Draft Rules for the Bombay Nursing Home Registration Act (Amendment) 2005

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BOMBAY NURSING HOMES REGISTRATON RULES, 2006

1. Short title, extent and commencement

- i. These Rules may be called the Bombay Nursing Home Registration Rules 2006
- ii. They shall come into force from the date of their publication in the Official Gazette
- iii. These rules shall apply to the entire state of Maharashtra

2. **Definitions**

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

- i. "The Act" means the Bombay Nursing Home Registration (Amendment)Act, 1949
- ii. "Appendix" means appendix to these rules;
- iii. "Local Supervisory Authority" means,
 - a. In the areas falling within the jurisdiction of the Municipal Corporation the Health Officer of the concerned Municipal Corporation;
 - b. In the areas falling within the jurisdiction of the Municipal Council the Civil Surgeon of the District in which such council is situated
 - c. In the areas falling within the jurisdiction of the Cantonment the Health Officer of the Cantonment;
 - d. In the areas not falling in sub-clauses (i), (ii) and (iii) above, the District Health Officer of the concerned Zilla Parishad,
- iv. "The District Nursing Home Registration Board" means a multi-stake holder board, chaired ex-officio by the Collector at district level to guide the Local Supervisory Authority in discharging the functions under this Act.
- v. "The State Nursing Home Registration Board" means a multi-stake holder board at the State level to guide the Local Supervisory Authority in discharging the functions under the Rules. The Director General of Health Services will be the ex-officio Chairperson of this board.
- vi. "Maternity Homes" means any premise used or intended to be used for the reception of pregnant women or of women in or immediately after childbirth.

- vii. "R.M.O or DMO" means the Residential or Duty Medical Officer, with requisite qualifications and registration under Government recognized council.
- viii. A Consultant means an expert who has at least one the following post-graduate degrees in the relevant subjects, recognized by the MCI M.D./ MS/ DM/ MCH degree from a university or equivalent from recognized body OR post-graduate degree from the Diplomate of National Board or equivalent from a recognized body.
- ix. "Medical Laboratory means" a laboratory based within a nursing home, where bio-medical, biological, clinical, pathological, biopsy, bacteriological, radiological, microscopic, chemical, genetic investigations or any other diagnostic tests, examinations or analysis or the preparation of cultures, vaccines, serums or other biological or bacteriological products, in connection with the diagnosis or treatment of diseases, are or is usually carried on.
- x. "Disease means" a notifiable disease which a Qualified Medical Practitioner is required to notify to the Medical and Health Officer of his area under the law for the time being in force.

3. Functions of Local Supervisory Authority

The Local Supervisory Board shall perform the following functions:

- i. To grant, suspend or cancel registration of a nursing home,
- ii. To enforce standards prescribed for the nursing home,
- iii. To investigate complaints of breach of the provisions of this Act or the Rules made there under and take immediate action,
- iv. To supervise the implementation of the provision of the Act and its Rules,
- v. To seek and consider the advice of the District Nursing Home Registration Board constituted under the Rule 5 to the Act on complaints for suspension or cancellation of a registration.
- vi. To file a report of all decisions taken such as number of registrations, registration renewals, inspections, cancellations and any other matter pertaining to the implementation of the Act, in the District Nursing Home Registration Board meeting.

4. Powers of Local Supervisory Authority

The Local Supervisory Board shall have the following powers:

- i. To conduct regular and emergency visits/inspections of the nursing homes.
- ii. To summon any individual or organization who is or may be in possession of information relating to the violation of the Act or the Rules. Look into the records of a Nursing home, for the purpose of compliance of the Act.
- **iii.** Issue an inspection warrant in consultation with Chairperson of the District Nursing Home Registration Board for any Nursing Home on receipt of complaints against nursing home.
- iv. Any other matter which may be prescribed.

5. District Nursing Home Registration Board composition

The District Nursing Home Registration Board will have 12 members nominated by the State Government out of which not more than 50% will be government officers.

- i. Collector of the District or Municipal Commissioner in case of Municipal Corporation will be the ex-officio Chairperson,
- ii. Local Supervisory Authority will be the Member Secretary,
- iii. A member of local chapter of Indian Medical Association running a Nursing Home.
- iv. The professor or senior faculty, from Community Medicine Department, preferably from a government medical college
- v. One representative from the hospital owners association,
- vi. One qualified practitioner running a Nursing Home and registered under the homeopathy council
- vii. One qualified practitioner running a Nursing Home and registered under the council of Indian System Of Medicine
- viii. One representative from a government Nursing home,
- ix. One local representative from the Nurses' Association
- x. One representative from the local consumer organization,
- xi. One representative from a non governmental organization/network working in the area of health,
- xii. One representative from a women's group in the district

6. Functions of the District Nursing Home Registration Board

The District Nursing Home Registration Board will carry out the following functions:

- i. To review and monitor the implementation of the Act
- ii. To conduct regular meetings of the District Nursing Home Registration Board.
- iii. The board shall also act as a grievance redressal forum regarding provisions stipulated under this act where it would entertain complaints from patients, Nursing Home owners, consumers, and public.
- iv. To communicate to the State Nursing Home Registration Board any modifications required in the rules, especially with reference to minimum requirements (standards) and revision of fees charged.
- v. The board shall act as an appellate body for any order passed by the Local Supervisory Authority.
- vi. The board can appoint a smaller committee or committees from its members for the performance of various tasks.

7. Functioning of the District Nursing Home Registration Board

- i. The meeting of the District Nursing Home Registration Board will be called by the Chairperson with a minimum notice of 15 days and will need a minimum quorum of 50% of members
- ii. The intervening period between two meetings shall not exceed 90 days.
- iii. Emergency meetings could be called by the Chairperson or Local Supervisory Authority or any of the members of the District Nursing

Home Registration Board with the sanction of the Chairperson, with a three clear days notice. Emergency meetings can be called on receipt of serious complaints made to the District Nursing Home Registration Board

- iv. The constitution of the board should be valid for the period of five years.
- v. In event of the Chairperson not being available and looking at the urgency of the matter or to adhere to the time limit the Local Supervisory Authority can call for the meeting with 7 clear days notice to all members.
- vi. The decisions of the District Nursing Home Registration Board will be taken by consensus or by majority vote and in case of equal vote the Chairperson will have the casting vote.
- vii. All the members appointed to the District Nursing Home Registration Board will be entitled to traveling allowance and daily allowance according to the traveling allowance rules of the State Government, for attending the meeting.
- viii. All orders and decisions of the board shall be authenticated by the signature of the Chairperson or any member authorized by the Board.

8. Temporary association of the person with the District Nursing Home Registration Board (DNHRB) for particular purpose

- i. A person, who is not the member of the District Nursing Home Registration Board, whose assistance or advice may be required for the functioning of the board, may be appointed to do so by the District Nursing Home Registration Board.
- ii. The person will have right to take part in the discussion relevant for the purpose but shall have no right to vote at a meeting of the board.

9. Disqualification for appointment as members to District Nursing Home Registration Board.

A person shall be disqualified as member of the board if s/he

- a) Has been convicted by the court of law for offence of moral turpitude.
- b) Vacates or is dismissed from the position by virtue of which he/she was appointed.
- c) Incase of medical practitioners if they are found guilty by court or the respective medical council of medical negligence and malpractice.

10. Composition of the State Nursing Home Registration Board (SNHRB)

State Nursing Home Registration Board shall constitute no more than 12 members nominated by the Government, with not more than 50% being Government representatives.

- i. Director General Health Services, Maharashtra (Ex-officio Chairperson),
- ii. Joint Director (Medical) Health Services, (Member Secretary),
- iii. 1 representative from the State Indian Medical Association, running a Nursing Home

- iv. Secretary or Commissioner in charge of Indian Systems of Medicines and Homeopathy
- v. One representative from the Hospital Owners Association,
- vi. One qualified practitioner running a Nursing Home and registered under the Homeopathy Council,
- vii. One qualified practitioner running a Nursing Home and registered under the council of Indian System Of Medicine,
- viii. One representative from Nurses' Association
- ix. The professor or senior faculty, from Community Medicine Department, preferably from a government medical college or one representative from a government Nursing home,
- x. One representative from a registered state level consumer organization
- xi. One representative from a state level NGO or coalition/ network of non-government organizations working in the area of health rights.
- xii. One representative from a state level women's group

11. Functions of State Nursing Home Registration Board

- i. Lay down minimum requirements (standards) or upgrade existing requirements periodically (every 5 years) for different types of nursing homes.
- ii. If on the day when the meeting is called, quorum is not present, the meeting will be adjourned for 30 minutes and after that if the quorum is still not present the meeting will proceed as if the quorum is present.
- iii. Suggest revision of fees charged periodically,
- iv. To review and monitor the implementation of the Act and recommend changes in the Act and Rules.
- v. To act as supervisory body for monitoring the Local Supervisory Authority. This would involve receiving quarterly reports from the District Nursing Home Registration Board and the Local Supervisory Authority, giving directives to the Local Supervisory Authority, acting as apex body at state level and supporting the District Nursing Home Registration Board.
- vi. The board shall also act as a grievance redressal forum regarding provisions stipulated under this Act where it would entertain complaints from patients, consumers, and public. The State Nursing Home Registration Board would only act on receipt of complaints to the board if the complainant is not satisfied with the decision of the District Nursing Home Registration Board.
- vii. Conduct regular meetings of the board.
- viii. The State Nursing Home Registration Board will assess its own performance at the end of each year.

12 Functioning of the State Nursing Home Registration Board

i. The meeting of the State Nursing Home Registration Board will be called by the Chairperson with a minimum notice of 15 days and will need a minimum quorum of 50% of members.

- ii. The State Nursing Home Registration Board (SNHRB) would meet at least once in three months to transact business.
- iii. The intervening period between two meetings shall not exceed 90 days.
- iv. Emergency meetings could be called by the Chairperson or Local Supervisory Authority or any of the members of the State Nursing Home Registration Board with the sanction of the chairperson, with a three clear days notice. Emergency meetings can be called on receipt of serious complaints made to the State Nursing Home Registration Board.
- v. The constitution of the board should be valid for the period of five years.
- vi. The government and non- government members appointed to the state board will be entitled to traveling allowance and daily allowance according to the traveling allowance rules of the state government, for attending the meeting.
- vii. All orders and decisions of the board shall be authenticated by the signature of the chairperson or any member authorized by the board.
- **13 Formation of District and State Nursing Home Registration boards** The District and State Nursing Home Registration Boards would be set up within a stipulated time of two months of publication of rules in the gazette.

14 Temporary association of the person with the board for particular purpose

A person, who is not the member of the **State Nursing Home Registration Board** (SNHRB), whose assistance or advice may be required for the functioning of the board may be appointed by the SNHRB.

15 Disqualification for appointment as members to State Nursing Home Registration Board

A person shall be disqualified as member of the board if,

- i. Has been convicted by the court of law for offence of moral turpitude.
- ii. Vacates or is dismissed from the position by virtue of which he/she was appointed.
- iii. Incase of medical practitioners if they are found guilty by court or the respective medical council of medical negligence or professional misconduct

16 Prohibition to carry on nursing home without registration

- i) No nursing home shall be operated unless it is duly registered or its registration is duly renewed and the registration in respect thereof has not been cancelled under Section 7.
- ii) Provided that nothing in the section shall apply in the case of a nursing home which, is in existence at the date of the commencement of this Act, for a period of

three months from such date or if an application for registration is made within that period in accordance with the provisions of rule 16 until such application is finally disposed of.

17 Application of Registration/Renewal of a Nursing home

- i) An application for registration, renewal of the registration shall be made to the Local Supervisory Authority), in duplicate, on Form A or B respectively
- ii) An application for the renewal of registration shall be made in advance on the prescribed form at least three months before the date on which the registration is to expire and shall be accompanied by the fee prescribed.
- iii) For a duplicate certificate an application should be made on a plain paper to the Local Supervisory Authority after paying the amount stipulated by the District Nursing Home Registration Board.
- iv) The Local Supervisory Authority or any person authorized on its behalf shall assign an acknowledgement number immediately if delivered at office of the Local Supervisory Authority or within 15 days if received by post.
- v) If an applicant submits an application for renewal of registration upto one month from the expiry of the date of registration, such application shall not be treated as a case of renewal of registration and shall be accompanied by up to date fee for original registration.
- vi) The intervening period, that is, from the date of expiry of the previous registration up to the date before issue of the new registration, unless the case is under appeal, shall be treated as irregular period of running the Nursing Home by the applicant. Without providing any information the licensing authority can then proceed to seal the Nursing home during that period. The registration can subsequently be obtained only after making a fresh application to the LOCAL SUPERVISORY AUTHORITY after receiving the full payment towards the fee for original registration, unless affected by any order from the District Nursing Home Registration Board or State Nursing Home Registration Board or any other law of the land, under a notice mentioning the irregular period of running incorporated in the body of the registration to be issued.
- vii) If the last date of submitting an application is a gazette holiday, the application shall be submitted on the immediate next working day.

18 Procedure for granting registration or renewal of registration

- i The Local Supervisory Authority or authorized representative on receiving the application form A and details must check the application for compliance with all requirements provided.
- ii After the Local Supervisory Authority is satisfied that the applicant has complied with all the requirements as mentioned in the Act and the Rules, the Local Supervisory Authority should ensure inspection of the nursing home by any person or persons appointed by Local Supervisory Authority to verify the adherence to standards prescribed from time to time by the State Nursing Home Registration Board or the Rules framed under the Act.
- The Local Supervisory Authority shall dispose of every application received within three months from the date of receipt of application. The Nursing Home would be deemed to have been registered in case there is no response from the Local Supervisory Authority in three months from the date of receipt of the application.

iv In case of non-compliance to standards found on inspection and refusal of registration the registration fees will not be refunded.

19 No registration for nursing home shall be granted unless the Local Supervisory Authority is satisfied that the applicant and the Nursing home fulfill the following conditions:

- i The person supervising the Nursing Home is a qualified and registered medical practitioner.
- ii Application Form A shall be filled in with the particular name of the applicant and not with the name of Registered Firm, Company or Partnership Organization so that responsibility of the Nursing home shall be fixed upon a particular person. So in case of a Firm, Company or a Partnership Organization, the name of a person from amongst the Directors, Partners or Owners, that may be the Applicant, shall be specified through a resolution of the personnel in the management of such Firm, Company or Partnership Organization
- iii The premises and equipments are reasonably suitable and adequate with a stock of emergency and lifesaving drugs.
- iv The nursing home adheres to all the minimum standards as prescribed in the Rules

20 Validity of registration

A certificate of registration issued will be in force and shall be valid until the 31st day of March of the third year next following the date on which such certificate is issued or renewed, as the case may be.

21 Application fees

The application Form A should be accompanied with the registration fees.

Fee Structure	Rural	Urban	Metropolitan
Hospitals, Nursing Homes, Maternity	1000	1500	2000
home, any Health Centers upto 10 beds			
Hospitals, Dental Hospitals, Nursing	1500	2750	3000
Homes, Health Centers with 11 to 30			
beds			
Hospitals, Dental Hospitals, Nursing	2000	3000	4000
Homes, Health Centers with 31 to 100			
beds			
For each additional bed above 100 beds	20	30	40

The fees shall be paid by Demand draft in favor of the Local Supervisory Authority.

22 Refusal or Cancellation of registration of nursing home

i The Local Supervisory Authority may refuse to register the applicant or renew the registration or cancel the registration if it is satisfied that

- a. The nursing home is not under the supervisory management of a person who is qualified and registered in the council recognized by the government,
- b. The rules and by-laws under the act are not followed,
- c. The conditions under which it is registered are being violated
- d. Used for purposes which are in violation of any other law which the Nursing Home is expected to comply with or it is found that the Nursing Home is carrying out activities for which it is not registered.

(The owner of the Nursing home could be a non-medical person but it should be under the supervisory management of a person who is a qualified and registered medical practitioner.)

- ii If at any time after the nursing home has been registered and granted a registration therefore, the Local Supervisory Authority is satisfied that the terms of registration are not being complied with, may cancel such registration or renewal.
- iii Local Supervisory Authority would reject or cancel the registration only after enquiry and giving opportunity of being heard to the applicant and is satisfied that the applicant has not complied with the requirements of the Act and Rules.
- iv It shall for the reasons to be recorded in writing, reject the application for registration or cancel existing registration and communicate such rejection/cancellation to the applicant within three months of the date of the application.
- v The Local Supervisory Authority should make a detailed note of observations made and its comments on inspection of the premises of the applicant. It should indicate the applicant about the deficiencies and submit a report to the board.

Unless the deficiencies are gross, a reasonable rectification period of three months be given to the applicant to make-up for the deficiencies pointed out in the Local Supervisory Authority's report. This would be followed by reapplication by the owner and reinspection by the Local Supervisory Authority before a final decision is taken by the Local Supervisory Authority.

23 Redressal for refusal to register or renew or cancellation of registration

- i If the applicant is not satisfied with the decision of the Local Supervisory Authority and wants to seek redressal, the applicant should appeal to the District Nursing Home Registration Board, with the reasons given by the Local Supervisory Authority for refusal of registration, within a period of 30 days from the date of order of the Local Supervisory Authority.
- ii The District Nursing Home Registration Board should render its decision within 90 days of receipt of the appeal, after hearing all the parties as well as getting the nursing home inspected afresh if it is so found necessary.
- iii The applicant, if aggrieved by the decision of the District Nursing Home Registration Board can appeal to the State Nursing Home Registration Board within a period of 30 days from the date of order of the District Nursing Home Registration Board.
- iv Rule 23(i) and 23(ii), would also be applicable to the State Nursing Home Registration Board when it serves as an appellate body for redressal.

24 Inspection of Nursing Home

- i Every nursing home shall offer reasonable facilities for inspection of the place, equipment and records to the Local Supervisory Authority or the District Nursing Home Registration Board or any other officer duly authorized by the Local Supervising Authority or the District Nursing Home Registration Board. This authority may, subject to such general or special orders as may be made by the Local Supervising Authority at all reasonable times enter and inspect any premises which are used, or which that officer has reasonable cause to believe to be used, for the purpose of nursing home and inspect any relevant records, register, document, equipment and article as board may deem necessary for the purpose of the provision of the Act.
- ii The routine inspection will be done at the time of original registration and/or at time of renewal/and if the nature of the work is being changed, after prior intimation. Such routine inspection will be done at a time which is unlikely to disturb /interfere with the treatment of the patient and/or doctor's work.
- iii Non-routine/surprise inspection would be done only when there is a written complaint from a patient or a representative body of patients/citizens alleging non-compliance of the provision of the act. Suo moto inspection can be initiated by the Chairperson of the District Nursing Home Registration Board.
- iv In case of specific complaint, the Local Supervisory Authority ordering inspection must record in writing the reasons for inspection. The Local Supervisory Authority will designate the relevant government medical officer to be in charge of a team of three persons.
- v Person in charge of inspection should be a Medical Doctor, who may be assisted by others.
- vi The decision to do unscheduled inspection should be taken by the Local Supervisory Authority in cases of emergency or a serious complaint. Such emergency inspection along with reasons for the same must be reported to the District Nursing Home Registration Board post facto in the next meeting.
- vii Frivolous /vexatious complaint would be punishable with a fine of Rs.5000/-
- viii Nothing in this Act shall be deemed to deter any such officer to inspect any clinical/ medical record relating to any patient in a Nursing Home maintaining confidentiality provided care is taken that it doesn't come into public domain.
 - ix If any person refuses to allow any such officer to enter or inspect any such premises as aforesaid, or to inspect any such records as aforesaid or obstructs any such officer in the execution of his powers under this section,

he shall be guilty of an offence under this Act and the registration will be liable to be cancelled or not renewed.

25 Funds for Functioning of Local Supervising Authority

- i The State Government shall provide all the funds required for full and necessary functioning of the Local Supervisory Authority.
- ii Any fees or service charges received under this Act shall be deposited into the fund of the Local Supervising Authority, in a personal ledger account and used only for the implementation of the Act and logistics for the same.
- iii The Local Supervisory Authority should be allocated suitable resources, which would include a secretary and data entry officer, computer and logistic expenses to conduct meetings and carry out it's responsibilities including inspection of Nursing Homes, secretarial work, maintaining records, etc.

26 Offences by Corporations

Where a person committing an offence under this Act is a company or other body corporate, government and or an association of persons (whether incorporated or not), every person who at the time of the commission of the offence was a director, manager, secretary, agent or other officer or person specified in the registration form and concerned with the management thereof shall, unless the person proves that the offence was committed without his/her knowledge or consent be deemed to be guilty of such offence.

27 Penalty for non-registration

- i Whoever contravenes any of the provisions of this Act shall, if no other penalty is elsewhere provided in this Act or the Rules for such contravening, on conviction be punished with fine which may extend to five thousand rupees and in the case of a continuing offence to a further fine of fifty rupees in respect of each day on which the offence continues after such conviction up to six months following which the registration of the nursing home would be cancelled.
- ii On finding contravention of provision of Section 3 from the Act, a show cause notice may first be served to the owner and asked to register within a month after paying a fine amounting to 50% of registration fee.
- iii Whoever continues to contravene the provisions of Section 3 from the Act, shall on conviction, be punished with imprisonment which may extend to six months or with fine which may extend to ten thousand rupees or with both.
- iv On further contravention will be liable for punishment as per the act. Contravention of renewal after three years, will also invite a show cause notice, along with a fine as per Section 12 of Act. Failure to renew registration three months after show cause notice will amount to non-registration.

- v It shall be obligatory on the nursing home to inform to the nearest police station about all grievous cases of injury treated in the nursing home and maintain records of all injuries examined and retain it for a period of the complete disposal of the case.
- 28 A report of Notifiable Diseases will have to be submitted within 48 hours of its diagnosis to the Director Health Services as per prescribed Form of that bureau by the Nursing Home. Notifiable disease register and a record of information given to local authorities must be maintained. A list of notifiable diseases is annexed (See ANNEXURE I).
- 29 The nursing home shall keep the following registers of the patients received or accommodated or both at the nursing home as an out-door or in-door patient namely:
 - i Register of admission and discharge /death of the patient;
 - ii Register of expenditure incurred by the patients for treatment in the Nursing home;
 - iii Records of treatment, both outpatient and inpatient

Copies of the above shall be kept in the record room of the nursing home concerned for at least 3 years as per the Indian Medical Council Act 1956 (Professional Ethics And Regulations, 2002) or in accordance to any other relevant act in force at the time. The information in this regard shall be supplied to the registration authority, as and when required.

30 The nursing home shall,

Within 24 hours of the death of any patient or any child born to a patient at the nursing home send to the local Registrar of Birth and Death, in this behalf a notice in writing by registered post or through a messenger stating-

- a) The date and hour of birth,
- b) The date and hour of death,
- c) If a medical certificate of the cause of death has been signed by a registered medical practitioner the name and registration number of such medical practitioner, or,
- d) If such certificate has not been given or obtained, the cause of death to the best of knowledge.

If an inquest is held in respect of any such death, send a notice in writing by registered post or in an equally suitable manner within 24 hours of the conclusion thereof to such authorities as may be prescribed by the Director of Health Services, Maharashtra, stating the date of inquest and the cause of death as found by the Coroner or Jury thereat.

Maintain a separate register of all deaths occurring in the nursing home or of patients brought dead.

Maintain a separate register of all births occurring in the nursing home.

31 Every nursing home shall maintain an inspection book and a complaint register (for the patients party), which shall be produced before the inspecting officer/s as and when required.

- **32** The Nursing Home shall adhere to the following minimum standards regarding the Functional Programme of the Nursing Home.
 - I. **Emergency First Aid-** The basic minimum functions provided by a nursing home should include Emergency First Aid.
 - i) Emergency first aid is care provided initially to minimize potential for further injury during transport to referral service. The Nursing Home will provide assistance in transport, with all medical records (including X-rays, investigation reports, clinical notes) to the next doctor who will be treating the patient.
 - ii) In case of Discharge against medical advice also, it is expected that patient records, including investigation reports and clinical notes will be handed over to the patient.
 - iii) Emergency first aid includes airway maintenance, Intra Venous drip, wound care and dressing, haemostasis, shock management, splint, severe pain management and starting of nasal O₂.
 - iv) Emergency first aid services should be provided to all patients in need of them and assistance in arrangements made to transport them irrespective of their capacity to pay.
 - v) A nursing home which claims to provide Emergency Cardiology Services should possess intensive care facilities.
 - II. All emergency patients attending a nursing home, must be attended primarily to save the life without considering the financial capability of the patient, and then, may be referred with relevant medical reports about the ailments, as early as possible to the nearest suitable referral unit. No advance payment may be demanded for such emergency care. It is also the responsibility of the patient or his/her party to pay all the dues to the nursing home. Non-payment of dues cannot become ground for refusal of emergency care for that person or for future cases.
 - III. **Define disciplines of treatment**: When the Nursing Home applies for registration, they should broadly define the disciplines of treatment offered and the facilities should match these.
 - IV. **Type of facilities**: The type of facilities provided at the Nursing Home, e.g. Emergency Cardiac Care Unit, Orthopedic and Trauma Care Hospital etc, should be displayed prominently. (Detailed list of minimum services should be made available to the patients)
 - V. **Declare routinely offered facilities**: The nursing home should declare on its sign boards / notice boards / informational literature about the nature of facilities routinely offered and should not ordinarily treat those patients for which facilities are not routinely available in that nursing home.
 - (i) **Regarding General Surgical Services:** A general surgical nursing home should declare the range of surgical services provided there and adhere to the same.
 - (ii) In case a surgical nursing home provides 'Emergency General Surgical Facilities', this should be clearly mentioned in the functional programme of the nursing home as well as in any information brochure put up by the nursing home. In such nursing homes emergency care for cases of acute abdomen, strangulated hernia, torsion testis, etc. would

- be provided. For this purpose access to X-ray facilities, Blood Bank and Ultrasonography should be available.
- (iii) Minor surgery should be performed only in standard-sized theatres provided with the usual level of lighting, ventilation, equipment and staffing. Such surgery may become major ones due to unforeseen circumstances (e.g. Rupture of uterus during termination of pregnancy).
- (iv) Regarding Maternity Facilities: All nursing homes providing maternity facilities (with and without OT) should provide basic obstetric and neonatal facilities. Every maternity home should have a working arrangement with nearby blood banks and all due care be taken to anticipate the blood transfusions and arrange for the same. Also ultrasonography facilities should be available within one hour. The functional programme of the nursing home should mention nearest availability of neonatal intensive care facilities.
- **33 Regarding other disciplines:** Disciplines like Dentistry, Ophthalmology, ENT, Orthopedics etc. and diagnostic facilities like ultrasonography, C.T. scan, etc. if provided by a nursing home would require design, equipment, space as well as personnel according to minimum standards worked out by committees under the rules to the act.
- **34 Pathology laboratory**: The Nursing Home may or may not have a Pathology laboratory. All Pathology Laboratories within the Nursing Home will be subject to Minimum Standards as outlined from time to time by committees formed under rules of this act.
- **35 Radiology**: The Nursing Home may or may not have an X-ray facility. In nursing homes providing emergency surgical/ trauma facilities following X-ray services should be made available, either by contract with nearby radiology facility or by portable facility- X ray chest, abdomen, pelvis, femur and skull. In case of radiotherapy or nuclear medicine facilities are provided, guidelines by local statutory bodies should be followed.
- **36 Co-operation in the National Health Programmes** and as per notifiable diseases act/epidemic act.
 - a. All medical personnel in nursing homes should be aware of the various national programmes and notifiable diseases for control of these diseases and should integrate with programmes/ activities for the same. For e.g., on detecting a case of Tuberculosis, information regarding the same must be directed to Medical Officer in-charge of the local PHC/UHC where the survey, education and treatment centre of the Revised National Tuberculosis Control Programme is situated.
 - b. Nursing homes should maintain records of all cases of notifiable diseases and concerned authorities should be intimated within 48 hrs of diagnosis to the concerned authorities.
- **37 Patient Transport Services**: All nursing homes should have access to patient transport services within half an hour.
- **38 Medical Records**: Maintenance of medical records of all patients attending the nursing home is of utmost importance.
 - a. The "OPD paper" should be maintained in duplicate, one for patient

- and one for the hospital. OPD paper should contain name of doctor and other details like qualifications, area of specialization, contact details, etc. It should also contain patient's name, age, occupation, chief complaints, diagnosis, and relevant clinical details and treatment given and advised. A separate prescription should be available for the medication that has been advised. Records will be retained as per the existing laws.
- b. The OPD paper should be given to the patient along with X-rays and all investigation reports. Nursing homes should maintain a copy of the OPD paper. All indoor papers should be complete, i.e. clinical notes (as detailed above) should be written along with whatever treatment has been given during the admission and reports of investigation carried out.
- c. In case of operated patients detailed operation and preanesthesia and anesthesia notes should be written.
- d. In case of Maternity Services, labour room notes should be complete.
- e. On discharge or on transfer a discharge summary should be given as outlined above. Also all X-rays and investigation reports should be handed over to the patient. In Discharge Against Medical Advise too, patient records, reports of diagnostic tests and other relevant documents should be handed over to patient.
- f. Duplicate copies must be maintained of all certificates, such as Birth, Death, and Age Certification, issued by the nursing home.
- 39 Universal biosafety guidelines and bio-medical waste treatment and disposal rules shall be followed by all nursing homes to protect environment, public and personnel employed from occupation related diseases as per the Bio-Medical Waste (Management and Handling) Rules, 1998. (See ANNEXURE II)
- **40** The general cleanliness of the premises including sanitary arrangement, furniture and Equipments must be properly maintained along with 24 hours adequate potable water supply for the beneficiaries.
- **41 Engineering and Environmental standards** for the Nursing Home should be followed according to standards set by local bodies and as prescribed in Annexure V
- 42 Minimum Standards Regarding Nursing Homes: The State Nursing Home Registration Board should appoint committees with relevant experts to decide on minimum standards regarding Physical Space, Human Resources, Infrastructure, Clinical Standards and Facilities for 30 bedded, 50 bedded, 100 bedded, single and multiple specialty hospitals, which should then be incorporated in the rules as ANNEXURE III and serve as standards for purposes of registration. The standards for 10 bedded General, Surgical and Maternity hospital may be seen in ANNEXURE III The committees may predominantly have three doctors from the relevant specialty, one of whom owns a private nursing home and is member of the hospital owners association, one is a doctor associated with a network of health NGOs or consumer groups, and one is from the government medical hospital, along with one government official and one representative from a state level NGO. Standards should be worked out according to those found in ANNEXURE III

- **43** Fulfillment of minimum standards with regard to equipments/ drugs/ medicines listed: The fulfillment of these standards is absolutely necessary for purposes of patient care. However for purposes of registration, where a list of essentials/ drugs/ medicines/ equipments is prescribed, compliance with 80% of total prescribed will be sufficient.
- **44 Medical personnel**: A Nursing Home would have Consultant/s from the relevant discipline and Duty Medical Officer/s The DMO should have completed one year of internship. Responsibility regarding clinical decisions, procedures etc. is that of the consultant and not the DMO. The DMO must be able to see the patient within five to ten minutes. A formal training programme should be worked out for DMO's by the concerned consultant
- **45 Nursing staff**: The clause of employment of qualified nurses would be implemented in a phased manner, in the following manner
 - a. Municipal Corporations- Within one year of rules coming into force
 - b. Municipal Councils- Within two years of rules coming into force
 - c. **Gram Panchavats-** Within three years of rules coming into force.

The implementation of this clause will be reviewed at the end of five years.

- **46** Education of Nurses- With regard to education of nurses, two categories of qualified nurses will be recognized.
 - **a. Qualified Nurses-** Nurses registered with the Nursing Council would be included here.
 - **b.** Trained Nurses- All those who have taken a minimum of six months nursing training in any government approved institution would be considered trained nurses, and eligible to be employed as nurses in the Nursing Homes.
- **47 Minimum number of nurses** One qualified/ trained nurse for 10 beds or part there of on every shift and if on different floors then in same proportion on different floors. Taking into account the weekly offs and leaves, this would mean totally more than 3 nurses employed per 10 beds.
- 48 Adequate efforts need to be taken to procure qualified nurses. For the time being nurses from all courses, of a minimum duration of six months, meant for training nurses, may be considered qualified nurses. Seats in government colleges for Nursing need to be increased, as also relevant courses for Nursing need to be introduced to bridge the gap.
- **49 Training for Nursing Aids**: For nursing aides with no formal qualification to be a nurse but with minimum three year's experience currently working in a nursing home, the Nursing Home may send them for a formal nurses' training programme recognized by the government, government approved Council or Open University.

50 Nursing aids:

One ayahbai or one ward boy for every 10 beds in three shifts. Taking into account the weekly offs and leaves, this would mean totally more than 3 nursing aids/ ward boys employed per 10 beds. Ayahbai/ward boy/sweeper need to undergo training in nursing care skills like measuring of urine output, assisting in inserting an I.V. line, transferring patients from trolleys to beds, etc.

51 Other Paramedical staff: Availability of paramedical staff should be adequate to satisfy basic functions as specified in the functional program.

52 Engineering staff:

- a. One plumber (To be available on call)
- b. One electrician (on call)
- **53** Administrative and Ancillary staff: Receptionist should be available during OPD hours or as specified in relevant minimum standards.
- 54 All nursing homes must adopt the Standard Charter of Patient's Rights (displayed at a prominent place), observe it and orient their staff for the same. It should contain all relevant provisions contained in these rules.

55 Patients have a right to access heath care.

- **a.** All emergency patients attending a nursing home, must be attended primarily to save the life without considering the financial capability of the patient, and then, may be referred with suitable medical report about the ailments, as early as possible to the nearest Government hospital if necessary. No advance payment may be demanded for such emergency care. It is also the responsibility of the patient or his/her party to pay all the dues to the nursing home. Non payment of dues cannot become ground for refusal of emergency care for that person or for future cases.
- **b.** No person suffering from HIV may be denied care only on the basis of the HIV status, provided the curative or diagnostic care is available at the NURSING HOME. Not having a Voluntary Testing and Counseling Centre cannot become grounds to refuse care.
- **c.** All patients have a right to access health care appropriate to the level of the nursing home. This care should be provided without any discrimination on the basis of gender, religion, caste/ethnicity, social background, language etc.
- **d.** In times of epidemics or communal riots, every citizen has the right to access available health care facility.

56 Patients have a right to information.

- **a.** All charges of the Nursing Home, like bed charges, consultation charges, operation charges, charges for diagnostic tests (If Nursing Home has a diagnostic center) must be displayed.
- **b.** Where the Nursing Home provides diagnostic services, and employs consultants or full time specialists or MBBS, as the case may be, in various departments, it must display in a prominent place the time of the OPD of the consultant / full time specialist / MBBS .If the consultant /full time specialist / MBBS is not available on 2 successive occasions during the stipulated time, necessary measures will be taken by the Local Supervisory Authority. The consultant / full time specialist / MBBS, as the case may be, should put their signature and date in the report issued by the diagnosis unit
- **c.** The nursing home should inform the patients and families about its services and how to access those services.

- **d.** An information booklet in the local language must be provided to the beneficiaries. The nursing home is to offer an estimate of expenditure likely to be incurred to the in-door patients either for the whole package for investigations, treatment and management or by furnishing item-wise estimate for investigations, treatment or management, separately.
- **e.** Information about the Local Supervisory Authority and Nursing home Registration Board, within the area of the Nursing Home, along with the respective name and telephone number, must be displayed prominently in the nursing home.
- **f.** When a patient is admitted to a nursing home, he/she shall be informed about the doctor(s) under the care as well as the hospital rules and the procedures of stay.
- **g.** The patient at the time of discharging from the nursing home should be provided with discharge card which should mention the diagnosis, the medical treatment given and the state of his/her health.
- **h.** If the patient chooses, he/she may seek a second medical opinion as to such diagnosis, treatment or state of health. All relevant reports must be made available to facilitate second opinion.
- i. All charges incurred by the patient at any stage of medical care, and all payments made by the patient should be supported by a detailed statement/receipt, which should be provided with or without a request made by the patient.
- j. The patient shall be provided with a copy of the diagnosis, the medical treatment at the time of discharge and the state of his/her health, and if he/she so chooses, he/she may seek a second medical opinion as to such diagnosis, treatment or state of health. All relevant reports must be made available to facilitate second opinion.
- **k.** The patient must have an access to his / her clinical records at all reasonable times during admission to NH. A photocopy of the same should be available within 24 hrs when admitted to NH or within 72 hrs of making an application by patient or legal heir after discharge or death, after photocopy charges.

57 Patient's have right to autonomy and participation in decision making

- **a.** The patient/ designated person shall be given relevant information about the state of his/her health,) advantages of every alternative procedure and treatment and the possible effects of the non use of medical treatment. Such information may be withheld from the patient only in exceptional circumstances, when there is sound reason to believe that such information could cause serious harm.
- **b.** Any treatment or operation, including procedures like surgery, anesthesia, blood and blood product transfusions and any invasive / high risk procedures / treatment shall be provided or performed only after informed consent is received from the patient.
- **c.** Such informed consent is to be taken in writing (language understood by patient, excepting emergencies), by the patient signing on the consent form which is to clearly state the nature of the treatment, operation or procedure to be undertaken.
- **d.** Consent should be the responsibility of the doctor, and should be taken by the treating doctor well in advance. (Refer to IPC) Consent is to be treated as informed consent only if it is given after the patient is given information on

the benefits, risks, discomforts, side-effects, and alternatives of the treatment or procedure in a language and manner in which the patient is able to understand it. This information must be given in advance (except in emergency situations or exceptional circumstances) to enable the patient to actively participate in the therapeutic choices regarding his or her state of health.

- **e.** In the case of a minor, the consent of a parent or guardian should be taken. The health care provider may request the presence of a person or persons of patient's choice during the procedure of granting consent.
- f. Only in cases where the patient lacks the capacity to give or withhold consent, and where a qualified medical doctor determines that the treatment or other procedure is urgently necessary in order to prevent immediate or imminent harm, may treatment be given without consent, unless it is obvious that under the circumstances he/she would have reasonably objected.
- **g.** Patients have the right to participate in decision making regarding the course of their treatment.
- **h.** Patients have the right to buy prescribed drugs from any medical store/ and of any standard brand of the same medicine, from any pharmaceutical shop.

58 Patients have the right to adequate care and protection

- **a.** It is the duty of the doctor to devote adequate time to their patients, including specific time dedicated to providing information.
- **b.** HIV positive cases cannot be denied care solely on the basis of this status. Non-availability of a Voluntary Counseling and Testing Centre cannot be grounds to refuse care (NACO).
- **c.** Patients have the right to be appropriately referred, or to seek a second opinion on request, from a health provider of one's choice.

59 Patient has a right to personal dignity and privacy

- **a.** Patient has a right to personal dignity and privacy during examination, procedures and treatment.
- **b.** HIV testing may be done only after counseling and obtaining consent.
- **c.** No unnecessary testing, including for HIV status before procedures or any other treatment will be done.
- **d.** The Nursing Home must protect and maintain in a confidential manner, data and information relating to an individual's state of health and medical/surgical treatments to which he or she is subjected. Patient has the right to maintain confidentiality of reports and information even from intimate partners and close family members.
- **e.** Such information is to be disclosed only on the request of the patient to make available details of his/her relevant records, to himself or any person or doctor so designated by him.
- **f.** Medical or surgical treatments (diagnostic exams, specialist visits, medications, etc.), must take place in an appropriate environment and in the presence of only those who absolutely need to be there (unless the patient has explicitly given consent or made a request).
- **g.** Any examination, treatment or management of female patients must be conducted in the presence of an employed female attendant / female nurse or relative/ friend

- **h.** Patients shall be interviewed and examined in surroundings designed to ensure reasonable privacy and shall have the right to be chaperoned during any physical examination or treatment, except in cases of emergency where such conditions may not be possible.
- 60 A functional grievance redressal mechanism must be set up at the nursing home and the information of the procedure should be given to the patient.
- 61 Adult and conscious patient has the right to refuse treatment if so allowed under the existing Laws.
- 62 Any Nursing Homes undertaking clinical research must ensure that the following conditions are fulfilled:
 - **a.** Any nursing home that is undertaking clinical research must ensure that it is done in compliance with ICMR guidelines.
 - **b.** Patient's informed consent is obtained before involving them in any clinical research protocols.
 - **c.** Patients are informed of their right to withdraw from the clinical research at any stage and also of the consequences (if any) of such withdrawal.
- Written polices on patients rights must be available, disseminated or made visible to the patient, in the patient's own language.
- 64 The hospital should have a policy for personal possessions of the patients.

ANNEXURE I

List of Notifiable Diseases

- 1. Small Pox
- 2. Cholera
- 3. Plague
- 4. Yellow fever
- 5. Scarlet fever
- 6. Enteric fever (Typhoid fever)
- 7. Diphtheria
- 8. Typhus
- 9. Puerperal fever: Puerperal pyrexia is considered as any febrile condition occurring in a woman whose temperature rises to 100.4' F (38 C) or more within fourteen days after confinement or miscarriage.
- 10. Tuberculosis
- 11. Leprosy
- 12. Influenza
- 13. Cerebrospinal fever
- 14. Poliomyelitis
- 15. Virus Encephalitis
- 16. Infectious Hepatitis
- 17. Dengue fever
- 18. Gastro Enteritis
- 19. AIDS
- 20. Meningococcal Meningitis
- 21. Leptospirosis
- 22. Bird Flu
- 23. Would include any other diseases notified under the Epidemic Diseases Act, 1897

ANNEXURE II

BIOSAFETY GUIDELINES

- 1. Entry into Laboratory/work area should be restricted.
- 2. Staff should be provided with aprons for working in the laboratory.
- 3. Work surfaces should be disinfected when procedures are completed and at the end of each working day, 0.1% Hypochlorite solution is effective for the same.
- 4. Gloves should be worn for all manipulations of infectious material: Examination gloves of vinyl or latex must be used in laboratory, ward, operation theatre. General purpose utility gloves (i.e. rubber gloves or household gloves, reusable) must be used while cleaning instruments, decontamination procedures and other activities where manual dexterity is not required.
- 5. In operation theatres and delivery rooms, cleaning must be carried out every day. Cleaning with carbolic acid/phenol has to be carried out every week and swabs should be sent to laboratory for cultures. Fumigation must be done in case cultures turn out positive. Records for the same should be maintained so that they can be scrutinized periodically. All horizontal surfaces including floor should be mopped between cases.
- 6. All medical instruments should be soaked for 30 minutes in chemical disinfectant before cleaning. This will give further protection to the personnel from exposure to HIV during the process of cleaning.
- 7. The best form of disinfection is autoclaving. After this comes boiling for 20 minutes. In practical and field settings, high-level disinfection with chemicals is far less reliable than boiling.
- 8. Hepatitis B vaccine should be provided for all personnel (staff).

Annexure III

Minimum Standards for 10 bedded General Nursing Home, Surgical Nursing Home and Maternity Home

- I. Functional Programme For A Nursing Home
- II. Human Resource Requirements
- III. Minimum requirements for Space and Equipments in General Nursing Home, Surgical Nursing Home and Maternity Home

I Functional Programme For A Nursing Home

- **a.** Emergency First Aid- The basic minimum functions provided by a nursing home should include Emergency First Aid as mentioned in the rules document.
- i. Emergency first aid includes airway maintenance, Intra Venous drip, wound care and dressing, haemostasis, shock management, splint, severe pain management and starting of nasal O₂.
- **ii.** Emergency first aid services should be provided to all patients in need of them and assistance in arrangements made to transport them irrespective of their capacity to pay.
- **iii.** A nursing home which claims to provide Emergency Cardiology Services should possess intensive care facilities.
 - **b. Define disciplines of treatment**: When the NH applies for registration, they should broadly define the disciplines of treatment offered and the facilities should match these.
 - **c. Type of facilities**: The type of facilities provided at the Nursing Home, e.g. Emergency Cardiac Care Unit, Orthopedic and Trauma Care Hospital etc, should be displayed prominently. (Detailed list of minimum services would be available to patients)
 - **d. Declare routinely offered facilities**: The nursing home should declare on its sign boards / notice boards / informational literature about the nature of facilities routinely offered and should not ordinarily treat those patients for which facilities are not routinely available in that nursing home.
 - i. **Regarding General Surgical Services:** A general surgical nursing home should declare the range of surgical services provided there and adhere to the same.
 - ii. In case a surgical nursing home provides 'Emergency General Surgical Facilities', this should be clearly mentioned in the functional programme of the nursing home as well as in any information brochure put up by the nursing home. In such nursing homes emergency care for cases of acute abdomen, strangulated hernia, torsion testis, etc. would be provided. For this purpose access to X-ray facilities, Blood Bank and Ultrasonography should be available.
 - iii. **Regarding Maternity Facilities**: All nursing homes providing maternity facilities (with and without OT) should provide basic obstetric and neonatal facilities

- 1. Maternity Homes with OT: All such maternity homes should have an equipped Operation Theatre and should be able to carry out procedures like suction and evacuation, dilatation and curettage, Lower Segment Cesarean Section and Hysterectomy on an emergency basis. Every maternity home should have a working arrangement with nearby blood banks and all due care be taken to anticipate the blood transfusions and arrange for the same. Also ultrasonography facilities should be available within one hour. The functional programme of the nursing home should mention nearest availability of neonatal intensive care facilities.
- 2. Maternity Homes without OT- Maternity Homes may be run without an Operation Theatre. Access to ultrasonography facilities must be made available in reasonable time. Every maternity home should have a working arrangement with nearby blood banks and all due care be taken to anticipate the blood transfusions and arrange for the same. The functional programme of the nursing home should mention nearest availability of neonatal intensive care facilities.
- **Pathology laboratory**: The Nursing Home may or may not have a Pathology laboratory. The type and extent of laboratory facility to be available for a nursing home would depend on the functional programme of the nursing home. The functional program of the Nursing Home must indicate if they have a Bedside Laboratory or a Hematology, Biochemistry and Pathology Laboratory.
- **4. Bedside Laboratory**: Bedside laboratory is one where only basic essential tests such as Haemogram, Urine Routine including Microscopy, Blood Sugar with Glucometer, Bleeding Time-Clotting Time, Blood Grouping, Typing and Cross-matching, Urine Pregnancy Tests (HCG) are conducted.
- 5. Hematology, Biochemistry and Pathology laboratory: When a full fledged Hematology, Biochemistry and Pathology laboratory is situated within the hospital, provisions shall be made for the following minimum procedures to be performed on site Blood counts, urinalysis, blood glucose, blood urea and nitrogen, bleeding time, clotting time, blood grouping, typing and crossmatching, and other tests. Provision shall also be included for specimen collection and processing. A separate toilet facility should be provided close to the pathology section. A qualified Pathologist must be on call to interpret findings.
- **Radiology**: The NH may or may not have an X-ray facility. In nursing homes providing emergency surgical/ trauma facilities, following X-ray services should be made available, either by contract with nearby radiology facility or by portable facility- X ray chest, abdomen, pelvis, femur and skull. In case radiotherapy or nuclear medicine facilities are provided, guidelines by local statutory bodies should be followed.
- 7. ECG: Portable ECG facilities should be available in all nursing homes round the clock.

II Human Resources Requirements

- **1 Medical personnel**: In case the Consultant / Supervising Doctor is resident in or very near to the Nursing Home, a DMO need not be employed. The consultant/ doctor must be able to attend to the patient in 5 to 10 minutes.
- **2 Nursing staff**: One nurse for 10 beds or part there of on every shift and if on different floors then in same proportion on different floors. Taking into account the weekly offs and leaves, this would mean totally more than 3 nurses employed per 10 beds. There should be one qualified nurse for the Operation Theatre. She should train other ward nurses to enable them to manage emergencies. They may also function as O.T nurses when required.
- 3 Adequate efforts need to be taken to procure qualified nurses. For the time being nurses from all courses, of a minimum duration of six months, meant for training nurses, may be considered qualified nurses. Seats in government colleges for Nursing need to be increased, as also relevant courses for Nursing need to be introduced to bridge the gap.
- **4 Training for Nursing Aids**: For nursing aides with no formal qualification to be a nurse but with minimum three year's experience currently working in a nursing home, the Nursing Home should send them for a formal nurses' training programme recognized by the government, government approved Council or Open University.

5 Nursing aids:

- a. One ayahbai or one ward boy for every 10 beds in three shifts. Taking into account the weekly offs and leaves, this would mean totally more than 3 nursing aids/ ward boys employed per 10 beds.
- b. Ayahbai/ward boy/sweeper need to undergo training in nursing care skills like measuring of urine output, assisting in inserting an I.V. line, transferring patients from trolleys to beds, etc.
- **6 Other Paramedical staff**: Availability of paramedical staff should be adequate to satisfy basic functions as specified in the functional program.

7 Engineering staff:

- a. One plumber (To be available on call)
- b. One electrician (on call)
- **8** Administrative and Ancillary staff: Receptionist should be available during OPD hours or as specified in relevant minimum standards.

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Minimum requirements for Space and Equipments in General Nursing Home, Surgical Nursing Home and Maternity Home (Not applicable to specialities like Paediatrics, Opthalmology, ENT)

Zones in a 10 bedded Hospital: A 10 bedded hospital would have the following zones and infrastructure within the designated zones.

	Minimum Requirements as per Zones		
		Quantity per	Minimum space
		<u>unit</u>	requirement
1.	Entrance zone (Reception, Registration and Communic	ation System)	
	a) Furniture		
	i. Desk/counter		60 sq. ft. (Reception and communication system together)
	ii. Chairs		
	iii. Storage cabinets (for copies of bills, OPD records, etc)		
	b) Facilities		
	i. Waiting area		100 sq. ft.
	ii. Drinking water facility		
	c) Equipment		
	i. One wheel chair		
	ii. One trolley		
2.	Ambulatory zone (Nursing Station, Examination & Con	nsulting, Treatment I	Room and Casualty)
	a) Nursing Station Utilities		
	i. Nursing station* (including work area and		36 sq ft
	space for cabinets)		40.00
	ii. Space for Nursing Station and Utilities such as		40 sq. ft.
	patient trolley, medicine trolley, refrigerator, washbasin, preferably along with nursing		
	station but may be accommodated in other		
	room, adjacent to nursing station or treatment		
	room with overlapping space.		
	iii. Ward store	2 cupboards for	60 sq ft
		linen and others	*
	b) Examination and consultation rooms (OP	Ds) situated in a	80 sq. ft. (Each
	Nursing Home		Consultation room)
	Furniture		
	i. Chair for consultants	One for each consulting room and casualty	
	ii. Chairs for patient and persons accompanying patient	Two or three per consulting room and casualty	
	iii. Examination table with mattress	One each for medical and	

			1
		surgical	
	Do stoula table	Consulting rooms One for each	
iv.	Doctor's table	consulting room	
TV.	Step stool	One for each	
V.	Step stool	consulting room	
For Obstat	trics and Gynaec OPD (Applicable only	Obstetric	
	ernity Services are provided.)	examination	
\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\	inity services are provided.)	table with	
		appropriate light	
		fixture and stool	
		for doctor.	
In case of n	ursing homes where OPD facilities in other	A separate toilet	Minimum area for
disciplines	are also provided care should be taken to	cum changing	the toilet and
	ivacy and separate toilet facilities for	room for women,	changing room to
obstetric pat	tients.	which is attached	be 30 sq. ft.
		or in close	
		proximity to the	
		consulting room	
		must be ensured.	
	al toilet for the OPD and entrance zone,		20 sq. ft
combined			
Equipments			
i.	Kidney tray	One for each	
	V · · 1	consulting room	
ii.	X-ray viewing box	One each for	
		Surgical and Medical	
		consulting room	
iii.	Weighing machine	One for	
	weighing machine	Medicine and	
		Obstetric	
		Consulting	
iv.	Gloves	Multiple pairs in	
	-	each consulting	
		room	
V.	Wash basin/ bowl with soap and towel	One in each	
	•	consulting room	
		and in casualty	
vi.	Towels		
vii.	Bed sheets		
viii.	Screens: For examination table (May be		
	suspended neatly from the wall, or screen		
	stands may be used)		
ix.	Thermometer	One for each	
	g 1	consulting room	
X.	Sphygmomanometer	One for	
		Obstetrics and	
		Gynaecology and	

	Medicine	
	Consulting room	
xi. Stethoscope	One for each	
	consulting room	
xii. Torch light	One for medical	
	consulting room	
xiii. Rest of equipment will dep		
specialty and may be preso	- I	
committees made by the Stat	e Nursing	
Home Registration Board	and Injection many (May be 90 as	Ω
b) Treatment/Dressing room a combined with Casualty)		π.
Furniture	Examination table with	
	mattress to carry out	
	dressings	
Equipment		
i. Dressing trolley	Hydrogen peroxide	
with dressing material as per specialty,		
general list for guidance is given opposite.	solution, solvent/ ether/	
	spirit, Povidone iodine	
	solution, Cheatles forceps	
	in antiseptic solution,	
	Drums with sterile gauze	
	and gamjee and bandages, suturing material,	
	suturing material, autoclaved linen, sticking	
	plaster, local anesthetic,	
	suture cutting scissors,	
	disposable syringes, 5,10,	
	20 cc needles curved,	
	cutting and round bodied	
	small and medium sizes	
	kept in antiseptic solution	
	/ formalin chambers.	
ii. Dustbins with lids	2	
iii. IV stands	2	
c) Emergency Room/ Casualty (May b Room)	e combined with Treatment 80 sq.	ft.
Equipment/ Medicines		
i. Suction apparatus	(1)	
ii. Oxygen cylinder with flow meter	(1)	
iii. Trolley for oxygen cylinder	(1)	
iv. Laryngoscope with blades with Ambu	(1)	
bag		
v. IV stands	(2)	
vi. Emergency trolley trays	Core Injectibles-	
	Adrenaline, Hydrocortisone,	
	Soda bicarb, 20% glucose,	

		Normal Saline, Ringer's lactate solution, Calcium gluconate, Atropine, Aminophylline, Chlorpheniramine Maleate, Neostigmine, Anti-emetic, Anti-convulsant, Pain -killer	
vii. Foley'	s Catheters	As required	
riii. Endot	racheal tubes tray with	1	
connec	etors		
	aryngeal airway	1	
x. Bottle	of spirit.	1	
	ges and needles sing Home must have either a	As required	
patients can treatment ro 3. Diagnostic: (Optional, No possible, Continuation of the	Need not be available within the onsists of all diagnostic facilities)	oom is functioning as the Cas	ualty, then a separate
,	iology (If present)		
	ography room (including Fil developing, processing, drying records)		100 sq ft. (including dark room)
	l Rubber Apron		
	gnostic X-ray unit.		
iv. Darl	room with safe light		
1	room adaptation goggles		
vi. Film	clips		
	hanger and wall brackets		
viii. Han	ger for X-ray film		
	l numbers for marking X-ray filn	1	
	sheets		
xii. Step s			
	its' trolley		
	film processing tank		
xv. X-ray			
	e must be taken to avoid		
_	exposure, to x - rays, such as u ens, generally there should be 1		
waiting or w	orking room, immediately beyoning the x-ray beam and such oth	nd	
care.	-		
b) Path	ology (Optional)		
	e available within the nursing hor	ne in case a contractual arrange	ement is possible)
i. Bed	side pathology		50 sq. ft.

	ii. Hematology, Biochemistry and Pathology unit		
	Laboratory space (including reception and specimen collection space)		150 sq. ft.
	c) Ultra Sono Graphy Room (optional)	Norms of PNDT, 1994 act to be followed	70 sq. ft.
4.	<u>Critical Zone:</u> This consists of Operating Area Maternity Services	a and Delivery Area, Applic	able for Surgical and
	a) Delivery Area : (for Maternity Howhere Maternity Services are given)	omes or Nursing Homes	
	i. Examination and preparation room		
	Obstetric examination table with light	1	
	Double edged safety razor blades	2	
	Gowns, towels, drapes	As required	
	Gloves	As required	
	Soap, towel	As required	
	ii. Delivery rooms or labour room 80	One labour room should	
	sq. ft.	be provided for every 5	
		maternity beds or part	(old 80 sq ft)
		thereof.	
	Furniture and Equipment		
	Delivery table / labour table	One per delivery room	
	Plastic aprons	(2)	
	Gloves	(5)	
	Drapes	As required	
	Dressing trolley with catheters	(1)	
	Suction apparatus	(1)	
	O ₂ cylinder with trolley and masks	(1)	
	Other facilities		
	Delivery room should have a toilet, attached or very near	One toilet	20 sq. ft.
	Dirty utility area (exclusively for the Delivery Area)		25 Sq. ft.
	Scrub up and gowning area for labour room		35 Sq ft
	All nursing homes providing maternity facilities should provide cradles with maternity beds.	One cradle with every maternity bed.	60 sq ft. per maternity bed (including cradle space).
	Sterilizing Area (May be combined with OT)		35 sq. ft.
	b) Operation Theatre (OT in a 10 bedden have three zones, Protective, Aseptic and	•	
	Protective zone		

¹ New would be defined as built after rules to the act come into force.

	Doctors' and nurses' change room with gowning space near the door of OT should be p	50 sq. ft.	
	Aseptic Zone		
	For Single Operation Theatre (not necess		
	Operation Theatre (This space is worked out on the basis of space required for one OT table, one Boyle's apparatus, one anesthetist, one operating surgeon, 2 OT assistants, 2 nurses, space to move around.)	Minimum surgical area	140 sq. ft. (new), 125 sq. ft (old)
		Scrub up and gowning area	35 sq ft
		Instrument Sterilization area	35 sq ft
	Essential Equipments in OT, apart from surgical instruments		
	Oxygen Cylinders (One week's stock)	<u>(2)</u>	
	Suction Apparatus	1	
	Laryngoscope with blades of different sizes	1	
	Emergency tray	1	
	Instruments trolley	1	
	Anaesthetic trolley	1	
	Electric sterilizer or Electric Autoclave	1	
	Boyle's apparatus/ other breathing systems	1	
	Ambu bags	2	
	Endotracheal tube and connectors	3, One for each size	
	Breathing hose and connectors		
	Disposal Zone	Dirty wash area	25 sq ft
5.	Intermediate zone (Consists of Wards, Storage	e space and Sanitary Block)	
	Wards (Separate wards shall be provided for m	ale and female patients)	
	Bedsteads, (If provided with facility for IV sets, separate IV stands need not be provided)		60 sq. ft (Space per bed) 5 ft. (Minimum distance between centre of two beds)
	ii. Stool, Chair	One stool / chair with each bed	
	iii. Mattresses, Mattress cover to be changed on alternate days	One mattress with mattress cover per bed	
	iv. Pillows, Pillow cases to be changed on alternate days	One pillow with pillow case, for each bed	

v. Blankets		One blanket p	er bed	
vi. Kidney tray		One kidney tra	ay per bed	
vii. Urine pot		One for ever	v two beds	
viii. Bed pan		One	y ewo zeus	
ix. Enema can-set		Two sets		
x. Screens (as required. In privacy shall be provided for according to the need.)				
Other essentials in wards				
x. Medicine trolley		1		
xi. Disposal syringes and n	eedles	As required		
xii. Emergency trolley a casualty room	s detailed in	1		
xiii. Dressing trolley as treatment room	detailed in	1		
xiv. Oxygen cylinder		2		
xv. IV stand		1 per bed		
xvi. Suction apparatus		1 As required		
	xviii. Naso-gastric tubes			
<u> </u>				
Sanitary block		2	10 1 1	20 0 11 1
i. Toilets		2 toilets for part thereof, male and fem	separate for	20 sq. ft per toilet
ii. Bathrooms (may be of toilets)	combined with		or 10 beds or separate for	Each bath 30 sq. ft. if combined with toilet, or otherwise at least 25 sq. ft.
iii. Sluice room		One		20 sq ft
Storage space/ room with stor				150 cubic feet should be available, but need not be in the form of a separate room
6. Requirements for sanitary fit	ments in nursin	g homes for p	atients	
i. Toilets	Toilets 1 for every part thereof		Separate for the same proj	males and females in portion
ii. Ablution taps	1 for each to	ilet		
iii. Wash basin	1 for every part thereof.	10 beds or		

iv.	Baths	1 bath for every 10 beds	May be combined with toilet if
		or part thereof.	the toilet is at least 30 sq. ft. in size
V.	Bed pan washing sinks	1 for each ward in dirty utility and sluice room	
vi.	Cleaner's sinks and sink/slab for cleaning mackintosh	1 for each ward	
vii.	Outpatient Block	Separate toilets are to be provided for the use of males and females.	
viii.	Full fledged pathology unit (not applicable to bedside laboratory)	The pathology department must have a separate toilet, either attached or very near.	
	Service zone (This zone contains for staff)	s Laundry, Generator/ Invert	er, Pantry, Medical Records, Space
	a) Laundry:	Manual washing facilities may be used. For this one corner of the nursing home complex may be used.	30 sq. ft.
	b) Generator/ Inverter	In case of a power failure, all ESSENTIAL equipment, instruments and electrical points of the nursing home should be able to work as normal.	60 sq. ft.
	c) Small kitchen/ pantry for tea etc-		50 sq. ft.
		Facilities for storage of records so that they are not affected by bad weather and can be accessed at any time.	
	e) Space for staff	Staff room (60), changing, washing and toilet facilities room (30),	90 sq. ft.
	f) Doctors' duty room	One cot with mattress, pillow	
7.	Other requirements in a Nur	rsing Home	
	a) Electrical Standards	Points for lighting, fans etc. as may be required in the facility	
	b) Electric boards	Switchboards and Power points preferably Multiple Circuit Breakers	
	c) Access Routes to	The nursing home	

various Facilities of the Nursing Home	shall be easily accessible to patients. Access up till the casualty/emergency section of the hospital should be easily possible. A ramp may need to be constructed for the same.	
d) Communication system	Alarm bells or intercom should be installed connecting wards, to the nursing stations	
e) Fire-fighting system	Efficient fire fighting systems should be installed in every nursing home.	

ANNEXURE IV

UNIVERSAL PRECAUIONS WHO GUIDELINES

What it is

Universal precautions are simple infection control measures that reduce the risk of transmission of blood borne pathogens through exposure to blood or body fluids among patients and health care workers. Under the "universal precaution" principle, blood and body fluids from all persons should be considered as infected with HIV, regardless of the known or supposed status of the person. Improving the safety of injections is an important component of universal precautions.

Why it is Important

- Any percutaneous or per mucosal exposure to blood or body fluids represent a
 potential source of HIV infection. These include skin-piercing procedures with
 contaminated objects and exposures of broken skin, open wounds, cuts and mucosal
 membranes (mouth or eyes) to the blood or body fluid of an infected person.
- Although they account for a minority of HIV infections, health care procedures
 represent a highly preventable source of HIV infection. Among health care associated
 sources of infection, unsafe injections are of particular concern, accounting for an
 estimated 3.9% to 7.0% of new infections worldwide. In addition, unsafe practices in
 hemodialysis and plasmapheresis centers have been associated with HIV
 transmission.
- Health care worker protection is an essential component of any strategy to prevent discrimination against HIV infected patients by health care workers.
- If health care workers feel they can protect themselves from HIV infection, they can provide better care.

How it is Done

1. Ensure Universal Precautions

- Sterilizable injection should only be considered if single use equipment is not available and if the sterility can be documented with Time, Steam and Temperature indicators.
- Discard contaminated sharps immediately and without recapping in puncture and liquid proof containers that are closed, sealed and destroyed before completely full.
- Document the quality of the sterilization for all medical equipment used for per cutaneous procedures.
- Wash hands with soap and water before and after procedures; use of protective barriers such as gloves, gowns aprons, masks, goggles for direct contact with blood and other body fluids.
- Disinfect instruments and other contaminated equipment.
- Handle properly soiled linen. (Soiled linen should be handled as little as possible.
 Gloves and leak proof bags should be used if necessary. Cleaning should occur outside patient areas, using detergent and hot water.)

2. Ensure Adherence to Universal Precautions

• Staff understanding of universal precautions

Health care workers should be educated about occupational risks and should understand the need to use universal precautions with all patients, at all times, regardless of diagnosis. Regular in-service training should be provided for all medical and non-medical personnel in health care settings. In addition, pre-service training for all health care workers should address universal precautions.

• Reduce unnecessary procedures

Reduce the supply of unnecessary procedures: Health care workers need to be trained to avoid unnecessary blood transfusions (e.g., using volume replacement solutions), injections (e.g., prescribing oral equivalents), suturing (e.g. episiotomies) and other invasive procedures. Standard treatment guidelines should include the use of oral medications whenever possible. Injectable medications should be removed from the national Essential Drug List where there is an appropriate oral alternative. Reduce the demand for unnecessary procedures: Create consumer demand for new, disposable, single-use injection equipment as well as increased demand for oral medications.

• Make adequate supplies available

Adequate supplies should be made available to comply with basic infection control standards, even in resource constrained settings. Provision of single use, disposable injection equipment matching deliveries of injectable substances, disinfectants and "sharps" containers should be the norm in all health care settings. Attention should also be paid to protective equipment and water supplies. (While running water may not be universally available, access to sufficient water supplies should be ensured.)

• Adopt locally appropriate policies and guidelines

Use of sterilizable injection equipment should be discouraged, as evidence shows that the adequacy of the sterilization is difficult to ensure. National health care waste management plans should be developed. The proper use of supplies, staff education and supervision needs should be outlined clearly in institutional policies and guidelines. Regular supervision in health care settings can help to deter or reduce risk of occupational hazards in the workplace. If injury or contamination result in exposure to HIV infected material, post exposure counseling, treatment, follow-up and care should be provided.

Human Resources, Infrastructure and Supplies Needed

Institutional guidelines for universal precautions should be in place. The necessary supplies (e.g., oral medications, needles and syringes, sharps containers, disinfectant, antiretroviral) must be made available. Health care waste management may require the construction of adapted waste treatment options (e.g., incinerators and alternatives to incineration).

An infection control specialist is beneficial to ensuring that universal precautions are followed in all institutions. Universal precautions should be a part of all health care worker training, which should be provided on a regular basis in health care worker in-service education. Specific efforts should be made to train health care workers in reducing unnecessary invasive procedures. In addition, professional associations, including the national nursing association and the national medical association, should be engaged in health care worker protection and support the "First do no harm principle" principle.

Cost Information

The cost of the equipment needed to make injections sterile (i.e., new, single-use disposable syringes and sharps boxes) should be covered by those who supply injectable substances. The average international retail price for disposable syringes ranges from 4 US cents (2 ml) to 8 US cents (5 ml). A typical five litre safety box costs US\$ 1 and holds 100 syringes and needles. In practice, in the case of essential drugs, these costs should not lead to an increase of the drug expenditure of more than 5% and can be compensated by an elimination of unnecessary injectable medications from the national list of essential medicines.

ANNEXURE V

Building Engineering Environmental Standards

All nursing homes should follow building engineering and environmental standards as prescribed by low bodies. The following standards will be applicable for new Nursing Homes, built after the rules to the act are in force.

1. Location

Hospital sites with high degree of sensitivity to outside noise should be avoided. The site should be compatible with other considerations such as accessibility and availability of services. The buildings should be so planned that sensitive areas like wards, consulting and treatment rooms and operation theatres are placed away from the outdoor sources of noise.

2. Ceilings

The finishes of all exposed ceilings and ceiling structures in areas normally occupied by patients or staff, and those in food preparation or food storage areas shall be readily cleanable with routine housekeeping equipment. Ceilings and walls in operating and delivery rooms shall be free of fissures, open joints, or crevices that may retain on permit passage of dirt particles.

3. Floor Height

The height of all the rooms in the hospital should not be less than 3.00 m and measured at any point from the surface of the floor to the lowest point of the ceiling. Minimum head room, such as under the bottom of beams, fans and lights shall be 2.5 m measured vertical under such beam, fan, light. The design of building shall ensure control of noise due to walking, movement of trolleys, etc.

4. Floors and Walls

The architectural finishes in hospitals shall be of high quality in view of maintenance of good hygienic conditions. The walls should be impervious with appropriate paint. Floors should be covered with good quality tiles in the minimum. The aim being that floor materials shall be readily cleanable and appropriately wear-resistant. In all areas subject to weekly cleaning, floor materials shall not be physically affected by liquid germicidal and cleaning solutions. Floor subject to traffic while wet, including showers and bath areas, shall have a non-slip surface. Floors should be smooth so as to allow smooth passage of wheelchairs and trolleys.

Floor and wall areas penetrated by pipes, ducts, and conduits shall be tightly sealed to minimize entry of rodents and insects. Joints of structural elements shall be similarly sealed.

Operating room/Labour room/Delivery room should be made washable. Corners and junctions of walls, floors and ceiling should be rounded to prevent accumulation of dust and to facilitate cleaning. Walls of operation theatre, delivery room, recovery room, scrub room should be fully covered with dado tiles or otherwise made washable with oil paint.

In other areas of critical zone, tiling should be provided until a height of 1.2m.

5. Doors:

The minimum door width for patient use shall be (2 feet 10 inches) or 86cms. In the operation Area and Delivery Area, all doors should be two leaf type with a minimum width of 5 ft. and shall have self closing devices.

<u>6. Windows:</u> Wards and rooms for the admission of light and air shall have one or more apertures such as windows (also sufficient numbers of fans and lights) opening directly to the external air or into an open verandah. They should be sufficient to for well ventilation and lighting of the rooms.

7. Corridor:

Minimum public corridor width shall be 4 feet

8. Water Supply, Plumbing And Other Piping Systems (Adequate potable and washing water supply)

Arrangement shall be made to supply adequate potable water as well as to meet all requirements (including laundry), except fire fighting.

Within the operation theatre there should not be any drains.

Ensure adequate supply of Oxygen (one for each of - OT, Casualty and for immediate use in ward), along with suction apparatus. Drainage piping shall not be exposed in operating and delivery rooms, nurseries, food preparation centers, food serving facilities and other sensitive areas. Where exposed, overhead drain piping is unavoidable, special provisions shall be made to protect the space below from leakage, condensation or dust particles.

FORM A FORM FOR APPLICATION OF REGISTRATION

1.	Name of Nursing Home:					
2.	Address of Nursing Home :					
3.	Phone Numbers :					
4.		of applicant: n directly responsible for	the management of the nursing home)			
5.	Qualif	fication of the applicant :				
6.	Addre	ess of applicant :				
7.	Phone	number:				
8.	Nation	nality of applicant:				
9.		se tick)	Partnership □ Registered company □ rganization □ Society □ Body/ Trust □			
10.	(Pleas a. b. c. d.	of Nursing home: se tick) Maternity home with OT Maternity home without Surgical Nursing home General Nursing Home Other (please specify)				
11.	Premi a.		proved by authority : Yes / No			
	b.	Whether owned by the apany)	pplicant: Yes / No (submit the copy of the deed, if			
	c.	Whether rented: yes)	Yes / No (submit up to date rent receipt, if			
	d.	Whether registration:	Yes / No (submit lease – deed with N.O.C)			
	e.	Reception counter:	Yes / No			
	f.	Waiting room:	Yes / No			
	g.	Ventilation:	Whether sufficient			
	h.	Lighting :	Whether sufficient			

i. Drinking water supply:		
Source: Piped water supply Quantity: Adequate / Inadequality: Satisfactory		Others
Cooling Arrangement: Provided	/ Not provided	
12. Trade license:		
□ Name of authority:		
□ License No:		
□ Date of issue:		
13. Clearance from Pollution Control	Board:	Yes / No / Applied For
14. Clinical waste disposal license: (From Panchayat / Municipality / Munic		No / Applied For
15. Exemptions grated from:		
□ Custom duty	Yes / No / Ap	oplied For
16. Registers: (To be maintained) □ Staff register: (Name / Address/ Qualification of all)	Present / Will be prov	vided
□ Attendance Register:	Present / Will be prov	vided
☐ Stock register : (Including stock of life saving drugs)	Present / Will be pro-	vided
□ Cash book register:	Present / Will be prov	vided
□ Admission register:	Present / Will be pro	vided
□ Inspection book	Present / Will be prov	vided
17. Whether training of medical or pa	ramedical course are	e / will be given: Yes
18. If yes, whether approved by state Yes / No	medical council/ gov	vernment of Maharashtra:
19. Sanitary arrangement: Drainage system: Covered / uncover	ed	

Water closets:	Number:	For male	For	Female
Lavatory: Numl	ber: For r	nale	For Female	
System of garbas	ge disposal: owr	arrangement /	other (please specify)	
20. Electricity s	upply: Source:	Generator	Government Supply	Both
21. Total no of l	beds:	Space	of each patient:	Sq.feet
22. Total number	er of wards: Ge	eneral:	special:	
23. Space of eac	h patient in the	e ward:	Sq.feet	
24. Number of o	cabins:			
25. Number of o	cubical:			
26. Staff 27. Total number	er of staff:			
28. Number of p	permanent staf	f:		
29. Number of t	emporary staff	:		

Category of staff	Name	Qualification	Registrati on No	Name of the Faculty	Nature of service (Temp/per m.)
Consultants					
Office staff					
R.M.O					
Matron					
Nursing staff					

Female attendant			
Other			
staff			

30. In case the Nursing home also provides for diagnostic facilities

Pathology laboratory / X- ray facility / ECG / EEG / CT Scan / USG / MRI / Others (please tick)

Categor y of staff	Name	Qualificatio n	Registrati on No	Name of the Faculty	Nature of service (Temp/per m.)
Medical					
officer					
Lab					
technicia					
n					
Female					
attendant					
Other					
staff					

FORM B FORM OF REGISTERED NURSING HOME

Serial No.	Name	

A1:4	N		
Applicant	Name		
	Profession		
	Address		
Nursing Home	Name		
Nuising Home	Address		
	Address		
	Number of Beds		
Employee	Total Number		
	Category	Clinical	
		Non - clinical	
Date of	Date of first entry	-	'
	into the register		
	Issue of registration		
	Renewal of		
	registration		
	Registration Number		
Remarks	Notes		
	G 11 .: 0		
	Cancellation of		
	registration		
Seen and signed by	Name		
	Designation		

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