

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

Act 37 of 1986 – 29 November 1986

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

1. Short title

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

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 Chairperson and the Vice-Chairperson;

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

3. Establishment of 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 Council

The objects of the Council shall be to—

- (a) co-ordinate the activities of voluntary organisations catering for disabled persons;

- (b) promote the development and expansion of rehabilitative services;
- (c) advise the Minister on all aspects of the rehabilitation of disabled persons;
- (d) co-ordinate with private international and national agencies engaged in the rehabilitation of disabled persons and to disseminate technical information received from these sources;
- (e) promote the welfare of disabled persons.

5. Membership of 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 any regulations made under section 14.

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

6. Management of Council

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

- (a) a Chairperson who shall be the Permanent Secretary of the Ministry responsible for the subject of welfare of disabled persons or his representative;
- (b) a Vice-Chairperson 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 responsible for the subject of social security;
- (d) a representative of the Ministry responsible for the subject of health;
- (e) a representative of the Ministry responsible for the subject of education;
- (f) a representative of the Ministry responsible for the subject of youth and sports;
- (g) a representative of the Ministry responsible for Rodrigues;
- (h) a representative of the Ministry responsible for the subject of employment;

- (i) a representative of the Ministry responsible for the subject of economic planning and development;
- (j) a representative of the Ministry responsible for the subject 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 Committee

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

8. Secretary/Treasurer

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 to 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 Chairperson or the Vice-Chairperson of the Committee, and in the absence of both, the members present shall appoint a Chairperson 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 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) 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 Chairperson or, in his absence, by the Vice-Chairperson; 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 Civil Mauricien 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; or
- (c) published in the *Gazette*.

15. – 16. —
