

GOVERNMENT-Of MAURITIUS

**THE NATIONAL COUNCIL FOR THE REHABILITATION OF  
DISABLED PERSONS ACT 1986**

**Act No. 37 of 1986**

**An Act To provide for the establishment of a National Council  
for the Rehabilitation of Disabled Persons.**

**ARRANGEMENT OF SECTIONS**

1. Short title.
2. Interpretation.
3. Establishment of the Council.
4. Objects of the Council.
5. Membership of the Council,
6. Management of the Council.
7. Powers of the Committee.
8. The Secretary/ Treasurer
9. General Meeting.
10. Funds of the Council.
11. Execution of documents.
12. Powers of Minister.
13. Donations.
14. Regulations.
15. Transitional provision.
16. Consequential amendments.

ENACTED by the Parliament of Mauritius, as follows

**1. Short title.**

This Act may be cited as the National Council for the Rehabilitation of Disabled Persons Act 1986.

**2. Interpretation.**

In this Act

"Committee" means the Executive Committee of the Council

"Council" means the National Council for the Rehabilitation of Disabled Persons established under section 3;

"member" means a: member of the Council and includes the Chairman and the Vice Chairman;

"Minister" means the Minister to whom responsibility for the subject of welfare of disabled persons is assigned.

**3. Establishment of the Council.**

(1) There is established for the purposes of this Act a National Council for the Rehabilitation of Disabled Persons.

(2) The Council shall be a body corporate.

**4. Objects of the Council.**

The objects of the Council shall be

(a) to co-ordinate the activities of Voluntary organisations catering for disabled persons.,

(b) to promote the development and expansion of rehabilitative services;

(c) to advise the Minister on all aspects of the rehabilitation of disabled persons;

(d) to co-ordinate with private international and national agencies engaged in the rehabilitation of disabled persons and to disseminate the clinical information received for these sources,

(c) generally to promote d-,e -welfare of disabled persons.

**5. Membership of the Council.**

(1) The members of the Council shall be

(a) any voluntary organisation engaged in the rehabilitation of disabled persons and registered with the Registrar of Associations; and

(b) any institution dealing with disabled persons and in receipt of a grant from the State.

(2) Membership of the Council shall be subject to such rules as, may be made.

(3) The Council shall keep a register in which shall be entered the name of every member of the Council.

#### 6. Management of the Council.

(1) The council shall be managed and administered by an Executive Committee which shall consist of:

(a) a Chairman who shall be the Permanent Secretary of the Ministry responsible for the welfare of disabled persons or his representative;

(b) a Vice-Chairman to be appointed by the Minister from the representatives of member organisations elected at the general meeting;

(c) the Director, Medical Unit of the Ministry of Social Security, National Solidarity and Reform Institutions;

(d) a representative of the Ministry of Health;

(e) a representative of the Ministry of Education, Arts and Culture;

(f) a representative of the Ministry of Youth and Sports;

(g) a representative of the Ministry of Rodrigues;

(h) a representative of the Ministry for Employment;

(i) a representative of the Ministry of Economic Planning & Development;

(j) a representative of the Ministry of Agriculture,

(k) the Social Welfare Commissioner or his representative,

(l) 9 representatives of member organisations elected at the general meeting of the Council;

(m) 3 independent members appointed by the Minister,

(2) The Committee shall regulate its meeting and proceedings in such manner as it thinks fit.

(3) The quorum of the Committee shall be 12.

(4) No member shall receive any fee or remuneration for his services.

#### 7. Powers of the Committee.

Except as may be otherwise prescribed by regulations, the Committee shall have and exercise all powers conferred upon the Council by this Act.

#### 8. The Secretary/Treasury

The Secretary /Treasurer of the Council shall

(a) be an officer responsible for the subject of welfare of disabled persons appointed by the Minister.,

(b) keep all books, records, deeds, documents and minutes of proceedings of the Council. and

(c) act as Secretary of the Committee.

#### 9. General Meeting.

(1) A general meeting of the Council shall be held once a year at such time and place as the Committee may decide.

(2) At least 14 days' notice shall be given before the holding of a general meeting.

(3) The business of the general meeting shall be

(a) the consideration and adoption of the annual report of the Committee and of the auditor's report;

b. the election of 9 representatives of member organisations on the Committee in such manner as may be prescribed.

(4) Every meeting of the Council shall be presided over by the Chairman or the Vice-Chairman of the Committee, and in the absence of both, the members present shall appoint a Chairman for the meeting from among themselves.

(5) The quorum of any meeting of the Council shall be half the number of members plus one.

(6) The Council shall regulate its proceedings in such manner as it thinks fit.

## **10. Funds of the Council.**

(1) The Council may raise money by means of membership fees and subscriptions.

(2) Every member organisation shall pay such fee as the Committee may determine.

(3) Subject to subsection (2). the income and property of the Council shall be applied solely towards the promotion of the objects of the council.

## **11. Execution of documents.**

No document shall be executed by or on behalf of the Council unless it is signed by

(a) the Chairman or, *in his* absence, by the Vice-Chairman and

(b) the Secretary/ Treasurer or, in his absence, by a member designated by the Committee.

## **12. Powers of Minister.**

The Minister may, after consultation with the Committee, give such directions of a general character to the Committee, not inconsistent with this Act, as he considers necessary in the public interest, and the Committee shall comply with these directions.

## **13. Donations.**

Article 910 of the Code Napoléon shall not apply to any donation received by the Council.

## **14. Regulations.**

(1) The Committee may make such regulations as it thinks fit for the purposes of this Act.

(2) Notwithstanding the Interpretation and General Clauses Act, regulations made under this Act shall not be required to be

(a) approved by the Minister;

(b) laid before the Assembly-, and

(c)-published in the Gazette.

15. Transitional provision.

The Committee shall, at the commencement of this Act, be deemed to be properly constituted pending the appointment of the Vice-Chairman under section 6O) (b) and the election of representatives of member organisations under section 6Q) (D).

16. Consequential amendments.

(1) Subject to subsections (1) and (2), the Statutory Bodies (Accounts and Audit) Act is amended in Part 11 of the Schedule by adding the following in its appropriate alphabetical place

"National Council for the Rehabilitation of Disabled Persons"

(2) For the purposes of the Statutory Bodies (Accounts and Audit) Act the period extending from the commencement of this Act to the 30 June 1987 shall be deemed to be the first financial year of the Council.

(3) Section 7M of the Statutory Bodies (Accounts and Audit) Act shall not apply in relation to the first financial year of the Council.

(4) The auditor to be appointed under section 5O) of the Statutory Bodies (Accounts and Audit) Act shall be the Director of Audit.

Passed by the Legislative Assembly on the twenty-fifth day November, one thousand nine hundred and eighty-six.