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NOTIFICATION

No.B.12012/5/08-HFW, the 25th June, 2013. In exercise of the powers conferred by section 28 of Mizoram Medical Council Act, 2010 (Act No. 4 of 2010). The Governor of Mizoram, in consultation with the Mizoram State Medical Council hereby makes the following rules, namely :-

1. **Short title extent and commencement** –

- (1) These Rules may be called the **Mizoram State Medical Council Rules, 2013.**
- (2) They shall extend to the whole state of Mizoram.
- (3) They shall come into force on the date of their publication in the Official Gazette.

2. **Definitions:**

In these Rules, unless the context otherwise requires-

- (a) "Act" means the Mizoram Medical Council Act, 2010 (Act No. 4 of 2010)
- (b) "Assessor" means any person/s appointed by the Council to inquire any complaint to the practitioners under rule 5
- (c) "Council" means the Mizoram State Medical Council constituted under sub-section (1) of section 3 of the Act.
- (d) "Employee" means an employee of the Council, other than an officer of the Council.
- (e) "Government" means the Government of Mizoram
- (f) "Officers of the Council" means any other officer appointed as such by the Council.
- (g) "President and Vice President" means respectively the President and Vice president of the Council
- (h) "Recognized Medical Qualification" means any of the medical qualifications included in the schedules to the Indian Medical Council Act, 1956 as amended from time to time.
- (i) "Registrar" means the Registrar of the Council appointed under sub-section (1) of section 11 of the Act, who shall be the ex-officio Secretary and who may also, if deemed expedient, act as Treasurer.
- (j) "Registered Practitioner" means any person whose name is entered in the Register under this Act.
- (k) "Register" means the State Medical Register maintained by the Council under this Act
- (l) "Section" means a section of the Act;

PRESIDENT, VICE PRESIDENT OF THE COUNCIL

3. **Powers and Duties of the President and Vice President :**

- (1) The President is responsible for overall efficiency of the Council. He shall subject to the provision of the Act, Rules and Regulations, and Standing Orders of the Council, do such

acts as he considers necessary for the furtherance of the objectives for which the Council is established.

- (2) The Vice President shall assist the President in his duties, if the office of the President is vacant or if the President for any reason is unable to exercise the powers or perform the duties of his office, the Vice-President act in his place and shall exercise the power and perform the duties of the President.

PART – I REGISTRAR/SECRETARY AND OTHER OFFICERS

4. Registrar –

- (1) Registrar: The Council shall appoint a Registrar from amongst the registered medical practitioners, with the approval of the Government.
- (a) The post of Registrar shall be permanent. The Registrar shall be on full-time Officer of the Council and shall not engage himself in any other work for remuneration except with the permission of the Council. Any person, on his first appointment to a clear vacancy in the office of the Registrar, shall be on probation for one year.
- (b) The Registrar, who is an ex-officio Secretary of the Council shall also be the Executive Officer of the Council.
- (c) The Registrar, who shall act as Secretary of the Council and also as Treasurer, unless the Council appoints another person as Treasurer.
- (2) Duties of Registrar shall be –
- (a) to keep a Register of Medical Practitioners in accordance with the provision of the Act, and from time to time to revise the Register and make all required alterations. The names of the medical practitioners shall be arranged in alphabetical order, the addresses, appointment, qualifications, titles etc are to be added or deleted as the case may be.
- (b) to publish the Register in the official Gazette after every five years ending 31st December.
- (c) to administer the Council's office and supervise the day to day work of the office, and to correspond with other Bodies on behalf of the Council.
- (d) to safeguard the properties of the Council and to maintain an up to date inventory.
- (e) to keep correct record of the proceeding of the Council meeting as well as the Executive Committee.
- (f) to follow and execute the decision taken by the council as well as the Executive committee.
- (g) to convene the meeting of the Council and Executive Committee in consultation with the President.
- (h) to receive the application for registration and to take decision in consultation with the Executive committee.
- (i) to prepare budget and submit necessary report and return to the government.
- (j) to liaise with State Government as well as with the Medical Council of India (MCI).
- (k) to carry out any other duties assigned to him by the Council or the Executive Committee.
- (3) Duties of Treasurer shall be –
- (a) to keep an up to date account, and ensure safe keeping of the Council's fund.
- (b) to operate the Bank account of the Council jointly with a person/s appointed from time to time.
- (c) to prepare a detailed estimate of income and expenditure for every financial year and submit the same for approval of the Executive Committee and the Council.

- (d) to receive benefaction and contributions from individuals and Bodies on behalf of the Council and to issue proper receipt.
 - (e) to carry out any other duties assigned to him by the Council or the Executive Committee.
- (4) Maintenance of account books and other registers:-
The Registrar shall maintain the following books and registers:-
- (a) Cash book;
 - (b) Ledger;
 - (c) Inward and Outward Register;
 - (d) Dead stock register;
 - (e) Stock register for printed certificates;
 - (f) Receipt books;
 - (g) Postage Account Book;
 - (h) Voucher files;
 - (i) Attendance roll;
 - (j) Register of leave accounts;
 - (k) Registers required for the Provident Fund of the Council;
 - (l) Service Book; and
 - (m) Other registers that may be necessary.

PART- II POWER TO FORM A COMMITTEE

5. Under the provision of section 28 (f) the Mizoram State Medical Council may constitute nominate/ appoint such Sub-Committee, Special Committee or Inspectors or Assessors as it may deemed necessary in furtherance of discharge of its duties including examining of any matter referred by the Council. The said Committee shall consider and report to the Council on any subject referred to it by the Council or President and exercise such power and perform such duties as are required by the rules and regulations and standing orders of the Council.

PART - III ALLOWANCES AND TRAVELLING EXPENDITURE

6. Allowances and other traveling expenses:

The members of the Council shall be entitled to such allowances for attendance at the meeting of the Council, and such allowances and other expenses as may from time to time be fixed by the Council and approved by the Government.

- (a) Fees for attendance at meetings:- Every member of the Council (including the President) shall be paid a fee of Rs 500 (rupees five hundreds) per day for attending a meeting of the Council/or Committee.
- (b) Traveling Allowance for attending Meetings:- The members of the Council (including the President) shall be paid traveling expenses for attending the meeting of the Council, as follows:-
 - i) Members who are Government servants may draw the traveling and daily allowance (TA/DA) which they may be entitled to claim for traveling on official duties according to their grades as per the government rules and norms from time to time.
 - ii) Non-Official members shall draw traveling allowance and daily allowance in accordance with the actual expenditure incurred or as may be prescribed by the Council from time to time.

PART - IV
ELECTIONS

7. Procedure for election of President and Vice President :

Under the provision section 3(2) and 28(2)(a) of this Act,

- (a) Election under this rules shall be by secret ballot.
- (b) Returning Officer : (The Registrar) or any other person authorized by the State Government shall be the Returning Officer.
- (c) At the meeting called for the election of the President, the members present shall elect from amongst themselves a temporary chairman by ballot if necessary, to be taken by the Registrar, such chairman shall preside over the meeting until the President has been elected.
- (d) Any member of the Council may nominate any other member for the office of the President. The temporary chairman shall announce the names of the members so nominated and if only one member has been so nominated shall declare that member to have been elected as President. If more than one member has been so nominated, the meeting shall proceed to elect the President by secret ballot.
- (e) When an equality of votes is found to exist between any two or more numbers and the addition of a vote will entitle a member to be declared elected as President, the determination of the member to whom such additional vote shall be deemed to have been given shall be made by lot to be drawn by the Chairman in such manner, as he thinks fit.
- (f) At the meeting called for the election of the Vice President any member of the Council may nominated any other member except the President for the office of the Vice-President. The President shall announce names of members so nominated and, if only one member had been so nominated shall declare that member to have been elected as Vice President. If more than one member has been so nominated, the meeting shall proceed to elect the Vice President by secret ballot. In case of equality of votes between any two or more members and the addition of the votes will entitle a member to be declared elected as Vice President, the determination of the member to whom such additional vote shall be deemed to have been given shall be made by lot to be drawn by the President in such manner as he deems proper.

8. Election of members of Council :

- (1) Nomination or election of Council members : The President shall intimate the impending vacancy to the Government, before the expiry of the term of a member, so that the new member may be nominated and/or elected to fill-up the vacancy seat from the date of which the vacancy is likely to occur.
- (2) Returning Officer : The Registrar or any other person authorized by the State Government shall be the Returning Officer.
- (3) Nomination :
 - (a) Every registered practitioner whose name appears in the register under this rule (herein named as elector), who resides or carries on the business or profession of medicine in the State, shall be qualified to contest the election under this part.
 - (b) Candidates qualified for election shall be proposed and seconded by practitioners, qualified as electors.
 - (c) The nomination papers shall be in **Form I** and the form shall be supplied by Registrar to every candidate on his requisition.
 - (d) Payment of fee : Nomination paper shall be accompanied by a nomination fee of Rs 100 (hundred) in cash, to the Registrar/Returning Officer, and no candidate shall be nominated unless such fee has been paid.
 - (e) Every nomination paper duly completed and signed by the proposer and seconder and subscribed by the candidate himself as assenting to the nomination shall be

sent by post or otherwise so as to reach Returning Officer on before the date and the time appointed for receipt of nomination papers. Nomination papers received shall be recorded thereon, the date and the time of its receipt by the Returning Officer.

- (f) Any candidates may withdraw his candidature, in writing, to the Returning officer/ Registrar, not later than 15 (fifteen) days before the date fixed for election/s.
- (4) Rejection of nomination :
The Returning Officer shall examine the nomination papers and shall decide all objections and may either on such objection or on his own motion after such summary enquiry if any, as he thinks 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 of the act or the rules made there under,
- (5) List of valid Nominations :
On completion of the scrutiny of the nominations and after the expiry of the period within which a candidate may withdraw his candidature, the Returning Officer shall forthwith under his signature publish on the notice board at the office of the council a list of valid nominations.
- (6) Procedure at Uncontested Elections:
After the publication of the list of valid nominations if the number of validly nominated 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.
- (7) Contested election : When there are more candidates than there are vacancies, the voting shall be by secret ballot.
- (8) Floor nomination : The President may call floor nomination, in case of no contestant or no valid nominations, as the case may be.
- (9) Declaration of Result of Election:
(a) When the counting of votes is completed the Returning Officer shall forthwith declare the candidates to whom the largest number votes has been given to be elected.
(b) If there is an equal number of votes in favor of two or more candidates for one vacancy the selection for that vacancy shall be determined by the Returning Officer by drawing lot.
- (10) The limit for referring election disputes:-The time limit for referring any dispute to the State Government shall be three months in the case of elected members from the date of declaration of the result of election, and in case of election of the President or Vice-President, from the date of their election.
- (11) Publication of names of member: The Returning officer shall also inform each successful candidate by letter of his having been elected to the Council and a report to the State Government the date of declaration of the election and the result thereof. The name of every member of the Council, elected or nominated, shall be published by the Government in the official Gazette.

9. Term of Office of elected/nominated members :

- (1) An elected or nominated member of the Council shall hold office for a term of five years from the date of his election or nomination, or until his successor has been duly nominated or elected, whichever is earlier, and shall be eligible for re-election or re-nomination, as the case may be.
- (2) No member will be eligible to hold the office of President, or Vice President for more than two consecutive term.

10. Resignation or Vacation of seat and filling-up of casual vacancy :

- (1) A nominated or elected member of the Council shall be deemed to have vacated his seat, if he/she :
- (a) tender resignation to the President in writing.
 - (b) absence without permission from three consecutive Council meetings.
 - (c) ceases to be a registered practitioner.
 - (d) being declared as insolvent by any competent court or on becoming insane.
 - (e) on expiry of his term as member.
 - (f) on his absence out of India for six consecutive months without prior intimation to the Council.
 - (g) become an officer or servant of the Council.
- (2) A casual vacancy in the Council shall be filled up by fresh nomination or election, as the case may be, and the person nominated or elected to fill the vacancy shall hold office only for the remaining part of the term for which the member whose place he takes over was nominated or elected.

11. Disqualification/Cessation for becoming elected or nominated member:

- A person shall be disqualified for being elected or nominated as a member of the Council if he/she:-
- (a) is not a registered practitioner under this Act or the Indian Medical Council Act, 1956.
 - (b) does not possess any of the recognized medical qualification.
 - (c) has been dismissed from service under Government, local or other authority for misconduct.
 - (d) has been sentenced by a criminal court to imprisonment for any offence involving moral turpitude.
 - (e) has been convicted by a court in India, whether before or after the commencement of this Act, for offence punishable under the protection of Human Rights Act, 1996 unless a period of six years or such less period, as the Government may allow in any particular case, has elapsed from the date of such conviction.

PART – V**PREPARATION AND MAINTENANCE OF MEDICAL REGISTER****12. Mizoram State Medical Register :**

- (1) Registration of Medical Practitioners :
The Registrar shall maintain the Mizoram State Medical Register; and it shall bear the seal of the Council, and such register shall be deemed to be a public document within the meaning of Indian Evidence Act, 1872 (Act No.1 of 1872), in accordance with the provision in section 13 of this Act.
- (2) The Registrar shall supply the printed copies of the State Medical Register to the Medical Council of India, as soon as it is fully registered for further compilation in the Indian Medical Register; and the Registrar shall also inform the MCI of all additions to and other amendments made in the State Medical Register from time to time.
- (3) The list of registered practitioners printed and published under sub-section (1) of section 12 shall be in **Form II**. The Register shall include the full name, address and qualification of the registered practitioner, the date on which each qualification was obtained and such other particulars as may be prescribed from time to time by the Council.
- (4) There shall be made every year and entered in the printed list of registered practitioners, enumeration of-
- (a) the total number of persons before on the register on the 31st December, immediately preceding such year ;
 - (b) the number of persons added by registration during such preceding year;
 - (c) the number restored to the register ;

- (d) the number removed from the register, stating the section of the Act under which the name has been removed ; and
 - (e) the number removed by reason of death.
- (5) Every registered practitioner shall be given a certificate of registration in the prescribed form [see Rule 15(5)]. The registered practitioner shall display the certificate or certified true copy of the certificate of registration at conspicuous part in the place of his practice.

13. Persons who may be registered :

(1) Direct Registration :

Any person, who hold any of the recognized medical qualifications included in the Schedules to the Indian Medical Council Act 1956, (amended from time to time) may apply to the Registrar for registration in a prescribed form, along with necessary documents and required payment.

(2) Reciprocal Registration :

Any person whose name has been registered under Indian Medical Act, 1956 or any law for the time being in force in any other part of India relating to the registration of medical practitioners shall be entitled to be registered, and shall be required to pay such registration fee as may be prescribed by the State Council from time to time.

(3) Additional Qualification and change of name :

Every registered practitioner who after the entry of his/her name in the State Medical Register, obtains any title, Degree or Diploma which is a recognize medical qualification or if he change his name, shall be bound to get the same entered in the Register. Application shall be made in **Form-V**.

(4) Provisional registration :

- (a) The Council may issue Provisional Registration (u/s 35(2) of the IMC Act, 1956) to the candidate possessing recognized medical qualifications awarded by the Indian Universities and/or Medical Colleges to undergo one year internship training, provided the candidate submits a copy of pass certificate and NOC from the college and other requirement to the Registrar.

Upon completion of internship, the Council may issue Permanent registration (u/ s 23 of the IMC Act 1956) to the candidates possessing recognized medical qualification, provided the candidate surrender Provisional Registration Certificate (original), Internship Certificate and other requirement to the Registrar.

- (b) The Council may issue a Conditional Provisional Registration (u/s 25(1) of the IMC Act, 1956) to the citizen of India possessing recognized foreign medical qualification to undergo one year internship training provided that the candidate clear all the requirement prescribed by the Medical Council of India (subject to verification by authority) to the Registrar.

Upon completion of internship, the Council may issue Permanent Registration (u/ s 13(3) of the IMC Act 1956) to the candidate possessing recognized medical qualification, provided the candidate surrender Provisional Registration Certificate (original), Internship Certificate and other requirement to the Registrar.

(5) Issuing Certificate of registration :

The Registrar shall, if satisfied that the applicant is entitled to be registered, enter his/her name in the register.

- (a) Upon entry in the register of a name under this section, the Registrar shall issue certificate of Registration in **Form IV-A** for Provisional, and **Form IV-B** for direct/permanent registration respectively.

- (b) The certificate of registration to be given for Provisional registration shall be printed on paper of a color different from the paper on which the certificate of Permanent registration is printed.

14. Procedure of registration and information :

- (1) Application for registration:- The application for registration under sub-section (1) of section 16 shall be made in **Form-III**, along with correct information and required documents
- (2) Fees and Manner of Paying Fee:- The fee to be paid under section 16 (2) and other provisions the Act shall be paid either in cash in the office of the Council or by crossed postal order/demand draft or by money order. The structure of registration fee and other fees may be prescribed from time to time by the Council (see Schedule of Fees in **Appendix I**)
- (3) Renewal of Registration:-
 - (a) Every registered practitioner shall renew his/her registration after every five year, ending 31st December, by subscription of prescribed renewal fee; with intimation about alterations, if any, in the address, appointment, qualifications of titles etc. The application for renewal of registration shall be in **Form-VI**
 - (b) If renewal fee is not paid within 3 (three) months from the date of expiry, the Registrar may intimate and send enquiry to the registered practitioner at his register address/or addresses, if no answer is received within a period of 6 (six) months from his dispatch, the Registrar may remove the name of such register practitioner from the register.
 - (c) Any name so removed may be re-entered in the register under the direction of the Council on payment of renewal and late fees as may be prescribed from time to time.

PART – VI
DISCIPLINARY ACTION AND INQUIRY

15. Procedure of Inquiries and Appeal :

- (1) **Complaints against registered Practitioners:**
 - (a) The Council may suo-motu or on any complaint made to it on that behalf hold an inquiry as respects the misconduct of any registered practitioner for the purposes of section 23 of the Act.
 - (b) Any complaint or information received in the office of the Council about the misconduct of any registered practitioners shall be submitted by the Registrar to the President.
 - (c) No complaint shall be entertained unless it is in writing addressed to the Council and signed by person making it, and shall state grounds of complaint, and shall be accompanied by declarations as to the facts of the case. All anonymous complaints shall be disregarded.
 - (d) Every declaration shall state the description and true place of abode of the declarant, and where a fact state in a declaration is not within his personal knowledge, the source of the information, and ground for the belief of the declarant in its truth shall be accurately and fully stated. Any declaration or part thereof which is made in contravention of this rule shall not be accepted as evidence.
 - (e) the President has reason to believe that a complaint is pseudonymous, he may call upon the complainant to furnish further particulars, for ascertaining if the complaint is genuine.
- (2) **Procedure for submission of complaint :-**
 - (a) Subject to the provisions of rule 17 (1), the President may, on going through the complaint and all papers submitted by the complainant, instruct the Registrar to ask the practitioner by means of a registered letter for any explanation he may have to offer, indicating the time period to do so.
 - (b) All documents pertaining to the complaint including any explanation forwarded by the registered practitioner shall then be referred to the Council along with the remarks of the President, if any

- (c) The Council shall consider the complaint and may cause further investigation to be made and take such legal advice by consulting any legal practitioner, as it may deem fit.
 - (d) If the Council is of opinion that a Prima face 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 practitioner would be adequate, or that the case is one where the name of the practitioners should be removed from the register, the Council shall record its findings accordingly, and direct the Registrar to take steps for having the case heard and determined by the Council.
 - (e) Where the Council is of opinion that the case should be filed or that a warning would be adequate, the Council may require the Registrar to call by a letter sent by registered post for the explanation of the registered practitioner, if any, within fifteen days of the date of receipt of that letter.
- (3) **Cases in which Council to hold inquiry, power of Council to appoint Assessor :-**
- (a) In all cases in which an inquiry for purpose of sub-section (e) of section (2) of Rule 17 is necessary, an inquiry shall be held by the Council in accordance with the procedure prescribed in section (5) of Rule 17, and for that purpose the Council may appoint an Assessor to advise it as provided in Rule 7.
Provided that, such inquiry shall not be necessary in cases where a registered practitioner has been convicted for misconduct within the meaning of rule 17(1)(a). In such cases, the President shall obtain and place before the Council a copy of the judgment of the Court and the Council shall thereupon decide upon the penalty to be imposed under this Act, rules and regulations.
 - (b) An assessor appointed shall be paid a fixed remuneration of Rs. 500 (five hundred) per day for attendance at an inquiry.
- (4) **Council and complainant, if any, to be supplied with copies of all documents etc. :-**
- (a) Reply to notice :- The registered practitioner shall, within the time specified in the notice or such extended period as is permitted by the President, put in written statement of his defense, and state whether he desires to be heard, to be heard in person by the Council.
 - (b) Legal assistance at inquiry :- At the hearing of the case by the Council, the Council may be represented by any legal practitioner and the complainants, if any, and the registered practitioner may also be represented or assisted by their legal practitioner. Provided that, where any advice is tendered to the Council by an assessor appointed under rule 7 on any question of law, as to evidence, procedure, or any other matter, such advice shall be subject to the provisions of section 23 of the Act.
 - (5) Procedure of Inquiry :-
Where a complainant appears personally or by a legal Practitioner, the following procedure shall be followed, namely :
 - (a) The Registrar shall read to the Council the notice of inquiry addressed to the practitioner.
 - (b) The complainant shall then be invited to state his case by himself or by his legal practitioner and to produce his evidence in support of it. At the conclusion of the evidence of the complainant, his case shall be closed.
 - (c) The registered practitioner shall then be invited to state his case by himself or by his legal practitioner and to produce his evidence in support of it. He may address the Council either before or at the conclusion of his evidence, but only once.
 - (d) At the conclusion of the case of the practitioner, the Council shall, if the practitioner has produced evidence, hear the complainant in reply on the case generally, but

will no further evidence except in any special case in which the hear Council may think it right to receive such further evidence. If the practitioner produces no evidence, the complainant will not be heard in reply except by special leave of the Council.

- (e) Whether 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 adverse party, and re-examined by the party producing him. 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 cross-examination.
- (f) The President, and the Assessor, if any, may put questions to the complainant and registered practitioner, including any of their witnesses; and members of the Council, through the President, may likewise put questions to them.

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

- (g) The Registrar shall read to the Council the notice of inquiry addressed to the practitioner and will state that facts of the case, and produce before the Council the evidence by which it is supported.
- (h) The practitioner shall then be invited to state his case by himself or by his legal practitioner and to produce his evidence in support of it. He may address the Council either before or at the conclusion of his evidence, but only once.
- (i) The legal practitioner of the Council, if any, may be heard in reply if the Council so desires.

(5) Record of proceeding at Inquiries :-

The President shall keep a record of proceedings at the inquiry held under section 23 sub section 1 of the Act, including the evidence of each witness.

(6) Power of Council to give further opportunity to practitioner to make statement :-

Notwithstanding anything contained in this rules, and after completion of the inquiry the registered practitioner shall be given a further opportunity of making any oral or written statement. Copies of such evidence as are required by the registered practitioner for making such statement shall be supplied to him.

(7) Decision of Council and Implementation :-

As soon as the hearing of the case is over and the registered practitioner has made his oral or written statement, if any, the Council shall deliberate thereon in private at the conclusion of the deliberation, the President shall pronounce its decision immediately, and shall direct the Registrar to implement the decision after the parties concerned are informed of the same by Registrar.

16. Re-entry of name of practitioner in Register :

- (a) If a registered practitioner desires to have his name re-entered in the register under section 18(2) of the Act, shall make an application in Form V and specify the grounds on which the application is made. The application shall be accompanied by the applicant's of degree, diploma or license, and also by a certificate from any Gazetted Officer of the State Government or from a justice of peace as to his good character since the removal of his name from the register.
- (b) The President shall cause such inquires to be made as he deems fir in respect of the application and place it before the Council at its next meeting for decision.
- (c) The decision of the Council shall be communicated to the applicant, and if the Council agrees to re-enter the name in the register, a fee of Rs. 1500 (one thousand five hundred) be paid by the practitioner before his name is re-entered in the register by the Registrar.

17. **Appeal against the decision of Registrar or Council :**

- (a) Every appeal by a person aggrieved by any decision of the Registrar or Council shall be addressed to the President, within three months from the date of communication, shall state the grounds for the appeal and shall be accompanied by all relevant documents in original, which shall be returned along with the decision communicated.
- (b) The President may call for any additional particulars that may be required after going through the appeal, and original papers on which the Registrar has giving his decision. Which may extend to rupees two thousand or imprisonment for a term which may extend to one year or with both.
- (c) The appeal shall be placed before the next ordinary meeting of the Council. The Council shall, after giving a hearing to the Appellant and the Registrar, take a decision which shall be communicated to the appellant by registered post.

PART – VII
MISCELLANEOUS

18. **Code of ethics and professional conduct of practitioners :**

The Council, under the provision of section 8, sub-section © of the Act, may from time to time, follow, act and implement the code of ethics and professional conduct of registered practitioner laid down in the Indian Medical Council Act (professional conduct, etiquette and Ethics) 2002 (modified by Medical Council of India from time to time), and shall duly submit a signed Declaration in Appendix II. The applicant shall certify that he/ she has read and agreed to abide by the same.

19. **Logo of Mizoram State Medical Council :-** The Council shall prepare its own logo 'Mizoram State Medical Council, Aizawl, Mizoram' to be inspired on official letters, certificates and other important documents.

Esther Lal Ruatkimi,
Secretary to the Govt. of Mizoram,
Health & Family Welfare Department.

FORM-I
[See rule 10(3)]
NOMINATION PAPER
Election to the
Member of Mizoram State Medical Council

(sample)

(To be filled by Candidates)

I am a registered practitioner under Mizoram State Medical Council, and hereby offer my candidature for election as Member of Mizoram State Medical Council, I hereby signify my willingness to serve if I am elected.

1. Name (block letter) :
2. Age & Sex :
3. Postal Address :
4. Registration No. in the State Medical Council :
5. Present occupation :

Date :

(Signature of the Candidate)

(To be filled in the proposer)

I hereby nominated _____ as a Candidate for the forthcoming election to the member of State Medical Council

1. Name of proposer (block letter) :
2. Postal address of proposer :
3. Serial number of proposer in the electoral roll :

Date :

(Signature of the Proposer)

(To be filled in by the seconder.)

- I. second the above nomination-
1. Name of seconder (block letter) :
2. Postal address of seconder :
3. Serial number of seconder in the electoral roll :

Date :

(Signature of Seconder)

(To be filled in by the Returning Officer .)

1. Serial No. of nomination paper : _____
2. Date and time of receipt : _____
3. Receipt of Nomination Fee : Rs _____

I have examined this nomination paper in accordance with the provisions of the Mizoram State Medical Council Rules , 2010 and decided follows :

Nomination Accepted :

Nomination Rejected due to the following reasons :

Date :

(Signature of Returning Officer)

Form – II
[see Rule 14(3)]
MIZORAM STATE MEDICAL REGISTER
(sample)

Passport size photo of Registered Practitioner
--

Sl.No. (1)	Full Name (2)	Fathers/Husbands Name (3)	Gender (4)

Date of Birth (dd/mm/yy) (5)	Address		Nationality (8)
	Present address (6)	Permanent Address (7)	

Qualification/Degree (9)	School/College/Institute (10)	Board/University (11)	Year of Qualification (12)

MCI Registration (if any) Reg. No./dd/mm/yy of registration etc. (13)	Registration in other state (if any) Reg.No./dd/m/yy & Authority under whom registered (14)	Provisional registration under Mizoram State Medical Council (15)	
		Date	Number

Permanent Registration (16)		Renewal Due Date (17)	Renewed on (18)	Initial of Registrar (19)
Date	Number			

Form III
[see Rule 16(1)]

APPLICATION FOR REGISTRATION IN THE MIZORAM STATE MEDICAL REGISTER.
(sample)

- * **Provisional Registration**
- * **Direct/Permanent Registration**
(tick whatever applicable)

Attached your
passport size photo
here.

To
The Registrar,
Mizoram State Medical Council
Aizawl

Sir ,

I have the honor to request you to register my name and other particulars for, as stated below in the Mizoram State Medical Register (Provisional / Permanent) and further to give certificate of registration. My particulars are given below :-

1. Name in full (block letter) :

2. Father's/ Husband's name (full) :

3. Sex : MALE / FEMALE

4. Nationality :

5. Phone/Fax/Mobile No./e-mail ID :

6. Date and Place of Birth :

--	--

7. Address:

8. Educational Qualification : (Matriculation / Class X onwards)

Examination/ Degree (1)	School/College (2)	University/Board (3)	Date /Year of passing (4)

9. Present occupation & Address (block letter) :

10. Is he/she registered with any other State Medical Council OR Medical Council of India (YES/NO)

If YES, mentioned the Name of Register body/registration No./date/year etc.

11. Date of completion of Internship : _____

Name of Institution :

(for Provisional Registration only) :

12. Date of passing of MBBS : _____

13. Name of College/University :

Specimen signature

I have carefully read the instructions along with this form, and I certify that the particulars furnished above are true to the best of my knowledge and belief.

Date :

Yours faithfully.

(Signature of Candidate)

Office Use Only (List of enclosure / Check list) :

Sl.no	Documents etc.	Official
1	Educational Certificates (Matriculation or Class X onwards) with date of birth	
2	Medical Degree / Diploma /PG degree from Univ. or Colleges.	
3	Provisional Registration Certificate (original)	
4	Internship Completion certificate issued by Dean/Principal/Director or any Authorised persons (duly attested)	
5	NOC from Dean/Principal/Director of Medical college (for Provisional)	
6	Recent passport size photo (3 nos)	
7	Registration Fee : Rs : i) D/D Nodate ii) Postal Order No iii) Money Order No iv) Others :	

INSTRUCTIONS:

1. All particulars in the application shall be filled by the applicant only
2. All particulars should be in neat legible hand.
3. The registration fee should be sent in person or by money order or crossed postal order or Demand Draft in the name of Registrar, Mizoram State Medical Council, payable at Aizawl. When the fee is sent by money order, the postal receipt should be attached to the application .
4. The applicant should remember that their names entered in the application must exactly correspond with their names at the University or other Examination, as the case may be.
5. All the Original Certificates should be enclosed along with the duly attested photo copies, otherwise original certificate will be retained in the office of the Council.
7. Photo Copy of Internship Completion certificate issued by the Dean/Principal of your college should also be forwarded
8. Evidence regarding change of Name, Surname be sent viz. Gazette/Marriage Registration Certificate as the case may be.
9. Provisional Degree Certificate i.e. Internship Completion Certificate granted by university be forwarded in Original with copy, if the Degree Certificate has not been received from the university.

Form – IV A

(sample)

[see Rule 15(5)]

MIZORAM STATE MEDICAL COUNCIL

Address :Aizawl, Mizoram – 796 001

Certificate under section 15 of the Mizoram Medical Council Act 2010 Registration certificate

Provisional Registration Certificate
No : MSMC/PRO/_____

Name	
Father's Name	
Address	
Date and place of registration	
Qualification & Date	

It is hereby certified that this is a true copy of the above specified Name in the Mizoram State Medical Register

(Seal)

Aizawl
Date _____

Registrar
Mizoram State Medical Council

Form – IV B

(sample)

[see Rule 15(5)]

MIZORAM STATE MEDICAL COUNCIL

Address :Aizawl, Mizoram – 796 001

Certificate under section 15 of the Mizoram Medical Council Act, 2010 Registration certificate

Permanent Registration Certificate
No : MSMC/_____

Name	
Father's Name	
Address	
Date and place of registration	
Qualification & Date	

It is hereby certified that this is a true copy of the above specified Name in the Mizoram State Medical Register

(Seal)

Aizawl
Date _____

Registrar
Mizoram State Medical Council

Form V
[see Rule 15(3)]
MIZORAM STATE MEDICAL COUNCIL
(Application Form)

(Sample)

Registration of additional qualifications / change of name / Re-entry of name in the Mizoram State Medical Register.

To,
The Registrar,
Mizoram State Medical Council
Aizawl

Sir ,

I have the honor to request you to alter/ modify/re-enter my name in the State Medical Register. My particulars are given below :-

1. Name of the Doctor :
2. Address given in the State Medical Register :
3. Present detailed Address (capital letter) :
4. Permanent detailed Address (capital letter) :
5. Registration No. & Date :
6. Additional Qualifications : (attached documentary proof)
 - a) Primary Qualification at the time of initial registration :
 - b) Additional Qualification (for which certificate is requested) :
 - c) College Attended :
 - c) University Awarding the degree :
 - d) Date of Qualification :
7. Change of name : (attached documentary proof)
 - a) Name of the doctor (by whom change of name is requested)
 - b) Name of father/husbands :
 - c) Reasons for changing name :
 - d) New Name (to be included in the State Medical Register) :
8. Re-entry of name in the State Medical Register : [see Rule 18, (1) & (2)]
 - a) Name of the Doctor (re-entry of name is requested) :
 - b) Ground on which his/her name was removed :
 - c) Ground on which the application is made :

Attached the following documents etc.

 - i) degree / diploma certificate
 - ii) registration certificate
 - iii) a certificate from any Gazetted Officer of the State Government or from a justice of peace as to his good character since the removal of his name from the register.
9. I solemnly affirm and declare that the above entries made by me are correct.

Date :

(Signature of the Candidate)

Instruction to candidates :

1. The application form should be properly and neatly filled-in
2. A prescribed fee of @ Rs _____ should be enclosed, Bank Draft/DD/Postal Order in favor of Registrar, Mizoram State Medical Council, Aizawl payable at Aizawl.
3. The candidate shall send the original as well as duly attested copies of required documents – degree/diplomas/provisional/registration certificate/affidavit/marriage certificate/testimonial etc.

Form VI
[see Rule 16(3)/(a)]

(Sample)

MIZORAM STATE MEDICAL COUNCIL

(Application Form)
for Renewal of registration in the Mizoram State Medical Register .

To.

The Registrar
Mizoram State Medical Council,
Aizawl, Mizoram.

Recent passport
size photo

Subj : Renewal of Registration

I request to renew my name to be registered by Mizoram State Medical Council

1. Name of the applicant (block letter) :
2. Address given in the State Medical Register :
3. Registration No. & Date :
4. Date of expiry of Registration :
5. Additional Qualifications (if any) **YES/NO** (if YES please provide as below :)
 - a) Primary Qualification at the time of initial registration :
 - b) Additional Qualification :
 - c) College Attended :
 - c) University Awarding the degree :
 - d) Date of Qualification :
6. Change of name : **YES/NO** (if YES, provide as below-)
 - a) Name of the doctor (by whom change of name is requested)
 - b) Name of father/husbands :
 - c) Reasons for changing name :
 - d) New Name (to be included in the State Medical Register) :
7. Change of address : **YES/NO** (if YES, provide as below-)
 - a) Previous address :
 - b) Present/new address :
8. I hereby enclosed the Renewal fee / Late fee of Rs paid by D/D or PO No dated in favor of Registrar, Mizoram State Medical Council, Aizawl
9. I solemnly affirm and declare that the above entries made by me are correct.

Date :

(Signature of the Candidate)

Instruction to candidates :

1. The application form should be properly and neatly filled-in
2. A prescribed renewal fee of @ Rs _____ should be enclosed, Bank Draft/DD/Postal Order in favour of Registrar, Mizoram State Medical Council, Aizawl payable at Aizawl.
3. The candidate shall send the original as well as duly attested copies of required documents (if applicable) – degree/diplomas/provisional/ registration certificate/proof of address/marriage certificate etc.

(APPENDIX – I)
SCHEDULE OF FEES
[see Rule 16 (2)]

MIZORAM STATE MEDICAL COUNCIL
REGISTRATION FEES

Sl.no.	Head/subject	Rupees
(1)	(2)	(3)
1	Fee for Provisional Registration	1000
2	Fee for Permanent Registration	2000
3	(Conversion of Registration from Provisional to permanent). Fee for Registration of Additional Medical Qualification	1000 Dip 2000 PG 3000 Super Spl.
4	Fee for Reciprocal Registration	1500
5	Fee for Issue of Duplicate copy of Permanent /Additional / Reciprocal Registration Certificate.	500 Dip 800 PG 1000 Super Spl
6	Fee for Issue of Duplicate copy of Provisional Registration Certificate.	500
7	Fee for Issue of Permanent Registration without getting provisional registration after completion of the prescribed internship training within 3 months period.	4000
8	Fee for Issue of a letter of NOC & Certificate of continuance of registration for any Institution in India.	500
9	Fee for change of Marital Status (Only in female cases for change of surname)	500
10	Forwarding fee of an Application of Good Standing Certificate /NOC/Proforma of Good Standing for foreign countries (Out of India)	2000
11	Fee for any appeal to the Council by Registered Medical Practitioner.	1000
12	Fee for re-entry of name in the Register	1500
13	Fee for renewal of Registration	1000

LATE FEES

Sl.no	Head/Subject	
1	Up to Three months period from the month of Final year MBBS/ P.G. Degree or Diploma examination passed.	nil
2	On expiry of 3 Months period and up to period of 6 months from the month of final Exam passed and in the case of Permanent Registration the month of completion of internship.	500
3	On expiry of 6 Months period and up to period of 12 months from the month of final examination passed and in the case of Permanent Registration the month of completion of internship.	500
4	On expiry of 12 months period and up to period of 24 months from the month of final examination and in the case of Permanent Registration the month of completion of internship.	1000
5	On expiry of 24 months and up to 48 months from the month of final examination passed and in the case of Permanent Registration the month of completion of internship.	3000
6	On expiry of 48 months and up to 60 months from the month of final examination passed and in the case of Permanent Registration the month of completion of internship.	5000
7	On expiry of 60 months from the month of final examination passed for provisional registration and the month of completion of the prescribed Internship Training for permanent registration.	Rs 5000 plus addl Rs. 500 per year

COST OF APPLICATION FORMS PAYABLE

	Cost of Application forms	
1	Application form of Provisional Registration.	Rs. 100.00
2	Application form of Additional Registration/change of name/re-entry.	Rs. 100.00
3	Application form of Renewal Registration.	Rs. 100.00
4	Application form of Permanent Registration.	Rs. 150.00
5	Application form of Reciprocal Registration.	Rs. 100.00
6	Nomination fee	Rs. 100.00

(APPENDIX-II)

DECLARATION : PLEDGE

At the time of registration, each medical practitioner shall read and agree the Declaration : Pledge, to abide by the same and affirmed by the signature in presence of Registrar.

Declaration : Pledge

1. I solemnly pledge myself to consecrate my life to service of humanity
2. Even under threat, I will not use my medical knowledge contrary to the laws of Humanity
3. I will maintain the utmost respect for human life from time of inception
4. I will not permit consideration of religion, nationality, race, party politics or social standing to intervene between my duty and my patient.
5. I will practice my profession with conscience and dignity
6. The health of my patient will be my first consideration.
7. I will respect the secrets which are confined in me.
8. I will give to my teachers the respect and gratitude which is their due.
9. I will maintain by all means in my power, the honor and noble tradition of medical profession.
10. I will treat my colleagues with all respect and dignity.
11. I shall abide by the code of medical ethics as enunciated in the Indian medical Council (Professional Conduct, Etiquette and Ethics) Regulation, 2002.
12. I shall abide by the Rules of Mizoram State Medical Council, 2010.

I make these promises solemnly, freely and upon my honor

Date : _____

Signature_____

Place :

Name : _____

Address :