

GOVERNMENT OF WEST BENGAL

LAW DEPARTMENT

Legislative

West Bengal Act VI of 1989

THE WEST BENGAL HOMOEOPATHIC SYSTEM OF MEDICINE (AMENDMENT) ACT, 1989.

[Passed by the West Bengal Legislature.]

[Assent of the Governor was first published in the *Calcutta Gazette, Extraordinary*, of the 8th April, 1989.]

[8th April, 1989.]

An Act to amend the West Bengal Homoeopathic System of Medicine Act, 1963.

West Ben.
Act XXXIII
of 1963.

WHEREAS it is expedient to amend the West Bengal Homoeopathic System of Medicine Act, 1963, for the purposes and in the manner hereinafter appearing;

It is hereby enacted in the Fortieth Year of the Republic of India, by the Legislature of West Bengal, as follows:—

1. (1) This Act may be called the West Bengal Homoeopathic System of Medicine (Amendment) Act, 1989.

Short title
and
commence-
ment.

(2) It shall be deemed to have come into force on the 14th day of December, 1988.

2. For sub-section (1) of section 5 of the West Bengal Homoeopathic System of Medicine Act, 1963 (hereinafter referred to as the principal Act), the following sub-section shall be substituted:—

Amendment
of section 5
of West Ben.
Act XXXIII
of 1963.

“(1) The Council shall consist of the following members:—

(a) a President nominated by the State Government:

Provided that on the expiry of the first two terms of office of the President as specified in sub-section (1) of section 13, the State Government shall nominate a President from among three persons recommended by the Council in such manner as may be prescribed;

(b) five members, nominated by the State Government, of whom three shall be registered Homoeopathic practitioners;

(c) one member elected by the members, other than *ex officio* members, of the Senate of the University of Calcutta from amongst themselves;

(d) the Head of the Homoeopathic Research Institute, *ex officio*, when such an Institute is established:

*The West Bengal Homoeopathic System of Medicine
(Amendment) Act, 1989.*

[West Ben. Act VI of 1989.]

(Sections 3-5.)

Provided that until such an Institute is established, any other person may be nominated by the State Government;

- (e) the Principal of a Homoeopathic College, affiliated to the Council, nominated by the State Government;
- (f) one member elected by the members of the West Bengal Legislative Assembly from amongst themselves, if he is not already a member of the Council;
- (g) one member elected by the teachers of Homoeopathic Colleges, affiliated to the Council, from amongst themselves;
- (h) eight members, who are citizens of India, elected by the registered Homoeopathic practitioners from amongst themselves from such constituencies and in such manner as may be prescribed, of whom at least four shall be the practitioners whose names are entered in Part A of Register.”.

Amendment
of section
15A.

3. In sub-section (10) of section 15A of the principal Act, for the words “two years and six months,” the words “three years and six months,” shall be substituted.

Insertion of
new section
36A.

4. After section 36 of the principal Act, the following section shall be inserted:—

“Registration
of registered
Homoeopathic
practitioners
for election to
the Council.

36A. (1) Every registered Homoeopathic practitioner shall, for the purpose of election of members to the Council under clause (h) of sub-section (1) of section 5, register himself as a voter in the manner prescribed.

(2) The Council shall cause to be printed and published a list of all such voters in such manner as may be prescribed.

(3) The list as aforesaid shall be revised from time to time in such manner as may be prescribed.

(4) The list printed and published under sub-section (2) or revised from time to time under sub-section (3) shall be the valid list of voters for the purpose of election of members to the Council under clause (h) of sub-section (1) of section 5.”.

Repeal and
saving.

5. (1) The West Bengal Homoeopathic System of Medicine (Amendment) Ordinance, 1988, is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken under the principal Act as amended by the said Ordinance shall be deemed to have been validly done or taken under the principal Act, as amended by this Act.

West Ben.
Ord. IV of
1988.