



**Government of Tripura  
Health & Family Welfare Department**

**THE TRIPURA STATE MEDICAL COUNCIL  
RULES - 2014**

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**Government of Tripura**  
**Health & Family Welfare Department**

**No. F.1 (22) TSMC/2013**

**Dated, Agartala, the 18<sup>th</sup> June, 2014**

**NOTIFICATION**

In exercise of the powers conferred by sub-sections (1) of Section 28 of the Tripura State Medical Council Act, 2010 (The Tripura Act, No. 11 of 2010), the State Government hereby makes the following rules, namely:-

**1. Short title Commencement:-**

- (i) These rules may be called "The Tripura State Medical Council Rules, 2014;
- (ii) They shall come into force, on the date of their publication in the Official Gazette.

**2. Definitions : In these rules, unless the context otherwise requires:-**

- (a) "Act" means the Tripura State Medical Council Act, 2010;
- (b) "Form" means a form annexed to these rules;
- (c) "Member" means a member of the Council;
- (d) "President" means the President of the Tripura State Medical Council;
- (e) "Returning Officer" means the Registrar and includes any Officer appointed as such by the State Government for the purposes of these rules;
- (f) "Section" means a Section of the Act;
- (g) The words and expressions used but not defined in these rules shall have respectively the meanings assigned to them in the Act.

**3. Elections of Members of  
The State Medical Council:**

(a) In case of general election of a member under clause (a) of sub-section (1) of Section 4 of the Act, the Registrar shall at least Sixty days before the expiry of the term of office of the member and in case of vacancy due to death, resignation or any other reason within 30 (thirty) days from the date of death or otherwise send intimation thereof to the State Government with a request to hold an election to fill the vacancy by a date not later than the date specified in the notice;

(b) When election has been completed, the name of the person elected with his address, qualification and registration number, shall be reported to the President by the Returning Officer and the President on receipt of the same shall take steps for publication of the name of the elected person in the Tripura Gazette.

**Electoral Roll**

Election to the Council under  
Clause (a) of sub-section (1) of Section 4

**4. Person entitled to vote and to contest for election:**

(a) All persons whose names are borne on the State Medical Register and who possess the recognized medical qualifications as per the Indian Medical Council, Act, 1956 and reside in the State shall be entitled to vote at the election of a member under section 4 (1) (a) of the Act, and to contest as candidates for such election;

(b) For the purposes of election under clause (a) of sub-section (1) of Section 4, the Returning Officer shall maintain an Electoral roll in form -I, appended to this rules, indicating all particulars of the persons entitled to vote at such election, within such date as appointed by the Returning Officer, on this behalf;

(c) The date appointed under Sub-rule (b) shall be notified by the Returning Officer, in such manner as he may think fit, together with the periods (with dates) during which the draft electoral rolls shall be kept open for public inspection under sub-rule-4(d).

(d) The draft electoral rolls under sub rule (c) shall be kept open in the office of the Returning Officer for public inspection for a period of not less than thirty days. Any claim for inclusion of a new name or any objection to any entry in the draft electoral rolls shall be made in Form II (a) or Form II (b), as the case may be & such claim or objection shall be filed within the said period . Such claim for objection shall be examined and decided by the Returning Officer and his decision shall be final;

(e) The Draft electoral rolls shall be corrected in accordance with the decision of the Returning Officer and the roll thus corrected shall be the final electoral roll for the election in the respective electorate. In the preparation of the final electoral roll, registrations and restorations after the date appointed under sub-rule (b) or new qualifications or employment obtained after that shall be dis-regarded. No person whose name is not included in the final electoral roll for the election, shall be entitled to participate in the election. Change of address after the final electoral roll has been prepared shall also be dis-regarded;

(f) As soon as the final electoral roll has been prepared under sub-rule (e), the Returning Officer shall notify the same in the State Gazettes and in such other manner, as he may think fit and request all electors generally to participate in the election;

(g) The Returning Officer shall notify in the State Gazette and or in such other manner, as he thinks fit, the date, time and place for –

- i. The receipt of the nomination papers, and withdrawal of nomination papers;
- ii. The dispatch of voting papers to the electors;
- iii. The poll; and
- iv. The scrutiny and counting to votes.

**Returning Officer to decide questions relating to the right persons to vote at election:**

(h) . If any question arises as to whether a person is or is not entitled to vote in the election or to contest for the election, the question shall be referred to the Returning officer, whose decision shall be final in this regard.

**5. Nomination of candidate:**

(a) Any person qualified to contest for election under these rules may be nominated as a candidate for election. Such nomination shall be made by means of a nomination paper in Form III which shall be supplied by the Returning Officer to any elector who may apply for the same;

(b) Each nomination paper shall be subscribed by two electors as prepares and seconded in the said Form III with complete and correct particulars as required. Provided that no elector shall subscribe more nominations than one;

Provided further that if more than one nomination paper is subscribed by the same elector, the nomination paper first received by the returning Officer shall, if otherwise in order, be held to be valid and if more than one nomination paper signed by the same elector are received simultaneously by the Returning Officer, all such nomination papers shall be held to be invalid.

(c) On receipt of each nomination paper, the Returning Officer shall forthwith endorse thereupon the date and hour of receipt.

**6. Rejection of nomination:**

A nomination paper which is not received within the date and the time appointed which shall not be less than thirty days from the date of notification appointed in the behalf shall be rejected.

