

Nepal Medical Council Rules, 2024 (1968)

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Amendments:

1. Nepal Medical Council (First Amendment) Rules, 2047 (1990) 2047/7/2 (NOV 19, 1990)
2. Nepal Medical Council (Second Amendment) Rules, 2055(1999) 2057/11/17 (March 1, 2001)
3. Nepal Medical Council (Third Amendment) Rules, 2057(2001) 2055/11/17 (March 1, 1999)

In exercise of the power conferred by Section 32 of the Nepal Medical Council Act, 2020 (1964), Government of Nepal has framed the following Rules,-

Chapter- 1

Preliminary

1. **Short title and commencement:** - (1) These Rules may be called as "Nepal Medical Council Rules, 2024 (1964.)"
(2) These Rules shall come into force immediately.
2. **Definition:** Unless the subject or context otherwise requires, in these Rules,-
 - (a) "Act" means the Nepal Medical Council Act, 2020 (1964).
 - (b) "Registration" means registration to be made in the register in which the names of medical practitioners are registered under the Act.
 - (c) "Permanent registration" means the permanent registration to be made under these Rules.
 - ③ (d) "Temporary registration" means the temporary registration to be made pursuant to Sub-sections (2) of Section 14 of the Act.
 - ① (e) "Trial Registration" means registration to be made for a period of one year.
 - ② (f) "Specialist registration" means registration of the persons who have acquired a Master's Degree or Diploma (Post Graduate Degree, Diploma) in modern medical sciences.

③ Amended by Third Amendment.

① Amended by First Amendment.

② Amended by Second Amendment

(g) "Qualification" means the Degree, Diploma, Certificate, license or honours to which Government of Nepal has granted recognition as per the Schedule of the Act by the Government of Nepal for registration of name in register.

✂(h)

✚(i) "University" means a university established and operated under the prevailing laws with medical faculty or an educational institution equivalent to that.

✚(j) "Faculty" means all department of subjects in which courses of medical sciences are proposed to be conducted or a body established to formulate academic policy on that subject consisting of specialists of that subject.

Chapter 2

Provision Concerning the Registration of the Name of Medical Practitioner in the Register

3. **Application to be made:** (1) A medical practitioner, having qualification under the Act, desirous of registering his/her name shall submit an application to the Council in the format as specified in Schedule-1.

(2) The applicant shall mention in the application pursuant to Sub-rule (1), the type of registration he/she wants to make registration among the following types:

- (a) Permanent registration,
- (b) Temporary registration,
- (c) Trial registration,
- Ⓜ(d) Specialist registration,

(3) While submitting an application pursuant to Sub-rule (1), the applicant shall be required to attach the following certificates and deposit application fee with the application:

✂ Deleted by Third Amendment

✚ Clause (i) and (j) have been inserted by Third Amendment.

Ⓜ Amended by Second Amendment

- ⊕(a) Original certificate of the Degree, Diploma on the basis of which the applicant has sought to have the registration done and ⊕copy therefor certified by a member of the Council or medical practitioner designated by the Council from among the registered medical practitioners. Such original certificate shall be returned back after the registration of name or after a decision is taken not to register the name.
- (b) Applicant's three passport size photographs taken within Six months before the submission of application.
- (c) Photocopies of the ⊕citizenship certificate and other certificates,
- (d) Letter of Oath under Schedule-2 by applicant with his signature promising that he/she shall be loyal to the profession,
- ⊕(e) Original certificate of the degree passed by the applicant at the time of admission to M.B.B.S. or B.D.S. or course equivalent to that and one copy thereof, certified by a member of the Council or a medical practitioner designated by the Council from among the registered medical practitioners.
- ☑(f) Other documents prescribed by the Council.

4. Permanent registration: ⊕(1) A medical practitioner interested to be engaged in modern medical profession permanently shall be required to make an application along with the charges as prescribed in Schedule-9.

(2) Registration made by the Nepal Medical Council Preparatory Committee constituted before the formation of Nepal Medical Council shall,

⊕ Amended by Second Amendment.
 ❶ Amended by First Amendment.
 ⊕ Inserted by Second Amendment
 ☑ Inserted by Third Amendment
 ❸ Amended by Third Amendment.

unless otherwise cancelled, be deemed to have been registered permanently as per these Rules.

5. **Temporary registration:** (1) A Nepalese citizen who has acquired basic educational qualification and completed pre-registration training or internship or house job as prescribed by the Council may make an application to the Council for temporary registration

(2) Charges for temporary registration shall be as prescribed in Schedule-9.

(3) Other provisions concerning temporary registration shall be as prescribed by the Council.

6. **Trial registration:** (1) Even where a person has not already completed pre-registration training, internship or house job as prescribed by the Council after having acquired qualification as prescribed by the Council, such person shall be required to register the name registered in the trial registration book of the Council.

(2) Trial registration charges shall be as prescribed in Schedule -9.

(3)

(4) Trial registration holder shall be entitled to work only in the place specified by the Council.

7. **Specialist registration:** (1) A person who is registered permanently in the Council under these Rules shall be registered as specialist in the Council only if he/she has obtained the qualification as prescribed by the Council.

(2) Specialist registration charges, annual fee, renewal fee and delay fee shall be as prescribed in Schedule-9.

⑤ Amended by Third Amendment.

⑥ Amended by Second Amendment .

☒ Deleted by Second Amendment.

Chapter- 3

Meeting of the Council and Other Provisions Relating Thereto

8. Meeting of the Council and procedure thereof: (1) The Chairperson shall convene the meeting of the Council.

(2) The meeting of the Council shall generally be held ^①Six times a year in Kathmandu.

(3) The Registrar shall send a notice along with agenda and venue of the meeting at least seven days in advance.

(4) The Vice-Chairperson shall preside over the meeting in the absence of the Chairperson and in the absence of both the Chairperson and Vice-Chairperson a member elected by majority of members so present shall preside over the meeting.

^② (5) The presence of fifty percent of the total number of members of the Council shall be deemed to have constituted the quorum of the meeting.

^②(6) The Chairperson may, if he/she considers it necessary, convene a special meeting. If, a special meeting requires to be convened a notice at least of Twenty Four hours shall be required to be given and no matter other than the one for which the meeting was convened shall be discussed in such meeting.

[†](6a) If Twenty Five percent members of the total number of members request in writing with their signature to the Council enclosing therewith agenda to convene special meeting of the Council, the Chairperson shall convene the special meeting of the Council within seven days of the receipt of such application.

(6b) If the Chairperson fails to call the meeting of the Council within the time limit mentioned in Sub-rule (6a), the Vice-Chairperson shall be required to call the meeting of the Council within Seven days of the expiry of such time limit and if the Vice-Chairperson too fails to call the meeting, the

① Amended by First Amendment.

② Amended by Second Amendment

† Sub-rule (6a) and (6b) have been inserted by Second Amendment.

Registrar shall be required to call the special meeting of the Council within seven days of the expiry of such time limit.

(7) A member, interested of having a matter not included in agenda to be discussed, shall be required to provide a notice in writing to the Registrar at least Three days in advance of holding of the meeting.

(8) The Registrar shall send the amended agenda pursuant to Sub-rule (7) to all the members at least two days in advance of holding of the meeting.

Provided that, if all the members of the Council unanimously desire to have an important matter included in the agenda for discussion, the Chairperson may give permission to put such matter in the discussion notwithstanding, howsoever late the notice has been received.

(9) If a quorum for a meeting is not constituted even up to half an hour after the time specified for the meeting, such meeting shall stand withheld and such meeting may take place at any time in the place specified by the Chairperson within Twenty Four hour of the withholding of such meeting and quorum shall not be required for the meeting re-held in such a way.

(10) The Registrar shall provide notice even to the absent members of the meeting called after it was withheld.

(11) In the absence of unanimous vote on a matter there shall be a voting in such case and the decision of the majority shall prevail.

(12) The Chairperson shall decide whether vote shall be taken by raising hand or by division of voters into for and against or by secret ballot and the Chairperson shall declare the result of vote.

Provided that, the system requested by the ²majority members present in the meeting of the Council shall be adopted accordingly.

(13) The Council shall have the power to approve, disapprove, approve with amendment or withhold a proposal.

(14) The Chairperson may, as per necessity, fix time for a speech of the member.

² Amended by Second Amendment.

⁺(15) The Registrar shall send the matters decided by the meeting to all members for their information within Forty Eight hours of the meeting.

(15a) If any member has comment on the decision so taken, such member shall be required to send his/her opinion to the Registrar within Twenty Four hour of the decision so received pursuant to Sub-rule (15).

(15b) If no comment has been received within the time limit as mentioned in Sub-rule (15a) from members, the Registrar shall record the decision in register so taken in a meeting and shall have it certified by the signatures of the Chairperson.

(15c) If any comment has been received from members within the time limit mentioned in Sub-rule (15a), the Registrar shall make necessary consultation with the Chairperson as regards such comment and shall act as directed by the Chairperson.

(15d) Procedure set forth in Sub-rules (15), (15a), (15b), and (15c) need not be applied as regards the matter decided by the Council as urgent.

(16) All documents relating to the Council shall be kept confidential under the responsibility of the Registrar. Any member of the Council may inspect or copy such description.

(17) If the Registrar acts *ultra virus* the policy and direction of the Council or willfully commits or attempts to commit any act causing loss and/or damage to the Council or acquires improper profit by abusing his/her post or so attempts or commits directly or indirectly an act against the interest of the Council or commits any irregular act, the Council may submit a report to Government of Nepal along with full texts of its own conclusion to dismiss him/her from his/her post or to penalize him/her by punishment.

Government of Nepal may suspend the Registrar in order to cause an inquiry on the charge made against him/her.

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⁺ Amended to Sub-rule (15) by Second Amendment and Sub-rules (15 a), (15b), (15c) and (15d) have been inserted.

३८ Repealed by First Amendment.

●(10) **Formation of the Committee and delegations of authority:** (1)

Pursuant to Section 11 of the Act, the Council may form the following Committees and delegate the authority conferred upon it by the Act and these Rules to such committees to be exercised under its control and supervision.

- (a) Registration Committee,
- (b) Qualification Fixation Committee,
- (c) Professional Ethics and Health Committee,
- (d) Education Committee.

(2) In addition to the Committees pursuant to Sub-rule (1), the Council may, if it considers necessary form other two Committees.

(3) The powers, functions and duties of the Committee formed pursuant to Sub-rule (1) and (2) shall be as mentioned for in the Bye-laws.

☑(4) The Council may designate members, as per necessity, at least Three to Five on the Committee formed pursuant to Sub-rule (1), provided that a dental practitioner (dentist) shall be represented to the Committee.

✕11.

✕12.

13. **Terms and condition of the service of the employees of the Council:** The terms and conditions, remuneration and allowance of the Registrar and other staffs of the Council shall be as mentioned in the Bye-laws to be framed by the Council.

*13a. **Functions, duties and powers of the Chairperson:** Subject to the provision of the Act and Rules, the functions, duties and powers of the Chairperson shall be as follows:

- (a) To determine priority of the matters to be discussed in the meeting of the Council,

② Amended by Second Amendment.
☑ Inserted by Third Amendment
✂ Deleted by Third Amendment
✕ Deleted by First Amendment.
* Rules 13a and 13b have been inserted by Second Amendment.

- (b) To monitor or cause to be monitored or evaluate or cause to be evaluated the project and programme operated by the Council and to provide necessary direction in relation thereto,
- (c) To conduct the acts and action of the Council systematically, effectively and continually.
- (d) To carryout or caused to be carried out other works directed by the Council.

13b. Functions, duties and powers of the Deputy-Chairperson: Subject to the Act and these Rules, the Vice-Chairperson shall discharge the functions, duties and exercise the powers of the Chairperson in the absence of the Chairperson.

14. Functions and duties of the Registrar: In addition to the functions, duties and powers provided for in these Rules elsewhere, the functions and duties of the Registrar shall be as follows:

- (1) To submit application filed by medical practitioner for registration to the Committee to be formed under these Rules for proceeding,
- (2) To keep the medical practitioner's registration register under his/her control,
- (3) If somebody's name is found to have been omitted in the name list or a notice thereof is received from anybody, to amend the list as per necessity,
- (4) To carry out the act as Treasurer of the Council,
- (5) To submit to the Council for appointment, promotion of and departmental action against an employee of the Council,
- (6) To discharge daily internal administration of the Council being accountable to the Council,
- ⊗(6a) To formulate annual programme and plan of the Council and submit the same to the Council within the end of the month of *Phalgun* of every year,
- (6b) To implement budget, plan and programme approved by the Council,

⊗ Clauses (6a),(6b),(6c) and (6d) have been inserted by Second Amendment.

- (6c) To act as a liaison officer between the Council and the medical practitioners registered in the Council,
- (6d) To do and cause to be done other works as directed by the Council,
- (7) To do other act specified by Government of Nepal with prior consultations of the Council,

●15 **Registration book** (1) For the purpose of registration of the name of medical practitioner as permanent, temporary, trial and specialist a separate register book of permanent temporary, trial and specialist registration respectively shall be maintained in the format of Schedule 3,4,5 and 6.

(2) The registration book under Sub-rule (1) may be maintained in both the Nepali and English languages. Registration shall be made in the Nepali language register in the order of first letter of name and in the English Language register in the order of first letter of surname.

●16 **To Publish registration list (inventory)**: (1) The Council shall publish the name registration list of the medical practitioners registered every year in the Council.

(2) The Council shall update the name registration list published pursuant to Sub-rule (1) and publish the same in every Four year.

⊙(3) Notwithstanding anything contained in Sub-rule (1) and (2), the name of trial registration holder and registered foreign medical practitioners shall not be included in the name registration list.

☒17.

18 **Provision concerning removal of name from register and re-registration:**

(1) If any registered medical practitioner desires to have his/her name removed from the register, may remove his name by submission of an application.

Provided that, even after he/she has made an application it shall not bar to take an action under the Act and Rules and to remove his/her name from the register as a punishment.

⊙ Amended by Second Amendment.

⊙ Amended by Third amendment.

☒ Deleted by Second Amendment.

(2) A medical practitioner, who has so removed his/her name by submission of an application, may apply to re-register his/her name upon payment of full fee.

(3) Where a medical practitioner, whose name has been removed under the conditions as mentioned in Sub-section (2) of Section 13 of the Act, desires to re-register his/her name by submission of an application, his/her name shall be registered upon receipt of full fee as per Rule from him/her.

(4) A medical practitioner, whose name has been removed from the Register pursuant to Sub-section (1) of Section 17, may apply for registration of his/her name after Two years of removal of his/her name by promising that he/she would reform his/her character. The Council also may, after considering his/her offence or conduct and whether he/she has improved his/her conduct or not and whether he/she can improve conduct or not, decide to register his/her name and if a decision is taken to register his/her name, his/her name shall be registered by taking full fee as per Rule.

(5) If the application made pursuant to Sub-rule (4) is not accepted, an application may be given again upon expiry of One year.

19. Action to be taken upon resignation by the member of the Council or upon vacant of the post:

•(1) If a member of the Council desires to resign from his/her post, resignation may be tendered in the case of an elected member to the Chairperson and in the case of a nominated member to Government of Nepal through the Chairperson.

(2) If the position of a member becomes vacant by virtue of his/her resignation or upon his/her death or disqualification attached for member pursuant to the Act, the vacant post shall be filled up as soon as possible by application of the method by which he/she had acquired his membership of the Council.

20. Fund of the Council and operation thereof: (1) The Following amount shall credited to the Fund of the Council:

(a) Amount received to the Council by application fee,

- (b) An unconditional amount (cash or kind) provided by any association or person to the Council on the Condition that it will not contravene the policy and objective of the Council,
- (c) Amount raised by Council by publication and sale of a book, booklet,
- (d) Grant received from Government of Nepal and
- (e) Amount received from other sources.

Provided that, the Council shall obtain approval of Government of Nepal before obtaining financial assistance from non-Nepalese citizen, foreign government or international union/association and the amount so received shall be expended for the work for which it was received.

(2) The Fund of the Council shall be operated as provided for in the Bye-laws.

20a. Criteria for granting recognition to a medical college by the Council: (1)

For the purpose of Clause (a) of Sub-Section (1) of Section 7a of the Act, a medical college shall be required to complete the following basic standard and infrastructures: -

- (a) If the medical college is to be operated by non-governmental or private sector, it must have been established and registered as per the prevailing laws,
- (b) Medical college and teaching hospital to have established in the same place or established in a place convenient to each other,
- (c) Must have obtained affiliation from a University,

② Amended by Second Amendment.

□ Rule 20a has been Amended by Third Amendment and Rules 20b, 20c, 20d, 20e, 20f and 20g have been inserted by the same Amendment.

(d) In order to operate bachelor level courses in Medical Science medical or dental subject the following educational and physical infrastructure to be completed:

- (1) Arrangement must have been made for adequate teacher, educational material, instrument, equipment in anatomy, physiology, pathology, pharmacology, microbiology, biochemistry department and community medicine department,
- (2) Must have arrangement for adequate educational, administrative and residential buildings,
- (3) Must have established library relating to medical subject,
- (4) A medical college proposed to conduct medical courses of bachelor level must have at least Seventy Five ropanies of land under its ownership and medical college proposed to conduct dental course of bachelor level must have at least Forty ropanies of land under its ownership,
- (5) To conduct M.B.B.S. courses, there must have an arrangement of a running hospital of Three hundred beds, and to conduct dental course, there must have an arrangement of a running general hospital of One hundred beds with specialist service at least of three subjects in dental disease including twenty five dental chairs,
- (6) Must have prepared a pre-plan of construction and expansion of educational administrative and teaching hospital and residential buildings,

(2) Prior to the conduction of a master's courses of medical or dental subject of medical science, the first group of students of medical or dental

courses of bachelor level shall be required to be conducted and completed the courses thereof.

(3) The Council may, by framing Bye-laws provide for provisions concerning teacher, educational material, equipment, instrument, hospital as required and other necessary infrastructures for qualitative education in medical or dental college.

(4) A medical or dental college must have completed the infrastructure and standard set forth in these Rules prior to the starting the proposed courses and the institution that conducts medical college must gradually and orderly develop infrastructures as prescribed by the Council,

20b. Inspections: (1) The Council shall form separate inspection teams of specialist inspectors for development of infrastructure, monitoring and evaluation of qualitative medical education and inspection of examination.

(2) The Council may designate, as per necessity, three to seven inspectors to the Inspection Committee formed under Sub-rule (1).

(3) It shall be the duty of a medical college so concerned to assist the Inspection Committee and make available all the description requested by the team.

(4) The Inspection Committee shall be required to prepare and submit inspection, monitoring and evaluation report to the Council within Seven days of the inspection in the format mentioned in Schedule-7.

(5) For inspection of examination pursuant to section 21 b. of the Act, the concerned medical college shall be required to send a notice in writing to the Council immediately after the date for university level annual examination is fixed.

20c. Operation of course and recognition: (1) On the basis of the inspection report submitted by the inspection team pursuant to Sub-rule (4) of Rule 20, the Council shall specify the maximum number of students that can be admitted by the college and may grant a trial recognition for a period of one academic year.

(2) A College which has received a trial recognition shall be required to be inspected such college by the Council and renew trial recognition and number of admission of student prior to the admission of students every year.

(3) The Council may grant full recognition for a particular period to the concerned medical college, which has already produced student of first group after it has received trail recognition.

(4) The Council shall periodically make available to Government of Nepal, concerned medical college and the university with which such college affiliated, the inspection report submitted by an inspection team pursuant to Sub-rule (4) of Rule 20b to the Council and the decisions taken by the Council on the basis of such report.

20d. Recommendation for revocation of the approval for conduct of medical college: (1) If a medical college to which the Council has granted recognition fails to complete the standard and infrastructure within the period specified by the Council or if the trial or full recognition of such medical college is revoked, the Council shall recommend to Government of Nepal to revoke the approval given to operate such medical college by Government of Nepal.

(2) Notwithstanding anything contained in Sub-rule (1), the Council shall, before making a recommendation for revocation of the approval of medical college require a clarification from the medical college by providing an appropriate time for why a recommendation should be made on the basis of the inspection report submitted by the inspection team to Government of Nepal to revoke approval given to operate such medical college by Government of Nepal.

(3) If the college does not present the clarification so asked by the Council under Sub-rule (2) or the clarification so presented is not found satisfactory, the Council may, on the basis of the inspection report, recommend along with its decision, to Government of Nepal, to revoke the approval stating that such medical college is not appropriate to conduct.

(4) Upon receipt of the recommendation submitted pursuant to Sub-rule (3), Government of Nepal may seek further clarification from the concerned

medical college by providing an appropriate time and may, after considering, the clarification so received, if any, and conducting an investigation if such investigation is required, revoke the approval of such medical college on the basis also of such investigation.

20e. Examination for registration certificate: (1) For the purpose of Clause (d) of sub-section (1) of Section 7a of the Act, the Council may conduct an examination for registration certificate.

(2) The examination for registration certificate under Sub-rule (1) may be conducted in the following one or more methods: -

- (a) Written examination,
- (b) Practical examination, and
- (c) Interview.

(3) Fee for examination for registration certificate shall be as prescribed in Schedule-9.

(4) Other provisions concerning examination for registration certificate shall be as prescribed by the Council.

(5) Subject to the Act and other provisions of these Rules, the name of the medical practitioners who have passed the examination for registration certificate shall be registered.

20f. Special Examination: (1) For the purpose of Section 21d. of the Act, the Council may conduct special examination on the basis of the prescribed curriculum.

(2) In the special examination, written examination shall be compulsory and the Council may in the special examination according to necessity, conduct practical examination, interview and other types of examination.

(3) Special examination fee shall be as prescribed in Schedule-9.

(4) Other provisions concerning special examination shall be as prescribed by the Council.

20g. Committee to conduct Examination: To conduct examination for registration certificate and special examination pursuant to Sub-rule (20e) and (20f), the Council shall form a five member Examination Committee.

21. Procedure concerning adoption of a resolution to institute a suit: [⊕](1) It shall be the duty of the Council to provide a reasonable opportunity to the concerned person for submission of a clarification and to consider such clarification, before adoption and submission to Government of Nepal a resolution to institute a suit pursuant to Clause (a) of Section 28 of the Act.

(2) Upon receipt of a resolution under Sub-rule (1), Government of Nepal may make further investigation of the charge.

⊕21a Provision concerning election: [☑](1) The members of the Council under Clause (b) and (f) of Sub-section (1) of Section 4 of the Act shall be elected by a simple majority.

~~✂~~(2).....

†21b. Election Committee: (1) The Council shall form a three member Election Committee consisting of a Chief Election Officer, who shall be the Chairperson of the Committee, and other two election officers.

(2) The Election Committee formed under Sub-rule (1) shall upon publication of result be automatically dissolved.

(3) All expenditure to be incurred for election under these Rules shall be borne out from the fund of the Council.

(4) Other procedure relating to election shall be as prescribed by the Council.

21c. Voting: (1) Medical practitioners whose names were registered in the Council before formation of the Election Committee may participate in voting for election.

(2) Notwithstanding anything contained in Sub-rule (1) the medical practitioners with trail registration and registered foreign medical practitioners shall not be entitled to caste vote in the election.

⊕ Amended by Third Amendment

⊕ Inserted by Second Amendment

☑ Amended by Third Amendment

~~✂~~ Deleted by Third Amendment.

† Rules (21b),(21c),(21d), (21e) have been inserted by Third Amendment .

21d. Deemed to have been elected: (1) Where an election is contested for one post a candidate who has secured the highest number of votes shall be deemed to have been elected.

(2) Where the election is contested for more than one post candidates who secure more votes shall be deemed to have been elected respectively.

(3) If there is only one candidate for a post for which election is contested or there are less candidates than the number of posts for which an election is contested, such candidate shall be declared elected unanimously.

(4) If the numbers of valid votes secured by candidates are equal the election officer shall have to select a candidate by a lottery between the candidates who have secured equal number of votes. A candidate who is so elected by lottery shall be deemed to have secured one more vote.

21e. Functions, duties and powers of the Election Committee: (1) The Election Committee shall exercise the power to discharge all functions, duties relating to election such as publishing voters list, hearing objection to voters list, publishing final voter, list, examining the nomination of candidate, hearing objection to nomination letter, specifying voting booth, causing the vote to be cast, counting vote; declaring the result of election.

(2) The Election Committee while exercising its power pursuant to Sub-rule (1) may prescribe the forms relating to election, issue guidelines necessary for election and employ persons necessary to complete elections.

(3) Other procedures concerning election, shall be as prescribed by the Council.

Chapter 3a

Provision Concerning With the Registration of Foreign Medical Practitioner's Name

21f. Name to be registered in the registration book: (1) For a foreign medical practitioner to practice a medical profession in a hospital or medical college within Nepal for a certain period, he/she shall be required to have registered

☑ Inserted by the Third Amendment.

his/her name in the registration book, make an application in the format prescribed by the Council.

(2) While submitting an application pursuant to Sub-rule (1), a certified copy of passport and visa of a foreign medical practitioner and in the case of a foreign medical practitioner for whom visa and passport is not required, a copy of his/her identity card issued by governmental body showing his/her identity and certified by a member of the Council or a permanently registered medical practitioner designated by the Council from among registered medical practitioner shall be required to be enclosed.

(3) A foreign medical practitioner has to submit an original certificate of the good medical practitioner issued by the Medical or Dental Council or Vocational Council equivalent to that of the country in which he is working and original recommendation letter issued by the head of the medical college or hospital in which he/she has desired to work and Government of Nepal for registration of his name stating therein causes for him/her to work in that hospital or college and period of work and a copy of the recommendation certified by a member of the Council or a medical practitioner designated by the Council from among the permanently registered medical practitioner.

Provided that, in the case of a hospital or medical college which has concluded an agreement in writing with or has obtained approval from Government of Nepal to have a foreign medical practitioner involved in medical profession, a separate recommendation letter of Government of Nepal is not required to be submitted for the period of the agreement or approval.

(4) Foreign medical practitioner's name shall be registered for a period not exceeding one year.

Provided that, the Council may, if it deem necessary, renew at one time for a period not exceeding another one year.

(5) Foreign medical practitioner's name shall be registered in the registration book prescribed in Schedule-8.

(6) Notwithstanding anything contained in Sub-rule (3), upon termination of a foreign medical practitioner's service period in the hospital or

medical college in which he/she is working or upon dissertation by him /her to work in that hospital or college, his/her registration of name shall be deemed to have been revoked automatically.

(7) Changes for foreign medical practitioner's name registration and renewal of registration shall be as prescribed in Schedule - 9.

(8) If foreign medical practitioners name was registered prior to the commencement of these Rules, such registration shall automatically be deemed to have been made under these Rules.

(9) Other provisions concerning the registration of foreign medical practitioner's name shall be as prescribed by the Council.

Chapter- 4

Miscellaneous

22. **Code of conduct of the medical practitioner:** [Ⓢ](1) Registered medical practitioners' code of conduct towards patient and member of patient family shall be as follows:

- (a) To treat disease by making proper diagnosis with his/her fullest intelligence and capability,
- (b) Except the fee chargeable for his proper remuneration, medicine and instrument and equipment, not to rise improperly other financial benefit directly or indirectly,
- [Ⓢ](c) If he/she feels that he/she can not treat a patient with his/her capacity, knowledge, skill and experience, to treat after consultation with a specialist as far as available and to notify, having regard to circumstances, clearly to the patient or reliable family member of the patient that as far as available treatment is to be made by specialist or to recommend to an institution as like hospital.
- (d) To inform, if it seems appropriate, to the patient or his reliable family member about the graveness of disease.

[Ⓢ] Amended by Third Amendment.

Provided that with the object of financial or otherwise simple disease shall not be made a grave one.

- (e) Except in the following circumstances, ²not to deprive a patient of his/her treatment.
- (1) On refusal to provide remuneration,
 - (2) If he/she does not take the drug recommended by him/her,
 - ²(3) If he/she pressurizes or compels the medical practitioner to recommend unnecessary drugs,
 - (4) If he/she has given pressure to carry out illegal acts by any means.
- (f) After knowing that due to a grave disease patient needs constant care, to advise member of the patient's family or a person looking after him to contact such type of medical practitioner and to leave patient only after giving the address of probable or place of his stay to them to contact to him/her, if necessary,
- (g) To show descent behavior to the patient and a person looking after the patient and to treat disease according to his/her fullest knowledge, intelligence, and experience and nor to neglect and ignore the treatment of disease,
- (h) Not to issue a false certificate of sickness or healthiness; not to give false statement, evidence or speech for or against somebody,
- (i) Not to disclose, except according to law under the order of a court of law, any secret matters concerning with patient stated by the patient to him/her under his trust,
- (j) Not to cause abortion except on health ground; to cause abortion after consulting another medical practitioner and

² Amended by Second Amendment.

² Amended by Second Amendment.

if such medical practitioners too advises that non-abortion would likely to jeopardize the life of the pregnant woman or give birth to a disabled child or disturb mental order of the pregnant woman; however, this shall not be deemed to be the commission of any illegal act,

- (k) If an accident is occurred in the course of treatment, to treat as far as he/she can with his/her labor and intelligence to save the life or an organ of the patient; if the service of a specialist is available, to treat as far as possible undertaking the responsibility of the patient, with the assistance of such specialist,
- (l) Not to treat patient taking narcotic drugs.

②(2) A registered medical practitioner's code of conduct toward his colleague shall be as follows:

- (a) Not to dominate or insult to the colleague by using word or other any behavior.
- (b) Not to mention in signboard or pad with the objective of earning fame or money any other thing except his own name, degree obtained and the post if any, he is holding.

Provided that, if he/she is an author of a book written only for a medical practitioner or concerning person but not for people in general, he may mention in that book any other degrees obtained by him.

- (c) Not to take any drug which would establish a habit and not to cause as far as possible any colleague to so take a drug as to establish a habit.
- (d) Not to assist unqualified person to treat or do or cause to be done work relating thereto.

③ Amended by Third Amendment

- (e) Not to make directly or indirectly a person an agent to bring patient before him, awarding such person a remuneration or share.

23. Punishment and other action: ^S(1) The Council shall take action against a medical practitioner who has violated the code of conduct set forth in Rule 22 and concealed a crime committed by him/her and may order the Registrar to remove his/her name from register book.

(2) The Council shall provide an opportunity to medical practitioner to present evidence of innocence by him/herself or through a lawyer; however, if the medical practitioner against whom a charge is made does not appear in person or sends a lawyer within the time specified, a decision shall made *exparte*.

(3) No person shall be allowed to be present other than the concerned medical practitioner, his lawyer, Council's member and staff, counsel of the Council in the proceeding initiated for punishment.

(4) The Registrar shall give notice to the concerned person, association, and office of the decision to remove name.

(5) Prior to the removal of the name of any registered medical practitioner from the register pursuant to Sub-section (1) of Section 17 and Section 18 of the Act, the Council shall give him/her a reasonable opportunity to present his /her clarification.

Provided that, such opportunity shall not be required to be provided to the medical practitioner who is convicted by a final Court in an offense of moral turpitude.

24. Appeal: (1) If an appellant filed an appeal against the decision or an act or action of the Registrar to the Council under the Act and if the appellant is a member of the Council, decision shall be made in the presence of both the member and the Registrar in the meeting of the Council.

Provided that, the Chairperson of the Council shall have to give notice of such meeting to the Registrar or appellant at least one month in advance.

(2) If no body from among the Registrar and the appellant has not been present on the day of meeting so notified by the Council under Sub-rule (1), the Council may give its decision.

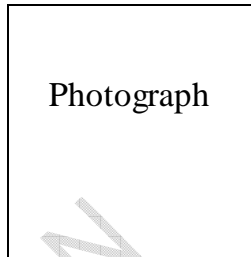
25. Provision concerning issuance of certificate: (1) While issuing a certificate under section 29 of the Act by the registered medical practitioner, each certificate shall be required to be registered in a register prescribed by the Council.

(2) No person's citizenship shall be ensured only on the basis of the birth certificate issued under Sub-rule (1).

NEPAL LAW COMMISSION

●Schedule 1
(Relating to Sub-rule (1) of Rule 3)
Specimen of Signature

The Registrar,
Nepal Medical Council
Kathmandu, Nepal.



Dear Sir/Madam,

I hereby submit this application for having registered my name permanent/ temporary/trial/ specialist as per rule in the registration book of Nepal Medical Council. I request you to register my name in the registration book of the Council and issue a certificate thereof. I have enclosed herewith original certificates of all academic degrees, mark sheets, citizenship and other certificates I have obtained and certified copies thereof, three copies of recently taken passport size photographs and banks voucher of NRs..... for application fee.

Full name of Applicant:

Permanent address:

Temporary Address:.....

Father's name:

Grand Father's name:.....

Place proposed for work...

Applicants

Signature.....

Date:.....

Academic and other degrees obtained:

(1)

(2)

(3)

(4)

③ Amended by Third Amendment

The institute awarding academic and other degrees:

Year of issuance: -

If applicant's name is registered in other Vocational Council, name and address of such Council:

Specimen of the applicant's signature to be made in the prescription

Date:

Identity: (From Council's member/Council's registered medical practitioner)

I know the applicant medical practitioner well. His statement is true; upon misrepresentation be done as per the law.

Certifier's

Name: -

Signature: -

Registration No:

Address:

Date: -

NEPAL LAW COMMISSION

●Schedule 2

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Letter of Oath

Subject to the Medical Council Act, Rule and Bye-laws and other prevailing laws, I hereby take oath and submit this Letter of Oath stating that I will honestly discharge all functions, duties to be discharged by me as a medical practitioner.

I hereby grant my consent for taking an action against me if I have committed an act in contravention to the Nepal Medical Council Act, Rule, Bye-laws and professional conduct and the directives given by other prevailing laws in regards to the functions, duties and code of conduct of the medical practitioner.

Signature: -

Name: -

Address: -

Date: -

③ Amended by Third Amendment.

●Schedule - 3

Relating to Sub-rule (1) of Rule 15

Permanent Registration Book

Registration No.	Date of registration	Name and Surname	Address	Basic academic qualification and training	Full name and address of the University or teaching institution	Other descriptions	Recently taken black and white photograph
		Full name and surname in Devnagari: In English Father's Name: Grand father's name : Sex: Nationality:- Place of birth Date of birth: Year:	Country Zone: District: Tole/Village Municipality V.D.C.: Ward No.:	Degree's name : Period of study: Year of admission: Year of completion of study	Name and address of the institute awarding the degree and name and address of the	If registered previously in any institution, registration No, date: Name of the institution	

② Amended by second Amendment.

Registration No.	Date of registration	Name and Surname	Address	Basic academic qualification and training	Full name and address of the University or teaching institution	Other descriptions	Recently taken black and white photograph
		Month: Day:-	Telephone Contact Address: Phone No.: Fax No. P.Bo.No. Name and address of the institution if he is presently serving	Year of start and completion of internship: Year and month of acquisition of degree	institution in which internship was completed		

Signature of the person
filling description

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Verifier's
Signature

.....

Concerned medical
practitioner signature

.....

Registrar's signature

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NEPAL LAW COMMISSION

•Schedule - 4
(Relating to Sub-rule (1) of Rule 15)
Temporary Registration Book

Registration No.	Registration Date	Name and Surname	Address	Basic Educational Degree and Training	Full name and address of the university or teaching institution	Other Description	Recently taken passport size black and white photograph
		Full name and Surname in Devnagari: In English: Sex: Nationality:- Citizenship No:- Place of Birth Date of Birth: Year Month Day	Country: Zone: District : Tole / Village:- Municipality: V.D.C.: Ward No.:- Telephone No:- Contact Address:-		Name and address of the institution which has provided training	If registered previously in an institution registration No; date and name of the institution :	
			Telephone Fax No:- Post Box No:- Name and Address of an institution if he is presently serving				

Signature of the person filling description

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Verifier's Signature

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Concerned medical practitioner signature

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Registrar's signature

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② Amended by Second Amendment.

•Schedule - 5
(Relating to Sub-rule (1) of Rules 15)
Trail Registration Book

Registr ation No.	Date of registration	Name and Surname	Address	Basic academic qualification and training	Full name and address of the University or teaching institution	Other descriptions	Recently taken black and white photograph
		Full name and surname in Devnagari: In English : Father's Name : Grand father's name : Sex: Nationality:- Place of birth Date of birth: Year: Month: Day:-	Country Zone: District: Tole/ Village Municipality V.D.C. Ward No. Telephone Contact Address : Phone No.	Degree's name : Period of study : Year of admission : Academic Year Year of completion of study : Year of completion		If registered previously in any institution, registration No, date, Name of the institution	

② Amended by Second Amendment.

Registration No.	Date of registration	Name and Surname	Address	Basic academic qualification and training	Full name and address of the University or teaching institution	Other descriptions	Recently taken black and white photograph
			Fax No. P. Bo. No. Name and address of the institution if he is presently serving	of internship: Year and month of acquisition of degree : Name of Degree:			

Signature of the person
filling description

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Verifier's
Signature

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Concerned medical
practitioner signature

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Registrar's signature

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NEPAL LAW COMMISSION

•Schedule - 6
(Relating to Sub-rule (1) of Rules 15)
Specialist Registration Book

Registr ation No.	Date of registratio n	Name and Surname	Address	Basic academic qualification and training	Full name and address of the University or teaching institution	Other descriptions	Recently taken black and white photograph
		Full name and surname in Devnagari: In English : Father's Name : Grand father's name : Sex: Nationality:- Place of birth : Date of birth: Year: Month: Day:-	Country Zone: District: Tole/Village Municipality V.D.C. WardNo. Telephone Contact Address :	Basic Degree's name : Period of study : Year of admission : Academic Year Year of completion of study : Year of		If registered previously in any institution, registration No, date, Name of the institution	

② Amended by the second Amendment

Registration No.	Date of registration	Name and Surname	Address	Basic academic qualification and training	Full name and address of the University or teaching institution	Other descriptions	Recently taken black and white photograph
			Phone No. Fax No.	completion of internship Year and month of acquisition of Special Degree:			

Signature of the person
filling description
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Verifier's
Signature
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Concerned medical
practitioner signature
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Registrar's signature
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NEPAL LAW COMMISSION

●Schedule 7
(Relating to Sub-rule (4) of Rule 20b)
Inspection, Monitoring and Evaluation Report

Name and address of the Medical College:

Name and address of the operating institution:

Name and Address of the Chief of the operating institution:

Name and Address of the Chief of the medical colleges:

Name and address of the University with which the medical college is affiliated:

Objective of the inspection of the medical college:

Description of the physical infrastructures:

- (1) Area of land:
- (2) Educational, administrative and residential building: -
- (3) Laboratory, educational materials and equipments of basics science
- (4) Library relating to medical sciences:
- (5) Data relating to teaching hospital, and various departments, instrument, equipment and service of the hospital:

Description of the teacher, medical practitioner, instructor, nurse, administrative and other manpower:

Passed percentage in annual examination:

No. of student:

Other educational courses conducted:

Physical development and manpower development plan:

Other description:

Findings of the inspection team:

Signature of the members of inspection team:

Date:

③ Amended by Third Amendment.

•Schedule - 8
Relating to Sub-rule (5) of Rule 21f.
Foreign Citizen Medical Practitioner Registration Book

Registration No.	Date of registration	Name and Surname	Address	Basic academic qualification and training	Full name and address of the University or teaching institution	Other descriptions	Recently taken black and white photograph
		Full name and surname in Devnagari : In English Sex: Nationality : Passport No. : Visa period : Sex: Nationality:- Place of birth : Date of birth:	Name of the Country: Permanent address : Zone : Recent address : Tole /Village Municipality V.D.C. Ward No.	Basic Degree's name : Period of study : Year of admission Year of completion of study : Year of start and completion of internship Year and month of acquisition of degree If special honors has been obtained, name of such honors:	Name and address of the institution awarding the degree and name and address of the institution in which	If registered previously in any institution, registration No, date, Name of the institution	

② Amended by Second Amendment.

Registration No.	Date of registration	Name and Surname	Address	Basic academic qualification and training	Full name and address of the University or teaching institution	Other descriptions	Recently taken black and white photograph
		Year: Month: Day:	Telephone Contact address Phone No. Fax No. P.Bo.No. Address of the institution presently served	If any training relating to medical profession has been obtained name of such training: Name address of the institution providing such training.	internship was completed		

Signature of the person filling description

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Verifier's Signature

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Concerned medical practitioner signature

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Registrar's signature

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NEPAL LAW COMMISSION

Schedule -9

Relating to Sub-rule (1) of the Rule 4, Sub-rule (2) of Rule 5, Sub-rule (2) of Rule 6, Sub-rule (2) of Rule 7, Sub-rule (3) of Rule 20e, Sub-rule (3) of Rule 20f and Sub-rule (7) of Rule 21f.).

Fee

1. Permanent registration fee: - One Thousand Rupees
2. Temporary registration fee: One Thousand Rupees
3. Trial registration fee: Five Hundred Rupees
4. Specialist registration:
 - (a) Name registration fee: One Thousand and Two Hundred Rupees:
 - (b) Annual fee: One Hundred Rupees.
 - (c) Renewal fee: One Hundred Rupees.
 - (d) Delay fee: Fifty Rupees.
5. Registration certificate examination fee: Two Thousand and Five Hundred Rupees.
6. Special examination fee: Three Thousand Rupees.
7. For foreign medical practitioners:
 - (a) Name registration fee: Three Thousand Rupees.
 - (b) Registration renewal fee: Three Thousand Rupees.