


Minutes of the 26th Meeting of the Central Supervisory Board (CSB) held under the Chairmanship of Hon'ble Union Minister of Health & Family Welfare on 24th January, 2018 at 4.30 pm in Committee Room No.249-A Nirman Bhawan, New Delhi.

The 26th Meeting of the Central Supervisory Board (CSB), reconstituted under the Pre-conception and Pre-natal Diagnostic Techniques (Prohibition of Sex Selection) Act, 1994 was held on 24.01.2018 under the Chairmanship of **Shri Jagat Prakash Nadda, Union Minister for Health & Family Welfare.** The list of participants is at **Annexure I.**

Smt. Preeti Sudan, Secretary (Health & FW), MoHFW welcomed the members especially the new non-official members of Central Supervisory Board to the meeting and thanked the Hon'ble Minister for chairing the meeting and members for their presence. She said that this meeting is very opportune, considering the fact that 24th January is observed as the National Girl Child Day. Taking pride in being part of the CSB meeting she stated that her new position as Secretary HFW will provide her opportunity to continue her work towards the survival and health of girl child that she started in Ministry of Women and Child Development (WCD) by spearheading the Beti Bachao Beti Padhao Scheme. She reiterated the fact that the effective implementation of PC&PNDT Act in terms of creating deterrence against sex selection has vehemently contributed towards accomplishments achieved under Beti Bachao Beti Padhao Scheme in the States/ UTs. She highlighted the initiatives taken in the better performing states of Haryana and Rajasthan, especially the very



effective decoy operations undertaken in these states that has proved to be a big deterrence to curb the illegal practice of sex selection.

She then requested **Smt. Vandana Gurnani**, Joint Secretary to share Action Taken Report on the decisions taken in 25th CSB meeting and the agenda items of this meeting.

Smt. Vandana Gurnani, JS (RCH), presented the action taken report and the agenda for the meeting.

Agenda No.1:

Confirmation of the Minutes of the 25th Meeting of the Central Supervisory Board

The CSB confirmed the Minutes of the 25th Meeting.

Agenda Item No.2:

Action Taken Report on decisions taken in the 25th Meeting of the Central Supervisory Board held on 24.01.2018

JS (RCH), MoHFW presented the Action Taken Report with regard to the decisions taken during the 25th CSB meeting. The JS (RCH) informed that the Ministry of Health and Family Welfare have notified rules for manner of Appeal under the PC & PNDT Rules, 1996 vide no. GSR 492(E) dated 22.05.2017 after the consideration in the 25th CSB meeting. The copy of the notification was placed before the CSB for reference.



Highlighting the main features of the rules JS (RCH) said that these rules will facilitate the states/ UTs to notify Appellate Authorities who will address the appeals against the orders passed by the States/ UTs Appropriate Authorities. She further said that under these rules, time lines have been provided for filing and disposal of appeals and requisite formats for submitting the appeal have also been prescribed. She informed that the rules have been communicated to the States to appoint State Appellate Authority and at least 50% of states have already appointed the state Appellate Authorities. She further informed that the UTs have been requested to nominate Appellate Authority that will be notified by GOI under these Rules

Apprising on the compliance of Supreme Court Judgement passed by the Supreme Court, JS (RCH) informed that all the concerned Ministries have been informed regarding the specific direction provided in the judgement: Registrar General of India (RGI) for tracking and display of the sex ratio at birth as per birth registration; Ministry of Law & Justice (MOLJ) for monitoring of PNDDT court cases and training of judiciary on the PC&PNDDT Act; Ministry of Women & Child Development (MWCD) for incentive schemes for the Girl Child and the copies of the communications were placed before the board for reference.

JS (RCH) updated the Board also on the action taken on agenda item 5 of the 25th CSB that was regarding the proposal to set pecuniary punishments for the offences including not wearing of name plate on the dress, not keeping a copy of the Act in the registered medical facility, and not displaying the board disclaiming sex selection at a prominent place in the medical facility prescribed under PC&PNDDT Rules. Further, the proposal was to include a declaration from the patient for



confirming the veracity of his/her personal details recorded in Section A: 3, 4, 5 and 6 of Form F. JS (RCH) explained that as per the recommendation of CSB in its 25th meeting legal opinion was sought from the Ministry of Law and Justice in view of the Supreme Court directions regarding the amendments in the PC&PNDT Act and Rules in its judgement dated November 8, 2016 in a Writ Petition Civil (WP). No. 349 of 2006: Voluntary Health Association of Punjab (VHAP) Vs Union of India & ORS. The same was pursued with the MOLJ and the Ministry of law has advised to deliberate and decide on the options for such amendments in the PC&PNDT Act. She further informed that the plausible options are being examined accordingly.

JS (RCH) also informed that the rules for exemption of registration/ renewal fee for the Government diagnostic facilities under the PC & PNDT Act have been notified vide no. GSR 599(E) dated 19.06.2017 and the copy of the same was placed before the board for reference. She further stated that this amendment will unburden the States/Uts from the unnecessary financial transaction between different government accounts and will ease out the process of registration for the government facilities under the PC&PNDT Act.

JS (RCH) apprising on the progress made for including ultrasound and similar medical equipments capable of sex selection under the Medical Devices Rules 2014 said that Drug Regulation Division under MOHFW has submitted the proposal to the Central Drugs Standard Control Organisation (CDSCO). She added that CDSCO has informed that the proposal will be placed as an agenda for consideration in the 78th DTAB meeting scheduled to be held on 12th February, 2018. The recommendation of Drug Technical Advisory Board (DTAB) will be communicated by CDSCO to this

