

**GOVERNMENT OF NAGALAND  
HEALTH AND FAMILY WELFARE DEPARTMENT  
NAGALAND: KOHIMA**

Dated Kohima the 27 June, 2022

**NOTIFICATION**

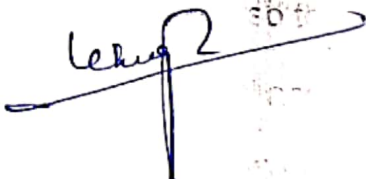
**HFW-32/B-6/SRA/ART/2022:** In exercise of the powers conferred by sub-sections (2) and (3) of section 35 of the Surrogacy (Regulation) Act, 2021(47 of 2021) and also sub-sections (2) and (3) of section 12 of the Assisted Reproductive Technology (Regulation) Act, 2021 (42 of 2021), the Governor of Nagaland is pleased to notify the constitution of the State Appropriate Authority with the following members:-

**STATE APPROPRIATE AUTHORITY**

1.	Addl. Secretary, H&FW Department	Ex Officio Chairman
2.	Director (Family Welfare), H&FW Department	Ex Officio Vice Chairman
3.	Deputy Secretary, Justice & Law Department	Ex Officio Member
4.	Dr. Atoshe Sema, MD (OBGY)	Member
5.	Mrs. Abeni TCK Lotha, Vice President ICCW & Chairperson, IRCS Nagaland	Member

**1. State Appropriate Authority shall discharge the following functions, namely:-**

- a) to grant, suspend or cancel registration of surrogacy clinics and/or assisted reproductive technology clinics or banks;
- b) to enforce the standards to be fulfilled by the surrogacy clinics and/or assisted reproductive technology clinics or banks;
- c) to investigate complaints of breach of the provisions of these Acts, rules and regulations made thereunder and take legal action as per provisions of these Acts;
- d) to take appropriate legal action against the misuse of assisted reproductive technology by any person and/or against the use of surrogacy by any person at any place other than the prescribed, *suo moto* or brought to its notice, and also to initiate independent investigations in such matter;
- e) to supervise the implementation of the provisions of these Acts and rules and regulations made thereunder;
- f) to recommend to the National Board and State Boards about the modifications required in the rules and regulations in accordance with changes in technology or social conditions;
- g) to take action after investigation of complaints received by it against the surrogacy clinics, assisted reproductive technology clinics or banks;
- h) to consider and grant or reject any application under clause (vi) of section 3 and sub-clauses (a) to (c) of clause (iii) of section 4 of the Surrogacy (Regulation) Act, 2021 within a period of ninety days; and

  
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such other functions as may be prescribed.

2. State Appropriate Authority shall exercise the powers in respect of the following matters, namely:-

- a) summoning of any person who is in possession of any information relating to violation of the provisions of these Acts and the rules and regulations made thereunder;
- b) production of any document or material object relating to clause (a);
- c) searching of any place suspected to be violating the provisions of these Acts and the rules and regulations made thereunder; and
- d) such other powers as may be prescribed.

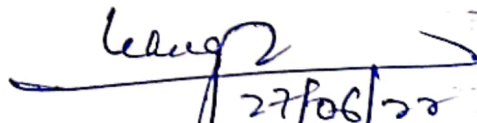
Sd/- IMOKABA JAMIR, IRS

Commissioner & Secretary to the Govt. of Nagaland

HFW-32/B-6/SRA/ART/2022/ 1633  
Copy to:-

Dated Kohima the 27 June, 2022

1. The Secretary to the Governor of Nagaland, Raj Bhawan, Kohima.
2. The Principal Secretary to the Chief Minister, Nagaland, Kohima.
3. The Sr. P.S. to the Minister, H & FW, Nagaland, Kohima.
4. The Deputy Secretary to Chief Secretary, Nagaland, Kohima.
5. All Administrative Heads of Departments concerned.
6. The Principal Director, Health & Family Welfare, Nagaland, Kohima.
7. All Chief Medical Officers, Nagaland.
8. All concerned members.
9. Office Copy.

  
27/06/22  
(KHONTHUNGO LOTHIA)  
Deputy Secretary to the Govt. of Nagaland