

(A)

CENTRAL SERVICES (MEDICAL ATTENDANCE) RULES, 1944

PREAMBLE

In exercise of the powers conferred by sub-section (2) of section 241, read with sub-section (3) of section 313 of the Government of India Act, 1935, the Governor General – in – Council is pleased to make the following Rules, namely:

Rule 1 SHORT TITLE AND EXTENT OF APPLICATION

- Rule 1 (1). These rules may be called the Central Services (Medical Attendance) Rules, 1944.
- Rule 1 (2). They shall apply to all Government servants other than (i) those in railway service and (ii) those of non-Gazetted rank stationed in or passing through Calcutta, whose conditions of service are prescribed by Rules made or deemed to be made by the Central Government, when they are on duty, leave or Foreign Service in India or when under suspension

Rule 2. DEFINITIONS

In these Rules, unless there is anything repugnant in the subject or context:-

- Rule 2 (a) "Authorised Medical Attendant" means –
- (i) in respect of a Government servant who belongs to a Central Service, Class I, or whose pay is not less than Rs.500 per mensem, the Principal Medical Officer of the district appointed by the Government to attend its officers in the district;
 - (ii) in respect of Government servant not belonging to a Central Service Class I, whose pay is less than Rs.500 but more than 150 per mensem, an assistant surgeon grade I (Medical Graduate), or other medical officer appointed by the Government to attend its officers in the station.;
 - (iii) in respect of any other government servant an Assistant Surgeon Grade II (Medical Licentiate), or other Medical Officer, similarly appointed.
- Rule 2 (b) "Districts" means the district in which the Government servant falls ill.
- Rule 2(c) "The Government" means –

- (i) in respect of a Part "A" or Part "B" state, the State Government; and
- (ii) in respect of a Part "C" State, the Lieutenant Governor or the Chief Commissioner, as the case may be.

Rule 2 (d) "Government Hospital" includes a Military Hospital, subject to the provisions of Appendix 32 to the Regulations for Medical Services of the Army in India, 1937, a hospital maintained by a local authority and any other hospital with which arrangements have been made by the Government for the treatment of government servants.

Rule 2 (e). "Medical Attendance" means-

- (i) in respect of a government servant specified in sub-clause(a), attendance in hospital or at the residence of government servant, including such pathological, bacteriological, radiological or other methods of examination for the purpose of diagnosis as are available in any government hospital in the district and are considered necessary by the authorised medical attendant and such consultation with specialist or other medical officer in the services of the Government stationed in the state as the authorised medical attendant certifies to be necessary, to such extent and in such manner as the specialist of medical attendant determine;
- (ii) in respect of any other government servant but excluding a member of the central service class IV, attendance at a hospital or in the case of illness which compels the patient to be confined to his residence, at the residence of the government servant, including such methods of examination for purposes of diagnosis as are available in the nearest government hospital and such consultation with a specialist or other medical officer of the government stationed in the district as the authorised medical attendant certifies to be necessary to such extent and in such manner as the specialist for medical officer may, in consultation with the authorised medical attendant, determine;
- (iii) in respect of a member of the central service, class IV, attendance at a hospital including such methods of examination for purposes of diagnosis as are available in the nearest government hospital and such consultation with a specialist or other medical officer of the government stationed in the district as the authorised medical attendant certifies to be necessary to such extent and in such manner as the specialist or medical officer may, in consultation with the authorised medical attendant, determine.

Rule 2 (f) "Patients" means a government servant to whom these Rules apply and who has fallen ill;

- Rule 2 (g) "State" means the State in which a patient has fallen ill;
- Rule 2 (h) "Treatment" means the use of all medical and surgical facilities available at the Government hospital in which the Govt. servant is treated and includes-
- (i) the employment of such pathological, bacteriological, radiological, or other methods as are considered necessary by the authorised medical attendant;
 - (ii) the supply of such medicines, vaccines, sera or other therapeutic substances as are ordinarily available in the hospital;
 - (iii) the supply of such medicines, vaccine, sera or other therapeutic substances not ordinarily so available as the authorised medical attendant may certify in writing to be essential for the recovery or for the prevention of serious deterioration in the condition of the Government servant;
 - (iv) such accommodation as is ordinarily provided in the hospital and is suited to his status; accommodation in general or free wards in the hospital being regarded as suitable for a member of the Central Services, Class IV;
 - (v) such nursing as is ordinarily provided to in-patients by the hospitals; and
 - (vi) the specialist consultation described in clause (e) but does not include diet or provision at the request of the Govt. servant or accommodation superior to that described in sub-clause (iv).

Rule 3 MEDICAL ATTENDANCE

- Rule 3 (i)- A Government servant shall be entitled, free of charge to medical attendance by the authorised medical attendant;
- Rule 3 (ii)- Where a Government servant is entitled under sub-rule (i), free of charge, to receive medical attendance, any amount paid by him on account of such medical attendance shall, on production of a certificate in writing by the authorised medical attendant in this behalf be reimbursed to him by the Central Government.

Rule 4 TRAVELLING ALLOWANCE FOR MEDICAL ATTENDANCE JOURNEYS

- Rule 4 (i)- When the place at which a patient falls ill is more than five miles by the shortest route from the consulting room of the authorised medical attendant-
- (a) the patient shall be entitled to traveling allowance for the journey to and from such consulting room, or

