

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public services - State Services - Andhra Pradesh Homoeopathy Medical Service Rules - Revised - Issued.

HEALTH MEDICAL AND FAMILY WELFARE(I.2) DEPARTMENT

G.O.Ms.No.69.

Dated 14-03-2005.

Read the following:

1. G.O.Ms.No.265, HM&FW(I.2) Dept., dated 26.05.1994.
2. From the Director, IM&H Dept., Sec'bad, Ir No.7945/Ay.1/96, dt.17.01.1997.
3. From the A.P. Homoeopathic Medical Officers Assocn Ir dt.24.1.1997.
4. From the Commr, IM&H Dept., Sec'bad, Ir.No.7945/A.1/96, dt.06.03.2002.
5. From the Commr, IM&H Dept., Sec'bad letter No.7945/A1/96, dt. 14.06.2002.
6. From the Commr, IM&H, Dept., Sec'bad, Ir. No.7945/A1/96, dt.04.09.2002.
7. From the APHC, Hyd,orders dt.10.09.97, in W.P.No.5014/96, filed by Dr.JLN.Sastry.
8. From the A.P.High Court, Hyderabad order dt.15.11.2002 in W.P.No.44210/1996 filed by Dr.N.U.Srinivasa Rao & others.
9. From the Secretary, A.P.P.S.C, Hyderabad, Ir.No.110/RR/3/2005, dt.29.01.2005.

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ORDER:

In the G.O. first read above, the service rules for Andhra Pradesh, Indian Medicines & Homoeopathy Services were Issued based on the recommendations made by the One Man Commission appointed in G.O.Rt.No.,4433, General Administration Department, dt.4.12.1986.

2. The Director, Indian Medicines & Homoeopathy Department, In his letter second read above has reported that there are certain other suggestion to the Andhra Pradesh, Indian Medicines & Homoeopathy Service Rules and furnished proposals for amendments to the said Rules.

3. The Andhra Pradesh Homoeopathic Medical Officers Association in their representation third read above represented to the Government to issue amendments to certain provisions in the service rules issued in the G.O. first read above.

4. Certain In-service P.G. students of Indian Medicines filed W.P.No.5014 of 1996 In High Court of Andhra Pradesh, claiming that the special Rules issued in G.O.Ms.No.265, HM&FW Dept., dt. 26.5.1994, being violative of provisions of Indian Medicine Central Council Minimum standards of Education in Indian Medicine regulations particularly Regulation 14(1) (b). The High Court of Andhra Pradesh In its Judgement dt. 10.09.1997 in W.P.No.5014/96, held that.

".....I am sure that when this proposal is considered by the Government, the provisions of the Indian Medical Central Council regarding minimum standards of education in Indian Medicine as well as the penalty prescribed there under will be duly taken note of by the Government, and the appropriate modification will be given to the Impugned G.O. in view of this fact that the Government is seriously contemplating the amendment of the G.O. to make it in accordance with the current minimum standards of Education which is being enforced by the regulations".

Further the Hon'ble High Court of Andhra Pradesh in a similar W.P.No.4420 of 1996 in its judgment dt. 15.11.2002 has disposed the said W.P. in terms of its observation made in above W.P.No.5014 of 1996 dt. 10.09.1997.

5. The Government after careful examination of the matter with reference to the orders of Hon'ble High Court of Andhra Pradesh and proposal of the

Commissioner, Ayurveda, Yoga and Naturopathy, Unani siddha, and Homoeopathy Department and the representation of the Homoeopathy Medical officers Association have decided to issue separate Revised Special Rules to the Andhra Pradesh Homoeopathy Medical Service.

6. Accordingly, the following notification will be published in the Andhra Pradesh Gazette.

NOTIFICATION

In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India and of all other powers, hereunto enabling and also in supercession of the Special Rules issued in G.O.Ms.No.265, HM&FW (i) dept dt. 26.5.94, the Governor, of Andhra Pradesh, hereby makes the following revised special rules for the Andhra Pradesh Homoeopathy Medical Services."

SPECIAL RULES

1. **SHORT TITLE:** These rules may be called the Andhra Pradesh Homoeopathy Medical Service Rules, 2005.
2. **CONSTITUTION:** The service shall consist of the following classes/categories of the posts in the Andhra Pradesh Homoeopathy Medical Service.

CLASS - A:

Category:	Cadre post (Common Category in Ayurvedic
Director/Commissioner:	Unani/Homoeopathy)

CLASS - B:

Category - I

- a. Additional Director (Common category)
- b. Teaching Cadre:
 - (i) Principal
 - (ii) Professor (for PG Courses).

Category - II

- a. Teaching Cadre:
 - (i) Professor (for UG courses)
 - (ii) Reader (for PG Courses)
 - (iii) Research Officer.
- b. Non-Teaching Cadre:
 - (i) Chief Medical Officer
 - (ii) Superintendent of Hospitals,
 - (iii) Resident Medical Officer
 - (iv) Regional Deputy Director

Category - III:

- a. Teaching Cadre:
 - (i) Assistant Professor,
 - (ii) Senior Lecturer
 - (iii) Assistant Research Office.
- b. Non-Teaching Cadre:
 - (i) Senior Medical Officer
 - (ii) Senior Medical Officer (L.R.)

Category - IV:

- a. Teaching Cadre:
 - (i) Lecturer
- b. Non teaching Cadre:
 - (i) Medical Officer
 - (ii) Drug Inspector
 - (iii) Medical Officer (L.R.).s

3. **METHOD OF APPOINTMENT:**

Subject to the other provisions in these rules, the method of appointment for the categories shall be as shown in Annexure - 1.

4. **RESERVATION IN APPOINTMENT:**

In the method of direct recruitment and in promotion/appointment by transfer Rule 22 and 22A of the A.P. State and subordinate Service rules and instructions/ orders issued there under from time to time shall be followed.

5. **QUALIFICATIONS:**

No person shall be eligible for appointment to the classes/categories specified in Column(1) of the annexure - II to these rules by the method specified in column (2) unless he possesses the qualifications specified in the corresponding entry in column (3) thereof.

6. **AGE:**

No person shall be eligible for appointment by direct recruitment, if he has completed (41) years of age in respect of O.C. candidates and in respect of Scheduled Caste/Scheduled Tribe/ Backward Classes (45) years of age on the first day of July of the year in which the Notification for selection is made.

7. **MINIMUM SERVICE:**

No person shall be eligible for appointment by transfer or promotion unless he is an approved probationer and has put in not less than three years of service in the category from which promotion or appointment by transfer is made.

8. **APPOINTING AUTHORITY:**

- a. The appointing Authority in respect of the posts, which come under category I & II of class b shall be the Government.
- b. The Appointing Authority in respect of the Posts, which come under Category III and IV of Class B, shall be the
Commissioner/Director, Department of AYUSH.

9. **PROBATION:**

Every person appointed by direct recruitment to any of the posts shall be on probation for a total period of two years on duty within a continuous Period of three years and every person appointed to any of the posts either by promotion or by transfer shall be on probation for a total period of one year on duty within a continuous period of two years from the date on which one commences probation.

10. **TESTS:**

- a. Every person appointed by direct recruitment to any post in this service shall pass the Accounts Test for Executive Officers or account test for subordinate Officers Part-I and II within the period of probation.
- b. No person shall be eligible for promotion or appointment by transfer to any post in the service, unless he has passed the Accounts Test for Executive Officers or Accounts Test for Subordinate Officers Part I and II.

11. UNIT OF APPOINTMENT:

For the purpose of recruitment appointment discharge for want of vacancy reappointment seniority, promotion, transfer and posting and appointment as full member to the post of Medical Officer/Lecturer equivalent and above in Homoeopathy the unit of appointment shall be State.

12. GRANT OF LEAVE POSTING AND TRANSFERS:

The authority competent to grant leave posting and transfers of officers in respect of all categories under class B and C shall be the Commissioner/Director, Department of AYUSH and the orders, instructions and guidelines issued by the Government from time shall be followed.

13. SAVING CLAUSE:

- A. The Senior candidates who acquire PG qualification and working in non/teaching post and opt for teaching post, subsequent to issue of these Rules, for such candidates the prescribed reaching experience need not be insisted upon for a period of five years from the date of issue of these rules.
- B. Those graduates in the teaching posts shall be allowed (5) years to acquire PG Degree from the date of issue of these rules.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

D.SAMBASIVA RAO,
SECRETARY TO GOVERNMENT.

To
The Commissioner, Dept of Ayush, A.P. Sec'bad.

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SUPERINTENDENT.

ANNEXURE -IAnnexure to G.O.Ms.No69, HM&FW (1.2) Dept dt:

Class and Category (1)	Method of appointment (2)
CLASS A	
Commissioner/Director	Cadre post
CLASS B	
CATEGORY-I	
a. Additional Director	} A. By transfer from sub-Category (b) under Category-1 } B. By Promotion from Category- II (b)
b. (i) Principal (ii) Professor (for P.G. Courses)	
CATEGORY-II	
a) Teaching Cadre	
(i) Professor (for U.G. Courses)	} By promotion from category - III(a)
(ii) Reders (For P.G. Courses)	
(iii) Research Officer	
b) Non Teaching Cadre:	
(i) Chief Medical Officer	} By promotion from category - III(b)
(ii) Superintendent of Hospital	
(iii) Resident Medical Officer	
(iv) Regional Deputy Director	
CATEGORY III	
a. Teaching Cadre:	
(i) Asst. Professor	} By Promotion from Category -IV (a)
(ii) Assistant Research Officer	
b. Non Teaching Cadre	
(i) Senior Medical Officer	} By Promotion from category - IV(b)
(ii) Senior Medical Officer (LR)	
CATEGORY-IV	
a. Teaching cadre:	
(i) Lecturer	} By Direct recruitment

b. Non Teaching Cadre:

- (i) Medical Officer
 - (ii) Drug Inspectors
 - (iii) Medical Officer (LR)
- By Direct recruitment

NOTE I:

For the purpose of promotion / transfer to the post of Additional Director, the seniority in the category of Chief medical Officer/Professor and equivalent categories from among the categories mentioned under class "B" under category-II shall considered.

NOTE-II:

All the teaching cadre posts ie., Principal/ Professors (PG)/ Professor/ Reader/ Assistant Professor/ Research officer/ Assistant Research officer/ Senior lecturer/ Lecturer, shall be filled by those possessing PG Degree qualifications in the concerned subjects/ Speciality. If candidates with PG Degree qualifications in the concerned subject/ Speciality are not available, candidates possessing near relative equivalent speciality will be considered. If candidates with PG Degree qualifications are not available the candidates with graduate qualification will be considered purely on Adhoc basis with out conferring any right or claim on the post and they shall be replaced as and when PG qualified candidates are found available in accordance with Rule 10(b) of A.P. State and Subordinate Service Rules.

NOTE-III:

All the Non-teaching /Administrative cadre posts other than those mentioned under note II above shall be filled considering the combined seniority in the feeder category.

NOTE- IV :

The posts of Regional Deputy Director will be filled from among the senior most Chief Medical Officers and equivalent categories from Class-B, category II-(b) i.e., Non-teaching cadre on equitable basis in respect of each system i.e. Ayurveda, Unani, and Homoeo. in the ratio 1:1:1.

NOTE-V

All the heads of the institutions/ Unit posts shall be filled up by senior most persons.

NOTE VI

On appointment all the Medical Officers must work at least for (3) years in rural arrears to become eligible for promotion.

Sd/- D.Sambasiva Rao
Secretary to Government

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SUPERINTENDENT.

ANNEXURE- II

Annexure to G.O.Ms.No. 69, HM&FW (1.2) Dept., dt. 14.03.2005.

Class & Category	Method of appointment	Qualifications
(1)	(2)	(3)

CLASS-B

Category-I:

(i) Principal By Promotion The qualifications and experience as prescribed for the post of Professor (For PG or UG courses) should be considered essential for the post Principal.

(ii) Professor (for P.G. Courses) By Promotion

- Must possess post graduate Degree qualifications in the subjects/ speciality concerned of any recognised university or any statutory board of State Government, after having undergone regular study of not less than (3) years duration.
- Must have (3) years teaching experience in the subject as Professor (for UG Course)/ Reader.
- In the case of Research Officer with concerned subject PG may be considered for the post of Professor (for PG course) otherwise Principal.

CLASS B

CATEGORY II

(i) Professor (for U.G. Courses) By promotion

(ii) Reader

(iii) Research Officer

- Must possess post graduate Degree qualifications in the subjects/ speciality concerned of any recognised university or any statutory board of State Government, after having undergone regular study of not less than (3) years duration.
- Must have (5) years teaching experience in the subject.

CATEGORY III

- | | | |
|--------------------------------|--------------|---|
| i) Assistant Professor | By promotion | a. Must possess post graduate Degree in Homoeopathy awarded by a University in India established or incorporated by or under Central Act or any Institution recognised by the UGC after having undergone regular study of not less than (3) years duration. |
| ii) Assistant Research Officer | | b. Must have (3) years teaching experience in the subject. |
| | | c. |

CATEGORY -IV

A. TEACHING:

- | | | |
|-------------|-----------------------|--|
| i) Lecturer | By direct recruitment | Must possess post graduate Degree in Homoeopathy awarded by a University in India established or incorporated by or under Central Act or any Institution recognised by the UGC after having undergone regular study of not less than (3) years duration. |
|-------------|-----------------------|--|

B. NON-TEACHING:

- | | | |
|---------------------------|-----------------------|---|
| i) Medical Officer | By direct recruitment | Must possess a Degree in Homoeopathy awarded by a University in India established or incorporated by or under Central Act or State Act or Provincial Act or an Institution recognised by the UGC or any statutory board of the State Government after having undergone regular course of Institutional study in the Homoeopathy both in theory and Practical for a period not less than (4 ½) years duration in a Teaching Institution recognised by the University or state Government with one year compulsory Internship. |
| ii) Drug Inspector | | |
| iii) Medical Officer (LR) | | |

Sd/- D.Sambasiva Rao
Secretary to Government

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SUPERINTENDENT.