

**Administration of
Dadra & Nagar Haveli, UT
Director & Medical Health Services
(Shri Vinoba Bhawe Civil Hospital)**

No. MS/VBCH/CEA/2012/4903

Silvassa.

Date: 23/12/2014

To
Shri Arun Chowdhary,
Under Secretary Government of India,
Ministry of Health and Family Welfare,
(Medical Services Section), Nirman Bhawan,
New Delhi.

Subject: - Furnish of the information to review the progress of implementation of
the Clinical Establishment Act, 2010.

Sir,

This is in reference to your letter No. Z.28013/05/2014-MS dated 4th December 2014 on the above mentioned subject seeking the progress of implementation/latest status of the Clinical Establishment Act, 2010. In this context, I am furnishing herewith required information as per proforma enclosed in Annexure- A as desired by you.

This is for your information and necessary action please.

Yours faithfully,



(Dr. V.K. Das)

Director
Medical & Health Service,
Dadra & Nagar Haveli,
Silvassa.

Encl: As above.

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THE UNIVERSITY OF CHICAGO PRESS

**STATUS OF CLINICAL ESTABLISHMENT ACT, 2010
IN THE U. T. OF DADRA AND NAGAR HAVELI**

Particular	Status
Has the State/ UT council been notified (Yes/ No), If yes, kindly provide date of notification and details of Number of Meetings held	Yes, Notification No.MS/VBCH/CEA/2012/5881, dated 27.11.2013 (Annexure I). 02 meetings held.
Have the Rules Under Section 54 of the CEA, 2010 been Notified (Yes/ No)	Yes, UT of Dadra and Nagar Haveli is being centrally Governed and in absence of Legislative Assembly/ Council all Central Rules made applicable (Annexure II).
Have the District Registration Authority been notified for all the District (Yes/ No)	Yes, UT of Dadra and Nagar Haveli is a Uni District. Notification No. MS/VBCH/CEA/2012/5880, dated 27.11.2013 (Annexure III).
Are the clinical establishment being registered Online (Yes/ No).	No.
Are the clinical establishment being registered Offline (Yes/ No) Kindly provide the number registered.	Yes, Hospital (Allopathic) - 31 Clinic (AYUSH) - 20 Clinic (Allopathic) -20 Clinic (Dental) -02 Clinic (Homeopathy) -18 Laboratory -12 Sonography Clinic -01 Total- 104 Nos.
If the State has received funds for the implementation of CEA, 2010 Kindly provide details of funds approved and utilization as per the budget approved	The UT has been sanctioned 13.7 Lacs in the year 2014-2015 (Annexure-IV).
Number of dissemination and Sensitization meetings and workshops held.	UT of Dadra and Nagar Haveli is creating awareness about implementation of CEA, 2010 regularly in the Workshop/Meeting of all Health Programmes held.
Where the State has its own legislation	No.
Has the State Government made any amendments in the Act or Rule (Yes/ No)	No.
Where there is no legislation for regulating Clinical Establishment. What step have been taken by the state Government to adopt the CEA, 2010 or enact appropriate legislation	There is no Legislation in UT of Dadra and Nagar Haveli. However, UT has implemented Rules and Act as per direction of Central Government.

Nodal Officer: - Dr. V. K. Das, Director, Medical & Health Services.
vkdas511@gmail.com, 9904405701.


निदेशक/Director
Medical & Health Services
चिकित्सा एवं स्वास्थ्य सेवाएँ
Dadra Nagar Haveli
दादरा एवं नगर हवेली
सिलवासा/Silvassa.

Administration of
Dadra & Nagar Haveli, UT
Office of the Medical Superintendent,
(Shri Vinoba Bhawe Civil Hospital)
Silvassa

9341

No. MS/VBCH/CEA/2012/5881

Date: 27/11/2013

NOTIFICATION

In supersession of Notification No.CMO/FW/CLR/2011/1782, dtd.23/8/2011 and in exercise of powers conferred by sub - section (1) of section 8 of The Clinical Establishments (Registration and Regulations) Act, 2010, the Administrator of Union Territory of Dadra & Nagar Haveli, is hereby pleased to constitute **Union Territory Council** for Clinical Establishments, as follows:

- | | |
|---|------------------|
| 1. Secretary (Health) | Chairman |
| 2. Director of Medical & Health Services | Member Secretary |
| 3. Medical Superintendent, VBCH, Silvassa | Member |
| 4. Sr. Medical Officer, Ayurveda | Member |
| 5. Sr. Medical Officer, Homeopathy | Member |
| 6. Sr. Dental Surgeon, VBCH, Silvassa | Member |
| 7. Principal, School of Nursing, D&NH | Member |
| 8. Sr. Pharmacist, DMHS, Silvassa | Member |
| 9. President, IMA, D&NH | Member |
| 10. Secretary, IRCS, D&NH | Member |

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2. As prescribed under Sub Section 5 of Section 8 of the Act, the Union Territory Council shall perform the following functions namely:

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- (a) compiling and updating the State Registers of clinical establishment.
- (b) sending monthly returns for updating the National Register.
- (c) representing the U.T. in the National Council.
- (d) hearing of appeals against the orders of the authority.
- (e) publication on annual basis a report of the state of implementation of standards within their respective U.T.


Deputy Secretary (Health)
Dadra & Nagar Haveli,
Silvassa

To
All concerned.

Copy to:

- 1 The PS to the Hon'ble Administrator, DD&DNH, Silvassa for kind information.
- 2 The PS to the Development Commissioner, DD&DNH, Silvassa for kind information.
- 3 The PS to the Secretary (Health), DD&DNH, Silvassa for information.
- 4 The PA to the Collector, Dadra & Nagar Haveli, for information
- 5 The Deputy Director (OL) for Hindi Translation.
- 6 The Asstt. Director, Planning & Statistics for Publication in Official Gazette of DNH.
- 7 The Director IT, DNH, Silvassa for publishing in official website.
- 8 The Website manager, VBCH, Silvassa for uploading on VBCH website.

10/10/10

The
Dadra & Nagar Haveli
Gazette

Government of India
EXTRAORDINARY

No. MS/VBCH/CEA/2012/5345

Silvassa

Date: 10/10/2014

NOTIFICATION

In exercise of the powers conferred by Section 54 of The Clinical Establishments (Registration and Regulation) Act, 2010 of the Central Government, the Administrator of UT of Dadra & Nagar Haveli is pleased to make the following rules namely:

1 Short title and Commencement:

- (i). These rules may be called the UT of Dadra & Nagar Haveli Clinical Establishments (Registration and Regulation) Rules, 2014.
- (ii). These rules extend to the whole of the UT of Dadra & Nagar Haveli and are applicable to all the Clinical Establishments in the UT of Dadra & Nagar Haveli.
- (iii). These Rules shall come into force on the date of their publication in the Dadra & Nagar Haveli Official Gazette.
- (iv). The Rules shall be applicable to various categories of Clinical Establishments in a phased manner, as may be notified from time to time.

2 Definition:

In this Act, unless the context otherwise requires:-

- (a) 'Act' means the Clinical Establishments (Registration and Regulation) Act 2010.
- (b) 'Rules' means the Clinical Establishments (Registration and Regulation) Rules, 2011.
- (c) "Authority" means the district registering authority set up under section 10;
- (d) "Certificate" means certificate of registration issued under section 30;

नि. वि. स्वा. से. सिलवासा
DMHS Silvassa

आवक सं./Inward No. 6180
दिनांक / Date 21/11/2014

सिलवासा जिल्हा रुग्णालय,
DMHS Silvassa
... 2
दिनांक 17/11/14

(e) "**Clinical Establishment**" means-

(i) a hospital, maternity home, nursing home, dispensary, clinic, sanatorium or an institution by whatever name called that offers services, facilities requiring diagnosis, treatment or care for illness, injury deformity, abnormality or pregnancy in an recognized system of medicine established.

(ii) a place established as an independent entity of part of an establishment referred to in sub- clause (i) in connection with the diagnosis or treatment of diseases where pathological, bacteriological genetic radiological chemical biological investigations or other diagnostic or investigative services with the aid of laboratory or other medical equipment are usually carried on, established and administered or maintained by any person or body of persons, whether incorporated or not,

And shall include a clinical establishment owned, controlled or managed by-

- (1) the Government or a department of the Government;
- (2) a trust, whether public or private;
- (3) a corporation (including a society) registered under a Central, Provincial or UT Act, whether or not owned by the Government;
- (4) a local authority; and
- (5) a single doctor,

But does not include the clinical establishment owned controlled or managed by the Armed Forces constituted under the Army Act, 1950, the Air Force Act 1950 and the Navy Act 1957.

(f) "**Emergency Medical Condition**" means a medical condition manifesting itself by acute symptoms of sufficient severity (including severe pain) of such a nature that the absence of immediate medical attention could reasonably be expected to result in-

- (i) placing the health of the individual or with respect to a pregnant women the health of the woman or her unborn child, in serious jeopardy; or
- (ii) serious impairment to bodily functions ;
- (iii) serious dysfunction of any organ or part of a body.

(g) "**National Council**" means the National Council for clinical establishments established under section 3;

(h) "**Notification**" means a notification published in the Official Gazette;

(i) "**Prescribed**" means prescribed by rules made under this Act by the Central Government or as the case may be , the UT Administration;

(j) "**Recognized**" system of medicine "means Allopathy, Yoga, Naturopathy, Ayurveda, Homoeopathy, Siddha and Unani System of medicines or any other system of medicine as may be recognized by the Central Government;

(k) "**Register**" means the register maintained by the authority, UT Administration and the Central Government under sections 37, 38 and 39 respectively of this Act containing the number of clinical establishment registered;

(l) "**Registration**" means to register under section 11 and the expression registration or registered shall be construed accordingly;

(m) "**Schedule**" means the Schedule appended to this Act;

(n) "**Standards**" means the conditions that the Central Government may prescribe under section 12 for the registration of clinical establishment;

(o) "**UT Administration**", in relation to a Union territory, means the Administrator thereof appointed under article 239 of the Constitution and

(p) "**To stabilize (with its grammatical variations and cognate expressions)**" means with respect to an emergency medical condition specified in clause (d) to provide such medical treatment of the condition as may be necessary to assure, within reasonable medical probability, that no material deterioration of the condition is likely to result from or occur during the transfer of the individual from a clinical establishment.

3 Establishment of State Council for Clinical Establishments:

The UT Administration shall by notification constitute UT Council for Clinical Establishments.

4 Functions of the UT Council:

1. The UT Council shall perform the following functions, namely:—
 - (a) compiling and updating the State Registers of clinical establishment;
 - (b) sending quarterly returns for updating the National Register (including in the digital format);
 - (c) representing the UT in the National Council;
 - (d) hearing of appeals against the orders of the authority;
 - (e) publication on annual basis , of a report on the state of implementation of standards in the UT;
 - (f) monitor the implementation of the provisions of the Act and rules in the State;
 - (g) recommend to the Government, any modifications required in the rules in accordance with changes in technology or social conditions;
 - (h) perform any other function as may be outlined by the National council of Clinical Establishments
 - (i) Any other function as may be prescribed by the Central Government.

5 Disqualification for appointment as member:

A person shall be disqualified for being appointed as a member of the UT Council if he-

- a) Has been convicted and sentenced to imprisonment for an offence which, in the opinion of the UT Administration, involves moral turpitude or
- b) Is an undischarged insolvent; or
- c) Is of unsound mind and stands so declared by a competent court or
- d) Has been removed or dismissed from the service of the Government or corporation owned or controlled by the Government or
- e) Has in the opinion of the UT Administration such financial or other interest in the Council as is likely to affect prejudicially the discharge by him of his functions as a member.

6 Conduct of Business:

Every meeting of the UT Council shall be presided over by the Chairperson.

7 Time & Place for Meetings of the State / Union Territory Council:

The meetings of the UT Council shall ordinarily be held at UT Capital on such dates as may be fixed by the UT Council. The UT Council shall meet every six months.

8 Notice of Meeting:

Notice of every meeting other than a special meeting shall be dispatched by the Member Secretary of District Registering Authority to each member of the Council not less than 15 days before the date of the meeting.

9 Quorum, Call for Meeting, Minutes of Meetings:

- (i) One - third of the total number of members of the UT Council shall form a quorum and all actions of the Council shall be decided by a majority of the members present and voting.
- (ii) The notice and agenda of every such meeting of the UT Council shall ordinarily be given 15 days before the meeting by the Member Secretary of the Council.
- (iii) The proceedings of the meetings of the Council shall be preserved in the form of minutes which shall be authenticated after confirmation by the signature of the Chairperson. The decisions taken therein shall be given effect to.

- (iv) A copy of the minutes of each meeting of the UT Council shall be submitted to the Chairperson within 5-7 days of the meeting and after having been approved by him/her shall be sent to each member of the council within 15 days of the meeting. If no objection to their correctness is received within 10 days of their dispatch, any decision therein shall be given effect to, provided that the Chairperson may, where in his opinion it is necessary or expedient so to do, direct that action be taken on the decision of the meeting.

10 Registration and Filling of Casual Vacancies:

- (i) A member desiring to resign his seat on the UT Council shall send his resignation in writing to the Chairperson and every such resignation shall take effect from the date mentioned by him in this behalf or in case no such date is mentioned, from the date of the receipt of his letter by the Chairperson after confirmation from the member concerned about his resignation.
- (ii) When a casual vacancy occurs by reason of death, resignation or otherwise of a member, a report shall be made forthwith by the Chairperson to the UT Administration which shall take steps to have the vacancies filled by nomination or election, as the case may be.

11 Finance and Account:

The Accounts of the Council shall be audited annually by a Chartered Accountant, who is to be appointed with the prior approval of the Comptroller and Auditor General of India. Any expenditure incurred in connection with such audit shall be payable by the Council.

12 The District Registering Authority - Establishment of District Registering Authority:

The UT Administration shall, by notification under Section 10 of the Act and in accordance with the rules framed by Central Government in this behalf set up an authority to be called the District Registering Authority for each district for registration of clinical establishments.

13 Functions of the District Registering Authority:

- (a). to grant, renew, suspend or cancel registration of any clinical establishments.
- (b). to enforce compliance of the provisions and rules of the Clinical Establishments (Registration and Regulation) Act 2010.
- (c). to investigate complaints of breach of the provisions of this Act or the rules made there under and take immediate action;
- (d). to prepare and submit on quarterly basis report containing details related to number and nature of provisional and permanent registration certificates issued; including those cancelled, suspended or rejected to the UT Council;

- (e). to report to the UT Council on a quarterly basis on action taken against non-registered clinical establishments running operations in violation of the Act;
- (f). perform any other function as may be prescribed by the Central Government and or the UT Administration from time to time;

14 Power of the District Authority:

The District Authority shall, for the purposes of discharging its function under this Act, have the same powers as are vested in a Civil Court under the Code of Civil Procedure, 1908, in respect of the following matters namely:

- a) Summoning and enforcing the attendance of any person and examining him on oath.
- b) Requiring the discovery and production of any document or other electronic records or other material objective producible as evidence.
- c) Receiving evidence on affidavits
- d) Requisitioning of any public record
- e) Issuing commission for the examination of witnesses or documents.
- f) Reviewing its decisions, directions and others
- g) Dismissing an application for default or deciding it exparte.
- h) Any other matter which may be prescribed.

15 Time and Place of and Preparation of Business for Meetings of the District Registering Authority:

The meetings of the District Registering Authority shall be held monthly at a stipulated date and time.

16 Conduct of Business:

Every meeting of the District Registering Authority shall be presided over by the Chairperson.

17 Notice of Meeting:

Notice of every meeting other than a special meeting shall be dispatched by the convener to each member not less than 15 days before the date of the meeting.

- (i) One - third of the total number of members of the District Registering Authority shall form a quorum and all actions of the Authority shall be decided by a majority of the members present and voting.
- (ii) The proceedings of the meetings of the District Registering Authority shall be preserved in the form of minutes which shall be authenticated after confirmation by the signature of the Chairperson. The decisions taken therein shall be given effect to subject to their being consistent with the provisions of the Act.
- (iii) The proceeding of annual meeting of District Registering Authority be submitted to the UT Council.

19 Resignation and filling of casual vacancies:

If a casual-vacancy occurs in the office of any other members, whether by reason of death, resignation or inability to discharge, functions owing to illness or any other incapacity, such vacancy shall be filled by the District Collector by making a fresh appointment and the member so appointed shall hold office for the remaining term of office of the person in whose places/he is so appointed.

20 Registration of Clinical Establishments – Application for Registration:

- (i) The applicant shall apply to the District Registration Authority for provisional registration, either in person, or by post or through web based online facility with the necessary information as per **Annex - 1** Form under Section 14 (1) and 14 (3) of the Act.
- (ii) Once the process for permanent registration is started by the State, the clinical establishments shall apply to the District Registration Authority for permanent registration, in person, or by post or through web based online facility with the necessary information filled and with evidence of having met the requirements of minimum standards and personnel for different categories of Clinical Establishments in a form and format that may be prescribed by the National Council / UT Administration under Section 24 and 25 of the Act.
- (iii) If an establishment is offering services in more than one category as specified under the Clinical Establishments (Registration and Regulation) Rules (Central Government), 2010, the establishment will need to apply for a separate provisional or permanent registration for each category of establishment under Section 14 (I) and Section 30 of the Act. However, if a laboratory or diagnostic center is a part of an establishment providing outpatient / inpatient care, no separate registration will be required.

21 Acknowledgement of Application:

The Registration Authority, or any person in his office authorized in this behalf, shall, acknowledge receipt of the application for permanent registration, in the acknowledgment slip provided as per **Annex – 2** immediately, if delivered at the office of the authority, or not later than the next working day if received by post and by online acknowledgement to be generated automatically by the system.

22 Grant of Registration:

The authority shall not undertake any enquiry prior to the grant of provisional registration and shall within a period of ten days from the date of receipt of such application, grant to the applicant a certificate of provisional registration containing particulars and information as per **Annex – 3** either by post or electronically under Section 15, read with Section 17 of the Act.

23 Certificate of registration:

- (i) The District Registering Authority shall grant the applicant a certificate of permanent registration as per **Annexure – 4** either by post or electronically after satisfying itself that the applicant has complied with all the requirements and criteria, including provision of minimum standards and personnel required to run the clinical establishment under Sections 28 and 30 of the Act
- (ii) In case of permanent registration, under Section 29 of the Act, the authority shall pass an order within 1/2 months –
 - (a) allowing the application for permanent registration; or
 - (b) disallowing the application; Provided that the authority shall record its justifications and reasons, if it disallows an application, for permanent registration.

24 Fees to be charged:

- (i) The various fees charged for provisional and permanent registration, renewal, late application, duplicate certificate, change of ownership, management or name of establishment is prescribed in **Annex – 5** under Section 14 (I) read with Section 19 Section 20 (2), Section 22; Section 24, Section 35 of the Act.
- (ii) Clinical Establishments owned, controlled and managed by the Government (Central, UT or local authority) or Department of Government, shall be exempt from payment of fees for registration.
- (iii) The fees prescribed for various categories of Clinical Establishments may be revised by the UT Council through a notification issued by the UT Administration.
- (iv) The fee shall be paid by cash, demand draft drawn / online transaction in favour of the Registration Authority concerned as specified under Section 14 (I) and Section 30 of the Act.

24 ~~The fees collected by the District Registering Authority concerned for registration of the Clinical Establishments shall be deposited in a nationalized bank account opened by the UT Council in the name of "UT Council Establishment Regulation, Dadra & Nagar Haveli" and shall be utilized by the UT Council for the activities connected with the implementation of the provisions of the Act:~~

- (i) The Accounts shall be maintained as per the Financial Code rules and shall be audited by engaging a qualified Chartered Accountant. The annual Audit reports shall be submitted to the concerned State Council.
- (ii) In the event of any change of ownership or management, the establishment shall intimate to the District Registration in writing within one month of such change along with the fee prescribed in Annex – 5 for issue of a revised certificate of Provisional or Permanent registration, as the case maybe, incorporating the changes and on surrendering the old certificate under Section 20 (2) and Section 30 of the Act.
- (iii) In the event of certificate of registration (Provisional or Permanent) being lost or destroyed, the owner shall apply to the District Registration Authority to issue a duplicate certificate upon payment of the fee prescribed under rule (b) Annex – 5 and the provisional certificate shall be marked "Duplicate" as per Annex - 9 under Section 19 and Section 30 of the Act.

25 Renewal of Registration:

- (i) The Clinical Establishment shall apply for renewal of provisional registration thirty days before the expiry of the validity of the certificate of provisional registration. In case the application for renewal is not submitted within the stipulated period, the authority shall allow for renewal of registration on payment of the renewal amount as prescribed in Annex – 5 and penalty of Rs. 100/- per month till the date of application for renewal under section 22 of the Act.
- (ii) The fee for renewal of registration shall be charged as per the rate notified by the UT Administration from time to time and the period after which a license is to be renewed shall also be prescribed by the UT Administration through an official notification.
- (iii) The period after which the Clinical Establishments shall have to apply for renewal will be prescribed by the UT Administration through a notification.
- (iv) For renewal of permanent registration, the clinical establishment shall apply three (3) months before expiry of the registration period of two (2) years. The renewal will be granted by the Authority within 3 months of receipt of the application failing which it will be deemed to have been renewed. If the clinical establishment does not apply within one month of expiry of registration period, the registration will be deemed to have been suspended.

- (v) Under Section 30 (4) of the Act the clinical establishment shall apply for ~~renewal of permanent registration six months before the expiry of the~~ validity of the certificate of permanent registration. In case the application for renewal is not submitted within the stipulated period, the authority will allow for renewal of registration on payment of the renewal amount as prescribed in Annex – 5 and penalty of Rs. 100/- per day till the date of application for renewal is accepted.

26 Registers to be maintained, furnishing of returns and display of information Registers to be maintained:

- (i) Every District Registration Authority shall within a period of two years from its establishment, compile, publish and maintain in digital format a register of Clinical Establishments registered by it and it shall enter the particulars of the certificate so issued in a register containing particulars as prescribed under Section 37 (1) (2) and Section 38 (1) (2) of the Act.
- (ii) Every District Registration Authority including any other authority set up for the registration of Clinical Establishments under the law for the time being in force shall supply in digital format to the UT Council of Clinical Establishments a copy of every entry made in the District register of clinical establishments for a particular month by the 15th day of the following month in keeping with Section 37 (2) of the Act.

27 Display of Information:

- (i) The District Registering Authority shall, within a period of forty-five days from the grant of provisional registration, mandatorily cause to be published in the public domain through two local dailies and on the website, which the District Registering Authority will launch, the name of the Clinical Establishment, Address, Ownership, Name of Person in Charge, System of Medicine offered, Type and Nature of Services offered and details of the Medical Staff (Doctors, Nurses, etc.) as under Section 16 (2) of the Act – Annex - 7.
- (ii) The UT Council could make changes in the nature of information to be provided in the Public Domain through a notification, except in the case of the mandatory information to be provided under Section 16 (2) of the Act.
- (iii) The District Registering Authority shall, cause to be published in the public domain through two local dailies and on the website, which the District Registering Authority will launch, the name of the Clinical establishments which have been granted permanent registration, Address, Ownership, Name of Person in Charge, System of Medicine offered, Type and Nature of Services offered, details of the Medical Staff (Doctors, Nurses, etc) and the details and information related to having complied with the minimum standards and personnel prescribed for the particular category of clinical establishment as under Section 26 of the Act.
- (iv) The District Registration Authority shall cause to be displayed the above information in public domain for a period of 30 days for filing objections before granting permanent registration.

(v) ~~If any person has any objection to the information published regarding the~~ clinical establishment they shall give in writing the reasons and evidence of objection or non-compliance to the District Registration Authority. The District Registering Authority shall, within a period of 15 days cause to be published in the public domain the name of the Clinical Establishment whose (Provisional or Permanent) registration has expired as under Section 21 and Section 30 of the Act.

28 Information to be provided by Clinical Establishments:

(i) The Clinical Establishments shall maintain medical records of patients treated by it and health information and statistics in respect of national programmes and furnish the same to the District Authorities in form of three monthly reports. The minimum medical records to be maintained and nature of information to be provided by the Clinical Establishments are prescribed as per Section 12(1) (iii) of the Act.

(ii) Copies of all records and statistics shall be kept with the Clinical Establishment concerned for 3 years or in accordance with any other relevant act in force at the time under Section 12 (1) (iii) of the Act. All clinical establishments shall be responsible for submission of information and statistics in the time of emergency or disaster or epidemic situation.

(iii) The government may notify from time to time, the nature of information that needs to be furnished by the Clinical Establishments including other disease notified for this purpose along with the prescribed interval.

(iv) In addition to the specific provisions of the Clinical Establishments (Registration and Regulation) Act 2010. All establishments shall comply and maintain information and statistics in keeping with other applicable Acts and Rules which are in force in the country.

29 Power to Enter:

(i) Entry and search of the Clinical Establishment can be done by the District Registering Authority or an officer or team duly authorized by it or subject to such general or special orders as may be made by the authority, subject to a unanimous decision by all member of the District Registration Authority for conduct of such entry and search.

(ii) Such entry and search of clinical establishments can be conducted if anyone is carrying on a clinical establishment without registration or does not adhere to the prescribed minimum standards or has reasonable cause to believe the Clinical Establishment is being used for purposes other than it is registered or contravenes any of (the provisions or this Act & Rules, shall at all reasonable times enter and inspect any record, register, document, equipment and articles as deemed necessary under the provisions of Section 34 of the Act.

(iii) The inspection team shall normally intimate the establishment in writing ~~about the date of visit. The team shall examine all portions of the premises used or~~ proposed to be used for the clinical establishment and inspect the equipments, furniture and other accessories and enquire into the professional qualifications of the technical staff employed or to be employed and shall make any such other enquires as they consider necessary to verify the statements made in the application for registration and grant of license. All persons connected with the running of the establishment shall be bound to supply full and correct information to the inspection team. Provided further that surprise inspections may also be conducted by the inspection teams from the UT.

(iv) The Officer and / or inspection team so constituted by the Registering Authority shall submit a report as per **Annex – 6** within a week of the inspection to the District Registration Authority with a copy to the UT Council.

30 Penalties & Appeals:

Penalties

- (i) In keeping with the provisions of Section 41 (1) (2) and (3) Section 42 (1) (2) and (3) of the Act, whoever carries on a clinical Establishment without registration or whoever willfully disobeys any direction, or obstructs any person or authority or withholds any such information or provides false information shall be liable for a monetary penalty.
- (ii) Whoever carried on a clinical establishment without registration, shall, on first contravention be liable to a monetary penalty upto fifty thousand rupees, for second contravention, to a monetary penalty which may extend to two lakh rupees and for any subsequent contravention to penalty which may extend to five lakh rupees.
- (iii) Whoever knowingly serves in a Clinical Establishment which is not duly registered under this Act, shall be liable to a monetary penalty which may extend to twenty five thousand rupees.

31 The penalty fees collected by the District Registering Authority concerned shall be deposited in a nationalized bank account opened by the UT Council in the name of “UT Clinical Establishment Regulation, Dadra & Nagar Haveli” and shall be utilized by the UT Council for the activities connected with the Implementation of the provisions of the Act at State level as well as district level:

Appeals

- (i) In keeping with Section 36, 41 (4) (5) (6) and (7) and Section 42 (4) (5) (6) and (7), any person or Clinical Establishment, if aggrieved by the decision of the Authority under Sections 29 and 34 of the Act, may file an appeal **Annex - 8** to the UT Council within thirty (30) days from the date of receipt of such order along with prescribed fees as indicated in **Annex - 5**.

- (ii) After receipt of the appeal, the UT Council shall fix the time and date for ~~hearing and inform the same to the appellant and others concerned by a registered letter giving at least 15 days time for hearing of the case.~~
- (iii) The appellant may represent by himself or authorized person or a Legal practitioner and submit the relevant documentary material if any in support of the appeal.
- (iv) The UT Council shall hear all the concerned, receive the relevant oral/documentary evidence submitted by them, consider the appeal and communicate its decision preferably within (90) days from the date of filing the Appeal
- (v) If the UT Council considers that an interim order is necessary in the matter, it may pass such order, pending final disposal of the appeal. The decision of UT Council shall be final and binding.
- (vi) If no appeal is filed against the decision of the Registering Authority in the prescribed period (i.e.) within (30) days from the date of receipt of the order, the orders of the Authority shall be final.
- (vii) The appeal fees collected by the authorities shall be deposited by the District Registering Authority concerned in a nationalized bank account opened by the UT Council in the name of "UT Clinical Establishment Regulation, Dadra & Nagar Haveli" and shall be utilized by the UT Council for the activities connected with the implementation of the provisions of the Act.

32 Miscellaneous:

Any other matter which is required to be or may be prescribed by the UT Administration from time to time.

Deputy Secretary (Health)
Dadra & Nagar Haveli,
Silvassa

To
All concerned.

Copy to:

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- 2) The PS to the Hon'ble Deve. Commissioner/Secy. (Health), DD&DNH, Silvassa for kind information.
- 3) The PA to the Collector, Dadra & Nagar Haveli, for information
- 4) The Director Medical & Health Services, DNH, Silvassa.
- 5) The Deputy Director (OL), DNH, Silvassa for Hindi Translation.
- ✓ 6) The Asstt. Director, Plng. & Statistics, DNH, Silvassa for Publication in Official Gazette of DNH.
- ✓ 7) The Director IT, DNH, Silvassa for publishing in official website.
- ✓ 8) The Website manager, VBCH, Silvassa for uploading on VBCH website.
- 9) The President, Indian Medical Association, DNH.
- 10) All the private Nursing Homes, Clinics etc. through DMHS.
- 11) Guard file.

ANNEX - 1
[see Rule 20 (i)]

Application Form for Provisional Registration of Clinical Establishment

- 1 Name of the Establishment:/Doctor _____
(in case of Single Practitioner: _____)
- 2 Address: _____
Village/Town: _____ State _____
Pin Code _____ Tele/Mobile No. _____
Website: _____
- 3 Name of the Owner: _____
Address: _____
Village/Town: _____ State _____
Pin Code _____ Tele/Mobile No. _____
Website: _____
- 3a Name of person in charge and Qualification _____

- 4 Ownership:
- a) Public Sector: Central Government
State Government
Local Government
Public Sector Undertaking
Any other (Please specify)
- b) Private Sector Individual Proprietorship
Registered Partnership
Registered Company
Co-operative Society
Trust/charitable
Any other (please specify)
- 5 Systems of Medicine offered: (Please tick whichever is applicable)
- * Allopathy
 - * Ayurveda
 - * Unani
 - * Siddha
 - * Homeopathy
 - * Yoga & Natroopathy

6 Services provided: (Please tick whichever is applicable)

- * Inpatient
- * Outpatient
- * Laboratory/Imaging Centre
- * Any other Please specify

a) Category of clinical Services:

- * General
- * Single Specialty
- * Multi Specialty
- * Super Specialty

7 Type of Establishment: (Please tick whichever is applicable)

- a) Inpatient:
- * Hospital
 - * Nursing Home
 - * Maternity Home
 - * Primary Health Centre
 - * Community Health Centre
 - * Sanatorium
 - * Day Care Centre

b) No. of Beds: _____

- c) Outpatient:
- * Single practitioner
 - * Polyclinic
 - * Sub Centre
 - * Physiotherapy Clinic
 - * Dialysis Centre
 - * Any other please specify

- d) Laboratory
- * Pathology
 - * Haematology
 - * Biochemistry
 - * Microbiology
 - * Genetics
 - * Collection Centre
 - * Any other please specify

e) Imaging Centre (please specify): _____
Special diagnostics: Please specify: _____

I hereby declare that the statements above are correct and true to the best of my knowledge and shall abide by all the rules and declarations under the Clinical Establishment (Registration and Regulation) Act, 2010. I undertake that I shall intimate to the appropriate registering authority any change in the particulars given above.

Date:

Signature of authorized signatory

ACKNOWLEDGEMENT
REGISTRATION OF CLINICAL ESTABLISHMENT

The application in Form _____ for Grant/Renewal of Provisional/Permanent registration of the Clinical Establishment submitted by _____ (name and address of Owner) has been received by the District Registration Authority on _____ (date) and found to be

Complete

Or

Incomplete

This acknowledgement does not confer any rights on the applicant for grant of renewal of registration.

Signature and Designation of Registration Authority or authorized person in the Office of the Appropriate Authority.

Seal

Designation of the Issuing Authority
Place & Date

ANNEX – 3

[see Rule 22]

**PROVISIONAL CERTIFICATE REGISTRATION OF CLINICAL
ESTABLISHMENT**

Provisional Registration No. (Computer generated)

Date of Issue: (Computer Generated)

Valid upto: (Computer Generated)

- 1 Name of the Clinical Establishment: _____
- 2 Address: _____
- 3 Owner of the Clinical Establishment : _____
- 4 Name of Person In charge: _____
- 5 System of Medicine: _____
- 6 Type of Establishment: _____

Is hereby provisionally registered under the provisions of Clinical Establishments (Registration and Regulation) Act 2010 and the Rules made there under.

This authorization is subject to the conditions as specified in the rules in force under the Clinical Establishments (Registration and Regulation) Act 2010 and the Rules made thereunder.

Seal

Designation of the Issuing Authority
Place & Date

District Registration Authority

Address:

Phone Number in case of Grievances

**PERMANENT CERTIFICATE REGISTRATION OF
CLINICAL ESTABLISHMENT**

Permanent Registration No. (Computer generated)
Date of Issue: (Computer Generated)
Valid upto: (Computer Generated)

- 1 Name of the Clinical Establishment: _____
- 2 Address: _____
- 3 Owner of the Clinical Establishment : _____
- 4 Name of Person In charge: _____
- 5 System of Medicine: _____
- 6 Type of Establishment: _____

Is hereby permanently registered under the provisions of Clinical Establishments (Registration and Regulation) Act 2010 and the Rules made there under.

This authorization is subject to the conditions as specified in the rules in force under the Clinical Establishments (Registration and Regulation) Act 2010 and the Rules made thereunder.

Seal

Designation of the Issuing Authority
Place & Date

District Registration Authority
Address:
Phone Number in case of Grievances

ANNEX – 5
[see Rule 24 (iii) & 25 (i)]

FEES TO BE CHARGED

Description	Urban		Rural	
	Provisional	Permanent	Provisional	Permanent
Out Patient Care	500	1000	250	500
In Patient Care	1500	3000	750	1500
Testing & Diagnostic	2500	5000	1250	2500

Other fees:

- * For Renewal fee will be same as registration fee (Provisional/Permanent).
- * For Late Application the amount would be double of the registration fee (Provisional/Permanent)
- * For Duplicate Certificate the amount would be ₹1000/-.
- * For change of ownership, management or name of establishment would be ₹2000/-
- * For any appeal the amount would be ₹1000/-

If a laboratory or diagnostic centre is a part of a establishment providing Outpatient/Inpatient care no separate registration is required. However, fee as applicable above would have to be paid.

ANNEX – 6
[see Rule 29 (iv)]

**SUGGESTED FORMAT FOR SUBMISSION OF INSPECTION
REPORT**

Number of visits made with date : _____

Names and details of members of : _____
the inspection team

Address and contact details of : _____
Clinical establishment visited

Process followed for inspection : _____
(eg. Kindly outline who was met
With, what records were examined etc.)

Salient Observations/findings : _____
Conclusions

Specific Recommendations : _____

1) To the Clinical Establishment _____

2) To the District Registering Authority _____

* In case of lack of consensus amongst members of the inspection team,
the same may be kindly indicated.

Signature (of all members of the inspection team)

Date:

Place:

ANNEX - 7
[see Rule 27 (i)]

**DISPLAY OF REGISTRATION STATUS FOR FILING
OBJECTIONS**

I, _____,
being the authority under the Clinical Establishments Act, 2010 after
considering the applications received during the period from _____ to
_____ under Sec. 24 satisfying the provisions of the Clinical
Establishments Act, 2010 and the Clinical Establishments Rules, 2011 made
their under, hereby publish the list of Clinical Establishments within the
jurisdiction of UT of Dadra & Nagar Haveli:

Sr. No.	Name of Clinical Establishment with address	Ownership/ in Charge	System of medicine	Date on which application was submitted	Category and standards complied with

Objections if any, in writing to the published list may be address in duplicate
to _____
_____ (address of the authority) within 30 days,
from the date of this notification, as required under Sec. 26 of the Act.

Place:
Date:

SEAL

Signature:
Name:

APPLICATION FOR APPEAL

To
The UT Council,
Directorate of Medical & Health Services,
Dadra & Nagar Haveli,
Silvassa

Sir,

I, Dr. _____
of _____ had applied for registration/ is a
valid license holder with registration number _____ under
Clinical Establishment Act, 2010 for my _____
located at _____.

I was communicated by the District Authority as per letter
No. _____ dated _____
that either:

- i) That my application was rejected.
- ii) That my registration is cancelled.
- iii) That I am restrained from carrying on with the running of clinical establishment.
- iv) That I am charged with a penalty for an offence under the Act.
- v) Any other _____

The above decision of the district authority appears to be not valid. I request you to consider my application as per the justifications mentioned below:

- i) _____
- ii) _____
- iii) _____

I am willing to appear before you for a personal hearing, if necessary. I am enclosing herewith a draft of ₹1000/-.

Thanking you,

Place:

Date:

Signature

Name:

DUPLICATE

CERTIFICATE FOR CLINICAL ESTABLISHMENT

Permanent Registration No. (Computer generated)

Date of Issue: (Computer generated)

Valid up to: (Computer generated)

1) Name of the Clinical Establishment : _____

2) Address: _____

3) Owner of the Clinical Establishment: _____

4) Name of Person in Charge: _____

5) System of Medicine: _____

6) Type of Establishment: _____

is hereby permanently registered under the provisions of "Clinical Establishments (Registration and Regulation) Act, 2010 and the Rules made there under.

This authorization is subject to the conditions as specified in the rules in force under the Clinical Establishments (Registration and Regulation) Act, 2010 and the Rules made there under.

Designation of the Issuing Authority: (Computer Generated)

Place and Date: (Computer Generated)

District Registration Authority

Address:

Phone Number in case of Grievances

Administration of
Dadra & Nagar Haveli, UT
Office of the Medical Superintendent,
(Shri Vinoba Bhawe Civil Hospital)
Silvassa

9337

No. MS/VBCH/CEA/2012/5880

Date: 27/11/2013

NOTIFICATION

In supersession of Notification No.CMO/FW/CLR/2011/1919, dtd.6/9/2011 and in exercise of powers conferred by sub section (1) of section 10 of the Clinical Establishments (Registration and Regulations) Act, 2010, read with sub rule (1) of the rules of Clinical Establishments (Central Government) Rules, 2012, the Administrator, Daman & Diu and Dadra & Nagar Haveli, is hereby pleased to setup **District Registering Authority** for registration of Clinical Establishments as follows:

1	District Collector, D&NH	Chairperson
2	Director, Medical & Health Services, D&NH	Convener
3	Superintendent of Police, D&NH	Member
4	Chief Executive Officer, Dist. Panchyat, D&NH	Member
5	President, IMA, D&NH	Member

Director, Medical & Health Services, Dadra & Nagar Haveli shall exercise the power of the authority as per the procedure that may be prescribed for the purpose of provisional Registration under the Act.

[Signature]
Deputy Secretary (Health)
Dadra & Nagar Haveli,
Silvassa

To All concerned.

Copy to:

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- 2 The PS to the Development Commissioner, DD&DNH, Silvassa for kind information.
- 3 The PS to the Secretary (Health), DD&DNH, Silvassa for information.
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The first part of the document discusses the importance of maintaining accurate records of all transactions. It emphasizes that every entry should be supported by a valid receipt or invoice. This ensures transparency and allows for easy verification of the data.

In the second section, the author outlines the various methods used to collect and analyze the data. This includes both manual data entry and the use of specialized software tools. The goal is to ensure that the data is both accurate and easy to interpret.

The third part of the document provides a detailed breakdown of the results. It shows that there is a clear trend in the data, which is consistent with the initial hypothesis. This finding is supported by statistical analysis and is presented in a clear and concise manner.

Finally, the document concludes with a summary of the key findings and a list of recommendations for future research. It suggests that further studies should be conducted to explore the underlying causes of the observed trends and to develop more effective strategies for data collection and analysis.

SUMMARY BUDGET 2014-15: Dadra and Nagar Haveli

S. No.	Budget Head	FY 2014-15 Budget (Rs lakhs)		
		Proposed	Approved	%
1. RCH FLEXI POOL				
A.1	Maternal Health	142.90	113.70	7.8
A.2	Child Health	36.15	23.60	1.6
A.3	Family Planning	31.60	25.24	1.7
A.4	RKSK	14.60	6.23	0.4
A.5	RBSK	74.20	68.85	4.7
A.6	Tribal RCH	4.78	4.78	0.0
A.7	PNDT & Sex Ratio	24.67	9.67	0.7
A.8	HR	676.57	523.10	35.8
A.9	Training	85.36	84.57	5.8
A.10	Programme Management	58.82	49.32	3.4
A.11	Vulnerable groups	0.00	0.00	0.0
	Total Base Flexi Pool	1149.65	909.06	62.3
A1.4	JSY	29.65	19.29	1.3
A3.1	Sterilisation & IUD Compensation, and NSV Camps	19.29	22.40	1.5
	Total RCH Flexi Pool	1198.59	950.76	65.1
2. MISSION FLEXI POOL				
B1	ASHA	120.69	61.58	4.2
B2	Untied Funds/Annual Maintenance Grants /Corpus Grants to HMS/RKS	32.25	24.63	1.7
B3	Roll out of B.sc.	0.00	0.00	0.0
B4	Hospital Strengthening	0.00	0.00	0.0
B5	New Constructions/ Renovation and Setting up	0.00	0.00	0.0
B6	Implementation of Clinical establishment Act	17.00	13.70	0.9
B7	District Action Plans (including block, village)	0.00	0.00	0.0
B8	Panchayati Raj Initiative	3.60	3.60	0.2
B9	Mainstreaming of AYUSH	42.60	19.73	1.4
B10	IEC-BCC NHM	85.86	35.56	2.4
B11	Mobile Medical Units	16.86	16.86	1.2
B12	Referral Transport	0.00	0.00	0.0
B13	PPP/ NGOs	0.00	0.00	0.0
B14	Innovations (if any)	0.00	0.00	0.0
B15	Planning, Implementation and Monitoring	29.66	15.25	1.0
B16	Procurement	212.06	57.14	3.9

B2.4	PHCs	0.75	7	5.25	6.13	only fixed top up as per new norms, is approved .
B2.5	Sub Centres	0.20	50	10.00	5.00	only fixed top up as per new norms, is approved .
B2.6	VHSC	0.10	70	7.00	3.50	50% is approved
B2.7	Others	0.00	1	0.00	0.00	
B3	Rollout of B.Sc (Community Health)			0.00	0.00	
B.4	Hospital Strengthening			0.00	0.00	
B5	New Constructions			0.00	0.00	
B5.1	CHCs			0.00	0.00	
B5.2	PHCs			0.00	0.00	
B5.3	SHCs/Sub Centres			0.00	0.00	
B5.4	Setting up Infrastructure wing for Civil works			0.00	0.00	
B5.5	Govt. Dispensaries/ others	0.00	0	0.00	0.00	
B5.6	Construction of BEmONC and CEmONC centres			0.00	0.00	
B.5.7	Major civil works for operationalization of FRUS	0.00	0	0.00	0.00	
B.5.8	Major civil works for operationalization of 24 hour services at PHCs	0.00	0	0.00	0.00	
B.5.9	Civil Works for Operationalising Infection Management & Environment Plan at health facilities	0.00	0	0.00	0.00	
B.5.10	Infrastructure of Training Institutions --			0.00	0.00	
B.5.11	SDH			0.00	0.00	
B.5.12	DH			0.00	0.00	
B.5.13	Civil work of DEIC (RBSK)			0.00	0.00	
B6	Implementation of Clinical Establishment Act			17.00	13.70	
B6.1	Human Resources	8.40		8.40	13.70	Approved Details Annexed
B6.2	Mobility Support	0.30	12	3.60		
B6.3	Training	3.00	1	3.00		
B6.4	Others	2.00	1	2.00		

9335

Administration of
Dadra & Nagar Haveli, UT
Office of the Medical Superintendent,
(Shri Vinoba Bhave Civil Hospital)
Silvassa

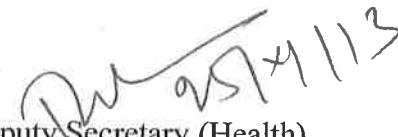
No.MS/VBCH/CEA/2012/5879

Date: 27/11/2013

ORDER

The Administrator of UT of Dadra & Nagar Haveli is hereby pleased to appoint the Nodal Officer with team for the smooth implementation of Clinical Establishment Act, 2010:-

- Director, Medical & Health Services –Nodal Officer
- State Programme Officer, NVBDCP –Member
- State Programme Officer, RNTCP –Member


Deputy Secretary (Health)
Dadra & Nagar Haveli,
Silvassa

To All concerned.

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