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### PART-IIA

#### GOVERNMENT OF MEGHALAYA

#### NOTIFICATIONS

The 28<sup>th</sup> January, 2025.

**No.Health 106/2014/Pt.II/52.** - (In exercise of the powers conferred by the *proviso* to Article 309 of the Constitution of India, the Governor of Meghalaya is pleased to make the following Rules regulating the recruitment and the conditions of Service of persons appointed to the Meghalaya Health Services (Academic) of Meghalaya, namely, -

**1. Short Title and Commencement:-**

- (1) These Rules may be called "The Meghalaya Health Services (Academic) Rules 2025.
- (2) They shall come into force from the date of this notification in the Official Gazette.

**2. Definitions:-** In these Rules unless there is anything repugnant in the subject or context:-

- (a) "Appointing Authority" means
  - (i) the Governor of Meghalaya in respect of the Director, Dean, Medical Superintendent, Chief Administrative Officer, Chief Accounts Officer *cum* Financial Advisor through a Search Committee headed by Chief Secretary.
  - (ii) Governing Council in respect of Teaching faculty and Senior Residents.
- (b) "Commission" means the Meghalaya Public Service Commission.
- (c) "Board" means the Meghalaya Medical Services Recruitment Board (MMSRB).
- (d) "Committee" means the Departmental Promotion Committee constituted under Rule 9.
- (e) "Governing Council" means Governing Council constituted by Shillong Medical College Management Society.
- (f) "Government" means the Government of Meghalaya.
- (g) "Governor" means the Governor of Meghalaya.
- (h) "Cadre" refers to Members of the Meghalaya Health (Academic) Service.

- (i) "Teaching cadre" means a cadre of the Meghalaya Health (Academic) Service in which members of the service possess the qualifications as defined by the National Medical Commission (NMC).
- (j) "State" means the State of Meghalaya.
- (k) "Director" means the Chief Executive Officer of the Shillong Medical College who will be the overall in charge of the administrative and academics.
- (l) "Medical Superintendents" means the person in charge of hospital(s) attached to the Medical College.
- (m) "Dean" means the person in-charge of academics in the Medical College.
- (n) "NMC" means National Medical Commission.
- (o) "MMC" means Meghalaya Medical Council.
- (p) "AICTE" means All India Council for Technical Education.
- (q) "UGC" means University Grants Commission.
- (r) "MBBS" means Bachelor of Medicine, Bachelor of Surgery.
- (s) "Schedule" means the Schedule appended to these Rules.
- (t) "Calendar Year" means the from 1<sup>st</sup> January to 31<sup>st</sup> December of a particular year.
- (u) "Post Graduate Qualification".
  - (i) "Post Graduate Degree" means a post-graduate medical degree obtained after undergoing a course of fulltime three years of study post-undergraduate MBBS course recognized by the Medical Council of India/ National Medical Commission. Also, it means a post-graduate degree in Hospital Administration/ Statistics/ Psychology or any other relevant defined subjects of a medical college obtained after a course of two or more years of study from a University Institute recognized by UGC/AICTE/NMC over and above with/ without MBBS degree, recognized by National Medical Commission.
  - (ii) Post Graduate Diploma means a post-graduate medical diploma obtained after undergoing a course of not less than one, but equal to less than two years of study post MBBS recognized from a university/institute recognized by UGC/AICTE/NMC over and above MBBS degree recognized by National Medical Commission.
  - (iii) DNB means Diplomate of National Board (DNB) is a medical qualification awarded by the National Board of Examinations (NBE).
  - (iv) Super-specialty Degree means a post-doctoral degree *i.e.*, DM (Doctor of Medicine) and M.Ch (Master of Chirurgiae) obtained after completing a course of three years study in clinical disciplines from institutes recognized by MCI/NMC, in addition to having completed a three year post graduate degree in the clinical disciplines.
  - (v) "Qualifications" means Academic and Professional qualification including experience as prescribed for each post in these Rules.
  - (w) "Society" means Shillong Medical College Management Society chaired by Dean & Director of the Medical College with other society members.

- (x) TEQ means Teachers Eligibility Qualifications.
  - (y) DME means Directorate of Medical Education.
- 3. Constitution of the Service:-** There shall be constituted a Service to be known as the Meghalaya Health Services (Academic) Rules 202\_\_\_ consisting of the following persons, namely:-
- a) Persons appointed to different posts in the Service on recommendation of the Commission and Board before the commencement of these Rules (as schedule I).
  - b) Persons serving in connection with the affairs of other State Government or Central Government and who have been brought over on Deputation to and permanently absorbed under Government of Meghalaya before the commencement of these rules.
  - c) Persons appointed to different posts in the Service in accordance with the provisions of these Rules.
- 4. Composition of the Service:-**
- (1) The Service shall consist of the following grades and posts,
- (a) Grade I**
- (i) Director
  - (i) Medical Superintendent
  - (ii) Dean
  - (iii) Professors
  - (iv) Chief Administrative Officer
  - (v) Chief Accounts Officer *cum* Financial Advisor
  - (vi) Associate Professors
  - (vii) Assistant Professors and other equivalent posts (Statistician) of the medical colleges.
- (b) Grade II**
- (i) Senior Residents
  - (ii) Tutor/Demonstrator
  - (iii) Junior residents
  - (iv) Clinical Psychologist
2. Each of the categories of posts in different grades in the respective cadres shall form an independent cadre. Members of the lower grade shall have no claim for appointment to the higher grade only in their respective cadre.
- 5. Cadre -** The Service shall consist of two cadres namely Teaching and Non-Teaching Cadre as specified below:
- (a) Teaching cadre (Academic) Posts are -
    - (i) Professor

- (ii) Associate Professor
- (iii) Assistant Professor
- (iv) Statistician
- (v) Senior resident
- (vi) Tutor/Demonstrator
- (vii) Junior resident
- (viii) Clinical Psychologist Teaching Cadre shall be under the Director of Health Services (Medical Education and Research).

(b) Non-Teaching Cadre (Administrative) Posts are -

- (i) Director
- (ii) Dean
- (iii) Medical Superintendent
- (iv) Chief Administrative Officer (CAO)
- (v) Chief Accounts/Financial Officer *cum* Financial Advisor (CFO)

**6. Status:-** All the posts under the service shall be of Gazetted status.

**7. Strength of Service:-**

- (a) The strength and composition of the Service shall be as may be determined by the Governing Council from time to time as per NMC guidelines.
- (b) At the commencement of these Rules, the strength of the Service and posts shall be as shown in Schedule I of these Rules.

**8. Method of Recruitment:-** (1) Recruitment to the posts in the service shall be made by the following:-

- (i) Direct Recruitment
  - (ii) Promotion
  - (iii) Deputation/Transfer
- (2) Appointment to the service by promotion shall be made on a seniority-*cum*- merit basis and no persons shall have the right to claim promotion based on seniority alone.
- (3) Director, Dean and Medical Superintendent will be recruited by a Search Committee headed by Chief Secretary and comprising of the following:-
- |   |   |                  |
|---|---|------------------|
| i) Chief Secretary  | - | Chairperson      |
| ii) Principal Secretary Health & Family Welfare             | - | Member           |
| iii) Commissioner & Secretary Health & Family Welfare       | - | Member Secretary |
| iv) Secretary Personnel & AR                                | - | Member           |
| v) Director NEIGRIHMS                                       | - | Member           |
| vi) Vice-Chancellor, from Captain William Sangma University | - | Member           |

- (4) The Search Committee shall make its recommendations for the post of Director based on requisite qualifications as per NMC norms, experience, reputation, credibility and credentials. The appointment for Director will be for a maximum period of 7 years. In case of deputation from Central Government or other State Governments, the duration of deputation will be governed by the existing rules of Department of Personnel & Training, Government of India.
- (5) The Search Committee shall make its recommendations for the post of Dean and Medical Superintendent based on requisite qualifications as per NMC norms, experience, reputation, credibility, and credentials.
- (6) The Chief Administrative Officer (CAO), Chief Accounts/Financial Officer (CFO) *cum* Financial Advisor posts are to be filled through transfer/deputation method from the officers working in other concerned or equivalent administrative posts under Meghalaya Civil Services/Meghalaya Finance Services accordingly for a maximum period not exceeding duration of 3 years.
- (7) In the case of Professors, Associate Professors, and Assistant Professors, the entry grade will be Assistant Professors. Board will be the recruitment agency. Recruitment may be done as follows:
  - (i) Lateral entry from Meghalaya Services (both Public Health services and Specialist health services) if the candidate possesses requisite qualifications as per NMC norms. The existing members of the Meghalaya services on the date of commencement of these rules shall be eligible for appointment as Assistant Professors provided; they meet the minimum qualification as per NMC norms. Such an appointment will be considered as appointment through lateral entry as specified in the schedule II of this Rules. They continue with the same level of pay scale and grade pay. Their seniority and pay protection will be ensured.
  - (ii) Direct recruitment for post of Assistant Professors or any other post left unfilled through lateral entry is made through walk-in interview for candidates possessing requisite qualification as per NMC norms. The recruitment process will be conducted by the Board.
- (8) The method of recruitment for appointing a Clinical Psychologist and Statistician shall also follow the steps as outlined under sub-rule (8) clause (i) and (ii) of Rule 8, Board being the recruiting agency.
- (9) The age limit and other conditions of appointment in the larger interests of the Institute shall be subject to the terms and conditions of the NMC, and as per Minimum Qualification for teachers in Medical Institutions Regulations, TEQ 2022 and subsequent amendments thereof subject to the orders of the State Government of Meghalaya issued from time to time.
- 10) Under no circumstances, for any posts the minimum qualification prescribed shall be relaxed.
- 11) While making recruitment and promotion to any posts, the rules of reservation for persons belonging to the Scheduled Castes or Scheduled Tribes as made from time to time by the State Government shall be followed.
- 12) No person who does not possess the medical qualification specified at Schedule II shall be appointed to the posts of Director, Dean, Medical Superintendent and Professor Head of the Department.
- 13) Director, Dean, Medical Superintendent, Head of the Department, Professors, Associate Professors, Assistant Professors, Senior Residents, Junior Residents, Tutors, Clinical

Psychologist, Statistician shall be appointed as per the minimum qualification/experience prescribed in the NMC TEQ minimum mandatory requirements and as revised from time to time.

- 14) Appointment in case of in-charge arrangement: An appointment on in charge basis shall be as per the minimum eligibility criteria prescribed for that post for a maximum period of six months only/ under exceptional circumstances the further extension can be considered by the competent authority.
- 15) The Appointing Authority may, where necessary, prescribe any special qualification for any particular posts in the interests of the institute strictly following the NMC guidelines. No appointment to a post shall be made unless the post is created in accordance with NMC guidelines.
- 16) It is mandatory to get registered with the State Medical Council for an appointment with the State Medical College as a faculty.
- 17) Future Maintenance -The vacancies in any of the post or grade shall be filled as provided under Rule 6 of these Rules and in compliance with NMC Guidelines. (Schedule II).

#### **9. Departmental Promotion Committee**

- 1) For the purpose of appointment by promotion under Rule 7 to posts carrying pay level 15 and above there shall be Departmental promotion Committee consisting of following members:-
  - I. Chief Secretary - Chairman
  - II. Principal Secretary/Secretary (Health & Family of the Department) - Member-Secretary
  - III. Principal Secretary/Secretary/Additional Secretary, Personnel & AR Department - Member
  - IV. Principal Secretary/Commissioner & Secretary/Secretary Finance Department - Member
  - V. The Commissioner & Secretary, Health & Family Welfare Department - Member
  - VI. The Director of Medical Education - Member
  - VII. The Director Shillong Medical College (Member Secretary) - Member
  - VIII. Member Secretary (Admin) MMSRB - Member
  - IX. Representative from Personnel Department not below the rank of Joint Secretary - Member
  - X. CAO of the Institute - Member

The committee may invite any other person to attend its meetings when considered necessary.

- (a) Initially for the proposed Shillong Medical College: Meghalaya specialists who are appointed as a lateral entry from the specialists cadre into the teaching faculty cadre as Assistant professors are given first preference for promotions into their subsequent higher post like Associate professor or from Associate Professor into Professor post or any higher posts as soon as they meet the eligible teaching experience, research publications, trainings if any other requirements as described as per NMC norms.

- (b) Subsequently later for any medical college in the state, the same rule shall follow or, subject to the provisions of the recruitment rules of the medical college, provide for the promotion to a post, such a post shall be filled by promotion based on seniority *cum* merit from the qualified members of the staff. The appointing authority shall consider the names of the members of the staff recommended for promotion by a Committee.
- (c) Subject to possessing such qualification and experience as prescribed hereinafter, a member shall be eligible for promotion against vacancies in the corresponding higher post in the manner hereinafter provided after recommendation from the Departmental Promotional Committee.
- (d) Subject to the provisions of the recruitment rules of the Institute, promotion to a post, shall be filled by promotion based on seniority *cum* merit from among the qualified members of the staff. The Appointing Authority shall consider the names of members of the staff recommended for promotion by Departmental Promotion Committee.
- (e) **Deputation for higher studies in Super specialties in DM/MCh:** If any of the permanent employees of the institute with MD/MS qualification are selected for Super speciality studies in any subject after qualifying in NEET exam, such employee may be sent on deputation by appointing authority for higher studies, provided the institutional head certifies that the speciality chosen by the employee is required for the discharge of his/her duties in that particular Institute, with the following conditions. However, the permanent employees are not eligible for second deputation.
- (i) Probationary period must have been declared.
  - (ii) Completed a minimum of 3 years of service.
  - (iii) Only Assistant Professors and above cadre posts are eligible for deputation to Super speciality DM./MCh. higher studies.
  - (iv) Must have Qualified in NEET exam of that particular year,
  - (v) Period spent during PG Super speciality studies will not be considered as teaching experience for the purpose of promotion to higher post or time bond advancement in the broad specialty from where the candidate was deputed for super speciality studies.
  - (vi) Upon completion of super speciality studies, if the Government desires, he/she may be deputed or transferred to any super specialty department of Govt. autonomous teaching institution.
  - (vii) The experience gained during such deputation or transfer will be considered as valid experience for the purpose of promotion to higher posts in super specialty Department.
  - (viii) The deputation of candidates for postgraduate higher studies is subject to 5% of the sanctioned cadre the notification issued by the government from time to time.
  - (ix) The Fees payable by the institute shall be equivalent of the fees fixed for government seat in Government College. Anything over and above shall be borne by the candidate himself.
  - (x) The Institute shall take an undertaking/bond (as annexure) from such candidate before issuing the NOC for higher studies.
  - (xi) Deputation for higher studies shall be given only once in his entire service.

(xii) If the candidate fails to complete &/or successfully pass the super specialty examination after the completion of the term, in the next three years, all salary & other remunerations received for that period shall be recovered from him/her.

(xiii) The deputation of Candidates for super specialty higher studies is subject to the notification issued by the Government from time to time.

#### **10. Procedure for preparing the Select List:-**

The *inter-seniority* of the members of the Service in any cadre appointed before the commencement of these Rules, shall be in the order in which their names appeared in the merit lists prepared by the Board or Commission in case of those recruitment done before formation of Board.

1. Any person appointed as teaching faculty under medical college or DME is bound to the seniority from the date of appointment and his eligibility for promotion depends on his/her duration of teaching experience from the date of his appointment into medical college. However, those appointed from the Meghalaya Health Services either from public health or Specialty cadre into medical college would continue to follow with their seniority as they had before the commencement of these rules. A common gradation list will be maintained.
2. The Director of the Shillong Medical College shall prepare and maintain a gradation list in respect of each of the categories of employees and publish the same on the 1st of January every year.
3. The seniority of the employees in each category shall be determined by order of merit in which they were selected for appointment to the cadre in question. It shall be subject wise in respect of teaching cadres.
4. Where two persons are appointed on the same date, the seniority between them shall be determined as follows, namely: -
  - i) A member who is appointed with lateral entry shall be considered senior to the other member who is appointed by any other method of recruitment,
  - ii) A member appointed by promotion shall be senior to a member appointed by direct recruitment,
  - iii) In case of members appointed by promotion, seniority shall be determined according to the seniority of such members in the cadres from which they were promoted,
  - iv) In case of members appointed by promotion from different cadres, then the member who is on a higher scale of pay shall be senior to those in lower scales. In case of any dispute regarding the seniority, the decision of the appellate authority in respect of concerned cadre shall be final.

#### **11. Consultation with the Board:-**

1. The appointing authority shall forward the list prepared under Rule 10 to the Board along with Character Rules, Service Records, and other relevant documents in respect of each person in the list together with the list together with his comments if any.
2. The Board shall consider the list and documents referred to in the sub-rule (1) of Rule 10 and such other documents as it may have called for and unless it considers that any change is necessary approve the list.

3. If the Board considers it necessary to make any change in the list received from the Appointing Authority, it shall inform him of the change(s) proposed and after taking into account the comments, if any, of the Appointing Authority, approve the said list finally with or without modifications as may in its opinion to be just and proper.
4. The list as approved by the Board either under sub rule (2) or sub-rule (3) shall form the Select List for the proposed of appointment under sub-rule (3), (5), (6), (7), (8) of Rule 8.

**12. Leave, Pension, etc. and other conditions of Service—**

Except as provided under these Rules, all matters generally relating to pay and allowances, leave, pension discipline and other conditions of service shall be regulated by the general rules or orders made by the State Government from time to time and applicable to other Government Servants of corresponding status.

**13. Retirement:-**

1. The retirement age for all the permanent employees of institute shall be 63 years. The provisions relations to retirement including compulsory retirement, voluntary retirement, retirement on superannuation and retirement on invalid grounds shall apply to the regular employees of the Shillong Medical College.
2. Post retirement maximum age for the appointment in a medical college as a teaching faculty can happen upto the age of 70 years.

**14. Private practice prohibited: -**

- a) Persons appointed to the academic/administrative posts of the Institute shall not be allowed to undertake private practice of any kind whatsoever including any consultation and laboratory practice.
- b) Members of the Academic/ Administrative Posts except Chief Administrative Officer and Chief Accounts/ Financial Officer cum Chief Financial Advisor who are registered with any of the Statutory Councils under rule 8 sub-rules (8) of this Recruitment rule shall be entitled to a non-practicing allowance at a rate prescribed by the Government of Meghalaya.

**15. Duties and Disqualification for appointment to the service:-**

**(A) Duties for appointment to the service-** Every employee shall perform his/ her duties to the best of his/ her ability and carry out the duties assigned to him/her by the Dean/Director or any other concerned authority. The medical personnel working in the medical college shall strictly follow professional ethics, maintain dignity and decorum in the medical college and render devoted services to the patients besides their teaching responsibilities. The provisions of the Meghalaya Conduct service rules, 2019 shall also apply to the employees of the Medical College.

**(B) Disqualification for appointment to the service-**

- (1) No person shall be appointed who, after medical examination as the Government may prescribed, is not found to be in good mental or bodily health and free from any physical defect or infirmity which may render him unfit in the discharge of his duties.
- (2) No person shall be appointed to the service who had been convicted for any offence involving moral turpitude.

- (3) No person who has more than one spouse living shall be eligible for appointment to any post in the service.

Provided that the Governor may, if he is satisfied that there are special grounds for doing so, exempt any person from the operation of this sub- rule.

- (4) No person who attempts to enlist support for his candidature either directly or indirectly by any recommendation, either written or oral or by any other means, shall be appointed to the service.

**16. Appointment of the service:**

- (1) Appointment to any post in the service under Rule 7 shall be made by the appointing Authority and in respect of Gazette post shall also be published in the Meghalaya Gazette.
- (2) Person appointed by direct recruitment shall join within 15 days from the date of receipt of the order of appointment, failing which, and unless the Appointing Authority extend the period of joining, which shall not in any case exceed 3 (three months), the appointment shall be cancelled.
- (3) Appointment under Rule 8 under sub-rules (1) to (8) shall be made in the order in which the names of candidates appear in the select list approved by the Governing Council of Shillong Medical College Society.

**17. Probation:**

1. Every person appointed to the service under sub-rule (3), (7), (8) of Rule 8 shall be on probation for a period of 2 (two years) except for those who have been appointed by one time later entry explained as in Rule 8 and sub-rule (6), (7) (i).

Provided that the period of probation may for good and sufficient reasons be extended by the Appointing Authority in any individual case by a period not exceeding 2 (two) years: provide further, that where a person appointed to the post in the service could not be placed under probation for want of permanent vacancy, any period which he has rendered in a temporary capacity, may having regard to his performance be counted towards the period of probation.

**18. Discharge or Reversion-**

1. Where the Appointing Authority finds that the performance of duty by any member of the Service, appointed by promotion, is unsatisfactory or where he is found unfit to hold the post at any time during the period of probation, such member shall be liable to be reverted to his next lower post or grade.
2. A member of the Service appointed by direct recruitment shall be liable to be discharge if:
- i. He fails to give sufficient use of the opportunities given during the training or otherwise fails to give satisfactory performance during the period of probation: or
  - ii. He fails to pass the departmental examination unless the Appointing Authority permits him to sit for re-examination in the subject or subjects in which he failed: or
  - iii. On any information received relating to his nationality, age, health, character, and antecedents the Appointing Authority is satisfied that the probationer is in eligible or otherwise unfit for being a member of the service.

**19. Seniority:**

1. The *inter-seniority* of the teaching faculty in the Medical College appointed before the commencement of these Rules, shall be in order in which their names appeared in the respective lists prepared and approved by the Shillong Medical College Society.
2. The *inter-seniority* of the members of the Service appointed to different cadres after the commencement of these Rules shall be in order in which their names appear in the seniority list prepared as per sub rule (4) of Rule 10.
3. If confirmation of any service is delayed on account of his failure to qualify for such confirmation, he shall lose his seniority *vis-a-vis* such of his juniors in his cadre as may be confirmed earlier than him.

**20. Confirmation**

1. Confirmation of a member of the service appointed by promotion shall be made according to his/her seniority in the respective cadre subject to the following conditions:-
  - a) That he/she has served not less than 1 (one) year in the post in which he/she is to be confirmed.
  - b) that his/her performance is satisfactory (to be judged based on Annual Confidential Reports and other relevant records).
  - c) that there is no departmental proceeding/Vigilance inquiry against him/her and.
  - d) Subject to availability of vacancy and that no officer holds a lien on it.
2. Confirmation of a probationer shall be made according to his/her seniority in that cadre subject to the following conditions -
  - a) that he/she has completed the period of probation to the satisfaction of the Appointing Authority
  - b) that he has passed the Departmental Examination completely and has successfully undergone the training courses as may be prescribed by the Appointing Authority from time to time.
  - c) that he is considered otherwise fit for confirmation by the Appointing Authority.
  - d) Subject to availability of vacancy

Provided that where a person is not given opportunity to undergo the prescribed training during the period of probation, his/her confirmation shall not be held up for reasons of not successfully undergoing the said training but such person shall when called upon by the appointing authority and opportunity given, successfully undergo the said training; failing which he shall be liable to removal from Service unless the appointing authority allow his/her other chance; Provided further that, the Appointing Authority, may, for good and sufficient reasons, exempt a member of the Service from passing anyone or more of the prescribed training and confirm him in the respective cadre of the Service.

**21. Gradation List & Other Conditions of Services:**

There shall be prepared and published annually an up-to-date Gradation List as on 1<sup>st</sup> January consisting of the names of all names of all members of the service, cadre wise and drawn up in order of

seniority and other particulars relating to the date of birth and appointment to the service and such other details relevant to the service career, shall be also indicated against each name.

1. Except as provided in this rule, all matters related to pay an allowance, increments, leaves pension discipline and other conditions of service shall be governed by the general rules and orders made by the government from time to time.
2. Condition of service of all members of staff of institute in respect of matters not expressly provided for in these Rules, shall, mutatis mutandis and subject to any special orders issued by the Medical College Management Society, be the same as prescribed for staffs of the Government of Meghalaya.

**22. Increment -**

1. The first increment admissible to a member of the service shall accrue on completion of six months either on 1st January or 1st July of the year from the date of joining but subsequent increment shall be allowed only on his completion of the period of probation successfully.
2. Such persons referred to in the sub-rule (1) of Rule 22 shall be allowed to draw increments becoming due within the period of 2 (two) years from the date of commencement of these rules, but further increments shall be allowed only on their passing the Departmental examination completely and on successful completion of the training courses prescribed.
3. The pay of the faculty appointed in the medical college on his completion of the period of probation or on passing the Departmental Examination and/or training prescribed shall be fixed at such a stage if he has been allowed his usual annual increments due but he shall not be entitled to any arrear in pay on account of withholding due increments for the period prior to the date of his completion of the period of probation or passing the Departmental examination and / or the prescribed training.
4. The increment admissible to a member of service promoted from one post to another shall be on the expiry of such year as admissible under the rules.
5. Faculty members in medical colleges in the state will be entitled to their promotion in a time-bound manner whether there is a vacancy in that higher position or not, after fulfilling prerequisite criteria with training and research publications as notified from time to time.

**23. Power of the Governor to dispense with or relax any rule:**

The Governor, if he is satisfied that operation of any of the provisions of these rules causes undue hardship in any particular case or cases, or result in any particular post or posts being left unfilled for want of persons possessing the qualifications as specified by these rules, for promotion to such post(s) may dispense with or relax the requirement of any of these rules, to such extent and subject to such conditions as he may consider necessary, for dealing with the case in a just and equitable manner or for meeting the exigencies in public interest.

Provided that the case of any person shall not be dealt with in any manner less favorable to him/her than that provided under these rules.

**24. Interpretation:**

If any question arises relating to the interpretation of these rules, the decision of the Government with the approval of the Shillong Medical College Management Society with further approval from the Personnel and AR Department shall be final.

**25. Repeal and saving: -**

All Rules, orders, or notifications corresponding to and in force immediately before the commencement of these rules are hereby repealed:

Provided that all orders made, or action taken under the Rules, order or notification so repealed or any action taken in pursuant thereto shall be deemed to have been validly made or taken under the corresponding provisions of these Rules.

**SAMPATH KUMAR,**

Principal Secretary to the Govt. of Meghalaya,  
Health & Family Welfare Department.

**SCHEDULE - I**

(Rule 6 and Sub Rule B)

<b>Sl. No.</b>	<b>Name of Post</b>
1.	Director
2.	Dean
3.	Medical Superintendent
4.	Professor
5.	Chief Administrative Officer
6.	Chief Accounts Officer <i>cum</i> Financial Advisor
7.	Associate Professor
8.	Assistant Professor
9.	Statistician
10.	Senior Resident
11.	Tutor/Demonstrator
12.	Junior Resident
13.	Clinical Psychologist

**SCHEDULE-II**  
**Strength of faculty for 100 intake of MBBS seats for Government Medical College, Meghalaya as per NMC TEQ Guidelines 2022**  
**Rule 6 and Subrule B**

Sl No.	Name of Post and Department	Method of recruitment With percentage of vacancies to be filled up in any recruitment year by direct recruitment or promotion	Direct Recruitment			Promotion		REMARKS
			Education Qualification etc. required for direct recruitment	Lower age limit	Upper Age limit	Person eligible for consideration to posts mentioned in Column 2	Qualification, experiences etc	
1.	2.	3	4	5	6	7	8	9
1	<b>Director</b>	Direct recruitment through Search Committee headed by Chief Secretary	<p>i. Should possess the recognized Postgraduate Medical qualification and other academic qualification from a recognized institution.</p> <p>ii. Must have a minimum of ten years teaching experience as Professor/Associate Professor/ in a Medical College/Institution, out of which at least five years should be as Professor in a department. (Preference for these appointments may be given to the Heads of the Departments) and others as per NMC norms from time to time.</p>	40 years	63 years	NA	NA	

2.	<p><b>Dean</b></p> <p>Initial 10 years by the Direct recruitment through Search Committee headed by Chief Secretary &amp; later through 100 % promotion</p>	<p>i. Should possess the recognized Postgraduate Medical qualification and other academic qualification from a recognized institution.</p> <p>ii. Must have a minimum of ten years' teaching experience as Professor/Associate Professor/Reader in a Medical College/Institution, out of which at least five years should be as Professor in a department. (Preference for these appointments may be given to the Heads of the Departments) and others as per NMC norms from time to time.</p>	40 years	63 years	Yes	<p>After 10 years, 100 % by promotion Should possess the recognized Postgraduate Medical qualification and other academic qualification from a recognized institution.</p> <p>Must have a minimum of ten years teaching experience as Professor/Associate Professor/Reader in a Medical College/Institution, out of which at least five years should be as Professor in a department. (Preference for these appointments may be given to the Heads of the Departments) and others as per NMC norms from time to time.</p>
3.	<p><b>Medical Superintendent</b></p> <p>Initial 10 years by the Direct recruitment through Search Committee headed by Chief Secretary &amp; later through 100 % promotion</p>	<p>Should possess a recognized postgraduate medical degree from a recognized Institution with a minimum of ten years teaching experience as Professor /Associate Professor in the relevant departments of the Hospital, out of which at least five years should be as Professor. And others as</p>	40 years	63 years	yes	<p>After 10 years, 100 % by promotion and he/ she should possess a recognized postgraduate medical degree from a recognized Institution with a minimum of ten years teaching experience as Professor /Associate Professor</p>



<p>Pharmacology, Pathology, Microbiology, Forensic Medicine, Community Medicine, General Medicine, Pediatrics, General Surgery, Orthopedics, Obstetrics &amp; Gynecology, Anesthesiology, Otolaryngorhinol ogy, Ophthalmology, Radiology</p>	<p>later through 100 % promotion</p>	<p>Medical Anatomy, Physiology, Biochemistry can be con- sidered. Associate Professor in the subject for three years in a permitted/ recog- nized medical college/ institu- tion. And others as specified by NMC guidelines 2022 and revisions made from time to time.</p>	<p>30 years</p>	<p>63 years</p>	<p>with three years of teaching experience in a permitted/ recognized Medical college/ institution.  And others as speci- fied by NMC guide- lines 2022 and revi- sions made from time to time.</p>
<p><b>7.</b> <b>Associate Professors in the Department of -</b> Anatomy, Physiology, Biochemistry, Pharmacology, Pathology, Microbiology, Forensic Medicine, Community Medicine, General Medicine,</p>	<p>Initial 4 years Through 100 % Direct recruitment by walk in interview, &amp; later through promotion.</p>	<p>MD/MS/DNB in the concerned subject.  For Anatomy, Physiology, Biochemistry- M.Sc. (Medical Anatomy) with Ph.D. in Medical Anatomy, Physiology, Biochemistry can be considered. As Assistant Professor in the subject for four years in a permitted /recognized medical</p>	<p>30 years</p>	<p>63 years</p>	<p>After 4 years 100% through promotion from Assistant Professor in the subject concerned with four years of teaching experience in a permitted /recognized medical college/ institution.  And others as specified by NMC guidelines 2022 and others as per revisions made from</p>

					time to time	
Pediatrics, General Surgery, Orthopedics, Obstetrics & Gynecology, Anesthesiology, Dermatology, Otolaryngology, Ophthalmology, Psychiatry, Radiology, Dentistry, Psychiatry	college/ institution. And others as specified by NMC guidelines 2022 and others as per revisions made from time to time.					
<b>8.</b> <b>Assistant Professor in the Department of-</b> Anatomy, Physiology, Biochemistry, Pharmacology, Pathology, Microbiology, Forensic Medicine, Community Medicine, General Medicine, Pediatrics, General Surgery, Orthopedics, Obstetrics & Gynecology, Anesthesiology, Dermatology, Otolaryngorhinol	MD/MS/DNB in the concerned subject For Anatomy, Physiology, Biochemistry- M.Sc. (Medical Anatomy) with Ph.D. in Medical Anatomy, Physiology, Biochemistry can be considered. 1. One year as Senior Resident in the concerned subject from a recognized/ permitted medical college after acquiring MD/MS Degree Or 2. A non-teaching Consultant or Specialist, possessing postgraduate medical degree, working for at	100 % Direct recruitment through 1. Lateral entry from Meghalaya Services 2. If unfilled, then through walk in interview mode	26 years	63 years	NA	NA







The 25<sup>th</sup> March, 2025.

**No.RDG.47/2019/Pt/131. – Whereas,** the State Disaster Response Fund (SDRF) and National Disaster Response Fund (NDRF) are funds that have been established under the legal framework of Section 46 and 48 (1)(a) of the Disaster Management Act, 2005 to provide assistance in the wake of natural calamities as an immediate help to overcome the stress caused to the affected people because of the occurrence of natural calamity.

**Whereas,** timely and accurate reporting of disaster incidents is essential for assessing damages, coordinating response efforts, and ensuring that relief assistance is disbursed without delay. However, reliance on manual reporting and paper-based processes has led to inefficiencies, causing delays in relief distribution.

**Now, therefore,** to address these challenges and ensure real-time tracking of disaster incidents, transparent fund disbursement, and streamlined administrative approvals, the Government of Meghalaya has decided to implement the Disaster and Relief Monitoring System (DRMS) as the mandatory platform for disaster reporting and relief processing and hereby notifies the Disaster and Relief Monitoring System (DRMS) at <https://relief.megrevenuegm.gov.in> as the official system to process the entire relief assistance in the State.

The DRMS will serve as the exclusive platform for reporting disaster incidents and processing relief assistance under the State Disaster Response Fund (SDRF) and National Disaster Response Fund (NDRF) with the following provisions;

- 1. Implementation:-** The DRMS facilitates an automated workflow enabling seamless coordination between Block Development Officers (BDOs), District Administration/all line departments and the Revenue & Disaster Management Department for efficient decision-making.
- 2. Coverage:-** The system is applicable across all districts and blocks in Meghalaya and is designed to cover all types of natural disasters that impact individuals, households and public infrastructure. The system ensures that all calamities- including floods, landslides, cyclones, earthquake or any other disaster are accurately reported.
- 3. Proposal Processing Workflow:-** The Block Development Office/concerned line Department will collect the entire information on casualty and damage caused by natural calamity and will enter the data correctly into the portal. This includes submission of first information report and all necessary documents etc; for sanction of assistance from State Disaster Response Fund. While submitting the proposal, it should ensure that the prescribed items and norms of SDRF are followed.

Thereafter, proper verification/scrutiny is to be made by the concerned office before forwarding the proposal to the District Administration.

The District Administration upon receiving of such proposals must verify that all entries are accurate and that all necessary documents are uploaded before forwarding the same to the Administrative Department for approval. This will prevent proposals from being returned for error and omissions.

- 4. Fund Disbursement:-** A key feature of DRMS is its integration with the Public Financial Management System (PFMS), ensuring transparent and efficient fund. The integration of DRMS with the Public Financial System (PFMS) guarantees secure, transparent and accountable financial transaction and reducing the risk of misallocation of funds.
- 5. Monitoring and Evaluation:-** The Revenue and Disaster Management Department will conduct regular review to ensure proper implementation and compliance. The system will generate reports and analytics for decision-making and policy formulation. Additionally, training and workshops will be conducted for officials handling the portal at District and Block levels.

This implementation shall come into effect from 1<sup>st</sup> April, 2025.

**S. GOYAL,**

Commissioner & Secretary to the Government of Meghalaya,  
Revenue & Disaster Management Department.

The 2<sup>nd</sup> April, 2025.

**No.SW(S)154/2024/Pt.II/57.** - In exercise of the powers conferred by the prohibition of Employment as Manual Scavengers and their Rehabilitation Act, 2013, (No. 25 of 2013), *read* with the Guidelines of the Government of India for Safaimitra Surkasha Challenge, the Government of Meghalaya hereby nominates Deputy Commissioners/District Magistrates of all the Districts in Meghalaya as the Responsible Sanitation Authority (RSA).

The roles, responsibilities and functions of the Responsible Sanitation Authority (RSA) are as follows:

1. Establish Emergency Response Sanitation Unit (ERSU) in the District to meet sanitation emergency requests.
2. Prepare Guidelines on the Emergency Response Sanitation Unit (ERSU) functions and requirements.
3. Ensure that employees who maintain and manage sewers and septic tanks are adequately trained. Funds of the State Government or Local Bodies shall be utilized for this purpose.
4. Ensure that in cases where human entry becomes necessary in Sewer or Septic Tank, the RSA assumes full authority and responsibility at the entry site until the task is deemed complete.
5. Set up a common help line for emergency services.
6. Ensure that Sanitation Response Units (SRUs) have adequate machinery and trained Sewer Entry Professionals (SEPs).
7. Procurement of adequate full sets of Protective equipment and maintain them at optimal efficiency at all times. Whenever, the Sewer Entry Professional (SEP) or Septic Tanks Workers team is tasked to carry out the job, they may be issued and should be allowed to do the job under supervision of trained officer.
8. Take necessary action under the Prevention of Employment as Manual Scavenging and their Rehabilitation Act, 2013 (PEMSRA) for the act of entry of any individual other than member of a trained Sewer Entry Professional (SEP) or Septic Tanks Workers team specifically deputed from ERUSU into sewers or septic tanks without permission of ERUSU and such individuals and the entity, person allowing such entry directly or indirectly will be held criminally liable under the Act, as such Act shall be deemed Contravention of the PEMSRA, 2013.
9. Notify charges/fees for services provided by ERUSU from time to time, which shall be binding on the smaller cluster towns dependent on the ERUSU.
10. Prescribed conditions and eligibility of Private Sanitation Service Organizations (PSSO), procedure for empanelment, guidelines and protocols to be followed by PSSOs in carrying out assignment, equipment and safety gears to be kept, training of Private Sewer Entry Professionals (PSEP) and procedure for de empanelment, etc.
11. To conduct meeting with the line departments and public to discuss and address the grievances, if any.
12. The RSA is the primary body responsible for implementing and monitoring the NAMASTE scheme at the district level.
13. Identification and Profiling of Sanitation workers: The RSA is to nominate the Nodal officers at the Block Level for profiling of the Sanitation Workers in NAMASTE scheme.

14. Grievance Redressal: The RSA provides a platform for sanitation workers to raise grievances and address their concerns. They work to resolve issues related to wages, working conditions and access to benefits.
15. Reporting and Monitoring:
  - i. The RSA regularly monitors the implementation of the NAMASTE scheme in their district and submits reports to the state and national levels.
  - ii. They track progress on key indicators, such as the number of workers profiled, the availability of PPE, and the reduction in manual scavenging incidents.

**D. P. WAHLANG,**  
Chief Secretary,  
Government of Meghalaya.

The 2<sup>nd</sup> April, 2025.

**No.HPL.171/94/Pt-VII/107.** - In continuation to notification No.HPL.171/94/128, dated 15<sup>th</sup> April, 2008, and in exercise of powers conferred under Section 20 of the Bharatiya Nagarik Suraksha Sanhita 2023, the Governor of Meghalaya is pleased to convey approval to the setting up of the Directorate of Prosecution in the State of Meghalaya under the Administrative Control of Home (Police) Department.

This notification is deemed to have come into force with effect from the issue of letter No.HPL/94/Pt.II/Vol.II/594, dated 15<sup>th</sup> October, 2024.

**C. V. D. DIENGDOH,**  
Commissioner & Secretary to the Govt. of Meghalaya,  
Home (Police) Department.

The 28<sup>th</sup> March, 2025.

**Reference:- This Department's Notification No.AGRI(E)57/2021/230-J, dated 30<sup>th</sup> October, 2024.**

**No.AGRI(E)98/2002/130.** – In continuation to this Department's Notification under reference, I am directed to inform you that the terms and conditions of deputation of Smti. Vereena Jean Lyngdoh, Senior Scientist and Head KVK, West Khasi Hills are as follows:-

**Terms & Conditions**

- 1. Period of Deputation** For an initial period of 1 (one) year with effect from **5<sup>th</sup> November, 2024** with deputation allowance/without deputation allowance.
- 2. Pay** During the period of deputation, the Officer will be entitled to draw her own grade Pay and Allowances as admissible under State Govt. Rules plus Deputation (duty) Allowance as laid down in the O.M.No.FEG-74/92/365, dated 17<sup>th</sup> August, 2010 and Corrigendum No.FEG.74/72/367, dated 3<sup>rd</sup> September, 2010.
- 3. Dearness Allowances etc.** The Officer will be entitled to the Dearness Allowances under the rules of her parent Government or under the rules of Foreign Employer/borrowing Government according to her option to retain her scale of pay under the Parent Government or he draws pay in the scale of pay attached to the post under the Foreign Employer/borrowing Government.
- 4. Joining time T.A/D.A.** The Officer will be entitled to joining time and T.A/D.A. both on joining the post of deputation and on reversion there from to the parent Department Government under the rules of the Foreign Employer. The expenditure for the purpose will be borne by the Foreign Employer. T.A/D.A. for journeys performed on tour in connection with the work of the foreign employer will be paid by and under the rules of the foreign employer (in case of deputation to other State Government including Government of India joining time pay and T.A. will be regulated as per provision laid down in Appendix 3-B of Account Code Vol.I).
- 5. Leave Salary of Pension Contribution** The Foreign Employer will be liable to pay the leave salary and pension contribution according to the rate in force from time to time. Regarding payment of leave salary, the procedure laid down in O.M. No.FEG.74/72/114, dated 04.11.75 shall apply. (In case of deputation to other Governments; including Government of India, General Principles as laid down in Account Code Vol-I shall apply.).
- 6. Leave Salary during Disability Leave** The Foreign Employer/borrowing Department will be liable to pay the leave salary in respect of any disability incurred in and through service under the Foreign Employer even if such disability manifests itself after the termination of the service under the Foreign Employer.
- 7. Pension or Contribution Provident Fund** The Officer will not be allowed to join any Pension or Contributory Provident Fund Scheme.
- 8. Medical Facilities** The Foreign Employer/borrowing Department will provide the medical facilities not inferior to those which the Officer would have been enjoyed in his parent Government but for her deputation.

- 9. Grant of Gratuity or Pension for injury or Death** The Foreign Employer will be responsible for payment of any gratuity or pension that may be admissible under the rules if any injury is sustained or death occurs during the services under the Foreign Employer.
- 10. Compensatory Allowances** The whole expenditure in respect of any compensatory allowances for the period of leave during, and/or at the end of the services under the Foreign Employer/borrowing Government before she joins her parent Government will be borne by the Foreign Employer/borrowing Government.
- 11. Local Allowance** The Officer will be entitled to the Local (City) Allowance, House Rent Allowance and other local allowances according to the rules of the Foreign Employer/borrowing Government.
- 12. Bonus** The Officer will be entitled to the Bonus if any, at the rate as declared and allowed by the Foreign Employer to its employees if she opts the scale of pay of the deputation post.
- 13. Leave Rules** The Officer will remain subject to Leave Rules applicable to the Service of which she is a member.
- 14. Travelling Concession** The Officer will be entitled to Leave Travel Concession from the Foreign Employer/borrowing Government on the scale she is entitled to under the Parent Government and the cost of such concession will be borne by the foreign Employer/borrowing Government.
- 15. Residential Accommodation** The Officer will be entitled to the residential accommodation according to the Rules of her parent Government (or the Rules of the Foreign Employer/borrowing Government according to her option to draw her own grade pay or the scale of pay of the deputation post) and the expenditure should be borne by the foreign employer/borrowing Government.
- 16. Moveable & Immoveable Properties** The Officer will regularly furnish returns of Movable and Immoveable Properties owned by her to her Parent Government.
- 17. Commencement & Termination** The date of Commencement of the Service on deputation will be the date of Deputation Services of the Officer handed over charge of the post in her Parent Department/Office and the date of termination will be the date she takes over charge of the post in her Parent Department Office as provided under the Meghalaya FRs & SRs, 1984.

**S. R. MARAK,**

Joint Secretary to the Govt. of Meghalaya,  
Department of Agriculture & Farmers' Welfare.

The 8<sup>th</sup> April, 2025.

**No.FOR.14/2017/731.** - In exercise of powers conferred under Section 17 (1) of the Meghalaya Forest Regulation Act, 1973 (Assam Forest Regulation VII of 1981 as adapted by the Government of Meghalaya, the Governor of Meghalaya is pleased to declare the land described below which is essentially for Compensatory Afforestation provided by the User Agency *viz* M/S Green Valliey Industries Limited in lieu of forest land diverted under the Van (Sanrakshan Evam Samvardhan) Adhinyam, 1980 with approval of the Central Government *vide* letter No.3-MG C 027/2018-SH1/4021-22, dated 30<sup>th</sup> March, 2021, shown in the Schedule and map annexed herein as Phase-I extension of Nongumiang Reserve Forest with effect from the date of publication of this Notification in the Official gazette of Meghalaya.

#### SCHEDULE

District	-	West Khasi Hills
Mauza No.	-	Nongstoin Syiemship
Name of the Proposed Reserved Forest	-	Nongumiang Block I Reserved Forest
Area	-	6.55 Ha.

**Area of land measuring 6.55 Hectares situated at Nongumiang Village being part of land acquired vide Government Declarations:-**

1. No.RDS. 97/2017/Pt. 1/106, dated 30<sup>th</sup> October, 2019.
2. No.NDR/TL-3/2019/8, dated 6<sup>th</sup> November, 2019.

#### BOUNDARIES

North	-	Land of Shri Sailen Nongrum
East	-	Land of Shri Sailen Nongrum
South	-	Land of M/s Green Valley Industries Limited
West	-	Land of Shri Sailen Nongrum

#### **DESCRIPTION OF BOUNDARIES**

**NORTH:-** Starting from Station 1 at a co-ordinate N 25°26'35.37" E 91°07'37.78" the boundary line runs Northeastwards with a fore bearing of 61° and for a distance of 68.72 m to station 2 at co-ordinates N 25°26'36.48" E 91°07'39.91". Thence from station 2 Northeastwards with a fore bearing of 82° and for a distance of 49.66 m to station 3 at co-ordinates N 25°26'36.74" E 91°07'41.66".

**EAST:-** From Station 3 at co-ordinates N 25°26'36.74" E 91°07'41.66" runs Southwestward with a fore bearing of 191° and for a distance of 53.03 m to station 4 at co-ordinates N 25°26'35.04" E 91°07'41.33". Thence from station 4 runs Southeastward with a fore bearing of 156° and for a distance of 62.88 m to station 5 at N 25°26'33.22" E 91°07'42.36". Thence from station 5 runs Southeastward with a bearing of 126° and for a distance of 77.72 m to station 6 at N 25°26'31.85" E 91°07'44.70". Thence from station 6 runs Northeastward with a fore bearing 82° and for a distance of 51.41 m to station 7 at N 25°26'32.12" E 91°07'46.51". Thence from station 7 runs Southeastward with a fore bearing of 157° and for a distance of 30.05 m to station 8 at N 25°26'31.24" E 91°07'47.00". Thence from station 8 runs Southeastward

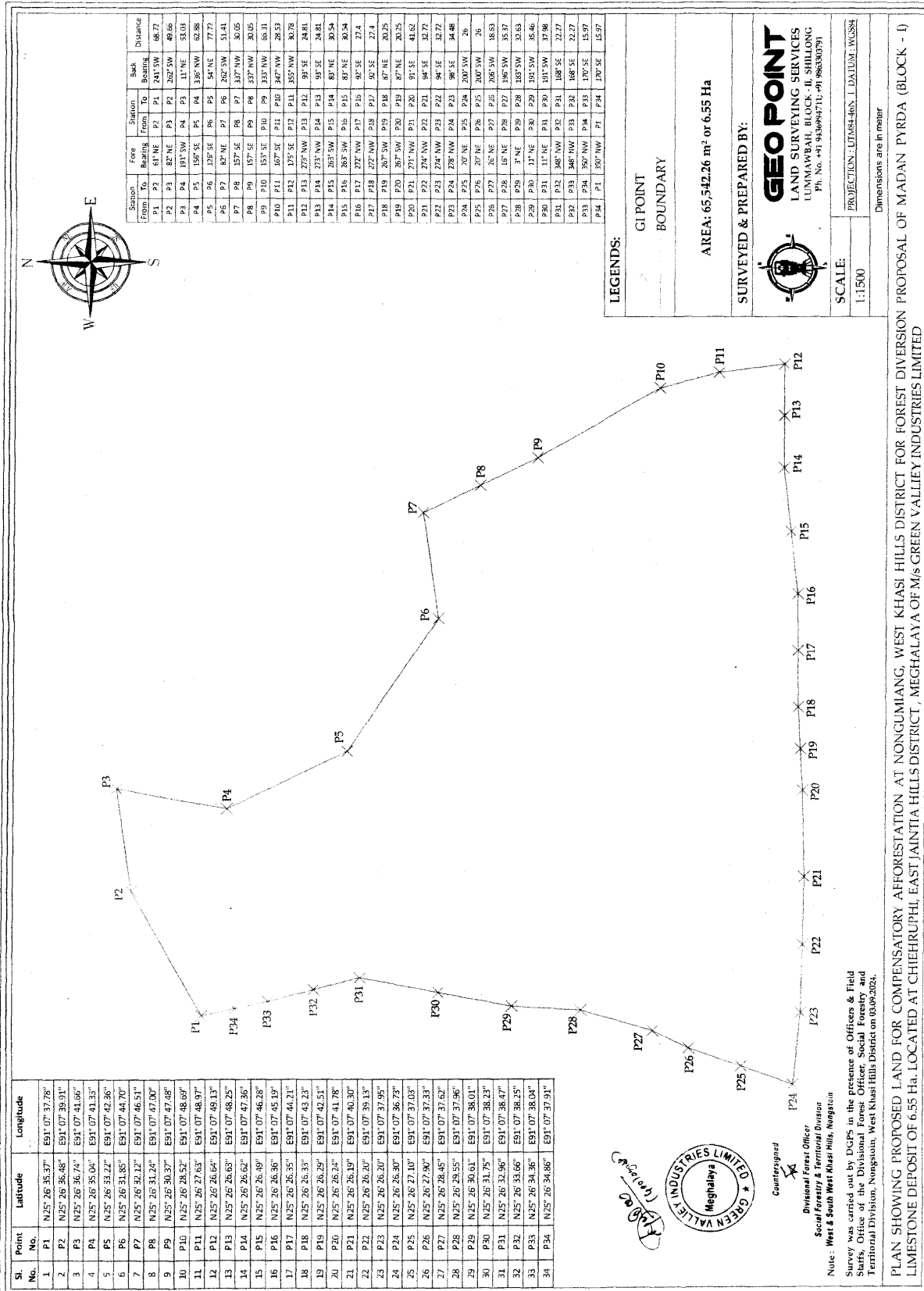
with a fore bearing of 157° for a distance of 30.05 m to station 9 at N 25°26'30.37" E 91°07'47.48". Thence from station 9 runs Southeastward with a fore bearing of 153° and for a distance of 66.31 m to station 10 at N 25°26'28.52" E 91°07'48.69". Thence from station 10 runs Southeastward with a fore bearing of 167° and for a distance of 28.53 m to station 11 at N 25°26'27.63" E 91°07'48.97". Thence from station 11 runs Southeastwards with a fore bearing of 175° and for a distance of 30.78 m to station 12 at N 25°26'26.64" E 91°07'49.13".

**SOUTH:-** From station 12 at N 25°26'26.64" E 91°07'49.13" runs Northwestward with a fore bearing of 273°NW and for a distance of 24.81 m to station 13 at N 25°26'26.63" E 91°07'48.25". Thence from station 13 runs Northwestwards with a fore bearing of 273° NW and for a distance of 24.81 m to station 14 at N 25°26'26.62" E 91°07'47.36". Thence from station 14 runs Southwestwards with a fore bearing of 263°NW and for a distance of 30.54 m to station 15 at N 25°26'26.49" E 91°07'46.28". Thence from station 15 runs Southwestwards with a fore bearing of 263° and for a distance of 30.54 m to station 16 at N 25°26'26.36" E 91°07'45.19". Thence from station 16 runs Northwestwards with a fore bearing of 272° and for a distance of 27.4 m to station 17 at N 25°26'26.35" E 91°07'44.21". Thence from station 17 runs Northwestwards with a fore bearing of 272° and for a distance of 27.4 m to station 18 at N 25°26'26.33" E 91°07'43.23". Thence from station 18 runs Southwestwards with a fore bearing of 267° and for a distance of 20.25 m to station 19 at N 25°26'26.29" E 91°07'42.51". Thence from station 19 runs Southwestwards with fore bearing 267°SW and for a distance of 20.25 m to station 20 at N 25°26'26.24" E 91°07'41.78". Thence from station 20 runs Northwestwards with fore bearing 271°NW and for a distance of 41.62 m to station 21 at N 25°26'26.19" E 91°07'40.30". Thence from station 21 runs Northwestwards with fore bearing 274°NW and for a distance of 32.72 m to station 22 at N 25°26'26.20" E 91°07'39.13". Thence from station 22 runs Northwestwards with fore bearing 274°NW for a distance of 32.72 m to station 23 at N 25°26'26.20" E 91°07'37.95". Thence from station 23 runs Northwestwards with fore bearing 278°NW for a distance of 34.48 m to station 24 at N 25°26'26.30" E 91°07'36.73".

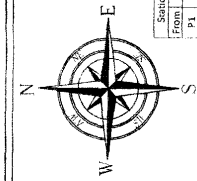
**WEST:-** From station 24 at N 25°26'26.30" E 91°07'36.73". runs Northeastwards with fore bearing 20°NE and for a distance of 26 m to station 25 at N 25°26'27.10" E 91°07'37.03". Thence from station 25 at runs Northeastwards with fore bearing 20°NE and for a distance of 26 m to station 26 at N 25°26'27.90" E 91°07'37.33". Thence from station 26 runs Northeastwards with fore bearing 26°NE and for a distance of 18.63 m to station 27 at N 25°26'28.45" E 91°07'37.62". Thence from station 27 runs Northeastwards with fore bearing 16°NE and for a distance of 35.37m to station 28 at N 25°26'29.55" E 91°07'37.96". Thence from station 28 runs Northeastwards with fore bearing 3°NE and for a distance 32.63 m to station 29 at N 25°26'30.61" E 91°07'38.01". Thence from station 29 runs Northeastwards with fore bearing 11°NE for a distance of 35.46 m to station 30 at N 25°26'31.75" E 91°07'38.23". Thence from station 30 runs Northeastwards with fore bearing 11°NE for a distance of 37.98 m to station 31 at N 25°26'32.96" E 91°07'38.47". Thence from station 31 runs Northwestwards with fore bearing 348°NW and for a distance of 22.27 m to station 32 at N 25°26'33.66" E 91°07'38.25". Thence from station 32 runs Northwestwards with fore bearing 348°NW and for a distance of 22.27 m to station 33 at N 25°26'34.36" E 91°07'38.04". Thence from station 33 runs Northwestwards with fore bearing 350°NW and for a distance of 15.97 m to station 34 at N 25°26'34.86" E 91°07'37.91". Thence from station 34 runs Northwestwards with fore bearing 350°NW and for a distance of 15.97 m to station 1 at N 25°26'35.37" E 91°07'37.78".

**P. BAKSHI,**

Commissioner & Secretary to the Govt. of Meghalaya,  
Forest & Environment Department.



Station From	Station To	Bearing	Distance
P1	P2	81°NE	241.5W
P2	P3	82°NE	262.5W
P3	P4	191°SW	11°NE
P4	P5	156°SE	138°SW
P5	P6	139°SE	54°NE
P6	P7	82°NE	202°SW
P7	P8	157°SE	337°NW
P8	P9	157°SE	337°NW
P9	P10	157°SE	337°NW
P10	P11	167°SE	211.60
P11	P12	175°SE	217.41
P12	P13	225°NW	214.95
P13	P14	225°NW	214.95
P14	P15	285°SW	95°SE
P15	P16	285°SW	95°SE
P16	P17	227°NW	97°SE
P17	P18	227°NW	97°SE
P18	P19	267°SW	87°NE
P19	P20	267°SW	87°NE
P20	P21	271°NW	91°SE
P21	P22	274°NW	94°SE
P22	P23	274°NW	94°SE
P23	P24	278°NW	98°SE
P24	P25	307°NE	254.20
P25	P26	307°NE	254.20
P26	P27	32°NE	271.20
P27	P28	18°NE	271.20
P28	P29	9°NE	271.20
P29	P30	17°NE	271.20
P30	P31	17°NE	271.20
P31	P32	248°NW	188°SE
P32	P33	248°NW	188°SE
P33	P34	350°NW	170°SE
P34	P1	350°NW	170°SE



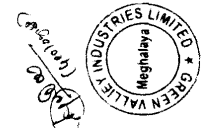
**LEGENDS:**  
 GI POINT  
 BOUNDARY

AREA: 65,542.26 m<sup>2</sup> or 6.55 Ha

**SURVEYED & PREPARED BY:**  
  
**GEO POINT**  
 LAND SURVEYING SERVICES  
 LUNMAWBAH, BLOCK - II, SHILLONG  
 Ph. No. +91 943699711-91 968300791

SCALE: 1:1500  
 PROJECTION: UTM48N UTM ZONE 48N  
 Dimensions are in meter

Sl. No.	Point No.	Latitude	Longitude
1	P1	N25° 26' 35.37"	E91° 07' 37.78"
2	P2	N25° 26' 36.48"	E91° 07' 39.91"
3	P3	N25° 26' 36.74"	E91° 07' 41.66"
4	P4	N25° 26' 35.04"	E91° 07' 41.33"
5	P5	N25° 26' 33.22"	E91° 07' 42.36"
6	P6	N25° 26' 31.85"	E91° 07' 44.70"
7	P7	N25° 26' 32.12"	E91° 07' 46.51"
8	P8	N25° 26' 31.24"	E91° 07' 47.00"
9	P9	N25° 26' 30.37"	E91° 07' 47.48"
10	P10	N25° 26' 28.52"	E91° 07' 48.69"
11	P11	N25° 26' 27.63"	E91° 07' 48.97"
12	P12	N25° 26' 26.64"	E91° 07' 49.13"
13	P13	N25° 26' 26.65"	E91° 07' 48.25"
14	P14	N25° 26' 26.62"	E91° 07' 47.36"
15	P15	N25° 26' 26.49"	E91° 07' 46.28"
16	P16	N25° 26' 26.36"	E91° 07' 45.19"
17	P17	N25° 26' 26.35"	E91° 07' 44.21"
18	P18	N25° 26' 26.35"	E91° 07' 43.23"
19	P19	N25° 26' 26.29"	E91° 07' 42.51"
20	P20	N25° 26' 26.24"	E91° 07' 41.78"
21	P21	N25° 26' 26.19"	E91° 07' 40.30"
22	P22	N25° 26' 26.20"	E91° 07' 39.13"
23	P23	N25° 26' 26.20"	E91° 07' 37.95"
24	P24	N25° 26' 26.20"	E91° 07' 36.73"
25	P25	N25° 26' 27.10"	E91° 07' 37.03"
26	P26	N25° 26' 27.90"	E91° 07' 37.33"
27	P27	N25° 26' 28.05"	E91° 07' 37.62"
28	P28	N25° 26' 29.55"	E91° 07' 37.96"
29	P29	N25° 26' 30.61"	E91° 07' 38.01"
30	P30	N25° 26' 31.75"	E91° 07' 38.23"
31	P31	N25° 26' 32.96"	E91° 07' 38.47"
32	P32	N25° 26' 33.66"	E91° 07' 38.25"
33	P33	N25° 26' 34.36"	E91° 07' 38.04"
34	P34	N25° 26' 34.86"	E91° 07' 37.91"



Note: Survey was carried out by DGPS in the presence of Officers & Field Staffs, Office of the Divisional Forest Officer, Social Forestry and Territorial Division, Nongstoin, West Khasi Hills District on 03.09.2024.

PLAN SHOWING PROPOSED LAND FOR COMPENSATORY AFFORESTATION AT NONGMIANG, WEST KHASI HILLS DISTRICT FOR FOREST DIVERSION PROPOSAL OF MADAN PYRDA (BLOCK - I) LIMESTONE DEPOSIT OF 6.55 Ha. LOCATED AT CHIEHRUPHI, EAST JAINTHIA HILLS DISTRICT, MEGHALAYA OF M/s GREEN VALLEY INDUSTRIES LIMITED

The 8<sup>th</sup> April, 2025.

**CORRIGENDUM**

**No.FOR.17/2013/Pt-II/337.** - Please read "**Gokol Community Reserve**" instead of **Gokol Community Reserve Forest** appearing in this Department's Notification No.FOR.17/2013/Pt-II/264, dated 7<sup>th</sup> February, 2025.

**R. NAINAMALAI,**  
Secretary to the Govt. of Meghalaya,  
Forest & Environment Department.

The 8<sup>th</sup> April, 2025.

**CORRIGENDUM**

**No.FOR.17/2013/Pt-II/338.** - Please read "**Bonggare Olbaknang Community Reserve**" instead of **Bonggare Olbaknang Community Reserve Forest** appearing in this Department's Notification No.FOR.17/2013/Pt-II/265, dated 7<sup>th</sup> February, 2025.

**R. NAINAMALAI,**  
Secretary to the Govt. of Meghalaya,  
Forest & Environment Department.

The 8<sup>th</sup> April, 2025.

**CORRIGENDUM**

**No.FOR.17/2013/Pt-II/339.** - Please read "**Bakenang Nalsa Community Reserve**" instead of **Bakenang Nalsa Community Reserve Forest** appearing in this Department's Notification No.FOR.17/2013/Pt-II/259, dated 7<sup>th</sup> February, 2025.

**R. NAINAMALAI,**  
Secretary to the Govt. of Meghalaya,  
Forest & Environment Department.

The 8<sup>th</sup> April, 2025.

**CORRIGENDUM**

**No.FOR.17/2013/Pt-II/340.** - Please read "**Watregittim Wage Gitchak Community Reserve**" instead of **Watregittim Wage Gitchak Community Reserve Forest** appearing in this Department's Notification No.FOR.17/2013/Pt-II/282, dated 7<sup>th</sup> February, 2025.

**R. NAINAMALAI,**  
Secretary to the Govt. of Meghalaya,  
Forest & Environment Department.

The 8<sup>th</sup> April, 2025.

**CORRIGENDUM**

**No.FOR.17/2013/Pt-II/341.** - Please read "**Ladu Laha Community Reserve**" instead of **Ladu Laha Community Reserve Forest** appearing in this Department's Notification No.FOR.17/2013/Pt-II/255 dated 7<sup>th</sup> February, 2025.

**R. NAINAMALAI,**  
Secretary to the Govt. of Meghalaya,  
Forest & Environment Department.

The 8<sup>th</sup> April, 2025.

**CORRIGENDUM**

**No.FOR.17/2013/Pt-II/342.** - Please read "**Soba Jambal Mahari Community Reserve**" instead of **Soba Jambal Mahari Community Reserve Forest** appearing in this Department's Notification No.FOR. 17/2013/Pt-II/275, dated 7<sup>th</sup> February, 2025.

**R. NAINAMALAI,**  
Secretary to the Govt. of Meghalaya,  
Forest & Environment Department.

The 8<sup>th</sup> April, 2025.

**CORRIGENDUM**

**No.FOR.17/2013/Pt-II/343.** - Please read "**Mongpangro Keragalram Donol Chiring Community Reserve**" instead of **Mongpangro Keragalram Donol Chiring Unit Reserve** appearing in this Department's Notification No. FOR. 17/2013/Pt-II/286, dated 7<sup>th</sup> February, 2025.

**R. NAINAMALAI,**  
Secretary to the Govt. of Meghalaya,  
Forest & Environment Department.

The 8<sup>th</sup> April, 2025.

**CORRIGENDUM**

**No.FOR. 17/2013/Pt-II/344.** - Please read "**New & Upper Babukona Community Reserve**" instead of **New & Upper Babukona Community Reserve Forest** appearing in this Department's Notification No.FOR. 17/2013/Pt-II/285, dated 7<sup>th</sup> February, 2025.

**R. NAINAMALAI,**  
Secretary to the Govt. of Meghalaya,  
Forest & Environment Department.

The 8<sup>th</sup> April, 2025.

**CORRIGENDUM**

**No.FOR.17/2013/Pt-II/345.** - Please read "**Nangrak Patal Community Reserve**" instead of **Nangrak Patal Community Reserve Forest** appearing in this Department's Notification No.FOR.17/2013/Pt-II/274, dated 7<sup>th</sup> February, 2025.

**R. NAINAMALAI,**  
Secretary to the Govt. of Meghalaya,  
Forest & Environment Department.

The 25<sup>th</sup> March, 2025.

**No.Health.208/2024/5.** - In the interest of public service and in pursuance of this Department's Notification No.Health.208/2024/4, dated 28<sup>th</sup> February, 2025, the Government of Meghalaya in Health & Family Welfare Department is pleased to notify the following categorization of subjects under the purview of the Directorate of Health Services (Medical Education & Research) which effect from the date of issue of this notification.

**A) Medical Education & Research -**

1. To promote expertise in Medical Sciences in different streams like Allopathic, Ayurvedic, Homeopathic, Nursing, Paramedical Science and Allied Healthcare Sciences.
2. Administrative regulation of all public and private medical colleges, including AYUSH Medical College(s), covering both undergraduate (UG) and postgraduate (PG) Medical Education.
3. Administrative control of under Graduate/Post Graduate Degree/Diploma and Post-Doctoral courses of various health education institutions under the Directorate.
4. To develop Human Resources in Medical Science through different Medical Institutions under the Directorate.
5. To develop and sustain Medical Education through proper planning and research and organizing Continuing Medical Education (CME) programs for medical professionals, applicable to both allopathy medicine and the Indian System of Medicine in collaboration with different organization/association/societies.
6. Promotion and coordination of medical research and development across the State. The Director of Health Services (Medical Education & Research) may fund the important research papers/projects which are relevant to public health or advancement of Medical Science.
7. Establishment, oversee, and enforcement of regulatory compliance for new Medical, AYUSH, Dental, Nursing, Paramedical and Allied Healthcare Institutions within the State.
8. Conducting counseling for MBBS and AYUSH seat allocation in compliance with the regulations of the NMC and NCISM respectively in accordance with the provisions of the Meghalaya Private Medical Institutions under Private Universities (Regulation of Admission, Fixation of Fees, and Reservation) Ordinance, 2024, through the Meghalaya State Counseling Authority for Medical Education (MSCA).
9. Conducting counseling for MBBS seat allocation under the quotas of the Ministry of Health & Family Welfare (MoHFW), Government of Assam, Government of Tripura, Regional Institute of Medical Sciences (RIMS), and North Eastern Indira Gandhi Regional Institute of Health & Medical Sciences (NEIGRIHMS) through MSCA.
10. Conducting counseling for In-Service Doctors for PG Medical seats, Post MBBS Diploma Courses and MDs seats, and other postgraduate medical programs.
11. Conducting counseling and screening processes for paramedical courses designated for Government-sponsored seats.

**B) Nursing & Allied Healthcare Services -**

1. Administration of nursing education and training, including the oversight of nursing colleges and schools across the state offering ANM and GNM courses, encompassing public, private, and other

institutions. Additionally, responsibility for overseeing the conduct of examinations for B.Sc. (Nursing), Post Basic Nursing, M.Sc. (Nursing), and PhD in Nursing programs, which are currently managed by NEHU.

2. Conducting the annual Common Entrance Examination (CEE) for admission to all nursing colleges both Private and Government in the State.
3. Coordination with the Meghalaya Medical Council, Meghalaya Nursing Council, Meghalaya Dental Council, Pharmacy Council of Meghalaya, and Meghalaya Council for Indian System of Medicine, and Allied Healthcare Council for regulatory and administrative matters.
4. Regulation of paramedical and allied health professionals, including the degrees and diplomas as prescribed in "The National Commission for Allied and Healthcare Professions Act 2021" under the Schedule rule (2)(r) and its subsequent amendments from time to time.
5. Supervision of service delivery, education, and quality compliance across the State in accordance with the National Commission for Allied and Healthcare Professions Act, 2021, applicable to Medical Laboratory Technicians, Radiographers, and other Allied and Healthcare Professionals.

**C) Medical Regulation & Condition -**

1. Establish coordination with the Meghalaya Medical Council for the effective implementation of medical registration, the Mandatory Medical Public Service policy, and other related activities.
2. Entrusted with health policy formulation concerning medical education, allied health services, and medical research across the state of Meghalaya, along with other assignments in the public interest as directed by higher authorities, ensuring compliance for the welfare of the people of Meghalaya.

You are to continue performing existing responsibilities related to Operations, Financial Matters, and other duties entrusted to the Director of Health Services (Research) without affecting the discharge of assigned responsibilities and subject allocations. Necessary administrative measures must be taken to ensure a smooth transition, with coordination among relevant departments for effective implementation.

Kindly acknowledge receipt and confirm compliance at the earliest.

**JORAM BEDA,**

Commissioner & Secretary to the Govt. of Meghalaya,  
Health & Family Welfare Department.

The 29<sup>th</sup> March, 2025

**No.ENV.5/2022/188.** - In pursuance to the Notification dated 15<sup>th</sup> February, 2024 issued by the Ministry of Law and Justice (Legislative Department), the Governor of Meghalaya is pleased to notify the adoption of the Water (Prevention and Control of Pollution) Amendment Act, 2024 (No. 5 of 2024) in the State duly passed by the Meghalaya Legislative Assembly *vide* Government Resolution dated 5<sup>th</sup> March, 2025 with effect from the date of publication of this Notification in the Official Gazette of Meghalaya.

**PRAVIN BAKSHI,**

Commissioner & Secretary to the Govt. of Meghalaya,  
Forest & Environment Department.

MEGHALAYA LEGISLATIVE ASSEMBLY  
SECRETARIAT

**RESOLUTION**

**Whereas** the Parliament had enacted the Water (Prevention and Control of Pollution) Amendment Act, 2024 (No. 5 of 2024) notified on 15<sup>th</sup> February, 2024.

**AND WHEREAS** the Amendment Act shall apply, in the first instance, to the whole of the States of Himachal Pradesh and Rajasthan and the Union Territories and it shall apply to such other States which will adopt this Act, by passing a resolution in their legislative assemblies and legislative councils (if any) under clause (1) of Article 252 of the Constitution *read* with Clause (2) thereof, with effect from the date of such adoption.

**AND Whereas**, the aim of this Amendment Act is to decriminalize the provisions of the original Act "Water (Prevention and Control of Pollution) Act, 1974" [6 of 1974] to facilitate ease of doing business in the country and to streamline the process of nomination of Chairman to State Pollution Control Boards.

**AND WHEREAS** it appears to this Legislative assembly to be desirable that the aforesaid Amendment Act should be adopted in the State of Meghalaya by passing a resolution in this house.

**NOW, THEREFORE** in exercise of the powers conferred by Article 252 of the Constitution of India, this House hereby resolves that the amendments with respect to the Water (Prevention and Control of Pollution) Amendment Act, 2024 (No. 5 of 2024) should be adopted in the State of Meghalaya as enacted by the Parliament. The same is enclosed as **Annexure A**.

**Certified that the above Resolution was unanimously approved by the Meghalaya Legislative Assembly on 5<sup>th</sup> March, 2025.**

Shillong  
The 5<sup>th</sup> March, 2025.

**ANDREW SIMONS,**  
Commissioner & Secretary,  
Meghalaya Legislative Assembly.

## ANNEXURE - A

## MINISTRY OF LAW AND JUSTICE

## (Legislative Department)

*New-Delhi, the 15th February, 2024 / Magha 26, 1945 (Saka)*

The following Act of Parliament received the assent of the President on the 15th February, 2024 and is hereby published for general information:—

## THE WATER (PREVENTION AND CONTROL OF POLLUTION)

## AMENDMENT ACT, 2024

No. 5 OF 2024

*[15th February, 2024.]*

An Act further to amend the Water (Prevention and Control of Pollution) Act, 1974.

6 of 1974.

WHEREAS in pursuance of clause (1) of article 252 of the Constitution, the Water (Prevention and Control of Pollution) Act, 1974 had been passed by Parliament;

AND WHEREAS it is considered necessary to make certain amendments thereto for decriminalising and rationalising minor offences to further enhance trust-based governance for ease of living and doing business:

AND WHEREAS in pursuance of clause (1) of article 252 of the Constitution read with clause (2) thereof, resolutions have been passed by the Legislative Assemblies of the States of Himachal Pradesh and Rajasthan to the effect that the said Act should be amended by an

Act of Parliament for the purposes hereinafter appearing.

BE it enacted by Parliament in the Seventy-fifth Year of the Republic of India as follows:—

1. (1) This Act may be called the Water (Prevention and Control of Pollution) Amendment Act, 2024.

Short title application and commencement.

(2) It applies, in the first instance, to the whole of the States of Himachal Pradesh and Rajasthan and the Union Territories; and it shall apply to such other State which adopts this Act by resolution passed in that behalf under clause (1) of article 252 of the Constitution read with clause (2) thereof.

(3) It shall come into force, at once in the States of Himachal Pradesh and Rajasthan and the Union territories, and in any other State which adopts this Act under clause (1) of article 252 of the Constitution read with clause (2) thereof on the date of such adoption.

Amendment of section 4.

2. In section 4 of the Water (Prevention and Control of Pollution) Act, 1974 (hereinafter referred to as the principal Act), in sub-section (2), in clause (a), after the words "State Government", the words "in

6 of 1974.

such manner as may be prescribed by the Central Government” shall be inserted.

Amendment of section 5.

**3.** In section 5 of the principal Act, in sub-section (9), after the word “prescribed”, the words “by the Central Government” shall be inserted.

Amendment of section 25.

**4.** In section 25 of the principal Act, in sub-section (1), for the *proviso*, the following *proviso* shall be substituted, namely:—

“Provided that the Central Government may in consultation with the Central Board, by notification in the Official Gazette, exempt certain categories of industrial plants from the provisions of this sub-section.”.

Insertion of new section 27A.

**5.** After section 27 of the principal Act, the following section shall be inserted, namely:—

Power to issue guidelines.

“27A. (1) Notwithstanding anything in this Act, the Central Government in consultation with the Central Board, may, by notification in the Official Gazette, issue guidelines on the matters relating to the grant refusal or cancellation of consent by any State Board for establishment of any industry, operation or process, or treatment and disposal system or to bringing into use of a new or altered outlet including the mechanism for time-bound disposal of the application made under section 25 or period of validity of such consent.

(2) Every State Board, in discharge of its functions for the purposes of grant, refusal or cancellation of consent under section 25 or section 27 shall act in accordance with the guidelines issued under sub-section (1).”.

Substitution of new sections 41 and 41A for section 41.

**6.** For section 41 of the principal Act, the following sections shall be substituted, namely:—

Failure to comply with provisions of section 20 or directions issued thereunder.

“41. (1) Whoever contravenes or does not comply with the directions given under sub-section (2) or sub-section (3) of section 20. within such time as may be specified in the direction, shall, in respect of each such contravention or non-compliance, be liable to pay a penalty which shall not be less than ten thousand rupees, but which may extend to fifteen lakh rupees.

(2) Where any person continues contravention or non-compliance under sub-section (1), he shall be liable to pay an additional penalty of ten thousand rupees every day during which such contravention continues.

41A. (1) Whoever contravenes or does not comply with any order or direction issued under clause (c) of sub-section (1) of section 32 or any direction issued by a court under sub-section (2) of section 33 or any direction issued under section 33A. shall, in respect of each such contravention or non-compliance, be liable to pay the penalty which

Failure to comply with provisions of section 32, or directions issued under section 33 or section 33A.

shall not be less than ten thousand rupees, but which may extend to fifteen lakh rupees.

(2) Where any person continues contravention or non-compliance under sub-section (1), he shall be liable to pay an additional penalty of ten thousand rupees every day during which such contravention continues.”.

**7.** In section 42 of the principal Act,—

Amendment of section 42.

(a) in sub-section (1), for the long line, the following long line shall be substituted, namely:—

“shall be liable to pay penalty which shall not be less than ten thousand rupees, but which may extend to fifteen lakh rupees.”;

(b) for sub-section (2), the following sub-section shall be substituted, namely:—

“(2) Where any person continues contravention or non-compliance under sub-section (1), he shall be liable to pay an additional penalty of ten thousand rupees every day during which such contravention continues.”.

**8.** For sections 43 and 44 of the principal Act, the following sections shall be substituted, namely:—

Substitution of new sections for sections 43 and 44.

“43. Whoever contravenes the provisions of section 24, shall be liable to pay the penalty which shall not be less than ten thousand rupees, but which may extend to fifteen lakh rupees and where such contravention continues, he shall be liable to pay an additional penalty of ten thousand rupees every day during which such contravention continues.

Penalty for contravention of provisions of section 24.

44. Where for the purpose of grant of a consent in pursuance of the provisions of section 25 or section 26, the use of a meter or gauge or other measure or monitoring device is required and such device is used for the purposes of those provisions, any person who knowingly or wilfully alters or interferes with that device so as to prevent it from monitoring or measuring correctly shall be liable to pay penalty which shall not be less than ten thousand rupees, but which may extend to fifteen lakh rupees.”.

Penalty for contravention of section 25 or section 26.

**9.** Section 45 of the principal Act shall be omitted.

Omission of section 45.

**10.** For section 45A of the principal Act, the following sections shall be substituted, namely:—

Substitution of new sections 45A to 45E for section 45A.

‘45A. If any person contravenes any of the provisions of this Act or any order or direction issued thereunder, for which no penalty has been provided for in this Act, shall be liable to pay the penalty which shall not

Penalty for contravention of certain provisions of Act.

be less than ten thousand rupees, but which may extend to fifteen lakh rupees, and where such contravention continues, he shall be liable to pay an additional penalty which may extend to ten thousand rupees for every-day during which such contravention continues.

45B. (1) The Central Government, for the purposes of determining the penalties under the provisions of this Act shall appoint an officer not below the rank of Joint Secretary to the Government of India or a Secretary to the State Government to be the adjudicating officer, to hold an inquiry and to impose the penalty in the manner, as may be prescribed: Adjudicating officer.

Provided that the Central Government may appoint as many adjudicating officers as may be required.

(2) The adjudicating officer may summon and enforce the attendance of any person acquainted with the facts and circumstances of the case to give evidence or to produce any document, which in the opinion of the adjudicating officer, may be useful for or relevant to the subject-matter of the inquiry and if, on such inquiry, he is satisfied that the person concerned has contravened the provisions of this Act, he may determine such penalty as he thinks fit under the provisions of this Act:

Provided that no such penalty shall be imposed without giving the person concerned an opportunity of being heard in the matter.

(3) The amount of penalty imposed under the provisions of sections 41, 41A, 42, 43, 44, 45A and 48, shall be in addition to the liability to pay relief or compensation under section 15 read with section 17 of the National Green Tribunal Act, 2010. 19 of 2010.

Appeal.

45C. (1) Any person aggrieved by the order passed by the adjudicating officer under section 45B may prefer an appeal to the National Green Tribunal established under section 3 of the National Green Tribunal Act, 2010. 19 of 2010.

(2) Every appeal under sub-section (1) shall be filed within sixty days from the date on which the copy of the order made by the adjudicating officer is received by the aggrieved person.

(3) The National Green Tribunal may, after giving the parties to the appeal an opportunity of being heard, pass such order as it thinks fit, confirming, modifying or setting aside the order appealed against.

(4) Where an appeal is preferred against any order of the adjudicating officer under sub-section (1), such appeal shall not be entertained by the Tribunal unless such person has deposited with the Tribunal ten per cent of the amount of the penalty imposed by the adjudicating officer.

Penalty amount to be credited to Environmental Protection Fund.

45D. Where an adjudicating officer imposes penalty or additional penalty, as the case may be, under the provisions of this Act, the amount of such penalty shall be credited to the Environmental Protection Fund established under section 16 of the Environment (Protection) Act, 1986.

29 of 1986.

Offences for failure to comply with provisions of section 25 or 26 and for failure to pay penalty.

45E. (1) Whoever fails to comply with the provisions of section 25 or section 26, in respect of each such failure, shall be punishable with imprisonment for a term which shall not be less than one year and six months but which may extend to six years and with fine, and in case the failure continues, with an additional fine which may extend to fifty thousand rupees for every day during which such failure continues after the conviction for the first such failure.

(2) If the failure referred to in sub-section (1) continues beyond a period of one year after the date of conviction, the offender shall be punishable with imprisonment for a term which shall not be less than two years but which may extend to seven years and with fine.

(3) Where any person fails to pay the penalty or the additional penalty, as the case may be, imposed under the provisions of this Act within ninety days of such imposition, he shall be punishable with imprisonment for a term which may extend to three years, or with fine which may extend to twice the amount of the penalty or additional penalty so imposed or with both.

(4) Where any offence under sub-section (1) or sub-section (2) or sub-section (3) has been committed by a company, every person who, at the time the offence was committed, was directly in charge of, and was responsible to, the company for the conduct of the business of the company, as well as the company, shall be deemed to be guilty of such offence and he shall be liable to be proceeded against and punished accordingly:

Provided that nothing in this sub-section shall render any such person liable to any punishment provided in sub-section (1) or sub-section (2) or sub-section (3), if he proves that the offence was committed without his knowledge or that he exercised all due diligence to prevent the commission of such offence.

(5) Notwithstanding anything in sub-section (4), where an offence has been committed by a company and it is proved that the offence has been committed with the consent or connivance of, or is attributable to any neglect on the part of, any director, manager, secretary or other officer of the company, such director, manager, secretary or other officer shall also have deemed to be guilty of that offence and shall be liable to be proceeded against and punished accordingly.

*Explanation.*—For the purposes of this section.—

(a) “company” includes body corporate, firm, trust, society and any other association of individuals;

(b) “director”, includes director of the company, partner of the firm, members of the society or trust or member of any association of individuals, as the case may be.’

**11.** Section 47 of the principal Act shall be omitted.

Omission of section 47.

**12.** For section 48 of the principal Act, the following section shall be substituted, namely:—

Substitution of new section for section 48.

“48. (1) Where contravention of any provision of this Act has been committed by any Department of the Central Government or State Government, the Head of the Department shall be liable to pay the penalty equal to one month of his basic salary:

Penalty for contravention by Government Department.

Provided that such Head of the Department shall not be liable for such contravention, if he proves that the contravention was committed without his knowledge or instructions or that he exercised all due diligence to prevent such contravention.

(2) Where any contravention under sub-section (1) is attributable to any neglect on the part of, any officer, other than the Head of the Department, such officer shall be liable to pay the penalty equal to one month of his basic salary:

Provided that such officer shall not be liable for the contravention, if he proves that he exercised all due diligence to avoid such contravention.”

**13.** In section 49 of the principal Act, in sub-section (1), after clause (a), the following clause shall be inserted, namely:—

Amendment of section 49.

“(aa) the adjudicating officer or any officer authorised by him in this behalf; or”.

**14.** In section 63 of the principal Act, in sub-section (2),—

(i) after clause (a), the following clause shall be inserted, namely:—

“(aa) the manner of nomination of the chairman of the State Board and the terms and conditions of service of the chairman of the State Board under clause (a) of sub-section (2) of section 4 and under sub-section (9) of section 5;”;

(ii) after clause (m), the following clause shall be inserted, namely:—

“(ma) the manner of holding inquiry and imposing penalties by the adjudicating officer under section 45B;”.

**15.** In section 64 of the principal Act, in sub-section (2), in clause (e), for the words, brackets and figures “the chairman and the member-secretary of the State Board under sub-section (9) of section 5 and”, the words “the member-secretary of the State Board” shall be substituted.

Amendment of section 63.

Amendment of section 64.

**DR. RAJIV MANI,**  
Secretary to the Govt. of India.