

MEDICAL EDUCATION AND DRUGS DEPARTMENT,

Mantralaya, Mumbai-400 032, dated

NOTIFICATION

Maharashtra Council of Acupuncture Rules -2018

No..... /Act----- The following draft of rules which the Government of Maharashtra Proposes to make in exercise of the powers conferred by sub-section (1) of section 35 of the Maharashtra Acupuncture System of Therapy Act, 2015 Maharashtra Act. No XXV of 2017, and of all other powers enabling it in that behalf is hereby published as required by sub-section (1) of said section-35 for information of all other persons likely to be affected thereby; and notice is hereby given that the said draft will be taken into consideration by the government of Maharashtra on or after the 20th September 2018.

2. Any objections or suggestions which may be received by the Secretary to the Government of Maharashtra, Medical Education and Drugs Department, Mantralaya, Mumbai-400 032, from any person with respect to the said draft before the aforesaid date will be considered by the Government.

CHAPTER I

Preliminary

1. *Short title* - These Rules may be called the Maharashtra Council of Acupuncture Rules 2018.

2. *Definitions*- in these rules, unless the context required otherwise,

(a) "Act" Means the Maharashtra Acupuncture System of Therapy Act, 2015, Maharashtra Act. No XXV of 2017

(b) "Acupuncture" means stimulation of particular points on body surface, by insertion very fine and flexible needles for therapeutic effect. In this Act, "acupuncture" also includes therapies like electro-acupuncture, which uses very small therapeutic electrical current; laser rays; use of micro-acupuncture; bloodletting, which uses very small amount of bleeding; acupressure, which uses positive pressure; cupping, which uses negative pressure; moxibustion, which uses heat; surgical catgut implantation; for stimulation of particular points for therapeutic effect and such other methods as may be notified by Maharashtra Council of Acupuncture.

(c) "Acupuncture institution" means any institution which conducts or offers courses of study and training in Acupuncture,

(d) "Affiliated Acupuncture institution" means an Acupuncture institution affiliated to the council,

(e) "Recognized research institute" an institute which conducts research in or related to Acupuncture and Recognized by the council,

(f) "Admission capacity" means the maximum number of students that may be fixed by the council from time to time for being admitted to the course of study;

(g) " Council "means the Maharashtra Council of Acupuncture constituted under section 3 of the Act,

(h) "Certificate" means a certificate awarded by the council on completion of such course of study and training and of such duration as may be prescribed by the council,

(i) "Diploma" means a diploma awarded by the council on completion of such course of study and training and of such duration as may be prescribed by the council,

(j) "Degree" means a degree awarded by the Maharashtra University of Health Sciences on completion of such course of study and training in Acupuncture and of such duration, as may be prescribed as per the provisions of the Maharashtra University of Health Sciences Act 1998.

(k) "Eligibility test" means an examination in science of acupuncture of such nature and standard as that of the examination held by the council for various eligibilities like registration under B & C part of register and such.

(l) "Recognized Acupuncture qualification" means a qualification in Acupuncture system of therapy recognized by the council,

(m) "Registered Acupuncture Practitioner" means an Acupuncture Practitioner registered with this council and who is engaged in the practice of Acupuncture system of Therapy,

(n) "Registered Acupuncture personnel" means an Acupuncture personnel registered with this council and who is engaged in assisting a registered Acupuncture practitioner in the Acupuncture practice,

(o) " Government" means Government of Maharashtra,

(p) "President "means the president of the council, (q)"Vice-president" means the Vice-president of the council,

(r)"member" means a Member of the council,

(s)"Registrar" means the Registrar of the council appointed under section 13 of the Act,

(t) " other employees" means the other employees appointed by the council as per section 14 (1) of the Act,

- (u) "Teacher" means any person appointed by an Acupuncture institution affiliated under the guidelines of MUHS, or recognized by the council to hold a post in teaching with the approval of Maharashtra University of Health Sciences.
- (v) "Register" means the register of Acupuncture practitioners and Acupuncture personnel maintained under this Act,
- (w) "section" means a section of the Act,
- (x) "form" means a form appended to these rules,
- (y) "Enlisted Acupuncture Therapist" mean the therapists, who have been practicing acupuncture in Maharashtra till the date the act came into existence.

CHAPTER II

Conduct of Election of Council

3. *Appointment of Returning Officer.*- (1) For the purpose of the election of the members of the Council under clause(3) of sub-section (a) of section 3, the State Government shall appoint a Returning Officer who shall not be below the rank of the Under Secretary to the State Government:

Provided that, where, by any reason, the Returning Officer is unable to act as the Returning Officer, any other person authorized by the Government or the Registrar shall be Returning Officer. Where the Returning Officer is appointed by the Government, the Registrar shall work as the Assistant Returning Officer.

(2) The Returning Officer and the staff appointed to assist him for the election work, shall be paid an additional remuneration as decided by the Council, from time to time.

4. *Preparation and publication of electoral rolls for election of Council.*-

(1) Of the five posts members of council, four posts from part-A and one post from Part-B of register will be elected. the Registrar shall prepare separate electoral rolls of containing names of Practitioners of Part-A and Part-B of acupuncture practitioner enrolled in the registers maintained by the Council under rule -----

(2) The respective electoral roll shall include the names of all Acupuncture Practitioner in Part-A and Part-B, registered up to such date, as may be fixed by the Council for each election. The period between this date and the date fixed for counting of votes under sub-rule(1) of rule 4 shall not be more than three months.

(3) The Registrar shall, at least thirty days before the last date fixed for the receipt of nomination papers under clause () of sub-rule(2) of rule 4, Publish the electoral rolls of registered Acupuncture Practitioner by exhibiting copies thereof at the office of council . The copies of electoral roll shall be made available for sale in the office of the Council at price fixed by the Council from time to time. The Registrar shall at the same time issue a notice in the *Official Gazette*, and at least in four newspapers selected by him, in FORM-I calling upon the registered Acupuncture Practitioner to send their objections or suggestions, if any, with regard to the entries in the electoral rolls before a date specified in the notice, which will not be earlier than fifteen days of the publication of the notice. All objections or suggestions received before the date specified in the notice shall be considered by the Registrar and corrections shall be made, if necessary, in the electoral rolls.

(4) If any electoral roll is amended, such roll with amendments shall form the electoral roll for the purposes of the election under the Act. Copies of amendments made to the electoral roll, if any shall be made available for sale in the office of the Council at a price fixed by the Council from time to time.

5. *Fixation of stages of election.*- (1) The Returning officer shall fix the following stages of the election namely:-

- (a) the day on which, the place at which and time during which the nomination papers are to be presented;
- (b) the day on which, the place at which, and the time during which the nomination papers shall be scrutinized;
- (c) the day on which, the place at which and the time during which nomination may be withdrawn;
- (d) the day on which, the place at which, and the time during which the voting papers shall be forwarded and received; and
- (e) the day on which, the place at which, and the time during which the votes shall be counted.

(2) The date of the receipt of the nomination papers shall not be less than forty days before the date fixed for the receipt of the voting papers. The date fixed for the scrutiny of the nomination papers shall be next day of the last date fixed for the receipt of the nomination papers.

6. *Notice of Election.*- At least thirty days before the date fixed for receipt of the nomination papers, the Returning Officer shall at the same time issue a notice of election in the *Official Gazette*, and at least in the four newspapers having wide circulation selected by him, in FORM-II notifying the dates fixed under sub-rule() of rule ----- and calling upon the electors to elect new members and to send nominations for the purposes. A copy of this notice shall also be displayed on the notice board at the office of the Council.

7. *Presentation of Nomination Papers.*- (1) Every registered acupuncture practitioner whose name appears in any electoral roll prepared under rule-4(hereinafter referred to as "the elector" in this Chapter) shall, unless disqualified under section 27, be qualified for election for the constituency to which the electoral roll pertains.

(2) Candidates qualified for election shall be proposed and seconded by the valid registered acupuncture practitioner who is qualified. The nomination form is non transferable.

(3) The nomination paper in FORM-III shall be supplied by the Registrar every valid registered candidate on his requisition after showing the identity card supplied by the council.

(4) Every nomination paper in FORM-III duly completed and signed by the proposer and the seconder, and subscribed by the candidate himself as assenting to the nomination shall be sent by post or otherwise so as to reach the Returning Officer on or before the date and the time appointed under clause () of sub-rule() of rule -----, for receipt of the nomination papers. The nomination papers received after the time so fixed shall be rejected. The Returning Officer shall immediately on receipt of each nomination paper endorse thereon the date and the time at which the nomination papers is received by him and also immediately acknowledge the receipt of the nomination paper. Provided that, not more than one nomination paper shall be presented by or on behalf of any candidate or accepted by the Returning Officer.

(5) Every candidate shall, along with the nomination paper, deposit with the Returning officer with demand draft a sum of rupees five thousand as amount of deposit in the name of registrar, Maharashtra Paramedical Council, Mumbai. A nomination paper not

accompanied by such deposit, shall not be accepted by the returning officer. The deposit shall, unless it is forfeited to the Council under sub-rule(6), be returned to the candidate, as soon as possible, after the result of the election is declared.

(6) If a candidate is not elected and if the number of valid votes recorded in his favour is less than one-eighth of total number of votes recorded, divided by the total number to be elected, the deposit shall be forfeited to the Council.

8. *Scrutiny of nomination papers.*- On the date appointed by the Returning Officer for scrutiny of the nomination papers, the candidates and the proposer and the seconder of each candidate may remain present, at the appointed time and place, and the Returning Officer shall allow all reasonable facilities to all contesting candidates and their proposers to examine the nomination papers of all the candidates which have been received by him as aforesaid. The proposal and seconder should keep the valid identity card of the council which is mandatory.

9. *Disposal of objections and rejection of nomination.*- The Returning Officer shall examine the nomination papers received by him and shall decide all objections and may, either on such objections or his own motion, after such summary enquiry if any, as he may think to be necessary, refuse any nomination, for any of the following reasons, namely :-

(a) that the candidate or his proposer or his seconder is not an elector

(b) that there has been any failure to comply with the provisions for the Act or the rules made there under,

(c) that the signature of the candidate or his proposer or his seconder is not genuine or has been obtained by fraud, on tallying, with their specimen signature on the record of the Council.

10. *Completion of scrutiny.*-(1)The Returning Officer shall endorse on each nomination paper his decision whether the nomination paper has been accepted or rejected and if the nomination paper has been rejected, he shall record in writing a brief statement of his reasons for such rejection.

(2) The scrutiny shall be completed on the day appointed in this behalf and no adjournment of proceeding shall be allowed.

11. *Withdrawal of candidature.* - (1) Any candidate may withdraw his candidature within three days of completion of scrutiny of nomination papers by notice in writing signed by him and delivered it to the Returning Officer in person before the date fixed under clause (c)of sub-rule (1) of rule 5.

(2) A notice may be given either by the candidate in person or by the proposer or seconder who has been authorized in this behalf in writing by candidate.

(3) The Returning Officer shall on being satisfied as to the genuineness of a notice of withdrawal of candidature and the identity of the person delivering it to him under sub-rule(1), cause the notice to be affixed in some conspicuous place in his office.

(4) The notice of withdrawal once accepted by the Returning officer shall be final.

12. *List of contesting candidates.*- Immediately on completion of the scrutiny of the nominations and after the expiry of the period within which a candidature may be withdraw under rule11, the Returning Officer shall forthwith under his signature publish on the notice board at the office of the Council, a list of contesting candidates.

13. *Procedure for uncontested elections.*- After the publication of the list of the contesting candidates, if the number of contesting candidates does not exceed the number of vacancies to be filled in, the Returning Officer shall forthwith declare such candidates to be duly elected to fill such vacancies, and report the names of such candidates to the State Government.

14. *Contested election.*-(1) When there are more candidates than the vacancies, the voting shall be by postal ballot.

(2) The Returning Officer shall forthwith publish the names and addresses of the contesting candidates in the *Official Gazette*, and on the notice board at the office of the Council.

15. *Printing of voting papers.*- The Returning Officer shall arrange for the printing of voting papers in FORM-IV, with the names of the contesting candidates entered therein in alphabetical order, according to the English script.

16. *Dispatch of voting papers to electors.*-(1) Twenty-one days before the date fixed for the receipt of voting papers under clause(d) of sub-rule (1) of rule5, the Returning Officer shall send to every elector by post under Government speed post-

(a) one voting paper in FORM-IV signed by him;

(b) a blank cover of small size with the words "Voting paper" printed thereon; and

(c) a large cover of a suitable large size addressed to himself, in FORM-V

(2) The Returning Officer shall make a mark in one copy of the electoral roll against the name of every elector to whom a voting paper and covers have been send. The marked copy of the electoral roll and the counterfoils of the voting papers sent shall be sealed in a packet immediately after the date fixed for the receipt of voting papers under clause (d) of sub-rule (1) of Rule 5.

17. *Issue of duplicate voting paper.*- If any elector has not received his voting paper and covers or has inadvertently spoilt the papers or lost them, he may send to the Returning Officer at least seven days before the date fixed for the receipt of voting papers under clause(d) of sub-rule(1) of rule-5, a declaration to that effect signed by himself and the spoilt papers, if any, and request the Returning Officer to send him duplicate papers in place of those not received, spoilt or lost. When the duplicate papers are issued, a record thereof shall be kept by the Returning Officer and a mark "Duplicate" shall be made on the large cover as well as on the voting paper before issue. The Returning Officer shall cancel any spoilt papers received back from the elector.

18. *Delivery of voting paper to elector in person.*- Any elector whose voting paper is returned undelivered may apply to the Returning Officer in person for such voting paper before the date fixed for the receipt of voting papers under clause(d) of sub-rule(1) of rule 5 and take delivery of the voting paper after satisfying the Returning Officer of his identity and on giving a receipt therefore.

19. *Recording of votes by elector.*- (1) On receipt of the voting paper an elector shall record his votes by putting crosses in column 3 of the voting paper against the names of the candidates to whom he wishes to give his votes. The elector shall have as many votes as there are vacancies and can give only one vote to each candidate. The elector shall not reveal his identity on the voting paper by putting his signature or by any other means.

(2) After recording his vote, the elector shall put the voting paper in the small cover, close it and put it in the large cover. The elector shall then close the large cover and write his full name and sign at the place marked on the large cover. The large cover shall be sent by post so as to reach to the Returning Officer on or before the date and the hour appointed under clause (d) of sub-rule(1) of rule 5 for the receipt of voting papers.

(3) Any elector, who is under any disability which incapacitates him from recording his votes in the above manner, may take the assistance of a Gazetted Officer or a Magistrate, in recording his votes. Such Officer shall, in such case, record on the back of the large cover a certificate in the following manner, namely:

" Ihereby certify that

(Name of the officer)

.....
(Name of the elector)

being incapable of recording his votes due to recorded his votes **according to**requested me to record his votes and I have recorded his votes according to his desire (Cause of incapacity) and in his presence."

Date:-

Time :-

(Seal)

Signature

Designation.....

20. *Custody of voting papers.*- All covers containing voting papers shall on receipt be kept in a sealed box by the Returning Officer after noting the date and time of receipt of each cover. Any cover receive after the date and time fixed for the receipt of voting papers under clause (d)of sub-rule (1) of rule 5 shall be kept in a separate packet and shall not be opened.

21. *Scrutiny and counting of votes*-(1)The scrutiny and counting of votes shall be undertaken by returning Officer at the time, on the day and at the place appointed under clause(e) of sub-rule 5.

(2) A candidate or not more than one representative duly authorised by him may remain present at the time of counting of votes.

(3) The entire voting papers shall be treated as invalid,-

(a) if the elector has failed to write his full name and make his signature on the large cover in which the small cover containing the voting paper is kept;

(b) if the signature made by the elector does not tally with the specimen signature on the record of the Council;

(c) if the mark '(X)' is place opposite the names of more candidate than the number of seats to be filled or if more votes are given than he is entitled to under sub-rule(1) of rule 19;

(d) if the elector has put his signature on the voting paper of has made any other mark thereon which may reveal his identity.

(4) If the Returning Officer receives more than one voting paper from one small cover, or more than one small cover in any large cover, all such voting papers shall be treated as invalid.

(5) If the mark '(X)' is so placed as to make it doubtful to which candidate the elector has given his vote, the vote shall be deemed to be invalid; and the voting paper is treated as invalid.

(6) If any elector has given more than one vote to any candidate, only one of such votes given shall be taken to be valid, provided that the voting paper is otherwise not invalid.

22. *Declaration of results of election.*-(1) when the counting of votes is completed, the Returning Officer shall forthwith declare the candidate to whom the largest number of valid votes have been given, to be elected. If there are an equal number of votes in favour of each of the two or more candidates for one vacancy, the selection shall be determined by the Returning Officer by lots.

(2) The Returning Officer shall also inform each successful candidate by letter of his having been elected to the Council.

(3) After the result of the election has been declared, the Returning Officer shall seal the voting papers and all other documents relating to the election, and shall retain the same with himself in safe custody for a period of six months and thereafter shall cause them to be destroyed after obtaining the previous approval of the Government.

23. *Intimation of results of election to Government.*-The Returning Officer shall intimate the name of the elected candidates to the Government for enabling it to fulfil its statutory obligation of publishing their names in the *Official Gazette*, as required by sub-section (1) of section 4.

24. *Filling of casual vacancy*- If there is a vacancy of a member elected under clauses (b) and (c) of sub-section (3) of section 3 the Returning Officer shall, subject to the proviso to sub-section (1) of section 5, take steps to fill it up, as soon as possible, by election in accordance with the provisions of rules 5 to 23

25. *Time limit for referring election disputes.*- The time limit for referring any dispute referred to State Government shall be,-

(i) in the case of elected members, thirty days from the date of declaration of the results of election ; and

(ii) in the case of election of the President or Vice-Presidents, thirty days from the date of their election.

CHAPTER III CONDUCT OF BUSINESS OF COUNCIL

26. *Calling of Meetings.*-(1) The Council shall ordinarily meet for the transaction of business twice in a year, but the President may, whenever he thinks fit, and shall, upon a written requisition of not less than seven members and on a date not later than fifteen days after the receipt of such requisition, call an special meeting.

(2) The exact date, time and place of such meetings shall be decided by the President.

27. *Notice for calling Meeting.*-(1) All members of the Council shall be given fifteen clear days notice of an ordinary meeting and seven clear days notice of an special meeting. Every notice shall also be posted on the notice board at the office of the Council as well as its website. Such notice shall specify the date, time and place of meeting and state whether the meeting is for general business or for any special business. If the meeting is for a special business, the nature of such business shall also be mentioned in the notice.

(2) The Registrar shall send to all members a copy of the agenda and explanatory notes thereon, fifteen clear days' before the date fixed for an ordinary meeting and for special meeting, such period will be seven clear days. The mode of service of Notice shall be speed post, e-mail and/or e-communication via any acceptable modern communication means as is available from time to time.

28. *Motions for insertion in Agenda.*-Any member may send a motion to be inserted in the agenda for an ordinary meeting so as to reach the Registrar Twenty clear days before the date fixed for the meeting. The Registrar shall take the orders of the President for inclusion of such motion in the agenda, and where any motion is disallowed the reasons for doing so shall also be communicated along with the agenda to the members who sent the motion.

29. *Attendance at Meetings.*-At the commencement of each meeting an attendance register shall be placed in the meeting room and every member present shall sign against his name in the registrar.

30. *Business to be transacted at meetings.*- At an ordinary meeting no business or proposition other than the specified in the agenda, and in the case of an special meeting, on the written request made for convening such meeting, shall be transacted.

Provided that, the presiding authority may permit any business or proposition to be discussed which is of an urgent nature and which could not reasonable be entered in the notice.

31. Adjournment of Meeting-(1) Subject to the provisions of Section 14, the presiding authority may, for want of Quorum of one fourth of the strength of the council or at the time for reasons to be recorded in writing, adjourn the meeting to any future day or to any hour of the same day. Provided further that the meeting adjourn for want of Quorum, can be undertaken after an hour and for that no Quorum shall be required.

(2) When a meeting has been adjourned to a future day, the President may change such day to any other day, and the Registrar shall send a written notice of such change to each member of the Council, provided that no such adjourn meeting shall be taken place unless fifteen clear days notice is given to the Members.

(3) At an adjourned meeting the business that is left undisposed of at the original meeting from which adjournment took place shall, unless the President otherwise directs, take precedence over new business.

32. Minutes of Meetings.- Minutes of the proceedings of each meeting of the council shall be kept in a book to be provided for the purpose and shall include the names of the members and if any member present at the meeting so desires, the name of the members voting, respectively, for or against any motion. Minutes of the meeting of the Council shall be signed by the President in his absence by the Vice-Presidents and in the absence of the President and Vice-Presidents by the presiding authority. This book shall be signed by the President at the next meeting after the minutes are confirmed, and shall, at all reasonable times, be open to inspection by any member of the Council. Copies of the minutes shall be supplied to every member of the Council within a period of thirty days from the date of the meeting. The meeting can be held by using the latest technology i.e. video conference etc.

33. Circulation of written proposition.- Whenever it appears unnecessary to the President to convene a meeting, he may, instead of convening a meeting, circulate a written proposition with reasons for such proposition for the observation and votes of the members of the Council and thereupon the provisions of rule 32 shall *mutatis mutandis* apply.

34. Fees for attendance at Meeting.-As per the Section 16 of the act, every member of the council including the President and Vice-President shall be paid a fee of rupees two thousands per day for attending the meeting of the Council and reviewed as and when required.

35. Travelling Allowance for attending Meetings.-As per the Section 16 of act, every member of the Council, including the President and the Vice-President shall be paid travelling expenses for attending the meetings of the Council at the rate of ten rupees per kilometre the fare equivalent to the class AC Two Tier of the Indian Railway for the shortest distance for the place of his residence to the office of the council.

CHAPTER IV

Powers, duties and functions of the committee and their meetings.

36. Powers, duties and functions of the Executive Committee.(1) As per the provisions contend in Section 18 (1)of the Act, the Council may appoint from time to time and for such period, a executive committee or committees consisting of such no. of its Member for such work to be assigned and carried out by such committee or committees as directed by the Council. (2) Any proposal received from the Government for grant of recognition of degrees and diplomas shall be scrutinized by the Committee and detailed report thereof shall be placed before the Council its approval. (3) As per the provisions contend in Section 19 (2) (d), the Committee can recommend such formats of the result sheets and the mandatory note to be printed and displayed on such result sheets of the analysis made by the paramedical practising personnel and issue such directions as may be necessary in this regards to maintain the uniformity and the ethics for regulating the professional conduct of the registered paramedical practise in personnel.

37. (a) Calling of Meeting of Executive Committee.-The Committee constituted under section 18, shall ordinarily meet for the transaction of business minimum four times a year and whenever indicated to it by the Council on such date as may be fixed by the Chairman.

(b) A general body meeting of the council will be held minimum two times in a year in between January to June and another meeting will be held in between July to December.

38. Notice of Meeting of Committee.-All members of the Committee shall be give fifteen clear days' notice of meeting. Such notice shall specify the date, time and place of the meeting and nature of the business to be transacted thereat.

39. Presiding Authority for Meeting of Committee.-If the president is present, shall be the chairman of the committee. If the president is absent in a meeting, and then the vice president shall be the chairman of the meeting of the committee. If both are in absentia, at that time the members present shall be elected president of the meeting of committee.

40. Attendance at meetings of the Committee.- At the commencement of each meeting, an Attendance Register shall be placed in the meeting room and every member present shall sign before his name in the Register.

41. Decision at meeting of Committee.-All questions at a meeting of the Committees shall be decided by a majority of votes of the members present and voting.

42. Minutes of Meetings of Committee.-

(1) Minutes of the proceedings of each meeting of the Committee shall be kept in a book to be provided for the purpose and shall include the names of the members and if any member present at the meeting so desires, the names of the members voting respectively, for or against any question.

(2) Minutes of the meetings of the Committee shall be signed by the chairman at the next meeting after the minutes are confirmed, and shall, at all reasonable times, be open to inspection by any member of the council.

(3) Copies of the minutes shall be supplied to every member of the Council within seven days from the date of the meeting.

43. Fees for attendance at Meeting of Registration Committee.-Every member of the Registration Committee including the Chairman shall be paid a fee of rupees two thousands per day for attending the meeting of the Committee.

44. *Travelling Allowance for attending Meetings of Registration Committee.*- Every member of the Registration Committee including the Chairman shall be admissible travelling expenses under sub rule (1) (2) of rule 35 for attending the meeting of registration Committee.

45. *President's Powers and Duties.*- Subject to the provisions of the Act, and save as expressly provided in these rules, all the powers, duties and functions of the President may, during the absence of the President, be exercised or performed by the Vice-President.

CHAPTER V

Conditions of service of Registrar and other staff, and supervisory powers and duties of Registrar.

46. *Appointment, salary, allowances and other conditions of service of Registrar.*-The Council shall appoint a Registrar on the following conditions, namely:-

(1) The post of the Registrar shall be permanent. The Registrar shall be full time officer of the Council and shall not do any other work except with the permission of the Council. Any person, on his first appointment to clear vacancy in the office of the Registrar, shall be on probation for period of two years.

(2) To be eligible for appointment to the post of Registrar, a candidate must have possess degree, preferably LLB of a university established by law and must have 5 years experience in field of management of University or Council affairs. Examination with Marathi as one of the subjects.

(3) The Registrar shall draw pay in the scale of Rs.15600-39000(GP.5400), dearness allowance, travelling allowance, city compensatory allowance, house rent allowance at the rate admissible to the State Government employee drawing an equivalent pay.

(4) The age-limit for recruitment from fresh candidate to the post of the Registrar shall be on par with the State Government employee of the equivalent post.

(5) The normal age of retirement for Registrar shall be on par with State Government employee:
Provided that, the Government, upon consultation with the Council may appoint any Government Officer by deputation or any retired Government officer to the post of Registrar. The tenure of such deputation or appointment, deputation allowance and pay per month shall be such as may be determined by the Government, from time to time.

47. *Mode of selection.*-(1) According to the recruitment rules, the Council shall call for applications for the post of Registrar, by publication of an advertisement in the newspapers having wide circulation and also display on the notice board of the office of the Council and in Employment News Bulletins.

(2) As per the recruitment rules, the Council shall consider all the candidates who have applied for the post.

48. *Other staff of Council.*- The Council may appoint the officers & employees of the council as follows:-

A. *Deputy Registrar.*- The Council may appoint a Deputy Registrar according to the recruitment rules on the following conditions, namely:-

(a) The post of the Deputy Registrar shall be permanent. The Deputy Registrar shall be full time officer of the Council and shall not do any other work which is not connected with the work of the Council. Any person, on his first appointment to a clear vacancy in the office of the Deputy Registrar, shall be on probation for a period of two years.

(b) To be eligible for appointment to the post of Deputy Registrar, a candidate must have possess any degree of a university established by law and must have passed S.S.C. Examination with Marathi as one of the subjects. Preference will be given to a candidate possessing a L.L.B. degree as an additional qualification.

(c) The Deputy Registrar shall draw pay in the scale Rs.9300-34800(G.P.4300) and dearness allowance, travelling allowance, city compensatory allowance, house rent allowance at the rate admissible to the State Government employee drawing an equivalent pay.

(d) The age limit for recruitment to the post of the Deputy Registrar shall be on par with the State government employee of the equivalent post.

(e)The normal age of retirement for Deputy Registrar shall be on par with the State government employee:

Provided that, the Government, upon consultation with the Council, may appoint any Government Officer by deputation or any retired Government officer to the post of Registrar. The tenure of such deputation or appointment, deputation allowance and pay per month shall be such as may be determined by the Government from time to time.

B. *Clerical Staff and Peon.*- The Council shall appoint its staff on the following conditions, namely:-

(a) The number of clerical posts and peons shall be such as the Government may sanction. These posts shall be permanent and persons recruited on these posts shall be full-time employees of the Council and shall not do any other work which is not connected with the work of the Council.

(b) Eligibility for appointment to these posts shall be on par with the eligibility criteria for appointment to the posts in the corresponding cadre of the State Government employee.

(c)All the employees of the Council shall be eligible to such pay scales and allowances as are admissible to the employees of the State Government in the corresponding grades and shall also be entitled to get revised pay scale of the corresponding grades in the State cadre, as may be revised, from time to time.

(e) The normal age of retirement for these posts shall be on par with the State Government employee of the equivalent cadre.

C. *Mode of selection.*-(1) The Council shall call for applications for the post of officers, clerks and peon by publication of an advertisement in newspapers having wide circulation and also display on the notice board of the office of the Council and Employment Exchange to sponsor the names of the candidates for selection.

(2) The Council shall consider all the candidates who have applied for the post. No officer or servant of the council shall without the previous permission of the council engage himself in any work unconnected with the work of the council.

49. Attendance: - (1) The Registrar and other employees of the Council shall attend the office at the hours prescribed by the State Government for Government offices in Brihanmumbai and at other times when considered necessary.

(2) The Registrar shall not absent himself from duties without permission of the President. The other employees of the Council shall not be absent from their duties without permission of the Registrar.

50. Leave:-(1) Leave cannot be claimed as of right. The leave to the Deputy Registrar, clerical staff and peons shall be granted by the Registrar. Discretion to refuse or cancel the leave of any description is reserved to the authority competent to sanction the leave.

(2) Casual leave may be given for special and unforeseen circumstances and the total period of casual leave in a year being limited to eight days. Casual leave may, with the permission of the sanctioning authority, be prefixed or affixed to Sunday and holidays.

(3) The Registrar, Deputy Registrar and every employee of the Council may be granted leave according to the provisions of the Maharashtra Civil Services (Leave) Rules, 1981.

51. Resignation :- (1) The Registrar may leave service of the Council after giving three months' notice. If he leaves the job without notice he will have to pay a one month's basic pay.

(2) Any, other employee of the Council may leave service after giving one months' notice, if he is a temporary employee, and three months' notice, if he is a permanent employee. In the case of failure to give the required notice, the employee shall have to forfeit pay for the notice period.

52. Termination of services :- (1) The Council may terminate the service of any employee, other than the Registrar, after due enquiry, giving such employee fair opportunity to explain as to why his services should not be terminated. The Council may also impose any other minor penalty on any employee, other than the Registrar, after giving such employee as show-cause notice:

Provided that, it shall be lawful for the Council to terminate the services of its employee who is appointed on a purely temporary basis and who has given an undertaking that his services are liable to be terminated at any time without notice and without assigning any reason.

(2) In case of serious default by any employee other than Registrar, the President may suspend such employee pending a full-fledged enquiry. During the period of suspension, such employee or the Registrar (if the Registrar has been suspended as per the provisions of sub-section(3) of section 21 of the act may be paid such subsistence allowance as the Council shall decide with the permission of the Government.

53. Gratuity: -If an employee of the Council retires or resigns, the Council shall pay to such employee or to his family in case of death of the employee while in service, by way of gratuity an amount equal to the amount of gratuity as admissible to the employees of the equivalent cadre of the Government:

Provided that, the amount shall not be so paid unless the employee has put in at least five years continuous service with the Council.

54. Duties of Registrar :- (1) The Registrar shall have general control over the management of the office. All the other employees shall be directly under the Registrar, who shall assign to them their duties.

(2) The Registrar shall keep the registers in accordance with the provisions of the Act and these rules. The Registrar shall be present at every meeting of the Council and the meetings of the other Committees of the Council, and shall take minutes at such meetings.

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

55. Maintenance of Account Books and other Registers:-The Registrar shall maintain the following books and registers:-

- (1) Cash book;
- (2) Ledger;
- (3) Inward and Outward Ledger including Postage Accounts;
- (4) Dead Stock Register;
- (5) Stock Register for printed Certificates;
- (6) Receipt Books;
- (7) Voucher Files;
- (8) Attendance Roll;
- (9) Register of Leave Accounts;
- (10) Registers required for the Provident fund of the Council;
- (11) Service Books; and
- (12) Other Registers that may be necessary.

CHAPTER VI

Accounts

56. Opening of Bank Account:-An account shall be opened in the State Bank of India, Mumbai, in the name of the Council and all money of the Council shall be deposited in the Bank, subject to the provisions of rule 68. All cheques in the Bank shall be signed by the Registrar and President or vice president one of them.

57. Receipt of money: -The Registrar shall receive or cause to be received all money payable to the Council. He shall not retain or cause to be retained in his hands or in the hands of the employee authorised by him to receive money, a sum exceeding rupees one thousand, the balance being lodged in the Bank to the credit of the Council.

58. Annual Statement of Income and Expenditure:- The Registrar shall in the month of July in each year prepare a statement of income and expenditure of the preceding financial year, and draw the attention of the Council to such matters as an deserving of notice.

59. Annual Accounts of Audit: -The annual accounts shall be made up by the Registrar under the direction of the Committee. They shall be audited by the Chief Auditor, Local Fund Accounts, as soon as possible after the closing of each financial year.

60. Estimate of Revenue and Expenditure :- (1) In the month of February in each year, an estimate of the revenue and of the expenditure of the Council for the year commencing on 1st April then next ensuing, shall be laid before the Council.

(2) Such estimate shall make provision for the fulfilment of the liabilities of the Council and for effectually carrying out its objects. It shall include all its revenue side besides all revenue ordinarily anticipated, all fees received from registration and other sources.

(3) The Council shall consider the estimate so submitted to it and shall sanction the same without modifications or subject to such modifications as it may deem fit.

61. Supplementary Estimates :- The Council 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 Council in the same manner as if it were an original annual estimate. No expenditure shall be incurred by the Council which is not duly provided for in the budget or in a supplementary budget estimate.

62. Scrutiny of Claims:- A bill or Voucher presented as a claim for money shall be received and examined by the Registrar. If the claim is for a sum not exceeding rupees of one thousand and the bill is in order, the Registrar shall pay it. If the claim is for a sum exceeding of rupees one thousand but not exceeding rupees two thousand the payment shall not be made after the claim is sanctioned by the President. If the claim is for a sum exceeding rupees two thousand the payment shall not be made until it has been examined and passed by the Committee.

63. Accounting of all sums received or spend: - The Registrar shall immediately bring into account in the cash book all money received or spend by the Council.

64. Donations: -The Council is authorised to receive the donations for the purposes of its expenses, benefactions and contributions from private persons and bodies, proceeds of the sale of reports and other publications.

65. Provident Fund.- (I.) The council shall establish a provident fund which shall be administered, maintained and used in accordance with the Government of Maharashtra Rules prescribed and amended time to time. (Schedule A)

II) Subscription to the provident fund shall be compulsory for all permanent officers and servants of the council and or all temporary officers and servants who are put in more than one year's continuous service.

CHAPTER VII

Registration and enlistment

66. Form of Register: -The Registrar shall maintain the separate registers required to be maintained under sub-section (1) of section 26,

The register shall be divided in four parts, Part A, Part B, Enlisted Acupuncturists and Part C.

The Acupuncture practitioners will be registered in Part A, part B, and Enlisted Acupuncturists. Whereas, Acupuncture personnel will be registered in Part C. The entries in the Parts A & B of register will be made as per Form 6- A Form 6 - B and the entries in Part C of the register will be made as per Form 6 – C.

- 1 Part A of the Register shall contain the names of Acupuncture practitioner who
 - a. Possesses a degree in Acupuncture awarded by Maharashtra University of Health Sciences; or
 - b. Is a registered medical practitioner and possesses a diploma awarded by the council; or
 - c. Is a registered practitioner and possesses any recognized acupuncture qualification.
- 2 Part B of the Register shall contain the names of Acupuncture practitioner who
 - a. Possesses a diploma in Acupuncture awarded by any statutory Council or University in India and whose name is entered in State Register of Acupuncture practitioners maintained by that respective Council on the day on which this act comes into force; or
 - b. Possesses a Diploma awarded by the Council; or
 - c. Has been conferred an honorary Diploma by the Council; or
 - d. Possesses any qualification awarded by an institution within or outside India and which is a recognized by respective government, but whose name is not entered in any State Register of Acupuncture practitioners; or
 - e. Has qualified the Eligibility Test held or caused to be held by the Council for registration as Acupuncture

practitioners.

- 3 Part C of the Register shall contain the names of personnel who are working as assistants for acupuncture practitioners who
 - a. Has qualified the Eligibility Test held or caused to be held by the Council for Registration as Acupuncture personnel ;
 - b. Possess a diploma or certificate in Acupuncture for personnel awarded by the Council;
4. Enlisted acupuncturists:

As one time arrangement, acupuncturists with sufficient experience practicing in Maharashtra can register themselves as Enlisted Acupuncturist after submitting appropriate forms. They will be able to practice acupuncture in Maharashtra. The facility will be available for first three months after rules and regulations come into effect or till council feels fit. They however will not be able to - a) vote or contest election, b) be employed as acupuncturists or teachers. They will be able to appear for eligibility tests for registration under B part of register. They can also appear for certificate course, diploma course, or degree course registered under appropriate part of register.
- 5 Minimum educational qualification for registration under any part of register or category is 10+2 pass.
- 6 No acupuncturist practitioner registered under A, B, C or Enlisted Acupuncturist can use title of Doctor (Dr.) with his name unless he has medical qualification recognized by government. Acupuncturists with PhD of recognized university must specify subject of their doctorate.
- 7 Further rules not inconsistent with already formed, will be laid down by council about registration as requirements whenever need arises.

66. Mode of writing of Register: - Entries will be made in different parts of register as per above mandate after receiving application in respective forms. All details as performs must be filled in forms and register to be effective registration.

67. Application for registration: - The process of registration through online shall be made available on the councils web side and can be applied for registration in form –A & B respectively. The printout copy of application shall be submitted by the applicant along with the recent passport size photograph, certificate of acupuncture qualification acquired, and higher secondary school certificate and secondary school certificate and school leaving certificate or secondary school certificate. The applicant should have been reasonably attested towards showing the photograph from the principal of the institute where the acupuncture course has been completed or attested from the executive magistrate and attached with the registration application.

68. Verification of qualification :- (1) The Registrar shall verify the genuineness of the attested certificates on seeing the original certificates and admit the application for registration.

(2) The Registrar shall write to the concerned University or examination board which has awarded the qualification to the applicant for verification of qualification certificate.

(3) In case from the report received from the concerned University or examination board it reveals that the qualification certificate submitted by the applicant is fake, the Registrar shall immediately remove his name from the register and inform the concerned police authorities for taking necessary action against that person.

70. Registration fee and verification fee:-

Charging of fees – Following fees are applicable for various purposes including enlisting as acupuncturists.

Sr No	Purpose	Fees in Rupees
1	Recording name in register first time	7,000
2	Verification of certificates	3,000
3	Renewal of registration	5,000
4	Recording additional recognised qualification	2,000
5	Issue of duplicate certificate of registration	1,000
6	Issue of certified copy of entry in register	1,000
7	Issue of any other certificate/ document	1,000

Fees can be paid by DD if favour of

Name of Bank: State Bank of India, (05347) Fort Market, Mumbai

Name of a/c: Maharashtra Council of Acupuncture

Current Ac No. 3777 3586 568

IFS code: SBIN0005347

MICR code 40000 20 25

71. Certificate of Registration: -(1) The certificate of registration to be given to every registered acupuncture practicing personnel under sub-section (2) of Section 26. of the act in form VIII. Such registration is valid for three years.

(2.) Duplicate registration certificate- In the event of a certificate issued under sub-rule (1) being lost or destroyed the holder may at any time during which such certificate is in force, apply to the Registrar under sub-section (2) of section 26 for a fresh certificate and the Registrar may, if he thinks fit on satisfactory proof as to the identity of the applicant, i.e. after certifying the photograph of registered acupuncture practicing personnel and affidavit made before the Executive Magistrate and complain shall lodged with the concerned police station. Such certificate on payment of fee for a duplicate certificate. The certificate issued under this sub-rule shall be marked as "DUPLICATE" at the right hand corner.

72. Identity Card:- The Registrar shall issue identity card under his signature to every registered acupuncture practicing personnel in form IX.

73. Renewal of registration: - Such registration shall be valid for a period of five years and shall be incumbent duty of the registered person to get his registration renewed in the manner determined by the regulations. Every registered acupuncture practicing personnel who is holding a certificate of registration prior to such date, as the council, by order published the official gazette specifies, shall within a period of three months from the specified date, apply in the prescribed form X shall be available on councils web site.

The registered acupuncture practicing personnel, who fails to apply for renewal of his registration within a specified period, may apply in the prescribed form along with the late fee of Rs.1000/- per month for renewal of registration.

It is mandatory to the registered acupuncture practicing personnel to obtain the credit hours and submit the certificate with the renewal application. How many credit hours to be obtained by the register acupuncture practicing personnel shall be decided by the council time to time.

74. Additional Qualification:- (1) An application for registration of additional qualification shall be made in FORM-XI. After approval of the council.

(2) On registration of the additional qualifications under sub-rule (1) the Registrar shall grant such acupuncture practicing personnel a certificate to that effect in form XII.

75. Certified copies of entries in Register: -Certified copies of entries contained in the Register may be issued to any person applying therefore on payment as decided by the council for each entry.

76. Change of name:-An application for change of name shall be made by registered acupuncture practicing personnel himself, and shall be accompanied by the fee. and also an affidavit-sworn before a Magistrate stating that the applicant is the same person whose name is registered with the particular number and the circumstances for which the change is sought and in case of change of name after marriage the applicant should have submit an application with copy of marriage certificate/affidavit or, Govt. gazette.

77. Change of address: - It shall be duty of every registered acupuncture / practicing personnel who changes his address to intimate the fact to the Registrar within one month after such change. In the event of failure to give intimation about the change in address by a registered acupuncture practicing personnel, change in address shall be made in the record of Register on payment.

CHAPTER VIII

Inquiries

78. Complaints against registered acupuncture practicing personnel-(1) The Council may *suo-motu* or on any complaint made to it in that behalf hold an inquiry regarding the alleged misconduct of any registered acupuncture practicing personnel for the purposes of section 27 of the Act.

(2) Any complaint or information receive in the office of the Council about the alleged misconduct of any registered acupuncture practicing personnel shall be submitted by the Registrar to the President.

(3) No complaint shall be entertained unless it is in writing addressed to the Council and signed by the person making it, and shall state the grounds of the complaint, and shall be accompanied by the declaration as to the facts of the case. All anonymous complaints may be disregarded.

(4) Every declaration shall state the description and true place of above of the declarant, and where a fact stated in a declaration is within his personal knowledge, the source of information, and grounds for the belief of the declarant, in its truthfulness shall be accurately and fully stated. Any declaration or part thereof which is made in contravention of these rules shall not be accepted as evidence.

(5) If the President has reason to believe that a complaint is pseudonymous, he may call upon the complainant to furnished further particulars, for ascertain whether the complaint is genuine.

79. Procedure for submission of complaint to the Committee:-

(1) Subject to the provisions of rule 86, the President may, on going through the complaint and all the papers submitted by the complainant, along with the complaint instruct the Registrar to ask the acupuncture practicing personnel by means of a registered letter for any explanation he may have to officer.

(2) All the documents pertaining to the complaint including any explanation forwarded by the registered acupuncture practicing personnel shall then be referred to the Committee along with the remarks of the President, if any.

80. *Power of the Committee to refer complaint to Council:-*

(1) The Committee shall consider the complaint, and may cause further investigation to be made and may take such legal advice by consulting any legal acupuncture practicing personnel as it may deem fit.

(2) If the Committee is of the opinion that a *prima-facie* case is not made out and that the case should therefore be filed or that the circumstances of the case suggest that a warning to the acupuncture practicing personnel would be adequate, or that the case is one where the name of the acupuncture practicing personnel should be removed from the register, the Committee shall record its findings accordingly, and direct the Register to take steps for having the case heard and determined by the Council.

81. *Procedure for referring case to council:-*(1) Where the Committee is of the opinion that the case should be filed or that a warning would be adequate, the Committee may require the Registrar to call, by a letter sent by registered post, for the explanation of the registered acupuncture practicing personnel, if any, within a period of fifteen days of the date of receipt of the letter.

(2) After the expiry of the time limit referred to in sub-rule (1), all the papers of the case including the explanation, if any, of the registered acupuncture practicing personnel, shall be referred to the Council.

(3) On receipt of the paper under sub-rule (2), the Council shall consider and may decide,-

(a) to file the papers,

(b) to exonerate the registered acupuncture practicing personnel of the charge; or

(c) to direct and inquiry to be held as laid down in rulesto

82. *Cases in which Council to hold inquiry, power of Council to appoint assessor,-*() In all cases in which an inquiry for the purposes of sub-section () of sectionis necessary, an inquiry shall be held by the Council in accordance with the procedure prescribed in rules to; and for that purpose the Council may appoint an assessor to advise it as provided in sub-section () of section of the Act:

Provided that, such inquiry shall not be necessary in cases where a registered acupuncture practicing personnel has been convicted for misconduct by the Competent Court. In such cases, the President shall obtain and place before the council, a copy of the court judgment and the council shall thereupon decide the penalty to be imposed under section ().

(2) An assessor appointed shall be paid a remuneration of Rupees one thousand per day for attendance at an inquiry.

83. *Notice of charges on registered acupuncture practicing personnel.-*(1) The President shall cause to be served on the registered acupuncture practicing personnel a notice. Such notice shall specify the nature and particulars of the charges and shall inform him of the day on which the Council intends to deal with the case, and shall call upon the acupuncture practicing personnel to put in his written statement of his defence within a period of not less than fifteen days or such other period not exceeding thirty days as may be permitted by the Council, and to attend before the Council on such day. The notice shall be sent three weeks before the date of inquiry. such charge shall be drawn clearly and precisely.

(2) The notice shall be accompanied by a statement of allegations on which each charge is based. The relevant allegations as to facts, the inferences which they lead to, and the circumstances supporting such inferences shall be clearly mentioned along with any other circumstances proposed to be considered while passing orders in the case.

(3) Copies of the relevant documents, if any (including any document given or sent to the Council by or on behalf of the other party, which such other party shall be entitled to use at the hearing as evidence in support of or in answer to the charge specified in the notice of inquiry), shall also be supplied to the registered acupuncture practicing personnel along with the notice and statement of allegations.

(4) Copies of any other documents or statements required by such acupuncture practicing personnel to prepare his defence may also be supplied to him on request or he may be allowed to take copies thereof.

84. *Reply to notice.-*The registered acupuncture practicing personnel shall within the time specified in the notice or such extended period as it permitted by the President, put in written statement of his defence, and state whether he desires to be heard in person by the council.

85. *Copies of complaint, written statement and documents to be supplied to members.-*Copies of all material documents including written statement of the acupuncture practicing personnel's defence, if any, which is place before the Council as evidence in regard to the case shall be supplied to all members of the Council before the hearing of the case commences.

86. *Legal assistance at inquiry.-* At the hearing of the case by the Council, the Council may be assisted by any legal acupuncture practicing personnel and the complainant, if any and the registered acupuncture practicing personnel may also be represented or assisted by his legal acupuncture practicing personnel.

87. *Procedure of Inquiry.-*(1) where a complainant appears personally or is represented by a legal acupuncture practicing personnel, the following procedure shall be followed, namely:-

(a) The Registrar shall read first the notice of inquiry addressed to the acupuncture practicing personnel before the members of the council or member of the Committee, as the case may be.

(b) The acupuncture practicing personnel will then be invited to state his case by himself or by his legal acupuncture practicing personnel to produce his evidence in support of it. He may address the council either before or at the conclusion of his evidence.

(c) At the conclusion of the acupuncture practicing personnel's case the Council shall, if the acupuncture practicing personnel has produced evidence, hear the complainant in reply on the case generally, but will hear no further evidence except in any special case in which the Council may think it right to receive such further evidence. If the acupuncture practicing personnel produces no evidence, the complainant will not be heard in reply, except by special leave of the Council.

(d) Where a witness is produced by any party before the Council, he will be first examined by the party producing him, and be cross-examined by the opposite party and then The Council reserves to itself the right to decline to admit in evidence any declaration where the declarant is not present or declines to submit to the cross-examination.

(e) The President and, committee member and the accessor if any may put questions to the complainant and the concerned registered acupuncture practicing personnel, including any of their witnesses. The members of the Council, through the President, may likewise put questions to the complainant and the concerned registered acupuncture practicing personnel.

(2) Where there is no complainant or no complainant appears, the following procedure shall be followed, namely:-

(a) The Registrar shall first read over the notice of inquiry addressed to the acupuncture practicing personnel before the members of the Council or members of the Committee, as the case may be, and shall state the facts of the case and produce before the Council the evidence by which it is supported.

(b) The acupuncture practicing personnel shall then be invited to state his case by himself or by his legal acupuncture practicing personnel to produce his evidence in support of it. He may address the Council either before or at the conclusion of his evidence.

(c) The legal acupuncture practicing personnel of the Council, if any, may be heard in reply if the Council so desires.

88. *Record of Proceedings of Inquiries*:-The Registrar shall keep a record of the proceedings of the inquiry held under ruleinclude the evidence of each witness.

89. *Power of Council to give further opportunity to acupuncture practicing personnel to make statement*:-Notwithstanding anything contained in rule, after completion of the inquiry the registered acupuncture practicing personnel shall be given a further opportunity of making any oral or written statement. Copies of such evidence as are required by the registered acupuncture practicing personnel for making such statement shall be supplied to him.

90. *Decision of council and its implementations*. - As soon as the hearing of the case is over and the registered acupuncture practicing personnel has made his oral or written statement, if any, the Council shall deliberate thereon in private and at the conclusion of the deliberation, the President shall pronounce the decision immediately thereafter or at any time thereafter in terms of clause () of section; and thereupon the President shall direct the Registrar to implement the decision after the parties concerned are informed of the same by the Registrar.

91. *Returned of registration certificate*:- The registration of the acupuncture practicing personnel have cancelled after decision of enquiry, the registration certificate which was issued by the council to the acupuncture practicing personnel, the acupuncture practicing personnel have written the same to the council.

92. *Re-entry of name of practicing personnel in Register*.- (1) Every application for re-entry of name of the acupuncture practicing personnel in the Register shall be in FORM-..... and specify the grounds on which the application is made. The acupuncture practicing personnel shall mention that he has not done any practice or professional misconduct from the date of removal of his name to the date of application on the stamp paper of Rs. Five hundred and as well as the conduct of the applicant from removal his name, the certificate of any gazetted officer or executive magistrate of the state government shall be attached those who knows to such practicing personnel.

(2) The President shall cause such inquiries to be mad as he deems fit in respect of the application and place it before the Council as its next meeting for decision.

(3) The decision of the council shall be communicated to the applicant and if the council agrees to re-enter the name of the applicant acupuncture practicing personnel in the register, a fee of rupees three thousand which shall be paid by the acupuncture practicing personnel before him name is re-entered in the register by the Registrar.

CHAPTER IX

Appeals

93. *Appeals*.-If the name of any registered acupuncture practicing personnel has been removed from the register on the ground of professional misconduct or on any other ground for enlistment has been rejected, the concerned acupuncture practicing personnel may file an appeal to the State Government in FORM-..... Every appeal shall be accompanied by the fee of rupees five hundred and the appeal made as per the proviso to section () of the act.

CHAPTER X

Common Seal

94. *Custody of Seal*. - The common seal of the Council shall be kept in the safe custody of the Registrar.

95. *Affixing of Seal*.- (1) The seal shall be affixed only by the order of the Council or, when the Council is not sitting, by order of the Committee, but its use by such Committee shall be limited to such acts as may be necessary to carry into effect the powers delegated and duties entrusted to it by the council.

(2) Any order for affixing the seal shall state the object of its use, and shall be entered in the minutes of the Council or minutes of the Committee or other Committees.

By order and in the name of the Governor of Maharashtra.

Deputy Secretary to Government

FORM-I
[See rule ()]
Notice of Publication of Electoral Roll

Notice is hereby given that the electoral roll for election of members of the Maharashtra Council of Acupuncture under sub-section () of sectionof the Maharashtra Council of acupuncture act 2015 has been prepared in accordance with rule of the Maharashtra Council of Acupuncture Rules 2018 and copies of the roll will be available for inspection at the office of the Council situated at, Mumbai.

- (2) (A) Every claim for the inclusion of a name in the roll, or
(B) Every objection to -
(i) the inclusion of any other person's name in the roll, or
(ii) to any particulars in any entry in the roll,

Shall be addressed to the Registrar and shall be presented or sent by post to him at the address referred to above, so as to reach him on or before the -----day of ----- 20

Dated the -----

day of ----- 20

Registrar
Maharashtra Council of acupuncture, Mumbai

FORM-II
(See rule)

Notice of election to the Maharashtra council of Acupuncture, Mumbai

NOTICE is hereby given pursuant to the provisions of rule of the Maharashtra Council of Acupuncture Rules-2018 that-

(1) an election is to be held-----
of*----- members of the Maharashtra Council of Acupuncture council elected by the registered from amongst themselves; and

(2) Nominations of registered acupuncture ----- eligible to fill the seat or seats # are invited;

before.....on theat.....

(3) Forms of nomination paper may be obtained from the Registrar on application;

(4) Nomination papers may be sent so as to reach to the undersigned on or

(hours. (date) (place)

(It may please be noted that every candidate must deposit with the Returning Officer a sum of
rupees e hours nd along with the nomination Paper)

(hours) (date) (place)

the

(6) in the event of election being contested.

(A) The voting paper may be sent by the electors so as to reach to the Returning Officer on or

votes will be taken up for scrutiny and counting at.....on theat

(hours) (date) (Place)

C the votes will be taken up for scrutiny and counting at..... on theat.....

(b) the

(hours) (date) (Place)

(hours) (date) (Place)

Date :-----

Address :-----

Returning Officer

* Here insert the number of impending vacancies

Strike off the alternative not required.

FORM-III
[See rule () and ()]
FORM OF NOMINATION PAPER

Election to the Maharashtra Council of Acupuncture, Mumbai
(To be filled in by the Proposer)

I hereby nominateas

theRevenue division.
a candidate for the forthcoming election to the Maharashtra Council of Acupuncture from

- (1) Full name of candidate.
- (2) Full postal address of the candidate.
- (3) Valid Registration number of candidate in the electoral roll
- (4) Full name of proposer.
- (5) Full postal address of proposer.
- (6) Valid Registration number of proposer in the electoral roll.

Date.....

Signature of Proposer.

(To be filled in by the Seconder)

I second the above nomination.-----

- (1) Full name of seconder
- (2) Full postal address of seconder
- (3) Valid Registration number of seconder in the electoral roll.

(To be filled in by the Candidate)

Signature Seconder.

Date..... (To be filled in by Returning Officer)

I hereby signify my willingness to serve, if I am elected.

Signature of Candidate.

Serial No. of Nomination paper.....This nomination paper was delivered to me at my office at
on Returning Officer.

..... (hours) (date)
Decision of Returning officer accepting or rejecting the nomination paper.

I have examined this nomination paper in accordance with the provision of the Maharashtra Council of Acupuncture Rules,2018 and decided as follows:-

Date

Returning Officer

FORM -IV
(See rule)
Voting paper
Maharashtra council of acupuncture, Mumbai

Counterfoil of Voting Paper

Voting Paper

Outer foil
(Front)

	Serial No. (1)	Name of Candidate (2)	Vote(X) (3)
1. Serial number of voting paper			
2. Number of elector on the electoral roll to whom the voting paper has been sent.			

2. You to vote, have * votes

(Back of Counter foil)

Directions to elector for recording of Votes.

Give You must each vote not put by putting more than cross* in column 3 against the name of the candidate for whom you wish

- 3. crosses
- 4. You must not put more than one cross opposite the name of any candidate.
- 5. Your vote is secret. You must not put your signature on the voting paper or make any other mark on it which will reveal your identity.
- 6. After you record your votes, put voting papers in the small cover, close the cover and put it in the large cover close the larger cover. Close the larger cover, Write your name and put your signature at the places marked on the larger cover.
- 7. Dispatch the large cover to the Returning Officer so as to reach him before #.....

* The particulars shall be filled in by the Returning Officer.

Here enter the time and the date at or before which the voting paper must reach to the Returning Officer.

FROM-V
[See rule 16() ()]
Large Cover

Election to the Maharashtra Council of Acupuncture, Mumbai.

ELECTION-IMMEDIATE

Electoral Roll.....

Address.
Not to be opened before counting

No. of elector in the ele

To

The Returning Officer

Name of the elector.

Signature of the elector.

Maharashtra Council for Acupuncturists
Form for Enlisting Acupuncturists
See Chapter VII, section 66, 4.

Sr. No.	Registration Number and date of registration	Full name (maiden name and surname in case of a married woman)	Date of birth and place of birth	Residential address (Full Address)	Mother's name	Place of practice	Aadhar No.
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)

Educational Qualification	Additional Qualification	Registration No. Qualification & date of Addi Qualification	Date of removed of registration after removal	Date of reinstead awarded	details of punishment	Remarks	Signature of Registrar
(8)	(9)	(10)	(11)	(12)	(13)	(14)	(15)

FORM-VI
 [See rules 75]
FORM OF REGISTER OF ACUPUNCTURE COUNCIL

Sr. No.	Registration Number and date of registration	Full name (maiden name and surname in case of a married woman)	Date of birth and place of birth	Residential address (Full Address)	Mother's name	Place of practice	Aadhar No.
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)

Educational Qualification	Additional Qualification	Registration No & date of Addi Qualification	Date of removed of registration after	Date of reinstead awarded	details of punishment	Remarks	Signature of Registrar
(8)	(9)	(10)	(11)	(12)	(13)	(14)	(15)

FORM-VII

(See rule 77)

FORM OF APPLICATION FOR REGISTRATION

**Affix your
passport size
photograph**

To,
The Registrar,
Maharashtra Acupuncture Council
*-----

Sir,
I request you to register my name and other particulars, as stated below under the Maharashtra Paramedical Council Act.2011 and further to give me a certificate of registration-----

Full Name of applicant :-----
Full name of father-----
Full name of mother -----
maiden name in case of married women
Address at& post:----- House No.-----,
Taluka & District-----Pin code-----
Date of Birth-----
Place of Birth -----
Nationality-----
AadharNumber-----
Gender :- (Male/Female)
Telephone No-----Mobile No.----- email i.d.-----

Education qualification	Name of University/ Name of Institute exam board & address seat no.	Roll no Passing	year of University Enrolment period No.	Internship Institution	Name & address of from where internship completed		
1.	2.	3.	4.	5.	6.	7.	8.

I forward herewith attested copies of each of the following documents along with originals-----

- i. S.S.C. Examination Certificate of equivalent certificate; and School Leaving Certificate. (ii) Degree certificate/ Diploma certificate
- iii) Mark sheet of degree/diploma iv) Aadhar Card
- v) Online payment receipt of registration fee of Rs.5000/- (Rupees five thousand only)
- vi) I am applying for registration for the first time and I was not registered as a paramedical acupuncture practicing personnel under any law in India before the date of this application.
- vii) I have carefully read the instructions.
- viii) I certify that the particulars furnished above are true to the best of my knowledge and belief.

Date:

Yours faithfully

(Signature)

FORM -VIII
[See rules ()]
The Maharashtra Acupuncture Council, Mumbai
Certificate of Registration

Registration No.....

Registration Date



under sub section ()()

This is to certify that Shri/S

mt./.....

of Section of the Maharashtra Acupuncture Council Act .201

as Name of subject , Name of

Son/Daughter of(mother's name),has been duly registered & entered in the state register

herewith affixed the seal of the Maharashtra Acupuncture Council, and the signature of the Registrar of the said council.

This certificate is valid for 5 years from the date of registration, subject to the provision of section 26(2)of the Maharashtra Acupuncture
Thiscouncertificateilact2011isandvalidsubuprule(to.....)ofruleof Maharashtra Acupuncture Rules 2018

नंदणीरमाणपर

नंदणीरमांक

नंदणीददनांक

रमाणित कर्यात य तकी री/रीमती (आईच नांव) , यांचीमहारा अयपंचरूअधिननयम 2015 या पोटकलम () () कलम अ्वय र्ण्य

नंदवहीम्य ववषयाच नांव वव्यापीठ/पररषा मंडळाचनांव, अयपंचरूयवसायी षणनू यथोधचत रर्या नंदणी कर्यात आली आह.

याची साष षणनू यावर महारा अयपंचरूपररषद, यांचीमरा उमटून रबिकान्वाषरी क तीआह.

महारा अयपंचरूपररषद अधिननयम २०१५ या कलम () व महारा अयपंचरूपररषद ननयम २०१८ या ननयम () या तरतदीया अधिन ह

रमाणपर नंदणी ददनांकापासनू पाच वषापयंतव यआह .

या रमाणपराची व यताददनांक पयंतरादहल.

ददनांक

(ससल)

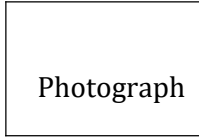
रबिक

FORM0-IX

(See Rule 81)

FORM OF IDENTITY CARD FOR ACUPUNCTURE PRACTICING PERSONNEL

Maharashtra Acupuncture Council, Mumbai.



No.MPC/Regn.no...../...../ ...Date: / /

Name of Acupuncture practicing personnel :

Registration Subject :

Address :

DistrictPlaceof Practice :

Validity.....oRegistration:.....

Signature of Acupuncture practicing personnel.....
Back side

Signature of Registrar :.....

Acupuncture practicing personnel should have renew his registration within time. Without valid registration, Acupuncture practicing personnel/profession is illegal. This card must be kept carefully by the Acupuncture practicing personnel. Disciplinary action will be initiate in case of misuse of this card. In case of lost, please inform the authority immediately in writing. This card must be retuned upon request/expiry of validity or living the practice/profession. If found please return to the address mentioned overleaf.

FORM X
(See Rule)

Maharashtra Acupuncture Council, Mumbai
Application form for renewal of registration

To,
The Registrar,
Maharashtra Acupuncture Council,
Mumbai-400 001

Sir,

I am requesting you to renew my registration. My name and other particulars are stated below:

Full name (Beginning with surname) -----

Maiden name & surname in case of married women-----

Mother's name ----- Address --

Description of the registration for renewal on-----

iii) Regis**Additional**rationqualificationno&de-----**ifany,registered with MPC**-----

iv)Qual**Additional**fcation**qualification**thetimeofregistration **no &date** -----

v **Credit hours acquired**----- **attested copies of certificate to be attached**

vi **Reason for delay for renewal** -----

The requisite fee of Rs.2000/- (Rs. Two thousand) towards the charges of renewal is being paid through online mode. Please renewal my registration and issue me identity card.

Date: / /
Place

Yours faithfully

(Signature)

FORM XI

[See Rule ()]

Form of Application for Registration of Additional Qualification

To,
The Registrar,
Maharashtra Acupuncture Council, Mumbai.

Sir,

I request you to register my additional qualification, which is a recognized qualification by the Maharashtra Acupuncture Council Act.2011. My name and other particulars are stated below---

Registration No. & date

Name in full:(Beginning with surname)

Mother's name

Address:

Maiden name and surname in the case of married woman:

Recognized additional qualification.

Name of the University/examination board

Name of Institution &address :

Seat no./Roll no.

Year of passing

The requisite fee of Rs.1000 (Rupees One thousand only) is being paid through online mode.

The receipt of online payment is attached herewith.

I request you that this additional qualification may please be entered on the Register of the Council and issue me additional qualification certificate

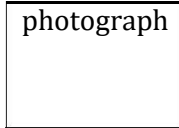
Yours faithfully

Date

(Signature)

FORM-XII
[See rule ()]
Certificate of Registration of Additional Qualification

Additional qualification registration no.& date



This is to certify that shri/smt. mother's name has been
duly registered and entered in the register as per Rule83(2) of Maharashtra Acupuncture council rules 2018, as

Name of university(Nameorofexaminationsubjec) board.....

In witness here of are herewith affixed the seal of the Maharashtra Acupuncture Council, and the
signature of the registrar of the said council.

Registration No..... date.....

Registrar,

Date :.....

(Seal)

Maharashtra Paramedical Council

FORM-XIII
(See Rule 88)
(See Rule 101(1))

To,
The Registrar,
Maharashtra Acupuncture, Council
Mumbai

re eI, the undersigned shri/smt inow holding the qualification iiapply for
Sir,

By the order, dated iiithe Maharashtra Acupuncture Council directed
(3) my name to be removed from the Register on a complaint made by iv and the misconduct
of my name in the register

for which the Council directed the removal of my name v

**occupation has been vii er, I have been residing viand my
The grounds of application are viii
I forward herewith a certificate of good character from ix**

My registration no & date Validity date of registration
Date: Yours faithfully,
Place Signature

-
- (i) Insert full name.
 - (ii) Insert qualification.
 - (iii) Insert date.
 - (iv) Insert name and address of complainant, if any.
 - (v) Insert charge on which name was removed.
 - (vi) These blanks must be filled in according to circumstances.
 - (vii) Insert profession
 - (viii) All facts and grounds on which the application is made should be clearly and concisely stated.
 - (ix) Insert name of Gazetted Officer giving the certificate.
 - (x) Insert registration no & validity date

From

FORM
(See rule
)
(Appeal)

(Applicant's name)

To,
Hon'ble Minister for Medical Education,
Government of Maharashtra,
Mantralaya, Mumbai-32

I, Sir, the undersigned Shri/Smt, Acupuncture practicing personnel state my

particulars below

1. Full Name :
2. Address:
3. Registration No.&date :
4. Validity date of registration No.
5. Decision of Council communicated under the order:
6. No. & date of order of Maharashtra Acupuncture council
7. The grounds for appeal:

I hereby declare that the particulars furnished above are, to the best of my knowledge and belief, true and correct and that I have not suppressed any material fact. I request you to kindly consider the above grounds and give decision in the matter at an early date.

Signature of Applicant

Place :

Date :