the.....day of 195..., or deposit or cause to be deposited the envelope addressed to me in the ballot box provided for the purpose at my office between... .. A.M. and... .. P. M. on

2. Ballot-papers will be rejected, if:—

- (a) the outer envelope enclosing the ballot-paper cover is not sent by registered post and received later than the hour fixed for the closing of the poll or deposited in the ballot box at the office of the Returning Officer and after the hours fixed on the date; or
- (b) the outer envelope contains no declaration paper outside the smaller cover; or
- (c) the ballot paper is not enclosed in the ballot-paper cover; or
- (d) the declaration paper is not the one sent by the Returning Officer to the voter; or
- (e) more than one declaration paper or cover containing ballot-paper have been enclosed in one and the same envelope; or
- (f) the ballot-paper is otherwise invalid;
- (g) the declaration is not in order; or

3. A ballot-paper will be invalid, if it—
 - (i) does not bear Returning Officer's initials or facsimile signature; or
 - (ii) bears any mark by which the elector can be identified; or
 - (iii) does not record any vote thereon; or
 - (iv) records more number of votes than the number of vacancies to be filled in; or
 - (v) is void for uncertainty of one or more votes exercised.
4. If an elector inadvertently spoils a ballot-paper, he can return it to the Returning Officer who will, if satisfied of such inadvertence, issue to him another ballot-paper.
5. The scrutiny and counting of votes will begin on...
6. No person shall be present at the scrutiny except the Returning Officer, and such other persons as the Returning Officer may appoint to assist him, the candidates and not more than one representative of each candidate duly authorised by him in writing.

Yours faithfully,

Returning Officer.

22. When a vacancy on the Board occurs or at any time within sixty days of the date when such vacancy will occur in the ordinary course of events, the President of the Board, shall in the case of a nominated member, inform the Government of the vacancy and, in the case of an elected member, issue a precept to the electorate apprising them of the said vacancy and requiring them to nominate or elect a person to fill up such vacancy within a date mentioned in the precept. Such precept shall be published in the Gazette and in any three daily newspapers having wide publicity in the State.

23. The vacancy referred to in rule 22 shall be filled in accordance with the relevant rules relating to the electorate concerned.

RULES FOR THE CONDUCT OF ELECTION OF PRESIDENT & VICE-PRESIDENT OF THE BOARD

24. The President and the Vice-President of the Board shall be deemed to have vacated his office as such on the expiry of his term as member or on his otherwise ceasing to be a member.

25. The president and the vice-president of the Board shall be elected at a meeting of the Board. The meeting for the election of the president, shall be presided over by a member chosen by the members present by a ballot if necessary, which ballot shall be taken by the Registrar. The meeting shall then proceed to elect the president by a ballot.

26. (1) A candidate for the office of the president or vice-president shall be proposed by one of the members of the Board and seconded by another. The names of all candidates proposed and seconded shall be read out by the president of the meeting.

(2) The president of the meeting may stand as a candidate at the election and for the purposes of voting he shall also have the right to vote. But he shall not have any casting vote.

27. (1) If there is only one duly nominated candidate, there shall be no ballot and he shall be declared to have been elected.

(2) If there are two or more candidates, an election shall be held by secret ballot and the votes of the members of the Board present at the meeting shall be taken.

28. Every member of the Board wishing to vote shall be supplied with a ballot-paper, initialled on the back side of the paper by the president of the meeting, and containing the names of all the candidates in the following form:-

Name

(1)

(2)

(3)

(4)

The voter shall then proceed to the place set apart for the purpose and there place mark 'X' on the ballot paper against the name of the candidate for whom he wishes to vote. He shall then fold up the ballot-paper as to ensure the secrecy of his vote and show the initials of the president of the meeting and deposit the same in a ballot box placed in the view of the president of the meeting and so constructed that the ballot-paper may be placed therein but not removed therefrom without the box being opened. The president of the meeting shall then open the box and count the votes in the presence of the members of the Board present and declare the results of the election in accordance with the following instructions:-

(1) If there are only two candidates, the one who secures the larger number of votes shall be declared to have been elected. In the event of there being an equality of votes between the two candidates, the president of the meeting shall draw lots in the presence of the members of the Board and the person whose name in first drawn shall be declared to have been elected. —

(2) If there are more than two candidates, the one who obtains the smallest number of votes shall be eliminated and the votes taken again. If there is an equality of votes among all the candidates or if two or more candidates lowest on the list have obtained an equal number of votes, the president of the meeting shall ascertain by casting lots in the presence of the members of the Board which of them shall be eliminated. The elimination shall be repeated until two candidates only are

left, when votes, shall be taken for the last time and the candidate who secures the larger number of votes, shall be declared to have been duly elected. In the event of there being an equality of votes at the final stage between the two remaining candidates, the candidate whose name is first drawn shall be declared to have been duly elected by the president of the Board.

29. Any ballot paper which bears the signature of the voter or on which the mark is placed against more than one name shall be invalid.

30. Upon the completion of the counting and after the result has been declared by him, the president of the meeting shall seal up the ballot papers and all other documents relating to the election and hand them over to the Registrar who shall retain the same in safe custody for a period of six months and thereafter cause them to be destroyed with the approval of the Government.

31. The Government may, of their own motion, or on an objection received from any person interested may declare any election that has been held to be void on account of corrupt practice or any other sufficient cause and may call on the Board to make a fresh election. The decision of the Government under this rule shall be final.

32. The president so elected shall take the chair and the members shall propose to elect a vice-president, in the manner laid down in rules 24 to 31 subject to the modification that if there is an equality of votes, the president shall have a casting vote.

PART-III :- Maintenance of registers and registration of practitioners : Pharmaceutical Laboratories, Herbaria, firms and Vendors of Ayurvedic and Homeopathic Medicines:

RULES FOR THE MAINTENANCE OF REGISTERS.

1. (a) *The Register of Practitioners* :- Shall be maintained by the Registrar in Form VII-A separately for the Ayurvedic and Homeopathic systems of medicine.

(b) The register of pharmaceutical laboratories, herbaria, firms and vendors of Ayurvedic and Homeopathic medicines shall be maintained by the Registrar in Form VII-B separately for the Ayurvedic and Homeopathic systems of Medicine.

2. The names shall be entered in the registers in the alphabetical order and sufficient space shall be left for further entries regard to the qualifications and address relating to each name.

3. Each page of the Register shall be attested by the signature of the Registrar.

4. (a) On the registration of a practitioner under the Act the Registrar shall grant such practitioner, a certificate in Form VIII-A.

(b) On the registration of a pharmaceutical laboratory, herbarium of any Ayurvedic or Homeopathic medicine, firm engaged in the storage and sale of any Ayurvedic or Homeopathic medicine or vendor engaged in the sale of Ayurvedic drugs, crude or otherwise under the Act, the Registrar shall grant to it or him a certificate of registration in Form VIII-B.

(c) In the event of a certificate issued under sub-rule (a) or (b), being lost or destroyed, the holder may, at any time during which such certificate is in force, apply to the Registrar for a fresh certificate and the Registrar may, if he thinks fit, on satisfactory proof as to the identity of the applicant grant such certificate on payment of the fee specified in rule 17. Certificates issued under this sub-rule shall be marked "Duplicate"

5. In the month of March every year, the Registrar shall cause to be printed and published the registers corrected upto 31st December immediately preceding, the names being

arranged in alphabetical order with the letter (W) noted against each entry relating to women.

6. (a) When the address of any practitioner, pharmaceutical laboratory, herbarium, firm or any vendor is not known or if found to be incorrect, the Registrar shall write to his or its last known address and obtain his or its correct address. The Registrar may also take any other steps to ascertain the correct address.

(b) If no information regarding the correct address is received from the practitioner, pharmaceutical laboratory, herbarium, firm, or vendor otherwise, the words "ADDRESS UNKNOWN" shall be entered in the address column of the registers against the entry relating to the practitioner, pharmaceutical laboratory, herbarium, firm or vendor.

7. At the end of each of the registers printed as laid down in rule 5 above there shall be entered a statement showing:-

- (1) the total number of names registered at the beginning of the year.
 - (2) the number of names registered during the year.
 - (3) the number of names restored during the year.
 - (4) the number of names removed during the year
- (a) on death—
- (b) otherwise.
- (5) the total number of names remaining at the end of the year :

Separate figures under each item for "A" and "B" Class practitioners in the Register of practitioners and separate figures in respect of pharmaceutical laboratories, herbaria, firms, and vendors of Ayurvedic and Homeopathic medicine in the register maintained under section 32 of the Act shall be given.

8. Copies of the registers printed under rule 5 shall be made available to persons applying therefor on payment of a sum which shall not exceed the cost of printing.

Rules for the Registration of Practitioners, Pharmaceutical Laboratories, Herbaria, Firms and Vendors of Ayurvedic and Homeopathic Medicines.

9. (1) Every person entitled to be registered under Section 27 of the Act and desirous of registering shall apply to the Registrar in Form IX-A for registration under clause (A) and in Form IX-B for registration under Clause (B) duly filled in and signed. Every such application shall be accompanied by the fee prescribed in rule 17

(2) Every application for registration shall be sent to the Registrar in the prescribed Form supported by the recommendation of two persons who are registered practitioners or are entitled for registration under clauses (d) and (e) of sub-section (1) of section 27 of the Act have been registered under the rules and regulations prescribed by the Board of Indian Medicine, Hyderabad :

Provided that in case of Registration by transfer, the recommendation of two persons shall not be necessary ;

10. (1) Every pharmaceutical laboratory, herbarium, firm or vendor of Ayurvedic and Homeopathic medicines, entitled to be registered under section 32 of the Act and desirous of registering, shall apply for registration to the Registrar in Form IX 'C' or Form IX 'D' in case of crude drugs duly filled in and signed. Every such application shall be accompanied by the fee prescribed in rule 17.

(2) Every application for registration shall be sent to the Registrar in the prescribed Form supported by the recommendation of two persons who are registered practitioners or are

entitled for such registration under Sec. 32 of the Act or have been registered under the rules and regulations prescribed by the Board of Indian Medicine, Hyderabad :

Provided that each application for registration from a pharmaceutical laboratory, herbarium, firm or vendor of Ayurvedic and Homeopathic medicines shall be recommended by two registered pharmaceutical laboratories, herbaria, firms or vendors of Ayurvedic and Homeopathic medicines, as the case may be :

Provided further that in case of registration by transfer the recommendation of two persons shall not be necessary.

(3) On receipt of an application under section 31 of the Act, the Board for Ayurveda or the Board for Homeopathy, as the case may be, may if it considers it necessary, refer such application to a Committee of the Board, for inspection of the institution applying for registration and further action on the application shall be taken on receipt of the report of such Committee.

11. (1) The name of every registered practitioner, pharmaceutical laboratory herbarium, firm or vendor of Ayurvedic and Homeopathic medicines under the Act, shall, subject to the provisions contained in the Act and the regulations if any, made by the Board, as to the alteration of the entries in and removal of names from the registers and as to the payment of any fee for such registration, be entered in the registers concerned and such registration shall hold good until 31st December of the 5th year following the year in which the name is first registered in respect of the registered practitioners, on the same year in which the name is first registered in respect of the pharmaceutical laboratories, herbaria, firms or vendors of Ayurvedic or Homeopathic medicines, or till such time as the Government may consider necessary.

(2) Any person desiring to continue his or its registration shall apply to the Registrar before the first day of April of the fifth or next year as the case may be in which the registration was made or last renewed. The registers shall be in Form X-A in the case of practitioners and in Form X-B in the case of pharmaceutical laboratories, herbaria, firm or vendors of Ayurvedic and Homeopathic medicines and shall forward with such application the fee prescribed in that behalf in rule 17.

(3) The Registrar may send to any practitioner, a pharmaceutical laboratory, herbarium, firm or vendor of Ayurvedic or Homeopathic medicines, who has not paid his renewal fees on the first January in the year in respect of which such fee is payable, a demand for payment thereof, which demand shall be by a letter send by post addressed to the person concerned at his or its address in the registers.

(4) when a renewal fee is not paid before the due date, the Registrar shall remove the name of the defaulter from the registers :

Provided that a name so removed may be restored to the registers on payment of fees and penalty as prescribed in rule 17.

12. (1) An application for registration of an additional qualification under section 27 of the Act shall be in Form XI and shall be accompanied by fee prescribed in that behalf in rule 17.

(2) On registration of any additional qualification under sub-rule (1) the Registrar shall grant such practitioner a Certificate in Form XII.

13. Any appeal to the Board against refusal by the Registrar to register in the case of first registration or to alter any entry in the registers must state the grounds on

which registration is claimed or furnish the qualifications and the dates of acquiring such qualifications. On receipt of such an appeal, the Executive Committee of the Board for Ayurveda shall conduct an enquiry and submit a report to the Board.

14. Certified copies of entries in the registers in Form XIII-A in the case of Register of practitioners maintained under Section 28 and in Form XIII-B in the case of register maintained under Section 32 of the Act, may be issued to any one on payment of the fee prescribed in rule 17.

15. A fee as prescribed in rule 17 shall be levied for registering a change of name in the registers.

16. (1) The Board may remove from the registers the name of any person at his request provided that such person files a declaration that no disciplinary or criminal proceedings are being or likely to be taken against him.

(2) The Registrar shall bring an application under sub-rule (1) before the next meeting of the Board or the Executive Committee of the Board for Ayurveda in the case of the Board for Ayurveda, which shall consider the application together with any objections received thereto, and the President may put from the chair, the question :—

“Whether the Registrar shall remove the name (the applicant name) from the Registers”.

If it is decided by a majority of the members of the Board or of the Executive Committee of the Board for Ayurveda present at the meeting to remove the name of the applicant, the Board or the Executive Committee of the Board for Ayurveda may direct such removal subject to the following conditions, namely :—

a) No application from a registered practitioner, a pharmaceutical laboratory, herbarium, firm of Vendor of

Ayurvedic and Homeopathic medicines for the removal of his or its name from the Register of practitioners of the register maintained under Section 32 of the Act, as the case may be, shall be considered during the pendency of any disciplinary proceedings or in case any disciplinary proceedings are contemplated until it is finally disposed of.

(b) If any such application is made with a view to enable the applicant to pursue a course of conduct which would have brought him or it under the disciplinary jurisdiction of the Board or the Executive Committee of the Board for Ayurveda, and his or its name continued to remain on the concerned registers, it shall be rejected.

(c) Any such applicant whose name has been removed may apply for fresh registration and get himself or itself registered, provided he or it is qualified for registration under the rules in force at the time of such fresh application and it shall be open to the Board or the Executive Committee of the Board for Ayurveda, or sufficient reason, to direct that the name of the applicant whose name has not been entered shall be entered and whose name has been removed shall be entered in the registers concerned.

17. The following fees shall be levied by the Board :—

Sl. No.	In the case of practitioners. Fee.	In the case of Pharmaceutical Laboratories, herbaria and firms, Fee.
(1)	(2)	(3)
(i) the first registration in the registers	20 00	Rs. 50.00 for registration with the Board for Ayurveda

(1)	(2)	(3)
		and Rs. 25.00 for registra- tion with the Board for Homeopathy.
(ii) Every qualification subse- quently registered ...	5 00	...
(iii) restoration to the register after removal for non-pay- ment of renewal fee ...	3 00	3 00
* (iv) Renewal fee (once in five years) in the case of practi- tioners and once in a year in the case of others ...	10 00	5 00
(v) Restoration to the registers under Section 24	10 00	10 00
(vi) Registration of a change of name ...	3 00	3 00
(vii) Every certified copy of entry in the register ...	3 00	3 00
(viii) For a duplicate certificate under rule 4 (c) ...	5 00	5 00
(ix) Registration of vendors ...	7 ...	0 50
(x) Registration by transfer of names of the medical practi- tioners who are already regis- tered in another State, inclu- ding Madras State ...	10 00	...

* See Notes under Rule 12

In addition to the above fees, stamp-duty leviable under the Indian Stamp Act, 1899 (Central Act II of 1899) or any other law for the time being in force relating to the levy of stamp-duty shall be levied.

FORMS—

FORM VII A.—Form of Register of Practitioners to be maintained under section 28 of the Act.

[Vide Rule 1 (a) in Part III]

S. No.	Certificate No.	Name	Father's name	System of medicine in which quali- fied	Date of Regis- tration
(1)	(2)	(3)	(4)	(5)	(6)

Qualifications	Address	Remarks
(7)	(8)	(9)

FORM VII-B.—Form of Register of Pharmaceutical Laboratories, Herbaria, Firms, and Vendors of Ayurvedic and Homeopathic Medicines to be maintained under section 32 of the Act.

[Vide Rule 1 (b) in Part III]

S. No.	Certificate No.	Name	Father's name	System of medicine in which qualified
(1)	(2)	(3)	(4)	(5)
Date of Registration	Qualifications	Address	Remarks	
(6)	(7)	(8)	(9)	

FORM VIII-A.—Certificate to be issued to the Registered Practitioners

[Rule 4 (a) in Part III]

The Board for Ayurveda/Homeopathy.

(Seal)

No.

This is to certify that has been duly provisionally registered as a Registered Practitioner under Clause-A/-Class-B.

In witness whereof are herewith affixed the seal of the Board for Ayurveda/Homeopathy and the signature of the Registrar, Boards for Ayurveda and Homeopathy.

(Seal)

Registrar

1. This certificate shall remain in force for a period of three/five years from the date of registration.

Note :—Five years in the case of renewal and three years in the case of practitioners required to pass the qualifying examination mentioned in the section 27 (1) (c) of the Act.

2. This certificate is the property of the Board for Ayurveda Homeopathy and issued to the above named practitioner in accordance with rule 4 (a) in Part III of the Andhra Ayurvedic and Homeopathic Medical Practitioners Registration Rules, 1959.

FORM VIII-B -Certificate to be issued to Registered Pharmaceutical Laboratories, Herbaria Firms or vendors of Ayurvedic and Homeopathic Medicines.

[See rule 4 (b) in Part III]

The Board for Ayurveda/Homeopathy.

(Seal)

No. Date

This is to certify that..... has been duly registered as a registered Pharmaceutical laboratory/herbarium/firm/vendor of Ayurvedic and homeopathic medicines and is entitled to all the privileges granted under relevant regulations made by the Board for Ayurveda/Homeopathy as amended from time to time.

In witness whereof are herewith affixed the seal of the Board for Ayurveda/Homeopathy and the signature of the Registrar, Boards for Ayurveda and Homeopathy.

(Seal)

Registrar.

1. This certificate shall remain in force till 31st December day of grace upto 31st March.

2. This certificate is the property of the Board for Ayurveda/Homeopathy and issued to the above mentioned pharmaceutical laboratory/herbarium/firm/vendor of Ayurvedic and Homeopathic medicine in accordance with rule 4 (b) in part III of the Andhra Ayurvedic and Homeopathic Medical Practitioners Registration Rules, 1959.

FORM IX-A—Form of Application for the Registration of Practitioners under Class 'A' section 27 of the Act.

[See rule 9 (1) in Part III]

To

The Registrar,
Boards for Ayurveda and Homeopathy,
Hyderabad (Andhra Pradesh State).

Sir,

I request that my name may be registered as a practitioner under the Andhra Ayurvedic and Homeopathic Medical Practitioner Registration Act, 1956 in Class 'A' and that I may be furnished with a certificate of Registration.

2. Necessary particulars are given on the reverse of this application.

3. I enclose for your perusal and return the certificate in original and their copies for record in your office,

4. I hereby declare that I have read carefully and understood the instruction and/particulars supplied to me and that all entries on the reverse of this application are true to the best of my knowledge and belief.

5. I agree that I will follow the rules and regulations of the Board which may be laid down for the guidance of registered practitioners from time to time.

Yours faithfully,

Date : Address :

Instructions

(1) All particulars of the application must be filled in by the applicant in neat legible hand.

(2) The names and particulars entered in this application must exactly correspond with the names and particulars of the applicant entered at the University or other examination.

(3) Registration fee prescribed in rule 17 should be credited to the Account of the Board in the Treasury or in any of the branches of the State Bank of India or sent by Money Order in the name of the Registrar. Every application should be accompanied by the Bank receipt, challan or the Money Order receipt as the case may be. The registration fee is not refundable.

(4) Under the Act, at present only persons who possess the qualifications prescribed in Section 27 of the Act are eligible for registration.

(5) Copies of Section 27 of the Act and rule 17 of the rules are attached with this application for the information of the applicant.

(6) A copy of rule 12 regarding renewal of registration is attached for information.

(Reverse)

APPLICATION

1. Name in full.
2. Father's name.
3. Place and date of birth (proof of age to be attached.)
4. Nationality.
5. Permanent residential address.
6. Address of the hospital, dispensary or other place in which employed at present.
7. Description of qualification as a practitioner (kindly attach original certificate with a copy).
8. Name of the examining body.
9. Name of the institution under which training undergone.
10. Year of passing the examination.

Date

Signature.

Note:—All application for registration shall be in the form prescribed above and supported by the recommendation of two persons who are registered under the relevant provisions of the Act or are entitled for such registration or have been registered under the rules and regulations provided under the Board of Indian medicine, Hyderabad-Deccan.

FORM IX. B—Form of application for the registration of Practitioners under Class 'B' Section 28 of the Act.

[See rule 9 (1) in Part III]

To

The Registrar,
Boards for Ayurveda and Homeopathy,
Hyderabad, (Andhra Pradesh State).

Sir,

I have been a practitioner of..... System of medicine for not less than years as shown below :

- | | | |
|-----------|----------|----|
| (a) at 1. | (b) from | to |
| 2. | from | to |
| 3. | from | to |
1. The date of birth of the applicant is
 2. Present occupation of the applicant is.....
 3. Father's name and occupation are.....
 4. *Other occupation (if any) of the applicant are.....

Full Address :

Dated : *Signature of the applicant.*

(a) Here enter the name or names of the place or places where the applicant is shown as practising or having practised.

(b) Here enter dates showing the beginning and termination of practice in each place.

* Other occupations to be noted in this column are other occupations followed during the periods of practice in each of the places noted above:

CERTIFICATE :

Certify that the facts stated in the above application are true to the best of my knowledge. I recommended the registration of the applicant in the register of practitioners maintained under section 28 of the Act under Class "B".

<i>Name and address of practitioner recommending the application</i>	<i>Registration No. with name of State and Place of registration.</i>	<i>Signature of member entitled to recommend the applicant.</i>
--	---	---

N. B:—Only those who are registered under the provisions of the Act and those registered already in the Madras State or any other State and under the rules and regulations provided under the Board of Indian Medicine Hyderabad, shall be entitled to recommend.

Instructions

(1) All particulars of the application must be filled in by the applicant in neat legible hand.

(2) The names and particulars entered in this application must exactly correspond with the names and particulars of the applicant entered at the University or other examination.

(3) Registration fee prescribed in rule 17 should be credited to the Account of the Board in the Treasury or in any of the branches of the State Bank of India or sent by Money Order in the name of the Registrar. Every application should be accompanied by the Bank receipt, challan or the Money Order receipt as the case may be. The Registration fee is not refundable.

(4) Under the Act, at present only persons who possess the qualifications prescribed in Section 27 of the Act are eligible for registration.

(5) Copies of Section 27 of the Act and rule 17 of the rules are attached with this application for the information of the applicant.

(6) A copy of rule 12 regarding renewal of registration is attached for information.

(7) All applications for registration should be accompanied by one of the following certificates in respect of the date of birth mentioned in the application :—

1. Extract from S. S. L. C Book or any School Leaving Certificate ;

2. Extract from Register of Births maintained by village officers duly attested by a Revenue Officer not below than the rank of a Tahsildar or village Panchayat Officer ;
3. Extract from any Insurance Policy in force ; or
4. A declaration from a person who is closely acquainted with the birth of the applicant. This declaration should be made in the presence of a Revenue Officer not below the rank of a Tahsildar or a Magistrate.

FORM IX. C.—FORM OF APPLICATION FOR THE
REGISTRATION OF A PHARMACY OF MEDICAL
STORE

[See rule 10 (i) in Part III.]

1. (a) Name of pharmacy or medical store seeking recognition.
- (b) Name of the person owning/managing the pharmacy or medical stores.
2. Address:
3. Name of the nearest railway station, bus route and public road to the place where the pharmacy or store is situated.
4. Date of establishment of the pharmacy or stores:
5. Nature of concern
 - (a) Private or limited.
 - (b) The Present financial position of the pharmacy or store with special reference to the capital invested.
 - (c) Whether the accounts are audited or not.
 - (d) Dealers in raw drugs or medicinal preparation or both.
 - (e) Medicines prepared ; Ayurveda, Unani and Homeopathic.

(f) Names, quantities and cost of medicine prepared in the pharmacy or store during the previous years.

(g) Names, quantities and cost of medicines sold to the Public.

(h) The cost of raw drugs and prepared medicines in stock at present in the pharmacy or store.

(i) Whether the pharmacy or store has ever supplied medicines to local bodies, if so, the name, quantity and cost of medicine supplied and the year of supply.

(Certificates regarding supply to be attached)

6. Building and method of storing :—

- (a) The description of the building (Note: a plan of the building to be sent for perusal and file in the office).
- (b) Whether specially built for the purpose and whether it is owned or rented by the pharmacy or store.
- (c) Whether properly ventilated and well lighted.
- (d) The area occupied by the building.
- (e) Whether there are separate and suitable places :—
 - (1) For the storing raw drugs.
 - (2) For the preparation of medicines.
 - (3) For preserving the medicines during preparation with special reference to Asavs, Arishta, tinctures and put-tam, etc.
 - (4) For storing the prepared medicines.
- (f) Whether there is an open area round the building with provisions, for drying the drugs.
- (g) Whether the pakasala is suitably built with necessary provisions for outlet of smoke.

(h) The source of supply of water to the pharmacy or store.

(i) Whether the water is suitable for the preparation of medicines.

(j) Whether there are good arrangements for quick drainage and disposal of used water.

(k) The nature of convenience available for the personnel employed with special reference to provision of lavatories, urinals, etc.

(l) The alcohol and its strength used in the preparation of medicines.

(m) Whether the drugs are prepared with back potencies or importing original potencies.

(n) Whether equipment for protection of machine is owned.

7. *Staff employed*—Superintending Medical Officers :—

(1) (a) Name :

(b) Qualifications :

(c) The name of the Medical Institution in which the Superintending Medical Officer was trained, or the name and address of the Physician of repute by whom he was trained the number of years during which he underwent training, and the diploma he has, if any.

(d) Number and date of registration certificate possessed by the Superintending Medical Officer.

(e) Whether he is quite familiar with the preparation of medicines mentioned in the authorised list.

(f) Whether he was employed in any pharmacies or stores at any time and if so, number of years served in each.

(g) Whether he has with him the books referred to

under Ayurveda Unani/Homeopathic in the authorised list or whether he has at least a manuscript Pharmacopeia containing the formulae of all Ayurveda/Unani/Homeopathy Medicines as found in the standard list.

(2) Other staff (clerks, compounders, peons, coolies, etc.) Daily average number of coolies and other staff employed in the pharmacy or store during the previous years.

I/We agree that the recognition, if granted shall be subject to the condition that the rules are duly complied with at all times and that if there be any failure to be so (of which failure the decision of the Boards for Ayurveda Homeopathy as the case may be, shall be final), the recognitions shall be withdrawn.

Signature of person managing the Pharmacy or store.

Station :

Date :

FORM IX-D--Form of application to be filled up and submitted by the stores, or vendors dealing in crude drugs.

1. Name.
2. Address of the Stores.
3. Whether the fee prescribed is paid.

Signature.

FORM IX-E--Form of application for registration by transfer of Medical Practitioners who are already registered in another State, including Madras State.

(See rule 17 in part: III)

To

The Registrar,
Boards for Ayurveda and Homeopathy.

Sir,

I am already registered under the
Act under Class 'A' / 'B' / 'C' and my registra-
tion No. is I am a qualified practitioner hold-
ing the degree / diploma of issued by the.....
..... (if not a holder of any degree or diploma, the above
sentence should be struck off). The validity of my present
registration certificate expires by date of19 ..

I wish to apply for registration of my name by transfer in
the Register of Practitioners for Ayurveda / Homeopathy main-
tained by the Board, subject to the rules and regulations of the
Board.

I am enclosing herewith the challan (No.)
of the State Bank of India having paid the
prescribed fee therein, for my Registration by transfer.

Station : *Yours faithfully,*
Date :

Signature of Applicant,

FORM X-A.— Form of application for the renewal of Regi-
stration of Practitioners
(See Rule II (2).)

To

The Registrar,
Boards for Ayurveda and Homeopathy.

Sir,

I am to state that I am already registered under the
Andhra Ayurveda and Homeopathic Medical Practitioners
Registration Act, 1956 (Andhra Act XXVI of 1956), under
Class "A" "B" and my Registration No. is The
validity of the present registration certificate held by me expires
by 31st March. I wish to apply for the renewal of my name

in the Register of Practitioners for Ayurveda / Homeopathy
maintained by the Board for a further period of five years from
the date of expiry of the validity of my present certificate.

The prescribed fee of Rs. is sent herewith.

Station : *Yours faithfully,*

Date :

Signature of the Applicant.

FORM X-B.— Form of application for renewal of registration
of Pharmaceutical Laboratories Herbaria, Vendors of
Ayurvedic and Homeopathic Medicine.

(See Rule 11 (2) in Part III)

(Same as Form X-A with suitable modifications, relating
to the intervals at which certificates shall have to be renewed
by Pharmaceutical Laboratories, etc.)

FORM XI.— Form of application for registration of additional
qualification in respect of Practitioners.

(See Rule 12 (1) in Part III)

To

The Registrar,
Boards for Ayurveda and Homeopathy.

Sir,

I beg to apply for the registration of the additional
qualification of which I have obtained from
..... in She diplomas
or certificate, of the qualifications are enclosed. These may be
returned as soon as done with.

I am already registered under the Andhra Ayurvedic and
Homeopathic Medical Practitioners' Registration Act, 1956
(Andhra Act XXVI of 1956), under Class 'A' / 'B', and my
Registration No. is

The prescribed fee of Rs. _____ is sent herewith

Yours faithfully,

Station :

Date :

Signature of the Applicant.

FORM XII. — Certificate to be issued to Registered Practitioners for the Registration of Additional qualifications.

(See rule 15 (2) in Part III)

The entry relating to the additional diploma / certificate appearing below has been made in the Register of Practitioners maintained under Section 28 of the Andhra Ayurvedic and Homeopathic Medical Practitioners Registration Act, 1956 (Andhra Act, XXVI of 1956) against the name of Sri/Srimathi.

Registration No. _____

Diplomas or Certificates already Registered. _____

Diplomas of certificates now registered, _____

Date :

Registrar.

FORM XIII-A—Certified copy of entries in the Register of Practitioners.

(See Rule 14 in Part III)

Office of the Registrar,
Board for Ayurveda and Homeopathy.

No. _____

Certified to be a true copy of entry in the Register of practitioners maintained under Section 28 of the Andhra Ayurvedic and Homeopathic Medical Practitioners Registration Act, 1956 (Andhra Act XXVI of 1956), of the name specified below.

Name	Address	Date of Registration	Qualification
(1)	(2)	(3)	(4)

Registrar

(N. B. :— The certified copy remains evidence of registration only until the publication of the printed Register of Practitioners for 195 . It should not be used as an evidence for the identity of the holder with the person named therein).

FORM XIII-B—Certified Copy of the Register of Pharmaceutical Herbarium Firms, Herbaria and Vendor of Ayurvedic and Homeopathic Medicine.

(See Rule 14 in Part III)

(Same as Form XIII-A with necessary alterations)
Part IV—Rules for the Appointment, Control, pay and allowances of the Establishment Employed under Section 15 of the Act and the Powers of Registrar under the said Section.

Method of Appointment

1. No person shall be employed by the Board if he is more than twenty-five years of age on 1st July of the year in which he is appointed, provided this rule shall not apply to the employees lent by the Government on deputation. This rule may however be relaxed by the Board in individual cases on merits with prior approval of the Government.
2. Every vacancy or fresh appointment shall be advertised in two of the leading daily newspapers, one in Telugu and the other in English.
3. Certificate of age, health and vaccination from duly registered medical practitioners shall be furnished by every employee before assuming charge.

Probation

4. (1) Every person appointed to a post shall ordinarily be on probation for a period of one year.

(2) If on completion of probation, he is found competent he may be confirmed in the post.

(3) During the period of probation the service of an employee may be terminated by the Registrar with the approval of the Board if the work and conduct of the employee are not found satisfactory. In all cases of termination of probation the procedure prescribed in Andhra Civil Services (Classification, Control and Appeal) Rules, shall be followed.

Retirement

5. (1) No employee shall ordinarily be continued in service after he has attained the age of fifty-five years.

(2) In special cases an employee may be retained in service until he attains the age of sixty.

(3) Every application, if any, for retention in service of an employee beyond the age of super-annuation shall be made by the employee sufficiently early and the Board shall not grant extension to any employee for more than a year at a time subject to the limit of five years under any circumstances.

6. All employees including the Registrar shall be the whole time servants of the Boards.

7. No employee shall directly or indirectly communicate to any person, institution, or to the press any information, or hand over any document which has come into his possession in the course of his official duties.

8. The Boards concerned shall maintain a record of the service of each of its employees recording therein his rank, emoluments promotions and leave account. All changes effected shall

be attested by the President of the Board concerned in the case of the Registrar and in other cases by the Registrar.

Security

9. Cash security shall be taken from the Registrar, Inspector, Officers and servants of the Boards for such amounts as may be fixed by the Boards from time to time.

No person shall be continued in service if a moiety of his salary is constantly being attached or attached for two consecutive years or if he cannot discharge his liabilities within two years.

Suspensions

10. During suspension, an employee shall be given subsistence allowance at the rates admissible to Government servants. When the employee is under suspension, he shall leave his address with the Registrar. He shall obey all summons to attend any enquiry into his conduct at his own cost. If he fails to do so, the enquiry shall be held *ex parte*.

Powers and Functions

11. The Registrar shall keep the registers in accordance with the provisions of the Act and the rules and regulations made under the Act by the Government and the Boards.

12. The Registrar shall be present at every meeting of the Board and of the Executive Committee of the Board for Ayurveda and shall take minutes of the proceedings at such meetings.

13. The Registrar, as Secretary, shall conduct and have charge of the correspondence of the Board and shall issue all requisite notices in the manner required under these rules.

14. The Registrar shall fulfil the duties that may be required of him by the rules and regulations for the time being of the Board.

15. The Registrar shall attend on every day except on Public holidays the office of the Boards from 10-30 a. m. to 5-00 p. m. The Registrar shall attend office also at other times when necessary and shall not absent himself from his duties except with the permission of the President.

16. The Registrar shall be authorised to obtain whatever temporary additional assistance that may be required subject to the sanction of the Boards.

17. The Registrar shall have the general control and supervision over the Inspectors, Officers and servants of Boards, the management of the office, and superintendence of the building.

18. The duties of the clerks shall be assigned to them by the Registrar under the direction of the Executive Committee.

19. The clerks shall attend office on all working days and at other times when necessary and they shall not absent themselves except with the permission of the Registrar. The Registrar shall grant leave to the clerks in accordance with the leave rules admissible to Government servants.

20. The peons shall attend office in accordance with the orders of the Registrar and they may be granted leave by the Registrar according to the rules admissible to Government Servants.

21. The Registrar may impose the penalty of fine not exceeding one rupee at a time on any peon of his office. Any other punishment referred to in Section 15 of the Act shall be imposed by the Registrar with the prior approval of the Boards and subject to such conditions as may be provided for in the regulations. In all cases involving disciplinary proceedings and leading to the imposition of punishments referred to above, the procedure laid down in the Andhra Civil Services (Classification and Control) Rules shall be followed.

PART V

MISCELLANEOUS.

Rules for the payment of travelling allowance to Members of the Boards for Ayurveda and Homeopathic and the staff for attending its meeting and for other purposes.

1. Non official members of the Boards shall be paid travelling allowance at the rates admissible to non-official members appointed on 1st class committee constituted by the Government for the journeys performed by them to attend the meetings of the Boards the Executive Committee or any special Committee or in connection with any of the duties which the Boards may from time to time assign to them in order to discharge their duties under the Act or the rules and regulations made thereunder.

2. The non-official members co-opted by the Boards and approved by the Government who are not elected members of the Boards, shall be paid travelling and dearness allowances at the same rates as those admissible to members of the Boards subject to the prior sanction of the Government.

3. The travelling allowance shall be drawn and paid to all the members in advance at the time of meetings by the Registrar.

4. Official members shall be paid the travelling allowance at the rates admissible to them for journeys on tour under the Andhra Travelling Allowance Rules.

5. The expenditure on account of the travelling allowances to official and non-official members of the Boards shall in all cases be met from the funds of the respective Boards.

Provided that in respect of every application under Section 24 or Section 31 of the Act, referred to a person authorised under Section 24 or to a Committee constituted for inspection of the institution applying for registration, the Board

for Ayurveda or the Board for Homeopathy, as the case may be, may recover from the institution concerned such inspection fee as may be fixed by the Board and the travelling and daily allowances of the person authorised under Section 24 or the members of the Committee as the case may be at rates not exceeding those mentioned in rules (1) and (4) above.

Rules for the inspection of Documents

6. The following shall be the conditions on which leave shall be granted by the President of the Board to the members of the Boards to inspect the documents of the Board of which he or she is a member when not required for use by its legal advisers :—

(1) A notice in writing of three clear days shall be given to the Registrar, except when the Board is in session when special leave may be granted.

(2) The subject of the document needed for inspection shall be stated.

(3) Documents under inspection shall not be removed from the premises of the Board.

(4) All such documents and the information derived therefrom shall be regarded as strictly confidential.

7. The Registrar shall be responsible for the safe custody of all documents. He shall also arrange the documents in such an order as to facilitate their inspection during office hours.

Rules relating to accounts and disposal of monies received under the Act.

8. Separate accounts of all receipts and charges relating to the Boards for Ayurveda and Homeopathy shall be maintained by the Registrar and separate cash register shall be maintained for the purpose.

9. Separate accounts for each of the Boards shall be opened in the State Bank of India in the name of the concerned Board and all monies payable to the Boards shall be deposited in the Bank subject to the conditions in provisions of rule 10.

10. The registrar, who is also the treasurer of the Boards under Section 15 of the Act, shall receive all monies payable to each of the Boards. He shall not retain in his hand at any time a sum more than rupees two hundred, the balance being lodged in the Bank to credit of the respective Board.

11. The Registrar shall verify the details of income and expenditure of the Boards and shall, at each ordinary meeting of the Executive Committee of the Board for Ayurveda and the Board for Homeopathy, submit a financial statement showing the transactions of the concerned Board for the month previous to the one in which the meeting is held. This statement shall, if possible, be furnished to the members with the notice calling the meeting.

12. The Registrar shall, in the month of July in each year, prepare a statement of income and expenditure for the proceeding financial year ending with the 31st March and draw the attention of Board to such matters as seemed deserving of notice.

13. The annual accounts shall be prepared by the registrar separately for each of the Boards under the direction of the Executive Committee.

14. In the month of September each year a separate estimate of the revenue of the expenditure of the Council for the ensuing year commencing on the 1st April shall be laid before the Boards concerned.

15. Such estimates shall make provision for the fulfilment of the liabilities of the Boards and for effectually carrying out its objects. It shall include on its revenue side, besides

all revenue ordinary anticipated, all fees, donations and other sources received by the Board and the amount expected from the Government by way of grant.

16. The Boards shall consider the estimates submitted to it and shall sanction the same with such modifications or alterations as it may deem fit.

17. The Board may at any time during the year for which any estimate has been sanctioned, cause a supplementary estimate to be prepared and submitted to it. Every such supplementary estimate shall be considered and sanctioned by the Board, in the same manner, as an original annual estimate. No expenditure shall be incurred by the Board which is not duly provided for in the annual estimate or in a supplementary estimate.

18. A bill or other voucher presented as a claim for money shall be received and examined by the Registrar. If the claim be for a sum not exceeding rupees fifty and the bill is in order, he shall pay it. If the claim is for a sum exceeding rupees fifty and the bill is in order, payment shall be made after it is sanctioned by the President of the Board concerned, in the absence of the President by the Director, Indian Medicines and Homeopathy, Hyderabad.

19. The Registrar shall immediately bring into account in the general cash book all monies received or sent by the Board.

20. All the cheques on the Bank shall be signed;

(a) by the President or his nominee and the Registrar; and

(b) in the absence of the President by the Director, Indian Medicines and Homeopathy and Registrar.

PART VI

Rules under Section 18 of the Act relating to (i) The Constitution and (ii) the manner of filling up of vacancies.

CONSTITUTION OF THE EXECUTIVE COMMITTEE

(Vide Section 18 (1) of the Act)

1. As soon as may be after the Board is constituted a special meeting of the Board shall be convened by the President for the purpose of electing the members of the Executive Committee to be constituted under sub-section (1) of Section 18 of the Andhra Ayurvedic and Homeopathic Medical Practitioners Registration Act 1956.

2. The number of members of the Executive Committee shall be as determined by the Board by Regulations subject to the condition that at least two seats one for representing the Unani system of medicine and one for the Prakriti System of medicine shall be reserved. In these rules, the seats reserved for the said systems of medicine are hereafter referred to as the reserved seats and the other seats as general seats.

3. The election of the members shall be by ballot or, by show of hands as the Board may determine by Regulations.

4. Not less than seven clear days before the date fixed for the election of members of the Executive Committee, the President of the Board shall intimate the following particulars to all the members of the Board.

(i) the number of general and reserved seats to be filled up;

(ii) the date on which, the place at which and the hours between which the election shall be held.

5. Election shall be conducted in two stages first for the general seats and after the result of the first stage is declared then for the reserved seats.

6. The President shall conduct the elections in the first stage in the following manner:—

(a) At the commencement of the meeting of the Board the President shall announce the number of members to be elected to the general seats and call for nominations from amongst the members of the Board present at the meeting.

(b) For every nomination there shall be a proposal by a member of the Board, present at the meeting other than the candidate, and such proposal shall be seconded by another such member.

(c) Each member present at the meeting shall be entitled to propose or second one candidate for each vacancy but not more than three candidates in all.

(d) Nomination shall be received by the President from any members of the Board present at the meeting and shall be accepted by the President after scrutiny; the President, shall then announce the names of the candidates whose nominations are accepted and a list thereof arranged in the alphabetical order shall be prepared.

(e) If the number of candidates so listed is equal to or less than the number of seats to be filled up all such candidates shall be declared elected and fresh nominations shall be called for to fill up the remaining seats if any. If the number of candidates so listed is more than the number of seats to be filled up a poll shall be taken.

(f) For the purpose of taking a poll a ballot paper containing the names of the candidates whose nominations are accepted arranged in the alphabetical order of their names shall be given to each member present at the meeting.

(g) Each member shall tick off on the ballot paper the names of the candidates as many as there are seats to be filled up in whose favour he desires to vote. If any member ticks

off more than the required number of names, the required number of names ticked off counted from the top of the ballot-paper shall be taken as valid and the rest will not be counted for the purpose of election.

(h) The President shall then count the number of votes secured by each candidate and prepare a list of the candidates in the ascending order with reference to the total number of votes secured by each candidate.

(i) The President shall declare the candidate who topped the list referred to in clause (h) elected and strike off his name in the list. By repeating this process, he shall declare elected the required number of candidates to fill up the seats. If there is equality of votes between two or more candidates, the President shall after notice to the candidates concerned decide by drawing lots each time as to which of those candidates shall be eliminated. This process shall be repeated until one candidate alone is left, who shall then be declared to have been elected.

7. If the election is to be by show of hands the President shall call for nomination as in the case of election by ballot and election shall be conducted separately for each of the seats to be filled up. All the members present at the meeting shall exercise their vote by show of hands and the candidate securing the highest number of votes shall be declared elected to the seat for which election is conducted.

8. The President shall then proceed with the election in the second stage in the following manner :

(a) If among those declared elected for the general seats there are candidates who represent the Unani system of medicine and the number of such candidates is equal to the number of seats reserved for that system of medicine, all such candidates shall be declared elected for such reserved seats and fresh

election shall be held for the general seats vacated by such candidates in the manner laid down in the foregoing rules.

(b) If the number of such candidates is less than the number of such reserved seats they shall be declared elected for the seats equal to their number and the remaining seat or seats shall be filled up as provided in Class (d).

(c) If the number of such candidates is more than the number of such reserved seats the President shall prepare a list of such candidates in the descending order with reference to the total number of votes secured by each such candidate and declare them elected for the reserved seats in the manner laid down in clause (1) of rule 6. Fresh election for the general seats reserved by such candidates shall be held as provided in the foregoing rules.

(d) If any seat reserved for the Unani system of medicine is not filled up in accordance with the provisions of clauses (a), (b) and (c), the President shall call for nominations for such seats from the members of the Board who represent the system of medicine and the election shall be conducted in the manner provided for elections to the general seats.

(e) The provisions of clauses (a) to (d) shall apply for filling up the seat reserved for the Prakriti system of medicine.

9. The Executive Committee shall be deemed to have been constituted with effect on and from the date when all the members thereof have been declared by the President to have been elected under these rules.

10. As soon as may be after the Executive Committee has been constituted, the Committee shall proceed to elect its President and Vice-President in such manner as provided by the Board by Regulations.

11. If any elected member of the Executive Committee fails to attend three consecutive meetings, he shall cease to be

the member thereof and any vacancy arising out of such contingency shall be filled in the manner indicated in Rule 12.

12. (1) If there occurs any casual vacancy in the Executive Committee, the Executive Committee shall co-opt a member of the Board for filling up such vacancy. Provided, however, that if the vacancy is in respect of a reserved seat only a member of the Board representing the Unani or Prakrit systems, as the case may be, shall be co-opted.

(2) The name of the persons to be co-opted shall be proposed by a member of the Executive Committee and shall be seconded by another such member in a meeting held for that purpose. If more than one person are so nominated the procedure laid down in Rule 7 shall be followed for determining as to who obtained the highest number of votes and the President shall declare such person to have been co-opted by the Executive Committee.

13. Every meeting of the Executive Committee shall be presided over by the President of the Executive Committee, in his absence, by the Vice-President of the Executive Committee and in the absence of both the said President and the Vice-President, by a member chosen by the members present at the meeting.