

THE PUNJAB PROTECTION OF MEDICARE SERVICE PERSONS AND MEDICARE SERVICE INSTITUTIONS (PREVENTION OF VIOLENCE AND DAMAGE TO PROPERTY) ACT, 2008

PUNJAB GOVT GAZ. (EXTRA OCT 30, 2008 (KRTK 8, 1930 SAKA) III DEPARTMENT OF JEG XL AND LEGISLATIVE AFFAIRS. PUNJAB Notification the 30th October. 2008 No. 29-Leg./2008.—The following Act of the Legislature of the State of Punjab received the assent of Governor of Punjab on the 10th October, 2008, and is hereby published for general information THE PUNJAB PROTECTION OF MEDICARE SERVICE PERSONS AND MEDICARE SERVICE INSTITUTIONS (PREVENTION OF VIOLENCE AND DAMAGE TO PROPERTY) ACT, 2008 (Punjab Act No. 26 of 2008) ACT to provide for the protection of Medicare Service Persons and Medicare Service Institutions in the State of Punjab and for prevention of violence and damage to the property and for the matters connected therewith or incidental thereto. BE it enacted by the Legislature of the State of Punjab in the Fifty-ninth Year of the Republic of India as follows :— 1. (1) This Act may be called the Punjab Protection of Medicare Short title and Service Persons and Medicare Service Institutions (Prevention of Violence and Damage to Property) Act, 2008. (2) It shall come into force at once

2. In this Act, unless the context otherwise requires, (a) "Medicare Service Institution" means an institution, providing medicare service either in the Medicare Service Institution or through Mobile Medical Unit or by arranging medical camps, which is under the control of the Central Government or the State Government or a local body including any private hospital having facility of treatment of the sick and used for their reception or stay. any private maternity home, where women are usually received and accommodated for the purpose of confinement and ante-natal and post-natal care in connection with the child birth or anything connected therewith, and any private nursing home used or intended to be used for the reception and accommodation of persons suffering from any sickness, providing of treatment or nursing or both of them and includes convalescent home Definitions 1 12 PUNJAB GOVT GAZ. (EXTRA), OCT 30, 2008 (KRTK 8, 1930 SAKA) N/edicare Set A ice Person' In relation to a Medicare (b) Service Institution. shall include (j) (ii) (iii) (iv) (v) (vi) (vii) (viii) (ix) Registered Medical Practitioner Registered Practitioner and Practitioner working in a Medicare Service Institution Nurse Auxiliary Nurse and Midwife ; Nurse-dai trained dai Medical Student ; Nursing Student Para Medical Worker ; and other staff or workers directly or indirectly engaged by a Medicare Service Institution for (c) (d) (e) providing the required services ; Explanation.—For the purpose of this Act, the expressions Registered Medical Practitioner, Medical Practitioner. Practitioner, Nurse, Auxiliary Nurse and Midwife, and trained dai shall have the same meanings, as assigned to them in the Punjab Medical Registration Act, 1916, the Punjab Nurses Registration Act, 1932, the Punjab Ayurvedic and Unani Practitioners Act, 1963 and the Punjab Homeopathic Practitioners Act, 1965 "Medical Student" means a student, who is undergoing training or studies in medical profession "Mobile Medical Unit" means an ambulance, equipped with medical equipment, used for providing medicare services • Nursing Student" means a student, who undergoing training or studies in nursing "offender" means any person, who either by himself or as a member or leader of a group of persons or abet, organization commits or attempts or incites the use of violence . PUNJAB GOVT GAZ (EXTRA OCT 30, 2008 113 KRTK 8, 1930 SAKA) •Paramedical Worker" means a person, who assists the Medicare Service Person providing medicare services ; property" shall include both moveable and immoveable property: and "violence" means any act, which causes or may cause any harm, Injury or endanger life, obstruct or hinder any Medicare Service Person in the discharge of his duty in a Medicare Service Institution or damage to property in Medicare Service Institution

3. Any act of violence against a Medicare Service Person or Prohibition of damage to property in a Medicare Service Institution, shall be prohibited

4. An offender, who commits any act in contravention of the provisions of this Act, shall be punished With an imprisonment, which may extend to one year or With fine, which may extend to fifty thousand rupees or with both

5. Any offence committed under this Act, shall be cognizable and non- bailable and shall be triable by the Court of Judicial Magistrate of the First Class.6. (1) In addition to the punishment as specified in section 4. the offender shall also be liable to pay a penalty of twice the amount of purchase price of medical equipment damaged or loss caused to the property, as Inay be determined by the Court referred to in section 5. (2) If the oftfender has not paid the penalty, imposed under sub-section (1), the same shall be recoverable as arrears of land revenue. 7/ The provisions of this Act shall be in addition to the provisions violence. Penalty Cognizance of offence Recovery of loss tor the damage caused to the property Act not in derogation ef any of any other law, for the time being in force. other REKHA MIT LAL, Secretary to Government of Punjab, Department of Legal and Legislative Affajrs. 1/107 s. e. T, Old.

