

The Bangladesh Unani and Ayurvedic Practitioners Ordinance, 1983

(Ordinance NO. XXXII OF 1983)

An Ordinance to provide for the regulation of the qualifications and registration of practitioners of Unani and Ayurvedic systems of medicine.

WHEREAS it is expedient to provide for the regulation of the qualifications and registration of practitioners of Unani and Ayurvedic systems of medicine and for matters connected therewith;

NOW, THEREFORE, in pursuance of the Proclamation of the 24th March, 1982, and in exercise of all powers enabling him in that behalf, the Chief Martial Law Administrator is pleased to make and promulgate the following Ordinance:-

Short title

1. This Ordinance may be called the Bangladesh Unani and Ayurvedic Practitioners Ordinance, 1983.

Definitions

2. In this Ordinance, unless there is anything repugnant in the subject or context,-

(a) "Board" means the Bangladesh Board of Unani and Ayurvedic systems of medicine established under section 3;

(b) "Chairman" means the Chairman of the Board; (c) "prescribed" means prescribed by rules or regulations made under this Ordinance;

(d) "recognised" means recognised by the Government for the purposes of this Ordinance;

(e) "register" means a register of practitioners of Unani and Ayurvedic systems of medicine maintained under this Ordinance;

(f) "registered practitioner" means a practitioner whose name is for the time being entered in a register;

(g) "Registrar" means the Registrar of the Board;

(h) "regulations" means regulations made under this Ordinance;

(i) "rules" means rules made under this Ordinance;

(j) "Tabib" or "Hakim" means a practitioner of Unani system of medicine;

(k) "Unani and Ayurvedic systems of medicine" means the Unani Tib and Ayurvedic (including the Siddha) systems of medicine whether supplemented or not by such modern advances as the Board may, from time to time, determine;

(l) "Vaid" or "Kabiraj" means a practitioner of Ayurvedic system of medicine.

Establishment and incorporation of the Board

3. (1) As soon as may be after the commencement of this Ordinance, the Government shall, by notification in the official Gazette, establish a Board to be called the Bangladesh Board of Unani and Ayurvedic systems of medicine for carrying out the purposes of this Ordinance.

(2) The Board shall be a body corporate, having perpetual succession and a common seal with power, subject to the provisions of this Ordinance, to acquire, hold and dispose of property, both movable and immovable, and shall by the said name sue and be sued.

CHAPTER II

CONSTITUTION AND FUNCTIONS OF THE BOARD

Composition of the Board

4. (1) The Board shall consist of the following members, namely:-

(a) a Chairman to be appointed by the Government;

(b) two members to be nominated by the Government, of whom one each shall be from amongst the practising Hakims and Vaid;

(c) one member from each administrative division to be elected by the registered practitioners of Unani system of medicine from amongst themselves;

(d) one member from each administrative division to be elected by the registered practitioners of the Ayurvedic system of medicine from amongst themselves;

(e) two members to be nominated by the Government from amongst the teachers of recognised teaching institutions of Unani and Ayurvedic systems of medicine.

(2) Notwithstanding anything contained in sub section (1), for the purpose of constitution the Board for the first time, the members required to be elected under clauses (c) and (d) of that sub section, shall be nominated by the Government.

Elections

5. Elections under this Ordinance shall be held at such time and place and in such manner as may be prescribed by rules.

Publication of names, etc.

6. The Government shall publish in the official Gazette, the names of the Chairman and other members of the Board together with the dates on which such members are nominated or elected.

Term of office of members

7. (1) The members of the Board shall be nominated or elected, as the case may be, in such manner and for such term as may be prescribed by rules.

(2) Every member of the Board shall, subject to the other provisions of this Ordinance and the rules to be made thereunder, hold office until the election or nomination, as the case may be, of his successor at the end of the prescribed term.

(3) Members shall be eligible for re nomination or re election to the Board on the expiry of the prescribed term.

(4) If a vacancy in the office of a member occurs during the prescribed term, through death, resignation, disability, or otherwise, the vacancy shall be filled in accordance with the provision of this Chapter and the member nominated or elected to fill the vacancy shall hold office until his successor is nominated or elected at the end of the prescribed term.

Vacancies not to invalidate proceedings

8. No act or proceeding of the Board shall be invalid merely on the ground of the existence of any vacancy in, or any defect in the composition of, the Board.

Of the

Board

**Resignation
from
membership**

9. The Chairman may resign his office by letter addressed to the Government and any member may, at any time, resign his office by letter addressed to the Chairman and such resignation shall take effect from the date it is accepted by the Government or the Chairman, as the case may be.

**Declaration
of
vacancies**

10. If any member-

(a) absents himself, without such reason as may in the opinion of the Board be sufficient, from three consecutive ordinary meetings of the Board; or

(b) becomes subject to any of the disqualifications mentioned in section 11;

the Board shall declare his office vacant.

**Disqualification
of members**

11. No person shall be a member of the Board if-

(a) he is an undischarged insolvent;

(b) he has been adjudicated by a competent Court to be of unsound $\frac{1}{4}$ mind;

(c) he has at any time been convicted of an offence, which in the opinion of the Government, involves moral turpitude.

**Control
over the
Board**

12. If, in the opinion of the Government, anything done or intended to be done by or on behalf of the Board is not in conformity with the provisions of this Ordinance, or is in any way against the public interest, the Government may, by order,-

(a) quash the proceedings;

(b) suspend the execution of any resolution passed or order made by the Board;

(c) prohibit the doing of anything proposed to be done; and

(d) require the Board to take such action as may be specified.

**Functions
of the
Board**

13. The following shall be the functions of the Board, namely:-

- (a) to consider applications for recognition under this Ordinance made by institutions imparting or desiring to impart instruction in the Unani or Ayurvedic systems of medicine;
- (b) to secure the maintenance of an adequate standard of efficiency in recognised institutions;
- (c) to make arrangement for the registrations of duly qualified persons in accordance with the provisions of this Ordinance;
- (d) to appoint committees and sub committees for carrying out the purposes of this Ordinance;
- (e) to hold examinations and confer certificates, diplomas or degrees in Unani and Ayurvedic systems of medicine;
- (f) to provide for research in the Unani and Ayurvedic systems of medicine and to establish research centre or academy for this purpose;
- (g) to make arrangements for standardisation of the Unani and Ayurvedic medicines;
- (h) to prepare and publish text books to meet the needs of teachers of Unani and Ayurvedic systems of medicine;
- (i) to publish journals, periodicals and bulletins on Unani and Ayurvedic systems of medicine;
- (j) to prepare and publish Unani and Ayurvedic Pharmacopoeia and Code of Ethics for practitioners registered under this Ordinance;
- (k) to award scholarships and stipends to the students of recognised institutions;
- (l) to collect fees or charges prescribed for admission to the examination held by the Board and for certificate, diploma or degree to be granted or conferred by the Board under this Ordinance;
- (m) to recommend to the Government any grant for a recognised Unani or Ayurvedic institution;
- (n) to make arrangements for establishment of standard Unani and Ayurvedic colleges, hospitals and charitable dispensaries;