



ABSTRACT

State Mental Health Authority – Creation of one post of Chief Executive Officer and other posts to State Mental Health Authority for its effective functioning – Sanctioned – Orders - Issued.

HEALTH AND FAMILY WELFARE (EAPI-2) DEPARTMENT

G.O.(Ms).No.21

**Dated: 29.01.2019
Thiruvalluvar Aandu – 2049
Vilambi, Thai – 15**

Read:

- 1) G.O (Ms).No. 25, Health and Family Welfare (EAPI-2) Department, dated: 18.01.2017.
- 2) From the Director of Medical Education, letter ref No.39686/P&DIII(2)/2018, dated: 04.07.2018.

ORDER:

In Government Order first read above, orders have been issued for constitution of State Mental Health Authority with members as per section 45 of Mental Health Care Act 2017. Among others, the State Mental Health Authority (SMHA) was requested to send a panel of names among the eligible Psychiatrist for appointment as Chief Executive Officer for the State Mental Health Authority and the State Mental Health Authority was permitted to take action to appoint the following officers and other employees:-

1. Administrative Officer-1
2. Assistant -1
3. Junior Assistant -1
4. Data Entry Operator-1
5. Office Assistant – 1.

2. As per the provision of State Mental Health Authority Act of 2017 and based on the request of the Member Secretary, State Mental Health Authority, the Director of Medical Education in his letter second read above, has forwarded the proposal to Government for creation of one post of Chief Executive Officer and to fill up other posts for effective functioning of State Mental Health Authority.

3. The Director of Medical Education has stated that the incumbent Member-Secretary under the provisions of the erstwhile Mental Health Act, 1987 had proposed that the post of Chief Executive Officer should be filled with a person of rank Associate Professor of Psychiatry. However, Section 52(1) of the Mental Health Care Act 2017 prescribes that a person not below the rank of Deputy Secretary to State Government shall be posted as Chief Executive Officer. Considering the duties to be discharged by the Chief Executive Officer, it is seen that the duties are administrative and executive in nature, to implement the decisions of the State Mental Health Authority which has adequate technical members. It is with this view that the Act has prescribed an executive rather than a technical person for the post of Chief Executive Officer. Hence the post of Chief Executive Officer may be created in the rank of Deputy Secretary to Government (pay scale 7600 Grade Pay in pre-revised scale) to be filled up with either Deputy Secretary to Government or a District Revenue Officer or a Joint Director from an

executive department or an Associate Professor of Psychiatrist or Senior Civil Surgeon as envisaged under the section 52 (1) of Mental Health Care Act of 2017.

4. The Director of Medical Education has also stated that as per section 52 (2) of the Mental Health Care Act 2017, the State Authority, may with the approval of the State Government, determine the number, nature and categories of other officers and employees required by the State Authority in the discharge of its functions and requested the Government to fill up the following posts:-

Sl.No.	Name of Post
1.	Chief Executive Officer
2.	Administrative Officer
3.	Assistant
4.	Data Entry Operator (2)
5.	Office Assistant (1)

5. After careful examination the Government have decided to accept the proposal of Director of Medical Education and accord sanction the following posts to State Mental Health Authority for its effective functioning as detailed below with the annual recurring expenditure of Rs. 24,79,932/- (Rupees twenty four lakh seventy nine thousand and nine hundred and thirty two only)

Sl. No	Post	Method of appointment	Pay
1.	Chief Executive Officer in rank of Deputy Secretary to Government /DRO/JD from other Dept/ Psychiatrist in the rank of Associate Professor or Senior Civil Surgeon	New Creation	Pay Level 26 - Rs.61900 - 196700) (Level – 22 56100 -177500)
2.	Administrative Officer	Either by way of Deputation from any other Government/ Department Outsourcing	If filled up by deputation. If the serviced are placed the outsourcing the consolidated pay is as per the NHM rate.
3.	Assistant	Either by way of Deputation from any other Government/ Outsourcing	Level -10 20600 – 65500 , If the serviced are placed outsourcing the consolidated pay NHM rate of Rs. 15,000/-
4.	Data Entry Operator (2)	Outsourcing	Consolidated pay-NHM rate of Rs.12,000/-
5.	Office Assistant(1)	Outsourcing	Consolidated pay-NHM rate of Rs.10,000/-

ii) The Director of Medical Education may be permitted to fill up the above posts as per section 52 (2) of the Mental Healthcare Act 2017.

6. The expenditure sanctioned in para 5 above, shall be debited to the following head of account:-

2210 Medical and Public Health 06 Public Health-
001 Direction and Administration State's Expenditure
JG Establishment of State Mental Health Authority - 01 salaries
(DPC 2210 06 001 JG 0101)

33 Payments for Professional and Special Services
04 Contract Payment
(DPC 2210 06 001 JG 3340)

7. The Director of Medical Education is Estimating, Reconciling and Controlling Authority for the new head of account at para 6 above.

8. The Pay and Accounts Officer /Treasury Officers concerned are directed to open a new head of account.

9. The expenditure sanctioned in para -5 above shall constitute an item of " New Instrument of Service" and the approval of Legislature will be obtained in due course. Pending approval of the Legislature, the expenditure may be initially met by drawal of an advance from the Contingency Fund. The Director of Medical Education is directed to calculate the actual amount required for the period upto next Supplementary Estimates and apply for sanction of the same as advance from the Contingency Fund to Finance (BG.I) Department directly in Form A appended to the Tamil Nadu Contingency Fund Rules 1963 along with a copy of this order. Orders for sanction of an advance from the Contingency Fund will be issued from Finance (BG.I) Department. The Director of Medical Education is requested to send necessary explanatory notes to include the above expenditure in the Supplementary Estimates for the year 2018-2019 to Finance (BG-I) Department at the appropriate time without fail.

10. This orders issues with the concurrence of Finance Department vide its C.No.64905/Fin (Health-II)/2018, U.O. No. 2735/CMPC/2019, dated: 24.01.2019 and ASL No. 2513 (Two thousand five hundred and thirteen)

(BY ORDER OF THE GOVERNOR)

**J. RADHAKRISHNAN,
PRINCIPAL SECRETARY TO GOVERNMENT.**

To

The Mission Director, State Health Society, Chennai-6

The Director, Institute of Mental Health, Chennai-10

The Member Secretary, State Mental Health Authority, Chennai-10

The State Commissioner for Disabled, Chennai-5

The Director of Medical Education, Chennai-10

The Director of Medical and Rural Health Services, Chennai-6

The Director of Public Health and Preventive Medicine, Chennai-6.

The Director, National Institute of Mental Health and Neuro Science, Bangalore.

The Social Welfare & Nutrias Meal Programme Department, Chennai-9

The Accountant (A&E) General, Chennai-35/9

The Pay and Account Officer (South), Chennai-35

Copy to:

Health and Family Welfare (Z/ EAP-II / Data Cell) Department, Chennai-9

The Finance (Health-II/BG-I/BG-II/CMPC) Department, Chennai-9

SF/SC

//FORWARDED BY ORDER //

B. Jayabharathi
SECTION OFFICER