

INDIRA GANDHI INSTITUTE OF MEDICAL SCIENCES ACT, 1984

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25. Orr I 26.q-(TKQi • ffiå (2) fq'iqTX firæit.qf gT f(fi fr;-qT W) 11 zg-ÜTXT(3) • (arquror)-, 23 1984 27. åti, stiTT, (q) itFtT• q qfqfäzif €Tfa, frF6Tr Vlfk qrfilTTftqi RTfi«rqt • 12 (K) (z) 23 frit, fifzrfizztt ; (sirqi«x), (tryx) (€rxz).ttT (üqqr) (6) rRTftTTrft•zü, frfEt €Tfrr ; 28. 1) 1983 4184) fq;qr vrfirr tIT xzirrr zrr Trti qr I i 23 1984 23 1984 25 •1984 10, 1984) 348 _ *.RTftrV tfr.l.a. 14 (qqqttq), 23 1984 [Bihar Act No. 10, 198,11 lIDIRA GANDHI INSTITUTE MEDICAL SCIENCES ACT. ACT TO ESTADLISII INSTIT.U"ION IN OF TO CLINIOAL SIBRVIOES IN strmca senora- l,rms or Irrenry:.'3'I' STANDARD, SYSTEM OF SUPPOP.TIvn SUPERVISION CONTINUED FOR MEDICAL AND yuxcT10NAtt1ts AND TO SEWIOE, JIESEARCIC AND EDUCATION IN FIF}LD or NEDIOINE AND ALLIED SVBJEOTS. BE it onacted by tho Logiilat,uro of 1,110 of Diluv ih tho bhirly-fifi,h you of i,ho'Ropublic of Indiu follow.'l I'. Short title and commencement. —(.l) Thig Act may bo callo(l Indira Gandhi Institut,o of Modiczul SeicncOß 1084. (2) It shall eomo into forco at onco

2. Objects of the Institute.— Tho objoctg of 1,110 hhall (i) to dovolo on contro for dolivm•y of health •and modical of highogt slanda.rd; (ii) train of high orдор in difforonL brauchoy of moÄical sorvicos•, (iii) to. imprrvo Lho houILh gorvicog in tho Stato through ap.prcpriato linkages roforal gy.%tmn wiih Modicul Collogog and and Subdivigiqnal hospitals) (iv) 10" dovolo Cho continuod ocluaation programrno and award dogroo;j, diplomai and cortilicatog and pogt• graduato dogaujg•, O) to dovolo clinical . for •conducting invogt.igat,ion 'on tho prob10111fJ of human •hoal%ll and. digoagos poculiar to und in thia pwrl of 1,110 country; 23 1984 15 (t;) to dovolep Communi.y Hoult.h Ro.got'.rt•IL Contro to urd find out golutiong Io 1.110 problomg of hoalt,h of . ho communi,y with rort,icultr on•.phagig on reproductivo biology and palation control ; and, (vii) Io dovolepp rosoarch arid training in bat:ic seionccg rolov ant to tho problems and ncods of 1 hc commu- nit,y

3. Definitions.—In thig Act, unlogg i,ho eont,ext odiorwi60- roquirog (i) (iii) (v) (vi) (Vii) 'Bourd of Governorg' moans Board of Gover- norg of Lho 'Chairman' moong the Chairman of Lho Board of Governors 'Diroctor' moong f ho Diroctor of tho Instituto; 'Exocutivo Council' moans tho Exocutivo •Council of tho Inptituto: 'Fund' moong tho fund of tho Instituto reforrod to in goction 14; Indira Gandhi of Nodical Scioncog; 'Mombcrg' moans Momber of ,Lho Board of Governors; (viii) ' Progeribod' moanq progeribod by. i (ix) ululo' moang Rulog framod by tho Stato Governmont undor t,hig Act! (x) 'Rogurnt.ion' moang Itogulutiong framod by Lho Board of Governora; (xi) 'Projoct Commit,too', moang Projoct Committee of t,ho Instituto ag copatituted by tho Stato Governmont. •I. Establishment and incorporation of the Institutc.— (i) Tho Indira Gandhi ofMedical Scioncog, ostabli\$hed under 'tho Indiro Gandhi Ingl.it,uto Of Modical Scioneeg Ordinanco, 1983, shall bo doomod to havo boon ostabliohod undor thig Aet, and tho actiong falcon by tho Stato Govörnmont for t,ho adminigbration of tho gaid Inglituto., boforo onforcomcut 23 19M of the 6110.11 bo doomocl to havo boon logal]y Lakon under (ii) Tho bo a body corpora,lo by namo afore.•nid having guceoffion and a common *eul wil,IL prowor to •tucclllim, hold and or proport,y movable and inunovo.l)lo to • Lho s;aiel namo and bc sued. (iii) Locution and Jurisdiction of the Int.situte.— Tho :Jhall bo in and it," juris:diel.ion 1,110 whofo of of Bihar

5. Composition of the Board of ClotternorS.—The ghull of the following namoly (l) Minister of Tlec,lth and F".mily Sotreto,ry, Department, of Iloalth, Government (S Binmr—.Ez-officio. Director-in-Cniof of Health Serviccg. Government; of (4) Sueretary, Department of Finr,nce•, (Government; of Bihar Director of Ine Institutc— m•olicio or (G) Ilxocutive Council nomince of Indin.n As."0cia- tion from Agaclornly of Medical OJicio. (7) of the Opposition of LegiH!al.ivo officio. (S) Senior most Jh•incipaI of Ille Colleges of (O) One of froIil A. I. i. M. S. , Delhi and it IIIc 01' and nominated by Govcriinyent; or India. c '(10) Director-Gonoral/A(ldl. I).-G., Indian Council oc Medical ' (enwrtur), 23 1984 (11) on.. or , or University by the G. C. (12) Onn iOprsent,ati+e •or tile Minist.i'Y 01' Scicutxy Technology by of Indio. (13) member from Medical Council or India to nominat'ed by their Executive. (14) from Counéil of Scientific and Now J.)glili, by C. S. 1. R. of India. (15) Onc from 01 Medical Scienceg to bc nominated by the Council of (10) Ono managenu•nt• expert, of by the . (17) Director-Genoral/Addl. -D.-G. of (18) mombgrs from tho Mcdioal Faculty of tho Univorsilies or India b" through A,S.\$O- of Univowit,ies, Now Dolili. (IO)' Four Jhculty Of of two one Professor Professor according to 0 sejtiority on for two : Provided 'WV t,ill such Lijun the -.130urd or Governors in constituted in with tho provisioing the Stat,c, Government direct. in exorcise functions 011 Of (Governors, G. .l)-ccllutulon of Institute, Institute, in homby 81, Scicnccs ghall bro.an 0 01' Excellence

7. Term of office and of otherwise in this section, of term member shall be five years from the date of election; provided that no member shall hold office for more than two consecutive terms. (2) The term of office of a member shall continue until the next annual meeting of the association or until he or she resigns or is removed from office by the association. (3) A member who has served two full terms may be re-elected or re-appointed at the discretion of the association. (4) A member who has served two full terms shall be eligible for re-election or re-appointment if he or she has been absent from three consecutive meetings of the association. (5) An outgoing member shall be eligible for renomination or re-election in another one term. (6) A member may resign his or her office by writing under his or her hand addressed to the Chairman or the Board but shall continue in office until his resignation is accepted. g. The Chairman shall preside over the meeting of the board of Governors.

9. Power lö invite expcr/s.—Thc of Inny invite ('Xperts Executive I," ad vice Jiijn on Inodic:vl, etc

10. McctintJ Of lthe Board.—'l'ho T}oarll hold il,n meeting al, time lilae.c may by tho (Governmonf, observe s;ueh of procedure in regard to tho Of bus;inu;;; 1110 firsl, meeting may bo luid (lown by Lho Goveurnment, and tho Board Shall meet, t,imo;: Flaco:} and Kueh rule" 01' procedure in regard to Of at; it,;; moobings as prescribed

11. Executive Council - Other than shall be the Council Of which consists of the following member* (i) Director of Higher Education (ii) I.C.S. Officer (iii) Principal of a College of Bihar who is a Member of Govt. Body. (iv) One from Medical Council of India appointed by their Joint Committee. (v) Four members; or Medical Faculty are on the Board. (vi) Dean or the Local Executive Council. (vii) Secretary to Government of Bihar, Department of Higher Education or on Board. (ix) One member to be by the Chairman of the Board. (x) The Director of Higher Education be Chairman of the Executive Council. The Chairman of the Council may invite experts through the Executive Council advise him on financial, engineering, medical administration etc. (3) Subject, to control as may be prescribed by rules, the Governor may constitute as standing committee, consisting of one member for any power of finance or [or civil litigation, or agriculture or upon any matter, he may refer it to the J.L.O. *Landing exclusively or Board, but; ad hoc may persons who are not of the number or such persons shall not exceed half of its membership. (5) The Chairman and members of the Executive Council cannot be removed, Governmental officials shall receive basic allowance; if any, may be Governmental. 20 (1) T. 12. Sluff of Insulting, Chief Executive Officer of who shall have no part of his share in the governing body of the Solochon Committment 10110M'ing . (i) Director General or Services; Government of India. (ii) Director-General, T. C. M. R. (iii) Development Commissioner, Government of Bihar, (iv) Chairperson, U. G. C. or its nominee. (v) to the Government; of Bihar, Department of Government of India. It will be chosen and Secretary, Health Government; of Bihar be of the Council. Soloed, it will be of the total - lion: Lo be involved from LILLO of all National Colleges: in India, Sowico: of Governments and of all India like All India Institute of Sciences, -G. 1. , of Varanasi n. of I.H.R.E.O.I.T. which one in the 011 Will by it, he provided that, composition per group, on average I-jillect of the period of six months only or

till sntr,h in in (2) (erurarq), 23 1981 21 (2) Tho Dirc!or ae!, t'; (3) 'l.'hn Ina.y 1.0 be Lo hinr or Ity tho Exoeui.ivo Coun- Subjoc'o Lho rule:) proseril)0d. may munl;or of Offit.oy;; •ereal.(' 1)0\$!.; and may for 111!' or power; ancl dis- •lurge or it'S fitnct,iong wi h prior approval of St.at,o tho would accord Governnu:nt in such wil.hin budgetary provi- *ions for (5) Tho Direct.or ancl Otho: olficorg and employees! of tho Inst.itut.o 110 to gulury and allowanco.g and shall bo governcc(. by condil,iong of gorvice in roupoct, of leave, providont, fund and 01-1101' mat,ters ag may bo prescribed

13. Statutory Grants to the Institute.— •Tho Govern- ment, may undor mado by Slate Legislat,uzo by law in t,hig behalf, pay IngliLut,o in oat'h financial Yoav ot' money and in Huch manner Inay bo congidorod noeoggary by t,huL Government, Ior 1.110 of poworg and digehtu•go of its functions under LILi;; Act

14. Fund of the Institute.— (I) Irv;tiLuLo shall fund which shall bo erodilod— (a) all money provided by t,ho Stat,o Governmonf,•, (b) all foog and oi,hor charges rocoivod by ; (c) all monoy rocoivod by i,ho by way of grants; gifts, donations, by factions or transfers; and (d) all monoy rocoivod by thc in any ot,hm• mannor or from any obJwr gourecg. (2) All money crediLocl to Lho Fund bo dopogit;vd in g'.:ch Banks or invclted in manner Domrd de cido. 22 (zrquvur), 23 1984 (3) TIU' bo including ill P .•t.lld. of 15. of lhc Institute. LII in forni at, year 'nay he ; by Wii hin , ii,•; in A. of 1.11') nox;;, ret•eilj,•; or and. forward. if, luw Governor:J rend. Of f•luüeof Lu Governmout; •ribed. I (i. and liailil,uin account.'} and it)lovunt; records' and. or account including foun Gove:nmont by rule: (2) Tho acé01tut;g of Lo auditocl by 2counlant,-Gonoral and any ineurrofl by him ili connect.ic,n with audit. %ltall bo Ijxyalilo by (3) Tha or uny by him in eonnuet,i01' with Lho [Ytdit, Oxo account;sj of shall havo privileges: und in connection will.i Kueh audit, 1,110 in connoction l,ho audib of Govorntutent; in p2.rt.ie.ulH,r, shall have tho rivlL!' to of hook:' 01' accoun[b' in eonnect,ion wi:h doeunwnl:g Io 1,110 •ollieo of Lho woll mrd maint.ainoc[by il;;, Tho account,g of tho as certified by {.11', Aecoun- t,alil, -General or hy liiilil in bohall' wit,ll tho audit. *hull bo forw•o.r- dcd annuully 1.0 t,ho Slato Government. and Government shall caugo tho :nuno 1-0 bo laid boforo bot.h 01' tho Sl.at,o Logi*laturo

15. Annual Report.— Tho In.'LiLu{u Bhall ovovy your a report of it'l aetiviliog during {hat year submit tho , 23 19M 23 Io f. Ito St.p.t,c Governmont, in Cornt on or Jnt'y bo IVA"; by rulq•; i.hiG be bol'olo of Pension,e Prot:ident Ftn:d (hutuity. —'T'll' of t.h" cni.it,lod l' grr.l.ltit,y rulo:i 01' i.he ment. for giniilar 01 S.at,o onii)loycc.j in Guell and t;ubject, to such conditions, ag may bo employee . of tho -my for contributory providont, fund, aft,or giving declaration in writ, ing" within t',vo ycarg of hig joining tho and 'in cast' ho Bhall not, bo ont,it, lod pontJion gonoral l)royident fund. Contributory p:ovidont fund shall bo governocl by rulog ag to bo .•ribod in Chi* behalf. 19. At'thentication of the orders i of thc Institute. — All ordor;; and doeigion\$ of 1,110 Ing'.it.ulo *lvtil bo nuthon!ica'.od. by or t.lut l)iroetor or . any ot,hor by 1.11" of Govori101Y in t,hi•; 110h1blf' ot,her bo by t,uro of t,ho Director or ot,hor Offtcor of Board aut.JL0• rised by Execut.ivO Council in this bch?lf. 20. proceedings not Io bc inraliduled tucuncic.s etc.— No dono 0! t,akon by Jil Exo- cut,ivo Council or any f.p.nding or adhoc committee antler bo on LILO ground or enco of any vacancy in, or dofoct. in or Intlit.i- Exoeui,ivo Council or or (tdhoc eommit,tco. Potccr to grant Post-graduate degree, dip'om« etc. 'l.'hc 21. havo to -gradup,,f,o Jnsti(utc motlie.al dogrOcs, cori.ifieai,•; and ot,hor• academic. dif.iuet.ions in accordancx. • wit,li i,ho provigiony of Medical Council of india net, 1933 Rules and Regulat.iong Vhvroundor. 22. infortu tiny'. 23. , 23 1984 g. Gov quell {ion Gov:rnnv nvt.y• require tiny: Fixation of the tenure. nf the Profr.cl provision* herein willi•l r. Committee const.it,uiod by Gnv...,mntne.nt, in t Ili* Bhall •c jntinucto function till such time and dooidft(l by tho St'/;te Govin•mntent. carry out such e.s bo issued it, fronx time to time by State Government for effi •iont administra- lion of his 25. Disputes between the Institute and Slate (loverlhncu'. If in exorcise of ittA 1)0Wurs and disch or il.* funct.ionq und•r this Act. , P.ny arises bat tho Stuie 'thv (Incision of State in Such (lig!intc b:' final

26. Power to mulce.rules. (1) Tho Slate ion witli Institute mr.y, by ion in or til iN Olli 'ir.l rules Io curry t h p. •licularly H slK,ct. to th•• following : Ih consultation Ill.: Sh •.tt not, on first o of t lb" of rules scclion, bill. Govern- take into Sugg. •Ni ions wiliv.ll Institute in Io of they v,rc null". (2) wit l'"llt, produci(" to g: of roleg..ing prvvisions such rules mr.y pi•ovide all or any of rollowing matters, namely : (a) tlr• run.nncr of nomination of member* undt:r clause (G) Of soction ; , 23 1984 25 (b) rol in r. - st;' .ntling ad hor, (5) 11 • proceduro to (c) conditions Of of t IL" wed by ,tnmutor or filling up v:vcancics among members or

Institute ; (d) power* and ions to be dig- Ch".rgøtl by the CIL virmn.n of Institute ; if any, to be to the Ch .irtnn.n Institute ; And membvrs of (f) the numb..r of olli and employeoy be appointed by tn..• Institute of such appointmont, , (g) lhe form in timo at which bud", 't. .11 be by :'.ntl • copie:g th Dt•eof to for (h) ß.ny matt,er is to be proscribed by rules. (3) All rulos unaclc uncl•r this suction shall, mn.y 1 IL"Y \$11211 be laid before both of Din 27. Powers to malcc it.ute wit IL or Govvrnnv•nl., IIEk•.• or this A}! , to c '.rry Out, consi\$ent, Wi provisions the put-pogos of thig Act. Such Inay provide for— (u) gummoning ancl th ••n meet,ing of Flaco meeting* are to be hel(l, conduct of businosg guCIL meot.ings and number of momb'.•rs noccsnry to form quorum ; 26 23 19M (lis- (Governing ; Cll of Governing Borly or and adhoc ; (d) tho procedure followed Governing Body and Ntanding ad (hoc cesin conduct or i Jr.ir blt»incygs, Cx •rcisc of 111 •ir and difl.h of -ic ; (e) tenure of LIHOW.~noog and 01 h.:r contlitions or Her Vice of Director other flic and Institute including tear)) •rs appointed in • ; ing Jhdy ; duties of Ili • Jlrec:or oiht•r Institute ; (11) r! of li'.stiinte ; (it:Jes be bv tho Ill;stitute • Ijo to l'Mtcived by icr on • 01' Oilil oil' T of Inglltute ; 23 (m) r.n.V o• In .'öft,rinrJ. 28. 0." lilt".nq•. 1, 19M is; repealed. action • in 0 i' b? to in ox •rcixe, of Act, if t,hiN Act, were in force on tlr',t, Illing or action donc or taken. rr:'!z ('.P.itqrq). O e. ':vii) h , ost *radii, Blhäi:ÄsSéf ! GDicc'toGin.+:hi,• rnern60r ernund> it 13s cre an éto fig qo Cro--40 (€0 428) 20 1930 an) 11 2008 11 2008 RüO*fO-l -18/2008Æ•. 7 2008 i, ?ÄTQT 23, 2008] 2008 IfiTQ0r 1984 09, 2008 YRÄ7J-- (€girtF) 2007 09, 2008) qrf qfqfi-qq fnT 2008 *TTTI (2) 2 09, 2008 l- (l)) qrfi•- 1 1 377TØ 2008 (10) q•tf i 1 2008 147 Dated. 7thAugust, 200S 3Tfifiqq, 2008 fivr- t, 348 [BiharAct 23, 2008] The Indira Gandhi Institute Of Medical Sciences (Arnd dment)Act, 2008 AN ACT To Amend The Indim Gandhi Institute OfMedical Sciences Act 1984 (AsAmended By BiharAct, 09, 2008) Plumble— Whereas. Indira Gandhi Institute Of Medical Sciences (Amendment) Act, 2007 09.2008) herein after referred to as the Act has been enacted to make amendment in e.xiÄingAct to achieve the objective oftheestablishment of Indira Gandhi Institute of Medical And, wherzs the representation category in Board ofGovemors could not be by the amended Act, And. whereas, it is considered necessary to give representation of reserved category in Board ofGovemors. And whereas Be it enacted by the Legislature of the State of Bihar in the fifty-ninth year of Republic of India as follows: I Shon Titel and Commencement (l) This Act may be called the Indira Gandhi Institute ofMedical Sciences .(Amendment) Act. 2008. (2) It shall come into force at once. 2 Amendment of Section-3 of BiharAct, 09, 2008- Serial I O of Section-3 of the Act shall be substituted by the following:— (I O) Six members to be noininated by the State Government from amongst persons of Medical profession out of which at least one member be from Scheduled Caste and one from woman category. By order of the Governor of Bihar, SANJAYKUMAR, Secretary Io Government. wrr«q, 7Tqz (3TQ1tXTP1), 428-571+400± üO