

20729-
S.V. Soni/3/11/11/11/11



No. N-24026/67/2015 PNDT

**GOVERNMENT OF INDIA MINISTRY OF HEALTH
AND FAMILY WELFARE**

(Department of Family Welfare)

Nirman Shavan, New Delhi - 11011

The Secretary to the Govt. of Indian State, UT

Date 20 01 2015

Sub- **Clarification notification regarding Practise of Modern Scientific System of Medicine (Allopathic-Medicine) and Practice of Gynaecology & obstetric and diagnostic Ultrasonography by ISM Graduates.**

Sir,

National integrity Medical Association has represented that they are institutionally qualified graduates of Indian System, of Medicine and they are eligible to carry out various diagnostic procedures and other technological innovations and practice modern medicines including surgery, Gynecology and Obstetrics, as per the Circular issued from time to time by the Central Council of Indian Medicine

The matter has been examined by the Government In view of the notifications/ letters issued by CCIM from time to time It is clarified that institutionalized qualified parishioners of Indian systems of Indian Medicine (Ayurvedi, Siddha & Unani) are eligible to practise Indian Systems of Indian Medicine and Modern Medicine including Surgery, Gynecology and Obstetrics based on their training and teaching which are included in the syllabi of via courses of ISM prescribed by Central Council of Indian Medicine after approval of the Government of India.

The meaning of the word "Modern Medicine" (Advances) means advances made in various braches of Modern Scientific Medicine. Clinical, Non-clinical, bio-Sciences also technological innovations made from time to time and notify that the courses and curriculum conducted and recognized by the Central Council of Indian Medicine are supplemented with such Modern Advances.

Further, **it is-clarified that the rights of practitioners of Indian Systems of Medicine to practise Modern Scientific System of Medicine (Allopathic Medicine) are protected under Section 17 (3) fb) of Indian Medicine Central Council Act. 1970.**

Further, holders of **Ayurvedacharya (BAMS) Kamil - e- tib - 0 - Jarahat (BUMS)** and equivalent qualification included in second schedule to IMCC Act 1970 are competent to sue. Modern Technological Innovation e.g. **Radiology. Ultrasonography, E.C.G.** etc, in their clinical practice **on the basis of then teaching and training** as notified already by CCIM notification No 8-5106-AY (MMI date 01 01 2015)

However, it is made clear that they will not violate any of the provisions of the pre-Natal Diagnostic Techniques (Prohibition) of Sex Selection Act 1994 and the Medical Termination of pregnancy Act. 1971.

Your s faithfully

Sd/
(L. VERMA)
Director/Sec

OFFICE MEMORANDUM

B-Block, GPO Complex,
New Delhi - 110023
Dated the 30th March, 2017


Subject: Clarification of conducting deliveries by BAMS doctors, Court Case CRM - M No. 29135 of 2016 - reg.

In reference to the clarification sought by the Health Department, Government of Haryana on the subject mentioned above, this is to say that -

- (a) Under Section 2(e) of IMCC Act, 1970, "Indian Medicine" means the system of Indian Medicine commonly known as Ashtang Ayurveda, Siddha, Unani Tibb or Sowa-Rigpa whether supplemented or not by such modern advances as the Central Council may declare by notification from time to time. The definition of Ashtang Ayurveda includes the Stri Roga and Prasuti Tantra.
- (b) The subject Stri Roga and Prasuti Tantra is being taught to the students during their graduation in Indian Systems of Medicine.
- (c) Moreover, the CCIM with the approval of Government of India has also been conducting 3 years PG degree course in the subject of Stri Roga and Prasuti Tantra.
- (d) The rights of persons possessing qualification included in 2nd 3rd and 4th schedule have been protected under section 17 of the IMCC Act, 1970.
- (e) As per the Indian Medicine Central Council Post Graduate Ayurveda Education regulations, 2012 "The aims of the post graduate degree courses shall be to provide orientation of specialties and super specialties of Ayurveda and to produce experts and specialists who can be competent and efficient teachers, physicians, surgeons, obstetricians and gynecologist (Stri Roga and Prasuti Tantravya) pharmaceutical experts, researchers and profound scholars in various field of specialization in Ayurveda".
- (f) The Ministry of Health and Family Welfare, Government of India vide OM No. M 12015/42/2005-MCH dated 19.02.2014 has 'permitted the Ayurveda and Homoeopathy posted at Government facilities to conduct deliveries and provide basic treatment for complications before referral'.
- (g) The Ministry also permitted these Doctors 'for prescribing allopathic drugs for conducting normal deliveries including initial and basic management of complications before referral and can prescribe all those drugs permitted to ANMs and SNs after SBA training'.

In view of the legal provisions narrated above, the syllabus and curriculum of Ayurveda at UG and PG level as well as the office orders issued by the Ministry of Health and Family Welfare MH division it is evident that the doctors possessing qualification included in 2nd 3rd and 4th schedule of the IMCC Act, 1970 are entitled to perform deliveries of pregnant women.

This issued with the approval of Secretary (AYUSH).


Dr. Manoj Nesari
Adviser (Ay)

To,
Additional Chief Secretary, Health Department,
Government of Haryana,
Chandigarh

Copy to,
Secretary, Ministry of AYUSH,
New Delhi



Government of West Bengal
Health & Family Welfare Department
(AYUSH Branch)
Swasthya Bhaban, GN-29, Sector V
Salt Lake, Kolkata 700 091

Dated- 01.09.2017

No. HF/O/AYUSH/650/1A-44/11

NOTIFICATION

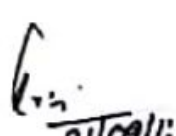
The issue of practice of modern medicine by AYUSH Doctors was under active consideration of the State Government for quite some time past. After careful consideration, and in continuation of Order No. HF/O/AYUSH/911/1A-44/2011, dated 06/02/2014 of this Department, and in exercise of the powers conferred upon the State Government in terms of Sub Clause (iii) of Clause (ee) of Rule 2 of the Drugs and Cosmetics Rules, 1945, made under the Drugs and Cosmetics Act, 1940, the Governor is hereby pleased to declare that the persons holding qualifications specified in the Second Schedule to the Indian Medicine Central Council Act, 1970, and duly registered under the concerned State Council in West Bengal, shall be entitled to practice the Drugs of Modern Medicine in the State, limited to those mentioned in **Schedule A** below, to the extent of training imparted to them as per the syllabus prescribed from time to time by the Central Council of Indian Medicine under the aforesaid Act of 1970. They will however, not be entitled to perform the procedures indicated in **Schedule B** below.

SCHEDULE A

- 1 Antacids including H2 receptors blockers
- 2 Antimalarials (National Treatment Protocol to be followed)
- 3 Antibiotics Chemo Therapeutics – Cotrimazole, Tetracycline, Azithromycin, Amoxycillin, Ampicillin
- 4 Antiamoebic – Metronidazole, Tinidazole
- 5 Anthelmintics – Albendazole, Mebandazole
- 6 Antiemetics – Domperidone, Ondacetron
- 7 Antipyretics – Paracetamol
- 8 O.R.S
- 9 Bronchodilators – Salbutamol, Theophylline
- 10 Oral Contraceptives
- 11 Vitamin A in oil
- 12 Iron, Folic Acid Tablets
- 13 Any other medicine as may be included in the list by the State Government in future or included in the Programme (except anti-cancer medicines)

SCHEDULE B

- 1 Medico legal cases
- 2 Autopsy Examination
- 3 Intra-venous Injections, IV Drips
- 4 Surgical procedures other than pure Unani/ Ayurveda Surgical procedures like Ksharsutra
- 5 Blood Transfusion


Director General, AYUSH
& Secretary

No. HF/O/AYUSH/650/1A-44/11/1(4)

Dated- 01.09.2017

Copy forwarded for information and appropriate action to:

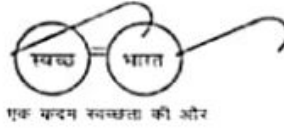
1. Director of Health Services & EO Secretary
2. Director of Medical Education & EO Secretary
3. Director of Homeopathy/ Ayurveda
4. PS to the Hon'ble MOS, Health & Family Welfare Department


Director General, AYUSH
& Secretary

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जगत प्रकाश नड्डा
Jagat Prakash Nadda



स्वास्थ्य एवं परिवार कल्याण मंत्री
भारत सरकार
Minister of Health & Family Welfare
Government of India



D.O.No.V.11025/1/2016-MEP(Pt.)
(FTS:3075028)

24 August, 2017

Respected Shri Chandrababu Naidu Ji,

India is one of the leading producers of doctors and has quality medical education system. However, a pertinent issue which needs to be strictly tackled is the one of 'unregistered medical practitioners' who target the poor and uninformed patients and continue to exist in parts of the country.

In this context, I would like to draw your attention towards Section 15 of Indian Medical Council Act, 1956 which prohibits a person other than medical practitioner enrolled on a State Medical Register to practice medicine in the State. Practicing medicine without having a recognized medical qualification constitutes quackery and is punishable with both imprisonment and fine.

'Health' being a State subject, it is the responsibility of the State Government to deal with such matters. I request you to take appropriate action and corrective steps under the law against quacks and also evolve suitable policies to ensure availability of quality health workforce in rural areas.

With regards,

Yours sincerely,

(Jagat Prakash Nadda)

Shri N. Chandrababu Naidu
Chief Minister of Andhra Pradesh
Building #1, 1st Floor
Velagapudi
Guntur, Andhra Pradesh

348. एं-स्कंध, निर्माण भवन, नई दिल्ली-110011
348, A-Wing, Nirman Bhawan, New Delhi - 110011
Tele.: (O) : +91-11-23061661, 23063513; Telefax : 23062358, 23061648
E-mail : hfwminister@gov.in

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D-170122/9/2011-RD (AYUSH)

Ministry of AYUSH

Government of India

OFFICE MEMORANDUM

B-Block, GPO Complex ,

New Delhi – 110023

Dated the 30th March, 2017


Subject: Clarification of conducting deliveries by BAMS doctors, Court Case CRM – M No. 29135 of 2016 – reg.

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- (b) The subject Stri Roga and Prasuti Tantra is being taught to the students during their graduation in Indian Systems of Medicine.
- (c) Moreover, the CCIM with the approval of Government of India has also been conducting 3 years PG degree course in the subject of Stri Roga and Prasuti Tantra.
- (d) The rights of persons possessing qualification included in 2nd 3rd and 4th schedule have been protected under section 17 of the IMCC Act, 1970.
- (e) As per the Indian Medicine Central Council Post Graduate Ayurveda Education regulations, 2012 "The aims of the post graduate degree courses shall be to provide orientation of specialties and super specialties of Ayurveda and to produce experts and specialists who can be competent and efficient teachers, physicians, surgeons, obstetricians and gynecologist (Stri Roga and Prasuti Tantragrahya) pharmaceutical experts, researchers and profound scholars in various field of specialization in Ayurveda".
- (f) The Ministry of Health and Family Welfare, Government of India vide OM No. M 12015/42/2005-MCH dated 19.02.2014 has 'permitted the Ayurveda and Homoeopathy posted at Government facilities to conduct deliveries and provide basic treatment for complications before referral'.
- (g) The Ministry also permitted these Doctors 'for prescribing allopathic drugs for conducting normal deliveries including initial and basic management of complications before referral and can prescribe all those drugs permitted to ANMs and SNs after SBA training'.

In view of the legal provisions narrated above, the syllabus and curriculum of Ayurveda at UG and PG level as well as the office orders issued by the Ministry of Health and Family Welfare MH division it is evident that the doctors possessing qualification included in 2nd 3rd and 4th schedule of the IMCC Act, 1970 are entitled to perform deliveries of pregnant women.

This issued with the approval of Secretary (AYUSH).


Dr. Manoj Nesari
Adviser (Ay)

To,
Additional Chief Secretary, Health Department,
Government of Haryana,
Chandigarh

Copy to,
Secretary, Ministry of AYUSH,
New Delhi

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GOVERNMENT OF CHHATTISGARH
DEPARTMENT OF HEALTH & FAMILY WELFARE
MANTRALAYA,
MAHANADI BHAWAN, NEW RAIPUR -492002
NOTIFICATION

Raipur, Dated 24 AUG 2017

No.F 2-45/2013/IX/55/Three :: In exercise of the powers conferred by sub-clause (III) of Clause (ee) of Rule 2 of the Drugs & Cosmetic Rules, 1945 made under the provision of the Drugs & Cosmetics Act, 1940 (No. 23 of 1940) and in Supersession of this Department's Notification no. F 21-03/2004/IX/55, dated 23rd March, 2004 the State Government, hereby, declares the degree holders of Ayurveda and Unani System of Medicine included in the Second Shedule of Indian Medicine Central Council Act, 1970 (No. 48 of 1970) and are registered under the Chhattisgarh Ayurvedic, Unani Tatha Prakritic Chikitsa-Vyavasayi Adhiniyam, 1970 (No. 5 of 1971) as registered medical practitioner to practice the Modern system of Medicine which is known as Allopathic Medicine, to the extent of training received by them in Modern Medicine.

By order and in the name of The
Governor of Chhattisgarh



(Subrat Sahoo)
Principal Secretary
Government of Chhattisgarh
Health & Family Welfare Department

MEMORANDUM

Sub:- Rachakonda Police – Using of word ‘Dr’ by unqualified persons and practicing & prescribing modern medicine by them – Instructions – Reg.

Ref:- 1) Chief Office Memo Re.No.2955/C4/TS/2017 dated 16-6-2017.
2) Letter No.473/APMC/RTI/2015-2 dated 22-4-2015 of the Chairman and Registrar, AP Medical Council, Hyderabad.

The Chairman and Registrar, AP Medical Council, Hyderabad vide letter 2nd cited has informed that the RMPs/PMPs & Physiotherapists are not considered as qualified doctors and they cannot prefix the word ‘Dr’ to their names. Only qualified and registered practitioners possessing Allopathy, Ayurveda, Homeopathy, Unani, Naturopathy can practice their respective systems of medicine and prefix ‘Dr’ to their names. It was also informed that, if RMPs/PMPs are found practicing Modern Medicine or prescribing drugs of Modern Medicine, criminal cases be filed against them under the provisions of Section-22 of A.P. Medical Practitioners Registration Act, 1968, Section-15 (2) of Indian Medical Council Act, 1956, Section-420 or other appropriate Sections of IPC. A copy of references cited are enclosed.

It is requested to verify whether there are any violations of Medical Council Rules by RMPs /PMPs / Physiotherapists by practicing Modern Medicine or prescribing drugs of Modern Medicine in your respective jurisdiction and to take legal action against them accordingly and send a report to this office for onward transmission to Chief Office.

Encl: (As above)

Sd/-
for Commissioner of Police
RACHAKONDA

To
The Dy. Commissioners of Police,
LB Nagar, Malkajgiri and Bhongir Zones, Rachakonda.
Copy to the Jt.C.P. Rachakonda.

*All sms
to ensure the
instructions are
to conduct search
and book a case
Physically
Suresh m/...*

① Sir, Noted

② Sir, noted

③ Sir Noted

4) Sir noted

Mey

Rally

[Signature]
F.A.



भारत सरकार
स्वास्थ्य एवं परिवार कल्याण मंत्रालय
स्वास्थ्य एवं परिवार कल्याण विभाग
निर्माण भवन, नई दिल्ली-110011

GOVERNMENT OF INDIA
MINISTRY OF HEALTH & FAMILY WELFARE
DEPARTMENT OF HEALTH & FAMILY WELFARE
NIRMAN BHAVAN, NEW DELHI - 110011

D.O. No⁰ 11011/1/2017-N HM-II
29th May, 2017

Arun Kumar Panda
Additional Secretary &
Mission Director, NHM
Tele : 23063155, Fax : 23063156
E-mail : asmd-mohfw@nic.in

As you are aware, this Ministry, in collaboration with the Indira Gandhi National Open University (IGNOU) has initiated the development of Bridge Programmes in Community Health for Nurses and Ayurveda Practitioners, so as to create a pool of mid-level health care providers to lead the Health & Wellness Centres. The Bridge Programme in Community Health for Nurses has already been rolled out in 11 States.

I am happy to inform you that IGNOU has agreed to commence the certificate course for Ayurveda Practitioners titled "Bridge Programme (Certificate) in Community Health for Ayurveda Practitioners" in its July, 2017 academic session. I urge your State to make use of this opportunity for developing requisite number of mid-level-health care providers to lead Health & Wellness Centres in your State/UT. A detailed Guidance Note in this regard, including criteria for study centres, faculty and candidates, advertisement templates and a tentative events calendar, etc is enclosed for your reference.

In order to get started with the programme, you may kindly undertake the following activities on priority:-

1. Identify adequate number of suitable District Hospitals (1 DH for 25 candidates) as Programme Study Centres for the Programme and share the names with Ministry by 10th June, 2017 for forwarding to IGNOU.
2. Identify suitable and motivated trainers for enrolling as Academic Counsellors.
3. Initiate activities such as Call for Application, for selection of candidates for the programme, latest by 15th June, 2017.

You may also ensure that proposal for training Ayurveda Practitioners in Bridge Programme is submitted under NHM PIP 2017-18.

Yours sincerely,

Sd/- 1st July
(Arun K Panda)

Addl Chief Secretary/Principal Secretary/Secretary
Health & Family Welfare Department
All States/UTs

The class will start from 1st July. We do not have much time. Please circulate among all the DAO/DHO/FS DS for identifying and deputing the concerned Ayurved Medical officers, preferably from NHM for attending the Bridge course.

14/6/17

CAO/ 15/7/17

...2

Healthy Village, Healthy Nation

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Government of West Bengal
Health & Family Welfare Department
(AYUSH Branch)
Swasthya Bhaban, GN-29, Sector V
Salt Lake, Kolkata 700 091

No. HF/O/AYUSH/650/1A-44/11

Dated- 01.09.2017

NOTIFICATION

The issue of practice of modern medicine by AYUSH Doctors was under active consideration of the State Government for quite some time past. After careful consideration, and in continuation of Order No. HF/O/AYUSH/911/1A-44/2011, dated 06/02/2014 of this Department, and in exercise of the powers conferred upon the State Government in terms of Sub Clause (iii) of Clause (ee) of Rule 2 of the Drugs and Cosmetics Rules, 1945, made under the Drugs and Cosmetics Act, 1940, the Governor is hereby pleased to declare that the persons holding qualifications specified in the Second Schedule to the Indian Medicine Central Council Act, 1970, and duly registered under the concerned State Council in West Bengal, shall be entitled to practice the Drugs of Modern Medicine in the State, limited to those mentioned in **Schedule A** below, to the extent of training imparted to them as per the syllabus prescribed from time to time by the Central Council of Indian Medicine under the aforesaid Act of 1970. They will however, not be entitled to perform the procedures indicated in **Schedule B** below.

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SCHEDULE B

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- 5 Blood Transfusion


01/09/17
Director General, AYUSH
& Secretary

No. HF/O/AYUSH/650/1A-44/11/1(4)

Dated- 01.09.2017

Copy forwarded for information and appropriate action to:

1. Director of Health Services & EO Secretary
2. Director of Medical Education & EO Secretary
3. Director of Homeopathy/ Ayurveda
4. PS to the Hon'ble MOS, Health & Family Welfare Department


01/09/17
Director General, AYUSH
& Secretary

पार : हिन्दमैड
VRAM HINDMED



Phone (Secretary) 561 0978
(Office) 553 1519
559 9464

भारतीय चिकित्सा केन्द्रीय परिषद् CENTRAL COUNCIL OF INDIAN MEDICINE

(भारतीय चिकित्सा केन्द्रीय परिषद् अधिनियम 1970 के अधीन निर्मित)

(Constituted under IMCC Act 1970)

स्वास्थ्य एवं परिवार कल्याण मंत्रालय, भारत सरकार, नई दिल्ली
Ministry of Health & Family Welfare, Govt. of India, New Delhi
(भारतीय चिकित्सा पद्धति एवं होम्योपैथी विभाग)

(department of ISM & H)

61-65 इन्स्टीट्यूशनल एरिया, जनकपुरी, नई दिल्ली-110058
61-65, Institutional Area, Janakpuri, New Delhi-110058

No. B-5/96-Ay. (MM)

NOTIFICATION

Dated : 30-10-96

As per provision under Section 2(1) of the Indian Medicine Central Council Act, 1970 (48 of 1970) hereby Central Council of Indian Medicine Notifies that 'Institutionally qualified practitioners of Indian System of Medicine (Ayurved, Siddha & Unani) are eligible to practice Indian System of Medicine and Modern Medicine including Surgery, Gynaecology and Obstetrics based on their training and teaching which are included in the syllabi of various courses of I.S.M. prescribed by Central Council of Medicine after approval of the Govt. of India.

The Meaning of the word 'Modern Medicine' (Advances) means advances made in various branches of Modern Scientific Medicine, Clinical, Non-Clinical Bio-Sciences also Technological innovations made from time to time and notify that the courses and curriculum conducted and recognised by the Central Council of Medicine are supplemented with such modern advances.

Further it is clarified that the right of practitioners of Indian Systems of Medicine to practice Modern Scientific System of Medicine (Allopathic Medicine) are protected under section 17(3)(b) of Indian Medicine Central Council Act, 1970.

Sd/

(X. X. Jain)

Registrar-cum-Secretary
Central Council of Indian Medicine



सत्यमेव जयते

CENTRAL COUNCIL OF INDIAN MEDICINE

(A Statutory Body Under the Ministry of Health & Family Welfare, Govt. of India)

INSTITUTIONAL AREA, JANAKPURI, NEW DELHI - 110058.

No-85/96-Ay.(MM)

Dated : 30/10/96.

NOTIFICATION

As per provision under Section 2(1) of the Indian Medicine Central Council Act. 1970 (48 of 1970) hereby Central Council of Indian Medicine Notifies that "Institutionally qualified practitioners of Indian Systems of Medicine (Ayurved, Siddha & Unani) are eligible to practice Indian Systems of Medicine and Modern Medicine including Surgery, Gynaecology and Obstetrics based on their training and teaching which are included in syllabi of via courses of ISM prescribed by C.C.I.M. after approval of the Govt. of India. The meaning of the word "Modern Medicine" (Advances) means advances made in various branches of Modern Scientific Medicine, Clinical, Non-Clinical, Bio-Sciences also technological innovations made from time to time and notify that the courses and curriculum conducted and recognised by the Central Council of Indian Medicine are supplemented with such modern advances. Further it is clarified that the rights of practitioners of Indian Systems of Medicine to practice modern scientific system of Medicine (Allopathic Medicine) are protected under Section 17 (3) of I.M.C.C. Act. 1970."

(R. K. JAIN)

**REGISTRAR-CUM-SECRETARY
CENTRAL COUNCIL OF INDIAN MEDICINE**

**Notification of C.C.I.M. granting permission to
Qualified Ayurved / Unani Doctors for practice in Allopathy.**

5/2/2013
C.S. V...



No. N-24026/67/2013 PNDD
GOVERNMENT OF INDIA
MINISTRY OF HEALTH AND FAMILY WELFARE
(Department of Family Welfare)

Nirman Bhavan, New Delhi - 11011

The Secretary to the Govt. of Indian State, UT

01.11.2013

Sub:- Clarification notification regarding practice of Gynaecology & obstetric and diagnostic Ultrasonography by ISM Graduates.

Sir,

National Integrity Medical Association has represented that they are institutionally qualified graduates of Indian System of Medicine and they are eligible to carry out various diagnostic procedures and other technological innovations, and practice modern medicines including surgery, Gynecology and Obstetrics, as per the Circular issued from time to time by the Central Council of Indian Medicine.

The matter has been examined by the Government. In view of the notifications / letters issued by CCIM from time to time. It is clarified that institutionalized qualified parishioners of Indian systems of Indian Medicine (Ayurvedi, Siddha & Unani) are eligible to practise Indian Systems of Indian Medicine and Modern Medicine including Surgery, Gynecology and Obstetrics based on their training and teaching which are included in the syllabi of via courses of ISM prescribed by Central Council of Indian Medicine after approval of the Government of India.

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Further, it is clarified that the rights of practitioners of Indian Systems of Medicine to practise Modern Scientific System of Medicine (Allopathic Medicine) are protected under Section 17 (3) (b) of Indian Medicine Central Council Act. 1970.

Further, holders of Ayurvedacharya (BAMS) Kamil - e- tib - o - Jarahat (BUMS) and equivalent qualification included in second schedule to IMCC Act. 1970 are competent to sue Modern Technological Innovation e.g. Radiology, Ultrasonography, E.C.G. etc. in their clinical practice on the basis of then teaching and training as notified already by CCIM notification No. 8-5/06-AY (MM) dated 06.01.2009

However, it is made clear that they will not violate any of the provisions of the pre-Natal Diagnostic Techniques (Prohibition) of Sex Selection Act. 1994 and the Medical Termination of Pregmancy Act. 1971.

Your's faithfully

Sd/
(MADHY BALA)
Director



महाराष्ट्र शासन राजपत्र असाधारण भाग आठ

भाग ६, अंक २३(४)]

गुरुवार, जून २६, २०१४/आषाढ ५, शके १९३६

[पृष्ठे २, किंमत : रुपये २७.००

असाधारण क्रमांक ८०

प्राधिकृत प्रकाशन

महाराष्ट्र विधानमंडळाचे अधिनियम व राज्यपालांनी प्रख्यापित केलेले अध्यादेश व केलेले विनियम आणि विधी व न्याय विभागाकडून आलेली विधेयके (इंग्रजी अनुवाद).

In pursuance of clause (3) of article 348 of the Constitution of India, the following translation in English of the Maharashtra Medical Practitioners (Amendment) Act, 2014 (Mah. Act No. XXVIII of 2014), is hereby published under the authority of the Governor.

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

H. B. PATEL,
Principal Secretary to Government,
Law and Judiciary Department.

MAHARASHTRA ACT No. XXVIII OF 2014.

(First published, after having received the assent of the Governor, in the "Maharashtra Government Gazette", on the 26th June 2014.)

An Act further to amend the Maharashtra Medical Practitioners Act, 1961.

Mah. XXVIII of 1961. WHEREAS it is expedient further to amend the Maharashtra Medical Practitioners Act, 1961, for the purposes hereinafter appearing; it is hereby enacted in the Sixty-fifth Year of the Republic of India as follows:—

1. (1) This Act may be called the Maharashtra Medical Practitioners (Amendment) Act, 2014. Short title and commencement.

(2) It shall come into force on such date as the State Government may, by notification in the Official Gazette, appoint.

Mah. XXVIII of 1961. 2. In section 25 of the Maharashtra Medical Practitioners Act, 1961, after clause (iii), the following clauses shall be added, namely:— Amendment of section 25 of Mah. XXVIII of 1961.

"(iv) the registered practitioners of the Indian Medicine and holding the qualifications mentioned in the PART A, A-1, B or D of the Schedule,

(१)

भाग आठ--८०-१

महाराष्ट्र शासन राजपत्र, भाचं २५, १९९९/चं ४, शके १९२१ [भाग चार-अ

MEDICAL EDUCATION AND DRUGS DEPARTMENT
Mantralaya, Mumbai 400 032, dated the 23rd February 1999

Order

DRUGS AND COSMETICS RULES, 1945.

No. CIM.1099/122/CR 25/99/Act.—In pursuance of the provisions of sub-clause (iii) of clause (ee) of rule 2 of the Drugs and Cosmetics Rules, 1945 and in supersession of the Government order, Urban Development and Public Health Department, No. DRG.1160/69919-B. dated the 5th June 1965, The Government of Maharashtra hereby declares the persons holding the qualifications for the time being mentioned in Parts A, A-1, B, and D of the Schedule appended to the Maharashtra Medical Practitioners Act, 1961 (Maharashtra XXVIII of 1961), and registered in the register mentioned under that Act, although being persons not falling within sub-clause (i) or sub-clause (ii) of clause (ee) of the said rule 2, to be persons practising the modern scientific system of medicine for the purposes of the Drugs and Cosmetics Act, 1940 (23 of 1940).

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

L. G. KUMRE,
Deputy Secretary to Government.

shall have privilege to practice the modern scientific medicine known as allopathic medicine to the extent of the training they received in that system, alongwith the system of Indian Medicine for which they are registered;

(v) the registered practitioners of the Indian Medicine holding 5 the qualifications mentioned in the PART A, A-1, B or D of the Schedule and holding post-graduate qualification which is entered as additional qualification in the register prepared under section 17 shall be eligible to pursue and practice the latest knowledge, skill and technological advances to the extent of the training they received in that system during the post- 10 graduation.”.

shall have privilege to practice the modern scientific medicine known as allopathic medicine to the extent of the training they received in that system, alongwith the system of Indian Medicine for which they are registered;

(v) the registered practitioners of the Indian Medicine holding the qualifications mentioned in the PART A, A-1, B or D of the Schedule and holding post-graduate qualification which is entered as additional qualification in the register prepared under section 17 shall be eligible to pursue and practice the latest knowledge, skill and technological advances to the extent of the training they received in that system during the post-graduation."

**GOVERNMENT OF INDIA
MINISTRY OF AYURVEDA, YOGA & NATUROPATHY,
UNANI, SIDDHA AND HOMOEOPATHY
(AYUSH)**

**LOK SABHA
UNSTARRED QUESTION NO. 231
TO BE ANSWERED ON 3RD FEBRUARY, 2017**

PERMISSION TO CONDUCT SURGERY FOR AYUSH PRACTITIONERS

231. SHRI DEVJI M. PATEL:

Will the Minister of **AYURVEDA, YOGA AND NATUROPATHY, UNANI, SIDDHA AND HOMOEOPATHY (AYUSH)** be pleased to state:

- (a) whether the doctors of Ayurveda are banned to conduct surgery;
- (b) if so, the details thereof;
- (c) whether the Government proposes to allow the doctors of Ayurveda to perform surgery; and
- (d) if so, the details thereof and if not, the reasons therefor?

**ANSWER
THE MINISTER OF STATE (IC) OF THE MINISTRY OF AYURVEDA,
YOGA & NATUROPATHY, UNANI, SIDDHA AND HOMOEOPATHY
(SHRI SHRIPAD YESSO NAIK)**

(a): No.

(b) to (d): The aims & objective of Indian Medicine Central Council (Post Graduate Ayurveda Education) Regulations, 2016 published in the Gazette of India, Extraordinary, Part-III, Section- 4 on 7 November, 2016 are "to provide orientation of specialties and super-specialties of Ayurveda, and to produce experts and specialists who can be competent and efficient teachers, physicians, surgeons, gynaecologists and obstetricians (Stri Roga and Prasuti Tantragya), pharmaceutical experts, researchers and profound scholars in various fields of specialisation of Ayurveda".

The regulation allows post graduate degree in surgical branch in Ayurveda viz-Shalya (Surgery), Shalakyas (Eye, E.N.T. & Dentistry) & Strirog Prasuti Tantra (Gynecology and Obstetrics). P.G. Degree courses [M.S.(Ayurveda)] are of 3 Years duration after B.A.M.S.

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5/2/2013
Dr. C. V. V. V.



No. N-24026/67/2013 PNDD
GOVERNMENT OF INDIA
MINISTRY OF HEALTH AND FAMILY WELFARE
(Department of Family Welfare)

Nirman Bhavan, New Delhi - 11011

The Secretary to the Govt. of Indian State, UT

01.11.2013

Sub:- Clarification notification regarding practice of Gynaecology & obstetric and diagnostic Ultrasonography by ISM Graduates.

Sir,

National integrity Medical Association has represented that they are institutionally qualified graduates of Indian System of Medicine and they are eligible to carry out various diagnostic procedures and other technological innovations, and practice modern medicines including surgery, Gynecology and Obstetrics, as per the Circular issued from time to time by the Central Council of Indian Medicine.

The matter has been examined by the Government. In view of the notifications / letters issued by CCIM from time to time. It is clarified that institutionalized qualified parishioners of Indian systems of Indian Medicine (Ayurvedi, Siddha & Unani) are eligible to practise Indian Systems of Indian Medicine and Modern Medicine including Surgery, Gynecology and Obstetrics based on their training and teaching which are included in the syllabi of via courses of ISM prescribed by Central Council of Indian Medicine after approval of the Government of India.

The meaning of the word "Modern Medicine" (Advances) means advances made in various braches of Modern Scientific Medicine. Clinical, Non-clinical, bio-Sciences also technological innovations made from time to time and notify that the courses and curriculum conducted and recognized by the Central Council of Indian Medicine are supplemented with such Modern Advances.


Further, it is clarified that the rights of practitioners of Indian Systems of Medicine to practise Modern Scientific System of Medicine (Allopathic Medicine) are protected under Section 17 (3) (b) of Indian Medicine Central Council Act. 1970.

Further, holders of Ayurvedacharya (BAMS) Kamil - e- tib - o - Jarahat (BUMS) and equivalent qualification included in second schedule to IMCC Act. 1970 are competent to sue Modern Technological Innovation e.g. Radiology, Ultrasonography, E.C.G. etc. in their clinical practice on the basis of then teaching and training as notified already by CCIM notification No. 8-5/06-AY (MM) dated 06.01.2009

However, it is made clear that they will not violate any of the provisions of the pre-Natal Diagnostic Techniques (Prohibition) of Sex Selection Act. 1994 and the Medical Termination of Pregmancy Act. 1971.

Your's faithfully

Sd/
(MADHY BALA)
Director



**AYURVEDIC AND HOMEOPATHIC MEDICAL
PRACTITIONERS COMPETENT TO
ADMINISTER ALLOPATHIC MEDICINES AND
PERFORM EYE-SURGERIES**

A duly qualified trained and certified practitioner of Indian Medicine, Registered under the A.P. (Andhra Area) Ayurvedic and Homeopathic Medical Practitioners Registration Act 1956, competent to administer Allopathic Medicines and perform eye-surgeries.

K.Nagaraju v. State of A.P. and another; (A.Gopal Reddy, J.); 2006 (2) ALT (Cri.) 320 (A.P.).