

Pre-Conception and Pre-Natal Diagnostic Techniques (Prohibition of Sex Selection) Act, 1994





Prevent Female
Foeticide

Save Girl Child

Woman
Empowerment



PCPNDT Act, 1994

- ▶ **Prohibits** Sex determination and selection of the sex of the fetus before conception and before birth.
- ▶ **Prevents** abortion after sex determination.

Objectives

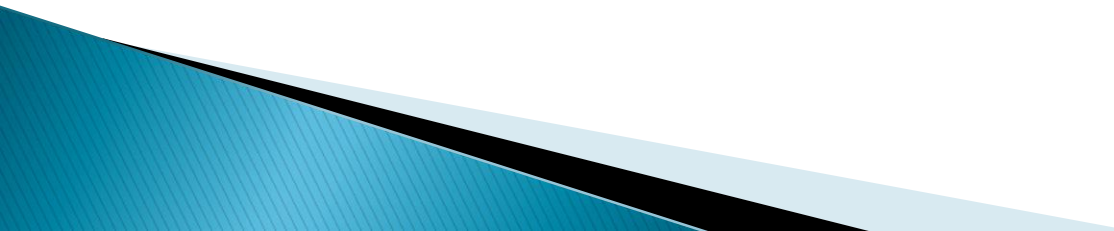
- ▶ **To bring under the purview** of this Act,
 - Ultrasonography Centers,
 - Genetic Laboratories and
 - Counseling Centersthat can carry out sex determination tests.
- ▶ **To keep a Close watch** on these centers by building a system for scrutiny and suspend/ cancel registration of those centers which violate the provisions of the Act.
- ▶ **To register criminal cases** against those who advertise or carry out sex determination and sex selection tests and thus violate the provisions of the Act.

Registration or Renewal Process

Registration fee

- a) **Rs. 25,000/-** for Genetic Counseling centre, Genetic Laboratory, Genetic Clinic, Ultrasound Clinic.
- b) **Rs. 35,000/-** for an institute, hospital, nursing home, or any place providing jointly the service of a Genetic Counseling Center, Genetic Laboratory and Genetic Clinic, Ultrasound Clinic or Imaging Center.
- c) If an application has been rejected , no fee shall be required for re-submission of the application within 90 days of rejection.

Application fee once paid will not be refunded.



- ▶ The Grant of registration or rejection of application shall be communicated to the applicant within a **period of 70 days from the date of receipt of application** .
- ▶ In case of a breakdown of the machine for any other reason due to which the registered unit cannot be used as Genetic clinic, the Appropriate Authority has to be informed within a period of **seven days**.
- ▶ In the event of change of ownership or change of management of the Center, the new owner or manager of such center shall apply **afresh for grant of certificate of registration**.

Renewal of registration

- ▶ An application for renewal should be submitted **30 days** before the date of expiry.
- ▶ The fees payable for renewal of registration shall be **one-half of the fees of registration.**
- ▶ In the event of failure of the Appropriate Authority to renew the certificate of registration within a period of **90days** from the date of receipt of application for renewal of registration, the certificate of registration shall be deemed to have been renewed.

Regulation of Genetic Counseling Centers, Genetic Laboratories and Genetic Clinics

- ▶ Should not conduct activities relating to Prenatal diagnostic techniques unless registered under this act.
- ▶ Should not employ any person who does not possess the qualifications as prescribed (DGO, DMRD, MDRD, DNB(Radiologist) /6 Months training (PCPNDT act) / Competency Test).
- ▶ The medical practitioner shall not conduct any pre-natal diagnostic techniques other than a place registered under this act.

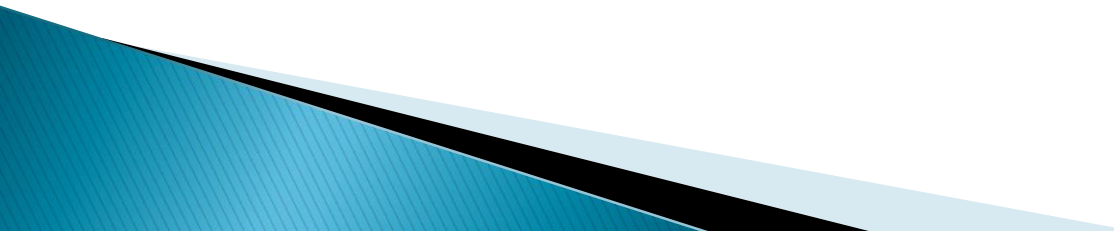
- ▶ All the centers are bound to notify the Appropriate Authority **30 days in advance** about the change of employee, place, address and equipment installed.

- ▶ Every center should prominently display on its premises a **notice in English and in the local language** of the public, to the effect that disclosure of the sex of the fetus is prohibited under law.

- ▶ Every center should **keep a copy of this Act and the Rules** framed there under in English and in the local language at the Ultrasonography Centre, Genetic Laboratory, Counseling Center, which has to be made available to the clientele on demand for perusal.

WHAT WE EXPECT FROM U

? ? ? ? ?

- ▶ Is a board on display?
 - ▶ Is a copy of the Act available at the center?
 - ▶ Is the Registration Certificate displayed at a conspicuous place?
- 

சக்தி மருத்துவமனை

சக்தி ஸ்கேன் சென்டர்

(Rg.No.PNA/852/2001)

6/920, திருச்சி ரோடு , நாமக்கல் - 637001

அறிவிப்பு

கருவுறுதலுக்கு முன் மற்றும் கருவுறுதலுக்கு பின் கருவின் தன்மையைக் கண்டறியும் தொழில்நுட்ப முறைகள் (ஒழுங்குபடுத்துதல் மற்றும் தவறான பயன்பாட்டினைத் தடுத்தல்) சட்டம் 1994 ன் கீழ் இம்மையம் பதிவு செய்யப்பட்டுள்ளது. கருவிலிருக்கும் குழந்தை ஆணா அல்லது பெண்ணா என்பதை ஸ்கேன் மூலமாகவோ வேறு எந்த பரிசோதனை மூலமாகவோ தெரிவிப்பது சட்டப்படி குற்ற செயலாகும். இம்மையத்தில் தெரிவிக்கப்படமாட்டாது.

NOTICE

This scan centre is registered under Pre-conception and Pre-Natal Diagnostic Techniques (Regulation and prevention of misuse) Act 1994. Determination of sex of foetus is an offence as per the act and this centre is not determining the sex of foetus through scan or any other pre-natal diagnostic techniques procedures.

480

9,435, 987, 5400, 8510

FORMS-10

0 00000000 0000 0000 0000 0000

1. *Staphylococcus aureus* (Gram-positive)
2. *Streptococcus pneumoniae* (Gram-positive)
3. *Escherichia coli* (Gram-negative)
4. *Salmonella enteritidis* (Gram-negative)
5. *Shigella flexneri* (Gram-negative)
6. *Yersinia enterocolitica* (Gram-negative)
7. *Campylobacter jejuni* (Gram-negative)
8. *Legionella pneumophila* (Gram-negative)
9. *Mycobacterium tuberculosis* (Gram-negative)
10. *Cryptosporidium parvum* (Gram-negative)

1. Measure the length of the headband.	2. Measure the width of the headband.
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Send all article submissions to: *Journal of Management Education*, 1000 University Ave., Suite 100, San Francisco, CA 94102-5080.

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Figure 2

Sex Determination is made a criminal offence by the Pre-conception and Pre-Natal Diagnostic Techniques (Prohibition of Sex Selection) Act. The penalty for doctors performing this test includes rigorous imprisonment up to 3 years and fine of rupees 10,000/-. For the family members demanding the test the punishment extends up to 5 years of rigorous imprisonment and fine of rupees 50,000 /-. The pregnant woman will not be charged with criminal offence.

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(Rg.No.PNA/852/2001)

கர்ப்பிணி பெண்கள் மற்றும் அவர்களின் உடனாளர்களின் கவனத்திற்கு

கருவின் பாலைனம் அறிவித்தல், பாலைன தேர்வை தடை செய்தல் சட்டம் 1994 (PC PNDT Act 1994) பிரிவு 6ன் படி தடை செய்யப்பட்டுள்ளது.

கர்ப்பிணி பெண்கள் ஸ்கேன் பரிசோதனை செய்யும் பொழுது ஸ்கேன் பரிசோதனை மருத்துவரிடமோ அல்லது அங்கு பணிபுரியும் ஊழியரிடமோ, கருவின் பாலைனம் அறிவது (பாலைனத் தேர்வை தடை செய்தல்) (PC PNDT Act 1994 Section 23) சட்டத்தின் பிரிவு 23ன் படி கீழ்க்காணும் தண்டனைக்குள்ளாக்கப்படுவீர்கள்.

- கருவின் பாலைனம் ஆணா, பெண்ணா என அறிய வலியுறுத்தும் கணவர் (ம) உறவினருக்கும் PC PNDT Act 94 (பாலைனத் தேர்வை தடைச் செய்தல் சட்டம் தடைச் செய்தல் சட்டம் 94 பிரிவு 4 (5)ன் படி (ம) பிரிவு 23 (3)-ன் படி 3 ஆண்டு சிறைத் தண்டனையுடன் ரூ.50,000/- அபராதம் விதிக்கப்படும்.
- அடுத்தடுத்த குற்றங்களுக்கு 5 ஆண்டு சிறைத் தண்டனையுடன் ரூ.1,00,000/- அபராதம் விதிக்கப்படும்.

புகார் அளிக்க வேண்டிய முகவரி :

மாவட்ட ஆட்சியர்,

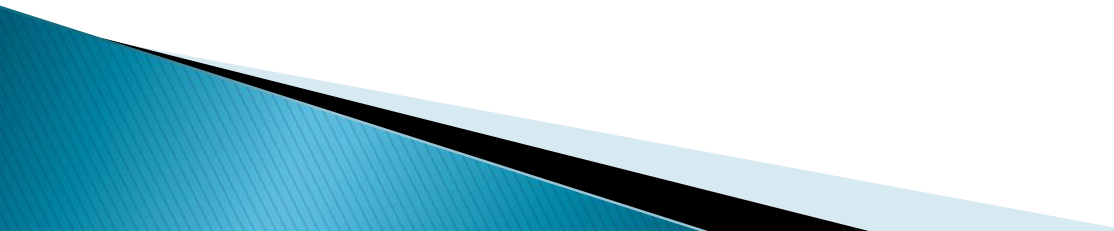
மாவட்ட இணை இயக்குநர் நலப்பணிகள்,

இயக்குநர் மருத்துவம் மற்றும் ஊரக நலப்பணிகள்,
சென்னை - 600 006.

Form "F" submission

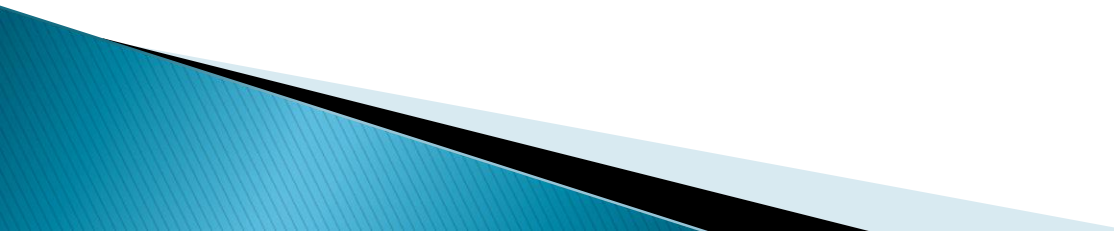
- All the 27 columns in the form F should be filled as per the Act.
- Copy of the Form F should be send to the Appropriate Authority **before the 5th of every month.**
- Consent letter of the pregnant woman should be obtained in the local language.
- A declaration should be submitted by the doctors with time and date.
- Referral records/slip should be maintained.

Cancellation or Suspension of Registration

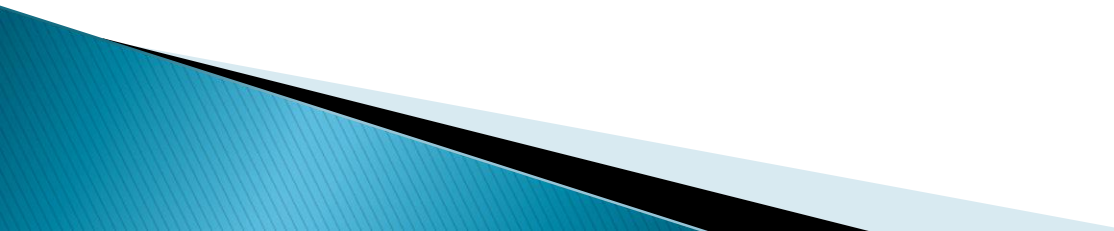
- The Appropriate Authority may issue a notice to the Centers to show cause why its registration should not be suspended or cancelled for the reasons mentioned in the notice.
 - After giving a reasonable opportunity of being heard to the Center and having regard to the advice of the Advisory Committee, the Appropriate Authority may suspend its registration for such period as it may think fit or cancel its registration without prejudice to any criminal action against the center
 - The Appropriate Authority notwithstanding anything contained in the above sub - sections and if is on opinion that it is necessary or expedient so to do in the public interest, may suspend the registration without issuing any such notice.
- 

Offences and Penalties

- ▶ The name of the medical practitioner shall be reported to the State Appropriate Authority to the **State Medical Council** concerned for taking necessary action including suspension of the registration if the charges are framed by the court and till the case is disposed of and on conviction for removal of his name from the register of the Council for a period of five years for the first offence and permanently for subsequent offence.

- ▶ Any person who seeks the aid of any center for sex selection shall be punishable with imprisonment for a term of **3 years** and fine extended upto **1 lakh rupees**
 - ▶ Shall not apply to the women who was compelled to undergo such diagnostic techniques.
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- ▶ Penalty for contravention of the provisions of the Act or rules for which no specific punishment is provided.

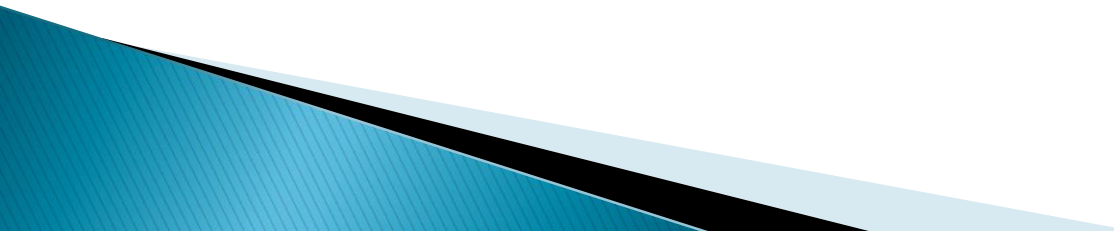
- ▶ Whoever contravenes shall be punishable with imprisonment for a term which may extend to 3 months or fine extend to Rs.1,000 or both.
 - ▶ In case of continuing contravention with an additional fine of Rs. 500 for every day.
- 

- ▶ Every Offence punishable under this Act is Cognizable, non-bailable and non-compoundable.

- ▶ Appropriate Authorities or their representatives shall file the case as complaints.

Form E, Form F & Form D

- ▶ Ultrasonography centre should submit Form F.
- ▶ Genetic Laboratory should submit Form E
- ▶ Genetic Counseling center should submit Form D.

- ▶ The Ultrasonography centers, Genetic Laboratories, Counseling centers should maintain all the documents, charts, forms, approval letters, and other material in the prescribed format for the **period of 2 years**.
 - ▶ **If any criminal case has been filed, should maintain all the record until final disposal of such case.**
- 

- ▶ All this record should be made available to the Appropriate Authorities or their representatives when they demand it for inspection.

RECORDS TO BE MAINTAINED

- ▶ 1. Register showing a serial order
NAME
Spouse/Father Name
Address
Date
- ▶ 2. Further as in Form D,E & F
- ▶ 3. Should preserve Form F, Consent Form, Sonographic Slides & Referral slips.
- ▶ A person conducting USG on pregnant women shall keep complete records. If any deficiency is found in the same that would be treated as a contravention of act.

- ▶ Appropriate Authorities hold the right to visit and inspect any Ultrasonography Centre/ Genetic Laboratory/ Genetic Counseling Centre which is suspected to have contravened the Act and search and seize all registers, documents, machines and other equipment, computer, printer, recording camera, registration certificates, all receipts and documents related to the Ultrasonography machine.

- ▶ It is mandatory for owners/ operators/ doctors to allow the Appropriate Authorities to conduct searches in registered/ unregistered hospital, home, vehicle, shop etc and make available all documents, machinery, equipment, etc. for inspection.

- ▶ In the presence of two persons acting as witness, all documents, Ultrasonography machines and other equipment used to carry out sex determination test will be seized. They should be sealed at the time of Seizure. All the notebooks, documents, registers, certificates, advertisements, equipments, machines, all that can be used as evidence will be seized after a search. All materials should be seized as per the Law after a Panchnama(Seizure Magazer). The entire procedure will be performed before independent but dependable witness.

SELF REFERRAL FORM

- ▶ **SELF REFERRAL FORM**

- ▶ _____

- ▶ Scan Centre's Registration No. _____

- ▶ Name of the Patient _____ Age _____

- ▶ Address _____

- ▶ Clinical History

- ▶ _____

- ▶ Clinical Findings

- ▶ _____

- ▶ Indication for Ultrasound

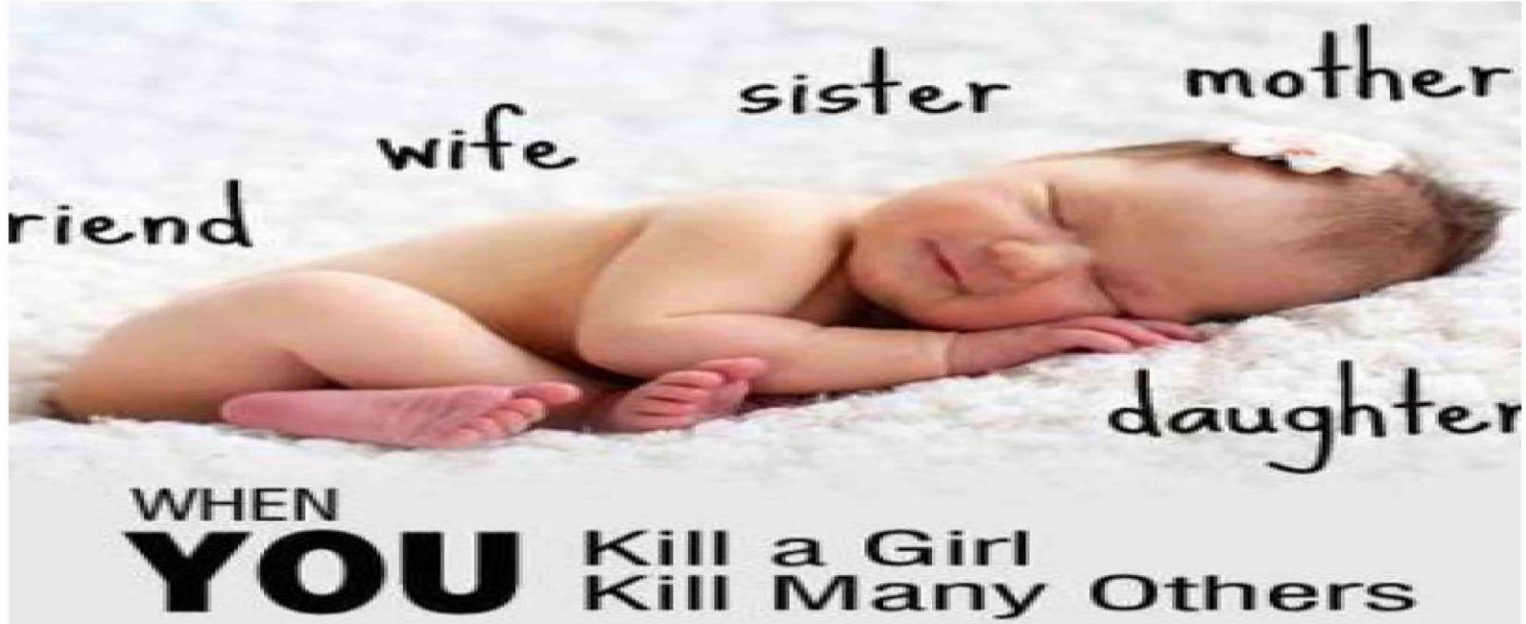
- ▶ _____

- ▶ Signature of Obstetrician / Sonologist with seal

Pre Conception and Pre Natal Diagnostic Techniques



மருத்துவம் மற்றும் ஊரக நலத்துறை



ஒரு பெண்

- மகள் - சகோதரி - மனைவி - தாய்
இவ்வுறவுகள் தேவையெனில்
பெண் குழந்தையைக் காப்போம்



மருத்துவம் மற்றும் ஊரக நலத்துறை



பெண் குழந்தையின்
ஆரோக்கியத்திற்கும்
முன்னேற்றத்திற்கும்
வழிவகுப்போம்

THANK YOU