রেজিস্টার্ড নং ডি এ-১

বাংলাদেশ গেজেট

অতিরিক্ত সংখ্যা

কর্তৃপক্ষ কর্তৃক প্রকাশিত

মঙ্গলবার, অক্টোবর ২৯, ২০২৪

Government of the People`s Republic of Bangladesh
Ministry of Fisheries and Livestock

Notification

Dated : 28 October, 2024

S. R. O. No. 376-Law/2024.—In exercise of the powers conferred by section 55 of the Bangladesh Veterinary Council Act, 2019, the Government is pleased to publish the following English translation of the Act to be called the Authentic English Text of the Act:

(Authentic English Text of the Original Bangla Act)

Bangladesh Veterinary Council Act, 2019
(Act No.XIII of 2019)

[26 Ashar, 1426/10 July, 2019]

An Act to re-enact a new law reflecting the demand of time by repealing and considering the provisions of the Bangladesh Veterinary Practitioners Ordinance, 1982

WHEREAS, all the Ordinances promulgated by Martial Law Proclamation between the period from 24th March, 1982 to 11th November, 1986 have ceased to have effect due to omission of paragraph 19 of the Fourth Schedule to the Constitution (Fifteenth Amendment) Act, 2011 (Act No. XIV of 2011) and the Constitution (Seventh Amendment) Act, 1986 (Act No. I of 1986) validating the Martial Law being declared void in the judgment pronounced by the Appellate Division of the Supreme Court of Bangladesh declaring the Martial Law unconstitutional in civil petition for Leave to Appeal No. 48/2011; and

মূল্য ঃ টাকা ২৪.০০

WHEREAS, some of those Ordinances are kept in force by the Act No. VII of 2013; and

WHEREAS, the Government has decided to make new laws in Bangla by way of necessary amendment and modification of such Ordinances after reviewing the necessity and relevancy of such Ordinances and soliciting opinions thereon from all stakeholders and relevant Ministries or Divisions; and

WHEREAS, in the light of the above-mentioned decision of the Government, it is necessary and expedient to enact a new law reflecting the demand of time by repealing and considering the provisions of the Bangladesh Veterinary Practitioners Ordinance, 1982 (Ordinance No. XXX of 1982);

THEREFORE, it is hereby enacted as follows, namely:—

1. **Short Title and Commencement.**—(1) This Act may be called Bangladesh Veterinary Council Act, 2019.

(2) It shall come into force at once.

2. **Definitions.**—In this Act, unless there is anything repugnant in the subject or context—

(1) **"Council"** means Bangladesh Veterinary Council established under section 4;

(2) **"Executive Committee"** means the Executive Committee constituted under section 10 of this Act;

(3) **"Prescribed"** means the Prescribed by rules or regulations, as the case may be;

(4) **"register"** means the register of Veterinary Practitioners and Paravets maintained by the Council;

(5) **"registered Paravet"** means any Paravet registered by the Council;

(6) **"registered Veterinary Practitioner"** means any Veterinary Practitioner registered by the Council;

(7) **"professional misconduct"** means failure or negligence in performing professional duties assigned by this Act, rules, regulations or any policy issued on professional matters or any misconduct prescribed by regulations issued by the Council;

(8) **"regulations"** means regulations made under this Act;

(9) **"animal"** means all kinds of animals except human beings;

(10) **"Paravet"** means a person passed a veterinary course of at least 3 (three) years from any institution recognized by the Government along with passing in the Secondary School Certificate Examination from Science Group with biology;

(11) **"rules"** means rules made under this Act;

(12) **"veterinary"** means matters relating to production, health, prevention of diseases and treatment, management etc. of animals recognized nationally or internationally in the veterinary education and profession;

(13) **"veterinarian"** means the person who has obtained at least a Bachelor's Degree in veterinary education from a University or Veterinary Institution recognized by the Government;

(14) **"Veterinary Institution"** means any University or Institution established under any Act for conducting veterinary education and awarding degrees, diplomas or training in that respect;

(15) **"veterinary practice"** means giving education and training in veterinary matters or providing advice on treatment, production and preservation, disease diagnosis, disease control and supersession of animals, its extension programme, quality control of animals and animal products, quarantines, research, artificial insemination, public health;

(16) **"veterinary education"** means any Degree, Diploma or Training specified in the Schedule in animal production, health, prevention of diseases, treatment, management and matters ancillary thereto;

(17) **"Registrar"** means the Registrar of the Council;

(18) **"member"** means a member of the Council;

(19) **"President"** means the President of the Council; and

(20) **"Vice-President"** means the Vice-President of the Council.

3. **Act to override any other law.**—Notwithstanding anything contained in any other law for the time being in force, the provisions of this Act shall prevail.

4. **Establishment of the Council.**—(1) Bangladesh Veterinary Council constituted under Bangladesh Veterinary Practitioners Ordinance, 1982 (Ordinance No. XXX of 1982) shall be deemed to have been established by the name of Bangladesh Veterinary Council under this Act.

(2) The Council shall be a body corporate having perpetual succession and a common seal with power subject to provisions of this Act, to acquire, hold and dispose of property, both movable and immovable, and shall by the said name sue and be sued.

5. **Management and administration.**—(1) The management and administration of the Council shall vest in the Executive Committee and the Executive Committee may exercise all such powers and perform all such functions as may be approved by the Council.

(2) The Executive Committee shall be responsible to the Council for exercising powers and performing functions, and shall follow such directions and orders as may be issued by the Council, from time to time.

6. **Constitution of the Council, etc.**—(1) The Council shall consist of the following members:—

(a) Director General, Department of Livestock;

(b) Director General, Department of Drug Administration;

(c) 1(one) representative, not below the rank of a Joint Secretary, to be nominated by the Ministry of Fisheries and Livestock;

(d) 1(one) Senior Veterinarian working in the Department of Livestock Services to be nominated by such Department;

(e) Dean, Faculty of Veterinary Science, Bangladesh Agricultural University;

(f) Dean, Faculty of Veterinary Medicine, Chattogram Veterinary and Animal Sciences University;

(g) 2(two) registered Veterinarians, to be nominated by the Government among the Deans of any other Universities, teaching Veterinary Sciences other than the University specified in clauses (e) and (f);

(h) 1 (one) Deputy Attorney General to be nominated by the Attorney General of Bangladesh;

(i) 1 (one) recognized and qualified member of the Remount Veterinary and Farm Core of the Armed Forces to be nominated by the Ministry of Defense;

(j) President, the Bangladesh Veterinary Association;

(k) 2 (two) Veterinary Practitioners, 1(one) of them shall be female veterinarian, to be nominated by the Government among the Veterinary Practitioners;

(l) 1(one) registered Veterinary Practitioner to be selected following the specified procedure from each administrative division of Bangladesh; and

(m) Registrar, who shall also be the Member Secretary.

(2) The members of the Council specified in sub-section (1) shall elect a President and a Vice-President of the Council from amongst themselves.

(3) The election under sub-section (2) shall be held in such procedure as may be specified by the Council.

(4) The duration of the Council shall be four years and the President and the Vice-President of the Council shall be elected for the said period:

Provided that the Council shall continue its office until the next Council is formed.

(5) The Government may, at any time, discharge the President or the Vice-President or both, as the case may be, from their offices before the expiry of the period specified in sub-section (4) in the public interest:

Provided that the President or the Vice President shall have to be given a show cause notice before such discharge.

(6) If the President is discharged under sub-section (5) or his resignation is accepted under sub-section (8), the Vice-President shall act as the President for the remaining period.

(7) If the President and the Vice-President both are discharged or the offices of them are vacant under sub-section (8), the members of the Council shall elect a President and a Vice-President from amongst themselves, and they shall continue their offices for the remaining period.

(8) The President, the Vice-president or any other member of the Council may, at any time, resign his office, by writing under his hand, addressed to the Government, and their offices shall be vacant from the date of acceptance of their resignation by the Government.

(9) The nominated and elected members under clauses (k) and (l) of sub-section (1), shall hold their offices as members for the next 4 (four) years from the date of their nomination or election:

Provided that the nominating authority may, in the public interest, discharge any nominated or elected member at any time from his office before the expiry of such period.

(10) If the quorum crisis arises in the Council Meeting due to any vacancy in the office of a member under sub-sections (8) and (9), the Government may appoint members in the vacant offices following the provisions of this Act, and the members appointed in such way shall hold their offices for the remaining period.

7. **The powers and functions of the Council.**—For carrying out the purposes of this Act, the powers and functions of the Council shall be as follows, namely:—

(a) registration, distribution, cancelling and controlling of certificates issued to the Veterinary Practitioners and Paravets, and protecting their legal rights and privileges;

(b) controlling, developing and extending veterinary education, profession and standard of services, and where applicable, conducting research in related fields;

(c) formulating policies, monitoring and implementing them for professional issues of the Veterinary Practitioners;

(d) formulating guidelines and conditions for enrollment in Veterinary courses;

(e) preparing curriculums for the courses in Veterinary Science, developing the standard of degrees and making policies for its internship;

(f) issuing accreditation for conducting Veterinary academic programmes;

(g) evaluating equivalency of and recognizing the degrees or diplomas in 'Veterinary Science conferred by the foreign Veterinary Institutions;

(h) taking measures for developing skills of the Veterinary Practitioners, creating opportunities for specialized expertise or imparting training in various specialized subjects;

(i) preparing a work-plan to develop skills of the Veterinarians;

(j) determining registration and certificate fees, renewal fees of the Veterinarians and other fees allowed under this Act;

(k) taking legal actions against any Veterinary Practitioner or Paravet for misconducts; and

(l) performing such ancillary functions as are necessary for the purposes of this Act and prescribed by rules.

8. **Meetings of the Council.**—(1) Subject to the other provisions of this section, the Council may determine the procedure of its meetings.

(2) The meetings of the Council shall be held on such time, date and place as may be determined by the President.

(3) The meetings of the Council shall be held at least twice in a year.

(4) The President shall preside over all meetings of the Council, and in his absence, the Vice- President shall preside over the meetings of the Council.

(5) To constitute a quorum at a meeting of the Council, the presence of at least one-third members shall be required, but in case of the adjourned meeting, no quorum shall be required.

(6) The decisions at a meeting of the Council shall be taken by a majority of the votes of the members present, but in the event of equality of votes, the person presiding over the meeting shall have a second or casting vote.

(7) No act or proceeding of the Council shall be invalid or any decision taken by it shall be void merely on the ground of any vacancy in, or any defect in the constitution of, the Council and no question in this regard shall be raised in any court.

9. **The Advisory Committee.**—(1) An Advisory Committee shall consist of the following members of the Council, namely:-

(a) Minister or State Minister, Ministry of Fisheries and Livestock, who shall also be its Chairman;

(b) two Members of Parliament to be nominated by the Speaker of the House of the Nation, 1(one) of them shall be a Woman Member of Parliament;

(c) Secretary, Ministry of Fisheries and Livestock;

(d) subject to consultation with the Council, four members among the registered Veterinarian, to be nominated by the Government, who shall be—

(i) 1 (one) Ex-President of the Bangladesh Veterinary Council;

(ii) 1 (one) present or former Vice-Chancellor of a University or 1 (one) Dean of the Veterinary Faculty;

(iii) 1 (one) retired Director General, Department of Livestock Services; and

(iv) 1 (one) Ex-President of the Bangladesh Veterinary Association.

(2) The Member-Secretary of the Council shall provide secretarial assistance to the Advisory Committee.

(3) The meeting of the Advisory Committee shall be held at least once in a year.

(4) The Council may take advice and guidelines from the Advisory Committee from time to time for overall activities and for developing the quality of services of the Veterinary Council.

(5) To constitute a quorum at a meeting of the Advisory Committee, the presence of at least one-third members shall be required, but in case of the adjourned meeting, no quorum shall be required.

(6) The tenure of the Advisory Committee shall be four years, and the members of the Committee shall perform their duties during such period.

(7) Any member of the Advisory Committee may resign his office, by writing under his hand, addressed to the President of the Executive Committee.

10. **Executive Committee, etc.**—(1) There shall be an Executive Committee of the Council.

(2) The Executive Committee of the Council shall consist of total 5 (five) members comprising the President and the Vice-President of the Council and 3 (three) members elected by the Council.

(3) The President and the Vice-President of the Council shall be the President and the Vice-President of the Executive Committee, ex-officio.

(4) All the activities performed by the Executive Committee shall be presented in the next Council Meeting for approval.

11. **The Registrar.**—(1) The Council shall, with the prior approval of the Government, appoint a Registrar for efficient performance of its duties.

(2) The Registrar shall be the Chief Executive of the Council.

(3) The appointment and terms and conditions of service of the Registrar shall be determined by the Government.

12. **Appointment of the Employees.**—The Council may, for efficient performance of its duties, subject to the Organogram approved by the Government, appoint such number of employees as may be necessary, and the terms and conditions of their services shall be prescribed by regulations.

13. **Constitution of the Committee.**—For carrying out the purposes of this Act, the Council may for efficient performance of its duties, constitute one or more Committees and may determine the duties and functions of the Committee.

14. **Prohibition of Veterinary Education Programme without the approval of the Council.**—No Veterinary educational Institution may undertake veterinary educational programme, prepare curriculums, conduct courses, impart training or award any certificate, degree or diploma related thereto without the approval of the Council.

15. **Accreditation of Veterinary Education Programme.**—(1) Any institution in Bangladesh awarding certificates in veterinary education shall have to apply to the Council in prescribed manner for accrediting Veterinary Education Programme.

(2) Within 60 (sixty) days after receiving the application under sub-section (1), the Council shall, in the light of the standards and criteria prescribed in this behalf, accredit the institution applying for Veterinary Education Programme, if it is eligible, and if it is not eligible, shall, without granting the application, inform the concerned institution within 30 (thirty) days.

(3) If any institution is accredited under sub-section (2), the Council shall publish a list at the beginning of every academic year mentioning the name of the institution, name of the degree and date of accreditation.

(4) The person who has received a degree or a diploma in veterinary education from any institution outside Bangladesh shall have to apply to the Council for accreditation of his degree or diploma under this Act.

(5) According to sub-section (4), if the degree obtained from outside Bangladesh is accredited by the Council of the concerned country or by similar organization, the applicant shall appear at the examination arranged by the Council, and if he passes the examination, the Council shall accredit his degree.

16. **Withdrawal of Accreditation of Veterinary Education Programme.**—(1) If it appears to the Council that—

(a) the curriculum made by any Veterinary Institution or the standard of examination conducted by it is below the specified standard; or

(b) the orders, directions or rules of the Government and the Council are not complied with properly by any veterinary institution, the Council shall send a notice with necessary comments to the concerned institution requiring the explanation about the issue concerned within a time specified by the Council.

(2) After receiving the explanation from the concerned Veterinary Institution upon the notice given under sub-section (1), or if the concerned institution fails to give explanation within the time specified, the Council may, subject to necessary inquiry, withdraw the accreditation of the concerned Veterinary Institution in such manner as may be prescribed.

17. **Prohibition of the Veterinary Practice without the Registration and Certificates.**—Notwithstanding anything contained in any other law for the time being in force, no person shall do veterinary practice or introduce himself as a Veterinarian Doctor or a Veterinary Practitioner without registration and obtaining a certificate under this Act.

18. **Examination, etc.**—(1) The Council may, before issuing registration for the Veterinary Practitioners and Paravets under this Act, if necessary, take an evaluation test on their professional education and skills in such manner as may be prescribed.

(2) The procedure of evaluation test specified in sub-section (1) and examination of answer sheet shall be specified by the Council.

19. **Registration of Veterinary Practitioners, etc.**—(1) For registration as a Veterinary Practitioner, a person shall have to apply to the Council in a prescribed manner and subject to payment of prescribed fees with certificates of educational qualifications in veterinary including certificates of degrees mentioned in serials No. 1 and 2 of the Schedule or recognized under sub-section (5) of section 15.

(2) After receiving the application under sub-section (1), the Council shall—

(a) register the person as a Veterinary Practitioner by examining the information mentioned in the application in the light of the specific standards and policies, and after passing the evaluation test if any test is taken under section 18 ; and

(b) not register the applicant if he is disqualified for registration, and rejecting the application, inform it to the applicant with reasons thereof.

(3) The Council shall include the names of the registered Veterinary Practitioners and necessary information related thereto in a register under sub-section (2), and shall publish and maintain it.

(4) Registered Veterinary Practitioners shall have to renew their registrations at every four years in such manner as may be prescribed.

(5) If any registered Veterinary Practitioner obtains any additional academic qualification or certificate, the Council shall, upon his application, include such qualification against his name in the register.

(6) The register shall be deemed to be a public document under the Evidence Act, 1872 (Act No. I of 1872).

20. **Issuing of certificates, etc.**—(1) The Council shall issue certificates to the Veterinary Practitioners registered under section 19 and the Paravets registered under section 25 in such manner as may be prescribed.

(2) The registration certificates of the Veterinary Practitioners registered before the commencement of this Act under the Bangladesh Veterinary Practitioners Ordinance, 1982 shall be deemed to be the certificates issued under this section.

(3) The Council may, by notification in the official Gazette, issue necessary orders for issuing certificates until rules, regulations and policies are made.

21. **Publishing the list of registered Veterinary Practitioners.**—The Registrar shall publish annually an updated list of the registered Veterinary Practitioners specifying the names, addresses, recognized academic qualifications and dates of obtaining such qualifications in the official Gazette and on the website of the Council.

22. **Duties and responsibilities of the registered Veterinary Practitioners, etc.**—The registered Veterinary Practitioners shall ethically perform such duties and responsibilities as may be prescribed by regulations.

23. **Privileges of the registered Veterinary Practitioners.**—(1) Only the registered Veterinary Practitioners shall be eligible for appointment in any veterinary related position in the government, semi government, autonomous, private or any other veterinary organizations operated by the local authorities, hospitals, pharmaceutical and food related institutions or in slaughtering houses.

(2) A registered Veterinary Practitioner may use the title "Doctor" or "Dr." with their names and take such fees as may be determined by the Council for their services given by him.

(3) If any veterinary health certificate or any other certificate requires signature or attestation under any Act for the time being in force, only the registered Veterinary Practitioners may sign or attest such certificate.

24. **Accreditation of Academic Qualifications of Paravets.**—(1) If a Paravet obtaining veterinary education from any Veterinary Institution wants to use his training or diploma, it shall have to be accredited under this Act by the Council.

(2) An institution shall have to apply to the Council for accreditation of its trainings or diplomas in such manner as may be prescribed.

(3) The Council may, upon receiving the application under sub-section (2), issue accreditation in the light of such standards and policies as may be prescribed in this regard.

(4) If any institution is issued accreditation under sub-section (3), the Council shall publish a list specifying the name of the institution, titles of diplomas or trainings at the beginning of each academic session.

25. **Registration of Paravets, etc.**—(1) If any person wants to be registered as a Paravet, he shall have to apply to the Council accompanied with certificate of academic qualifications mentioned in serial no. 3 of the Schedule in such manner and with payment of such fees as may be prescribed.

(2) After receiving the application under sub-section (1), the Council shall issue the registration certificate to the applicant as a Paravet in such manner as may be prescribed if it considers him eligible in the light of such standards and policies as may be prescribed.

(3) The Council shall include the names of the Paravets in the register with necessary information related thereto under sub-section (2) and shall publish and maintain it.

(4) The registered Paravets shall have to renew their registrations every four years in such manner as may be prescribed.

26. **Services to be delivered by Paravets.**—The Paravets being registered and having certificates shall render the following services under the supervision and instruction of the Registered Veterinary Practitioners, such as:—

(a) first aid to reduce suffering or pain of animals;

(b) vaccination;

(c) artificial insemination;

(d) castration using burdizzo castrator;

(e) dressing;

(f) such other services as may be specified by the Council by notification in the official Gazette; and

(g) any other ancillary services determined by the Government, from time to time.

27. **Prohibition of using the title "Doctor" or "Dr." by the Paravets.**—No Paravet shall introduce himself as a veterinary doctor, or use the title "Doctor" or "Dr." before his name.

28. **Making inquiry of complaint, etc.**—(1) If any complaint of professional misconduct is made against any registered Veterinarian or Paravet, the Council shall, issue a notice to show cause within specific time to the concerned Veterinary Practitioner or Paravet regarding the complaint brought against him.

(2) If the reply of the notice under sub-section (1) is not satisfactory or the fact of the complaint is primarily proved, the Council shall constitute an Inquiry Committee consisting of 3 (three) members for making inquiry of the complaint.

(3) The Inquiry Committee constituted under sub-section (2) shall inquire into the fact of the complaint and, for the purpose of inquiry, may interrogate any person including the complainant, or may issue a notice to any person concerned with the complaint to appear as a witness or to send any document or information.

(4) If the complaint is proved upon the inquiry held by the Committee constituted under sub-section (2), the Inquiry Committee shall, considering the gravity of the complaint brought against the accused Veterinary Practitioner or Paravet, submit recommendations to the Council for taking step to cancel or suspend his registration and certificate, give warning or impose administrative fine upon him.

(5) If the complaint is not proved upon inquiry, the Committee, shall submit a report to the Council with a recommendation of acquitting the complaint brought against the Veterinary Practitioner or Paravet.

(6) The person notified under sub-section (3) shall be bound to assist the Committee.

29. **Suspension, cancellation etc. of registration and certificates of the Veterinary Practitioners or Paravets.**—(1) The Council may, on recommendations got under sub-section (4) of section 28, issue an warning letter to the concerned Veterinary Practitioner or Paravet, or suspend him from practicing for a specific period or temporarily cancel his registration and certificate or, if necessary, impose an administrative fine.

(2) The Council may, in such manner and subject to collection of such fees as may be prescribed by regulations, reinstate the registrations and certificates cancelled under sub-section (1).

30. **Accreditation of private veterinary clinics, diagnostic centres, etc.**—(1) If any person or institution wants to run a private veterinary clinic, service centre, food and pharmaceuticals related establishment, animal slaughterhouse, breeding related institute, animal rehabilitation centre or diagnostic centre for commercial purposes, the person or institution shall have to apply to the Council for accreditation in such manner as may be prescribed.

(2) Upon considering the application received under sub-section (1), the Council may, with the prior approval of the Government, accredit the institution in such manner and according to such standards as may be prescribed.

(3) The Council shall include the name of the institution accredited under sub-section (2), details thereof and necessary information ancillary thereto in the register, and publish and maintain a list thereof.

31. **Withdrawal of accreditation of private veterinary clinics, diagnostic centres, etc.**—(1) If it appears to the Council that the quality of services provided by any private veterinary clinic, service centre, food and pharmaceuticals related establishment, animal slaughterhouse, breeding related institution, animal rehabilitation centre or any diagnostic centre—

(a) is below the standards determined by the Council, or

(b) any orders, instructions or policies issued by the Government and the Council is not properly complied with,

the Council shall issue a notice to the concerned institution requiring explanation within such period as may be specified by the Council.

(2) After receiving explanation of the notice sent under sub-section (1) from the concerned institution, or if the concerned institution fails to give explanation within a specified period, the Council may, subject to necessary inquiry, withdraw accreditation of the concerned institution in such manner as may be prescribed.

32. **Appeal against the decision of the Council for disapproval of registration or withdrawal of names from the register.**—(1) Any person or institution aggrieved against any order, instruction or decision issued under sections 15, 16, 19 and 29 may prefer an appeal within 30 (thirty) days of receiving the order in such manner as may be prescribed.

(2) The Government may constitute a Committee for dispose of appeals submitted under sub-section (1).

(3) The appeal preferred under sub-section (1) shall be disposed within 90 (ninety) days of its submission.

33. **To require information, etc. regarding curriculums and examinations.**—(1) The Council may require information regarding the curriculum of any subject, its examination procedures, trainings and any other necessary information ancillary thereto from any veterinary institution.

(2) The concerned institution shall be bound to provide the information required under sub-section (1) to the Council.

34. **Inspection.**—Any employee empowered by the Council may inspect any Veterinary Institution or examine its curriculums, examination procedures, training and any other programmes ancillary thereto, and shall submit the inspection report to the Registrar.

35. **Punishment for veterinary practice without registration and certificate.**- If any person does veterinary practices without registration and certificate, it shall be deemed to be an offence under this Act, and for that offence he shall be punished with imprisonment for a term not exceeding 3 (three) years, or with fine not exceeding Taka 2 (two) lacs, or with both.

36. **Punishment for conducting veterinary education programmes without accreditation of the Council.**—(1) If any institution conducts veterinary education programmes without the accreditation of the Council, it shall be deemed to be an offence under this Act, and the owner, director, manager, secretary or any other employee of such institution, who is directly involved in such offence, shall be deemed to have committed the offence unless the person accused can prove that the offence was committed without his knowledge and that he exercised all due diligence to prevent such offence.

(2) For the offence committed under sub-section (1), the person convicted shall be punished with imprisonment for a term not exceeding 2 (two) years, or with fine not exceeding Taka 5 (five) lacs, or with both and if such offence continues, he shall be punished with fine of Taka 50 (fifty) thousands for every day.

37. **Punishment for conducting private veterinary clinic, diagnostic centre etc. without accreditation of the Council.**—(1) If any person or institution conducts any private veterinary clinic, service centre, food and pharmaceuticals related establishment, animal slaughterhouse, breeding institution, animal rehabilitation centre or diagnostic centre without the accreditation of the Council under section 30, it shall be deemed to be an offence under this Act, and the owner, director, manager, secretary or any other employee of such institution, who is directly involved in the offence, shall be deemed to have committed such offence unless the person accused can prove that the offence was committed without his knowledge and that he exercised all due diligence to prevent such offence.

(2) For the offence committed under sub-section (1), the person convicted shall be punished with imprisonment for a term not exceeding 2 (two) years, or with fine not exceeding Taka 5 (five) lacs, or with both, and if such offence continues, he shall be punished with fine of Taka 50 (fifty) thousands for every day.

38. **Punishment for lie or deception.**—(1) If any person—

(a) introduces himself as Veterinary Practitioner or Paravet without registration;

(b) registers or attempts to register himself as a Veterinary Practitioner by deception;

(c) uses any word, letter or expression with his name deceptively so as to express himself as a registered practitioner;

(d) represents as a Veterinary Practitioner or Paravet through lie or deception;

(e) not being a registered Veterinary Practitioner, uses the title "Doctor" or "Dr." before his name; or

(f) being a Paravet, introduces himself as a Veterinary Practitioner or uses the title "Doctor" or "Dr." before his name,

it shall be deemed to be an offence under this Act, and for that offence he shall be punished with imprisonment for a term not exceeding 1 (one) year, or with fine not exceeding Taka 50 (fifty) thousands, or with both.

(2) The person abetting to commit an offence under sub-section (1) shall be punished with same punishment as is provided in sub-section (1).

39. **Fund.**—(1) For carrying out the purposes of this Act, there shall be a fund to be called the Bangladesh Veterinary Council Fund to which money received from the following sources shall be credited, namely:—

(a) grants made by the Government;

(b) registration, certificate and other fees received under this Act;

(c) income from investments and properties;

(d) grants received from any local and foreign development aid organization with the prior approval of the Government;

(e) grants made by any local authority; and

(f) money accrued from own income or any other legal sources.

(2) The money of the fund shall, with the prior approval of the Government, be deposited in any Scheduled Bank in the name of the Council, or may be invested in any profitable sectors of any other organization of the Government.

(3) The money of the fund and investments shall be operated in such manner as may be prescribed by rules:

Provided that the money of the fund and investments shall be operated in such manner as may be determined by the Council until rules are made.

Explanation.— "Scheduled Bank" means the Scheduled Bank as defined in Article 2(j) of the Bangladesh Bank Order, 1972 (President's Order No.127 of 1972).

(2) The necessary expenditure of the Council may be met up from the fund following the rules and procedures of the Government.

40. **Constitution of a welfare fund.**—The Council may, in such manner as may be prescribed, constitute a welfare fund and take a joint insurance policy for the welfare of its employees and registered Veterinary Practitioners, registered Paravets and their families.

41. **Collecting fees, etc.**—(1) The Council may collect fees prescribed by rules for conducting examinations, issuing or renewing certificates or for providing any other services in such manner as may be determined by the Council.

(2) The fees prescribed under sub-section (1), may be re-determined by the Council from time to time by notification in the official Gazette:

Provided that the Council may, until rules are made, with the prior approval of the Government, collect the fees prescribed under sub-section (1) by an order.

42. **Taking cognizance of offence.**—No court shall take cognizance of any offence committed under this Act, except upon a written complaint made by an employee or a person empowered by the Council.

43. **Offence to be non-cognizable and bailable.**—The offences under this Act shall be non- cognizable and bailable.

44. **Application of the Mobile Court Act, 2009.**—Notwithstanding anything contained in any other law for the time being in force, the Mobile Court may impose punishment in case of offences committed under this Act, subject to being included in the Schedule of the Mobile Court Act, 2009 (Act No. 59 of 2009).

45. **Budget.**—(1)The Council shall, by such date in each year as may be determined by the Government, submit to the Government for approval a budget for every financial year showing the estimated receipts and expenditure and the sums which are likely to be required from the Government for that financial year.

(2) In preparing budget such forms and formats shall be followed as may be prescribed by the Government.

46. **Accounts and Audit.**—(1) The Council shall maintain its accounts properly and prepare an annual statement of accounts in such manner as may be prescribed by the Government.

(2) The Comptroller and Auditor-General of Bangladesh, hereinafter referred to as the Auditor-General, shall audit the accounts of the Council ever year and submit a copy of audit report to the Government and the Council.

(3) If any objection is raised on the report mentioned in sub-section (2), the Council shall immediately take necessary measures to resolve it.

(4) For the purpose of an audit of the accounts under sub-section (2), the Auditor-General or any person authorized by him in this behalf shall have access to all records, books and documents, cash or bank deposit, securities, stores and any other properties of the Council, and may examine the President, the Vice- President or any member or employee of the Executive Committee of the Council or any other person concerned.

47. **Report.**—(1) The Council shall furnish to the Government a report on the conducts of its affairs during the last 1(one) year ending on 31 December every year within 30 June.

(2) The Government may, if necessary, require the Council to furnish a report or a statement on any matter of its affairs to it at any time, and the Council shall be bound to furnish it to the Government.

48. **Public Servant.**—The Registrar and the employees of the Council shall be deemed to be the public servants as defined in section 21 of Penal Code, 1860 (Act No. XLV of 1860).

49. **Amendment to Schedule.**—The Council may, with the prior approval of the Government, by notification in the official Gazette, amend the Schedule.

50. **To enter into Contract.**—For carrying out the purposes of this Act, the Council may, with the prior approval of the Government, enter into a contract with any local or foreign development partner.

51. **Power to make rules.**—For carrying out the purposes of this Act, the Government may, by notification in the official Gazette, make rules.

52. **Power to make regulations.**—For carrying out the purposes of this Act, the Council may, with the prior approval of the Government, by notification in the official Gazette, make regulations being consistent with this Act or rules made thereunder.

53. **Removal of ambiguity.**—If any ambiguity or difficulty arises in giving effect to any provision of this Act, the Government may, by an executive order, remove such ambiguity or difficulty subject to being consistent with the provisions of this Act.

54. **Repeal and savings.**—(1) The Bangladesh Veterinary Practitioners Ordinance, 1982 (Ordinance No. XXX of 1982), hereinafter referred to as the repealed Ordinance, is hereby repealed.

(2) Notwithstanding such repeal under sub-section (1), —

(a) the Council constituted under section 3 of the said Ordinance shall continue as if the Council had been established under this Act;

(b) all Veterinary Practitioners registered under the said Ordinance shall be deemed to have been registered under this Act;

(c) all acts done or action taken under the said Ordinance shall be deemed to have been done or taken under this Act;

(d) any action taken or any proceeding initiated under the said Ordinance shall, if pending, be disposed of in such way as if that had been taken or initiated under this Act;

(e) any rules and regulations made, any notification issued, any order or notice given under the said Ordinance, shall, subject to being consistent with this Act, remain in force until repealed or amended under this Act.

(3) As soon as the said Ordinance is repealed, – –

(a) all assets, rights, power, authority, facilities, funds, all movable and immovable properties, cash and bank deposits, all other claims and rights, all accounts books, registers, records and other documents of the Bangladesh Veterinary Council constituted under the said Ordinance shall be deemed to be the assets, rights, power, authority, facilities and movable and unmovable properties, cash and bank deposits, claims and rights, accounts books, registers, records and documents of the Bangladesh Veterinary Council established under section 3 hereinafter referred to as the Council;

(b) any case filed or any proceeding initiated by or against the Bangladesh Veterinary Council constituted under the said Ordinance shall be deemed to be the cases filed or proceeding initiated by or against the Council;

(c) all employees of the Bangladesh Veterinary Council constituted under the said Ordinance, shall be deemed to be the employees of the Council, shall remain in the service of and, as the case may be, continue their service in the Council on the same terms and conditions as were applicable to them immediately before the commencement of this Act until such terms and conditions are altered according to the provisions of this Act;

(d) the Registrar of the Bangladesh Veterinary Council constituted under the said Ordinance shall be deemed to have been appointed as the Registrar under this Act, and shall remain in the service of and, as the case may be, continue his service in the Council on the same terms and conditions as were applicable to him before the commencement of this Act until such terms and conditions are altered by the Government.

55. **Publication of Authentic English Text.**—(1) After the commencement of this Act, the Government shall, by notification in the official Gazette, publish an Authentic English Text of this Act.

(2) In the event of conflict between the Bangla and the English texts, the Bangla text shall prevail.

The Schedule

[See sections 2 (16), 7 (f), 19, 25 and 49]

Veterinary Education

1. Doctor of Veterinary Medicine (D.V.M), Bachelor of Science (Veterinary Science and Animal Husbandry) (B.Sc. Vet. Sc & A. H), Post graduate or PhD degrees awarded by any University recognized by the Bangladesh University Grants Commission;

2. Graduate, Postgraduate or PhD degrees in Veterinary accredited by the Veterinary Council of any country outside Bangladesh;

3. Diploma in Animal Health and Production (DAH & P) or Certificate of Training from any institute as recognized by the Bangladesh Technical Education Board.

By order of the President

Sayeed Mahmood Belal Haider
Secretary.

মোঃ তাজিম-উর-রহমান, উপপরিচালক (উপসচিব), বাংলাদেশ সরকারী মুদ্রণালয়, তেজগাঁও, ঢাকা কর্তৃক মুদ্রিত।
মোঃ নজরুল ইসলাম, উপপরিচালক (উপসচিব), বাংলাদেশ ফরম ও প্রকাশনা অফিস, তেজগাঁও, ঢাকা কর্তৃক প্রকাশিত। web site: www.bgpress.gov.bd