

MINUTES OF THE SECOND MEETING OF THE BOARD OF GOVERNORS OF CENTRAL COUNCIL OF HOMOEOPATHY HELD ON 8th June, 2018 AT NEW DELHI.

Present:

- | | | | |
|----|--------------------------|---|-------------|
| 1. | Shri Nilanjan Sanyal | - | Chairperson |
| 2. | Shri Pramod Kumar Pathak | - | Member |
| 3. | Dr. Sanjay Gupta | - | Member |
| 4. | Dr. Anil Khurana | - | Member |
| 5. | Dr. Anil Kumari Malhotra | - | Member |
| 6. | Dr. Nityanand Tiwari | - | Member |

Dr. Ashis Datta, Secretary, CCH

Director (FLK), Ministry of AYUSH, Govt. of India was also present in the meeting with the permission of the Chair. The Shoukath Ali P.K., Inspector, CCH and Sh. Y.D. Vats, Assistant Secretary (Admn.), CCH assisted the Secretary during the meeting.

Agenda Item No.1:

Confirmation of the Minutes of the 1st meeting of Board of Governors of Central Council of Homoeopathy held on 23.05.2018 at New Delhi.

The Board of Governors confirmed the minutes of its last meeting held on 23.5.2018 as circulated.

Agenda Item No.2:

Ministry's of Finance O.M. No.25(12)/E.Coord-2018 dated 3rd April, 2018 regarding Reimbursement in respect of Newspapers purchased/supplied to Officers at their residence – regarding.

The Board of Governors agreed with the office proposal for revision of rates for reimbursement of Newspapers @ Rs.500/- per month in view of O.M. dated 3rd April, 2018 of Deptt. of Expenditure, Ministry of Finance.

Agenda Item No.3:

Amendments in CCH (General) Regulations, 1984

Ministry's letter No.R.13040/17/2018-HD(Tech) dated 11th April, 2018 and 16.04.2018 regarding Guidelines to determine the conditions of service of the employees of the Central Councils (CCIM/CCH).

The Board of Governors discussed the matter of amendments in CCH (General) Regulations, 1984 and it proposed for further amendment that Chairperson shall be the Head of Deptt. and Secretary of the Council shall be Head of Office for sanctioning the payments of employees under the Govt. of India rules. The detailed delegation of financial powers will be placed before the Board of Governors for approval, in consonance with the guidelines of Ministry of Finance and G.F.R.

The Board of Governors also proposed to make amendment in CCH (General) Regulations to reduce the notice period from 12 days to 07 days (for Committees), from 30 days to 15 days (for CCH) in normal circumstances and 03 days (for Committees), 7 days (for CCH) in exceptional circumstances.

However, the officers of Ministry of AYUSH apprised the Board of Governors that they have finalized certain amendments in CCH (General) Regulations and these are expected to be conveyed to CCH shortly. The Board of Governors decided to implement the amendments approved by the Ministry first and then may send the aforesaid amendment to Ministry for approval.

Agenda Item No.4:

Financial position of Central Council of Homoeopathy and investments of surplus funds in Fixed Deposits.

The Board of Governors noted that the funds have been blocked even for a period of 10 years in certain accounts and the Council consider using its funds available in Application Fee Fund A/c, for meeting the expenditure for installation of Aadhar Based Geo location enabled Biometric attendance system for teaching, non-teaching, hospital staff and P.G. students in Homoeopathic Medical Colleges. It asked the office to submit the proposal in the next meeting with details of Income and Expenditure for the last two financial years in respect of application Fee Fund as well as details of the employees who are going to retire in the next 05 years. Legal Opinion may also be obtained whether the Funds in the Application Fee Fund A/c can be utilized for the purposes like improvement in quality in education by installation of above system (apart from for inspection of colleges) and also whether the funds in the P.F. A/c and Pension A/c can only be utilized to defray the outgo on these two accounts or for other purposes also.

Agenda Item No.5:

Appointment of Consultants on Contract Basis.

The Board of Governors noted the shortage of manpower in the office in view of increased workload and agreed in principle with the office proposal for appointment of consultants but the details regarding their tenure, salary, qualification and experience etc. be placed in the next meeting for consideration.

Agenda Item No.6:

Constitution of Committee(s)

The Board of Governors discussed the matter and decided to constitute following two committees for smooth functioning:-

- i) Executive Committee: Shri Nilanjan Sanyal, Chairperson
Dr. Anil Kumari Malhotra, Member
Dr. Anil Khurana, Member

- ii) Education Committee: Dr. Nityanand Tiwari, Member
Dr. Anil Kumari Malhotra, Member
Dr. Sanjay Gupta, Member

The Education Committee will consider all the matters related to education and rest of the matters will be handled by the Executive Committee and their recommendations will be placed before the Board of Governors for final decision/ratification, as the case may be.

Agenda Item No.7:

Vacancy Position and Recruitment Rules in the Office of Central Council of Homoeopathy.

The Board of Governors considered the vacancy position and Recruitment Rules in the office and noted that advt. has been given in the newspaper through DAVP for filling up the post of Registrar-cum-Secretary on the basis of old recruitment rules. It was decided to scrap the said advertisement in view of the fact that approval of Ministry to amendments in Recruitment Rules proposed in respect of all the Technical Posts, viz., Registrar-cum-Secretary, Inspector and Assistant Secretary (Tech) are in final stages of consideration/processing. A notice to this effect be placed on Council's website as soon as approval to amended Recruitment Rules is received in the Council. The Board of Governors decided to request the Ministry of AYUSH to expedite the amendment in recruitment rules for the post of Registrar-cum-Secretary, Inspector and Asstt. Secretary(Tech.) and after receipt of amendments in respect of Recruitment Rules, advertisement for all the three posts may be given in newspaper and Employment News.

So far as other vacant posts are concerned, the Ministry of AYUSH may be requested to approach the Staff Selection Commission for making recruitment and sponsoring of the names. The office may also see as to whether the post of Peon can be filled up on contract basis in view of Govt. policy.

Agenda Item No.8:

Issue of Code to all the Teachers of Homoeopathic Medical Colleges/Computer Data Bank(Code) of Teachers-regarding.

The Board of Governors agreed with office proposal for placing the order to lowest bidder M/s Brainwise Infotech for development of software for Data Bank code of teachers with the total cost of Rs.95,000/- subject to the condition that the bidders agrees to provide source code and administrative rights of the software to CCH.

The Board of Governors also agreed with the Ministry's proposal and for amending the HCC (MSR) Regulations, 2013 regarding National Teachers Eligibility Test for Homoeopathy and decided to circulate the same as specified in the Ministry's letter (in respect of draft amendments) dated 29.12.2017 under Section 20 (2) of HCC Act, 1973.

Agenda Item No.9:

Charging of Inspection Fee from Homoeopathic Medical Colleges.

Board of Governors agreed with office proposal for charging Inspection Fee from new undergraduate colleges where permission has been accorded by Ministry of AYUSH, from the year 2018-19. Matter may be brought to the knowledge of Ministry of AYUSH, Govt. of India for necessary approval.

Agenda Item No.10:

Inspection Report on the Accounts of Central Council of Homoeopathy for the period 2009-10 to 2016-17.

Board of Governors considered the Inspection Report received from Director General of Audit (Central Expenditure) and asked the office to take action where required and place the detailed draft reply in tabulated form in the next meeting for consideration and approval.

Besides the above, it was decided that the legal fee of the advocates be restricted to the fee fixed by Ministry of Law from now onwards.

Agenda Item No.11:

Status of Central Register of Homoeopathy.

Board of Governors considered the updated position of Central Register of Homoeopathy and asked the office to provide the state-wise details of registered practitioners in the next meeting.

It further decided to develop software (App) for obtaining the State Register online.

Agenda Item No.12:

QthZ vkosndksa ij dkjZokbZ djus ds laca/k esaA

The Board of Governors discussed in detail and decided to lodge the complaint with Bihar Police authorities so that appropriate action is taken against such persons who have approached CCH for direct registration with bogus documents.

Agenda Item No.13

Ministry's letter No.R.13015/20/2010-HD-CCH dated 9th May, 2018 regarding drawl of NPA by the Registrar-cum-Secretary and other Technical Officers of Central Council of Homoeopathy (CCH) without the approval of Ministry of AYUSH.

Board of Governors considered the matter and was of the view that there should not be two parameters for CCH and CCIM in the matter of sanction of NPA. The Ministry of AYUSH vide its letter No.R.14011/01/2018-EP(III)-CCH dated 25.05.2018 in the matter of Standing Orders, too admitted that there should not be separate yardstick for CCH and CCIM as both the statutory bodies are functioning under Ministry of AYUSH. It reiterated the earlier stand of the Council to make request to Ministry of AYUSH to re-consider and to waive the recoveries of NPA keeping in view no fault of the officers (having medical qualification in Homoeopathy) in drawing NPA.

The Board of Governors also noted that the present two incumbents (having medical qualification in Homoeopathy) who are in service and who were drawing NPA since their joining in the respective posts in this Council have stopped drawing NPA since 1.1.2016 in accordance with recommendations of 7th C.P.C. The Council discontinued giving benefits of NPA in this Council w.e.f. 01.01.2016.

Agenda Item No.14:

Ministry's letter No.R.13040/19/2012-HD(Tech.) dated 15.11.2017 regarding inclusion of BHMS degree qualification awarded by Guru Ravidas Ayurved University, Hoshiarpur, Punjab in the Second Schedule to H.C.C. Act, 1973.

The Board of Governors considered the matter and decided to recommend for inclusion of BHMS qualification awarded by Guru Ravidas Ayurved University, Hoshiarpur, Punjab in the Second Schedule to HCC Act, 1973 upto December, 2018 in respect of the students of the colleges already included in the said Schedule.

Agenda Item No.15:

Approval of Standing Orders of the Council from Ministry of AYUSH.

The Board of Governors discussed the matter threadbare and it decided to send the Standing Orders of Council to Ministry of AYUSH for its approval.

Agenda Item No.16:

Bill of Rs.71,250/- dated 23.04.2018 received from Sh. N. Nagaresh, Advocate in respect of W.P.(C) No. 31075/2016.

The Board of Governors agreed for the payment of bill of Sh. N. Nagaresh Advocate in respect of W.P(C)No.31075/2016, except clerkage charges.

Agenda Item No.17:

Bill of Rs.25,050/- dated 26.04.2018 received from Sh. N. Nagaresh, Advocate in respect of W.P.(C) No. 39891/2017.

The Board of Governors agreed for the payment of bill of Sh. N. Nagaresh Advocate in respect of W.P(C)No.39891/2017, except clerkage charges.

Agenda Item No.18:

Aadhar based Geo-location enabled biometric attendance system.

- (1) **Ministry's letter No. R-16011/03/203/2016-EP(IM-I) dated 20.01.2017 regarding Aadhar Based web enabled OPD and IPD and Biometric Attendance in ASU&H Colleges.**
- (2) **Ministry's letter No. R-13040/52/2017-HD(Tech) dated 06.10.2017 regarding Students of College and IT based real time data of colleges and attached Hospitals including web based OPD/IPD information.**

3) Ministry's D.O. letter No. Z.28021/93/2017-IT Cell dated 24.11.2017 received from the Joint Secretary to Government of India, Ministry of 'AYUSH' regarding initiative for Aadhar Based Attendance verification system for all its stake holders in the Institutions.

Board of Governors noted the action taken by the office for installation of Aadhar based Geo-location enabled biometric attendance system. The Board of Governors felt that language of changes in Regulations circulated by the Council to State Govts. etc. was not precise and desired that an amended version may be re-circulated and wait for response thereto for the duration prescribed in the H.C.C. Act, 1973 before sending the proposed amendment to the Ministry of AYUSH for approval.

Agenda Item No.19:

Letter No.17014/52/2013-EP(H) dated 23.04.2018 received from Ministry of AYUSH, Govt. of India regarding Singhbhum Homoeopathic Medical College and Hospital, Jamshedpur, Jharkhand.

The Board of Governors discussed the matter threadbare and decided to apprise the fact to the Ministry of AYUSH, Govt. of India. It also opined that as the action on the basis of Section 19 of HCC Act, 1973 has been initiated but yet not completed, so inspection of Singhbhum Homoeopathic Medical College, Jamshedpur may be conducted and report of the same may be sent to the Ministry alongwith recommendation. The Board of Governors further desired that the Central Government may be apprised of this position in view of the representation/communications by the college as well as the Govt. of Jharkhand to the Central Government in this regard.

Any other items with the permission of the chair.

Agenda Item No.20.1

Decision taken by the Central Council in its meeting held on 12.03.2018 for challenging the contradictory directions of Ministry of AYUSH, in Hon'ble High Court Delhi.

The Board of Governors discussed the decision of Central Council taken in its meeting held on 17.3.2017, 12.3.2018 and office notes (given twice) and decided no action is required in the matter as the elected body of the Central Council is no more in existence.

Agenda Item No.20.2

Ministry's O.M. No.Z.28015/97/2018-PP&C dated 10th May, 2018 regarding Online Nomination/Recommendation for Padma Awards to be announced on the occasion of Republic Day, 2019 – reg.

After detailed discussion, Board of Governors unanimously decided to recommend the name of Dr. R.P. Patel, Vadodara, to Govt. of India for Padma Awards. The Secretary should arrange to obtain C.V/Citation of Dr. Patel before sending the proposal to the Ministry.

Agenda Item No.20.3

Payment above Rs. 20,000/-

Board of Governors noted the payments so made with the approval of Chairperson in the light of delegated powers.

Agenda Item No.20.4:

To consider requests for Air Travel Permissions of Non-entitled Medical Inspectors and Visitors deputed for Inspection of Homoeopathic Medical Colleges during the year 2018-19.

Board of Governors considered the matter and decided to allow air travel permission to all such non-entitled Medical Inspectors and Visitors who have been deputed for Inspection of Homoeopathic Medical Colleges during the year 2018-19, keeping in view the shortage of time.

Agenda Item No.20.5:

Amendments in HCC (Registration) Regulations, 1982

Board of Governors decided to place the matter before Executive Committee.

Agenda Item No.20.6:

Annual Accounts for the Financial Year 2017-18.

Board of Governors deferred the matter to its next meeting.

Agenda Item No.20.7:

Action taken Report on the minutes of the first meeting of Board of Governors of the Central Council of Homoeopathy held on 23.05.2018 at New Delhi.

The Board of Governors noted the Action Taken Report in respect of decisions taken in its last meeting.

Agenda Item No.20.8:

A letter dated 22.05.2018 from Senior Homoeopathic practitioner regarding Post Graduate Courses in Homoeopathy.

The Board of Governors decided to place the matter before the Education Committee.

Agenda Item No.20.9:

Ministry's letter No.R.13040/52/2017-HD(Tech.) dated 1st June, 2018 regarding amendments of Homoeopathy Regulations.

The Board of Governors noted the incompleteness of the proposed amendment in HCC (MSR) Regulations as circulated by this Council under Section 20(2) of HCC Act, 1973 on 23.3.2018 and decided to issue another circular in continuation to its earlier circular dated 23.3.2018 as under:-

“The attendance shall be through Aadhar based Geo Location enabled biometric attendance system for teaching staff, non-teaching/hospital staff and P.G. students, which shall be made accessible to Central Council and Central Government for verification”.

The Board of Governors also decided to propose an amendment in the HCC (MSR) Regulations, 2013 keeping in view the Section 12C of HCC (Amendment) Ordinance, 2018.

Agenda Item No.20.10:

Letter No.3016/2018/A1/Ex-Gen/AC/KUHS dated 27.04.2018 received from Registrar Kerala University of Health Sciences regarding granting of additional grace marks/moderation to students with disabilities.

The Board of Governors discussed the matter and it reiterated the decision taken by Education Committee of CCH on 13.11.2017 in the matter.

Agenda Item No.20.11:

(1) Ministry's letter No.R.13040/25/2016-HD(Tech)Part-2 dated 29.12.2017 regarding Guidelines for Inspection/Visitation of AYUSH institutions by CCIM/CCH for the year 2018-19.

(2) Ministry's letter No.R-13040/25/2016-HD(Tech)Part-2 dated 31.01.2018 regarding Inspectors/Visitors of the Central Councils (CCIM/CCH).

(3) Ministry's letter No.R-13040/25/2016-HD(Tech)Part-2 dated 02.05.2018 regarding Admissions in Homoeopathy colleges during the academic year 2018-19.

(4) Ministry's Circular No.R-13040/25/2016-HD(Tech) Part-2 dated 02.05.2018 regarding Admissions in Homoeopathy colleges during the academic year 2018-19.

The Board of Governors considered the decision taken by the Executive Committee and P.G. Education Committee of CCH in its meeting held on 8.3.2018 (which was ratified by CCH), office notes, direction of President and Ministry's letter dated 2.5.2018 and decided to inform the facts to the Ministry of AYUSH as elected body of the Central Council of Homoeopathy is no more in existence.

Agenda Item No.20.12:

Bills of Sh. Kundan Mishra

1. **Bills of Rs.50,000/- dated 4.5.2018 received in respect of S.L.P. No.2194/2018.**
2. **Bills of Rs.50,000/- dated 6.4.2018 received in respect of SLP No.34781/2017.**
3. **Bills of Rs.29,085/- dated 4.5.2018 received in respect of W.P. No.26573/2017.**
4. **Bills of Rs.30,000/- dated 4.5.2018 received in respect of LPA No.612/2017.**

The Board of Governors decided to restrict the legal fee of Sh. Kundan Mishra, Advocate as decided by the President, CCH on 15.5.2018 (Rs.8000/- in case of two or more matters coming together and Rs.11000/- in case only one/single matter coming for hearing), in the matters upto 7.6.2018 and claims for the matters from 8.6.2018 will be decided as per the fee fixed by the Ministry of Law, Govt. of India. The decision may be communicated to the concerned advocate.

Meeting ended with the vote of thanks to the Chair.

Sd/-
(Dr. Ashis Datta)
Secretary

Attested

Sd/-
(Nilanjan Sanyal)
Chairperson