



**The Himachal Pradesh State Legislature Officers, Ministers and Members
(Medical Facilities) Act, 1971**

Act 6 of 1971

Keyword(s):

Member, Legislative Assembly, MLA

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**THE HIMACHAL PRADESH STATE LEGISLATURE OFFICERS,
MINISTERS AND MEMBERS (MEDICAL FACILITIES) ACT, 1971**

(ACT No. 6 OF 1971)¹

(Received the assent of the Governor on the 22nd April, 1971, and was published in R.H.P. Extra., dated the 18th May, 1971, at p. 336-337).

An Act to extend medical facilities to persons holding certain offices in the State of Himachal Pradesh.

BE it enacted by the Legislative Assembly of Himachal Pradesh in the Twenty-second Year of the Republic of India as follows:—

1. Short title and commencement.—(1) This Act may be called the Himachal Pradesh State Legislature Officers, Ministers and Members (Medical Facilities) Act, 1971.

(2) It shall be deemed to have come into force with effect from the 25th January, 1971.

2. Medical facilities.—(1) Notwithstanding anything contained in any other law for the time being in force, every person holding, for the time being, any of the following offices shall be entitled to such medical facilities for himself and for members of his family as may be prescribed by rules made by the State Government in this behalf, namely:—

- (i) the Speaker or the Deputy Speaker of the Himachal Pradesh Legislative Assembly;
- (ii) a Minister or a Deputy Minister of the State of Himachal Pradesh;
- or
- (iii) a Member of the Himachal Pradesh Legislative Assembly.

(2) All rules with regard to accommodation in hospitals and medical treatment applicable to officers mentioned in sub-section (1), immediately before the commencement of this Act, shall continue in force till the rules under this Act are made.

(3) Every rule made under sub-section (1) shall be laid, as soon as may be after it is made, before the Legislative Assembly while it is in session for a total period of not less than fourteen days which may be comprised in one session or in two or more successive sessions, and if before the expiry of the session in which it is so laid or the sessions aforesaid, the Assembly makes any modification in the rule or decides that the rule should not be made, the

1. For Statement of Objects and Reasons, see R.H.P. Extra, dated the 19th April, 1971, p. 247.

rule shall thereafter have effect only in such modified form or be of no effect, as the case may be, so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule.

**Notification and Rules
under
The State Legislature Officers, Ministers and Members (Medical
Facilities) Act, 1971**

GENERAL ADMINISTRATION DEPARTMENT
("C" SECTION)

NOTIFICATION

Simla-2 the 9th August, 1971

No. 2-10/71-GA-C.—In exercise of the powers conferred by sub-section (1) of section 2 of the Himachal Pradesh State Legislature Officers, Ministers and Members (Medical Facilities) Act, 1971 the Governor of Himachal Pradesh is pleased to make the following rules, namely:—

1. (i) These rules may be called the Himachal Pradesh State Legislature, Ministers and Members (Medical Facilities) Rules, 1971.

(ii) They shall be deemed to have come into force with effect from the 25th January, 1971.

2. Medical facilities admissible.—Every person holding, for the time being, any of the following offices shall be entitled, for himself and for members of his family, to the same medical facilities as are available to Class I Officers of the Himachal Pradesh Government :

¹[Provided that—

(a) every such person shall be exempt from the production of essentiality certificate by authorised medical attendant in support of his claim for reimbursement; and

(b) the authority competent to order reimbursement shall ensure that the claim for re-imbursment is justified and is in respect of re-imbursable medicines only and is otherwise in order].

Explanation:—For the purpose of this rule the expression "Members of his family" shall mean the husband or the wife, as the case may be, or such person who is residing with and wholly dependent on such person, his legitimate children, his step children, his legally adopted children, his parents and widowed daughters residing with and wholly dependent on him. Not more than one wife is included in a 'family' for the purpose of these rules.

1. Added by Not. No 2-10/71-GA-C II, dt. 26-2-1976, published in R.H.P. Extra dt. 4-3-1978 p. 749-50.