



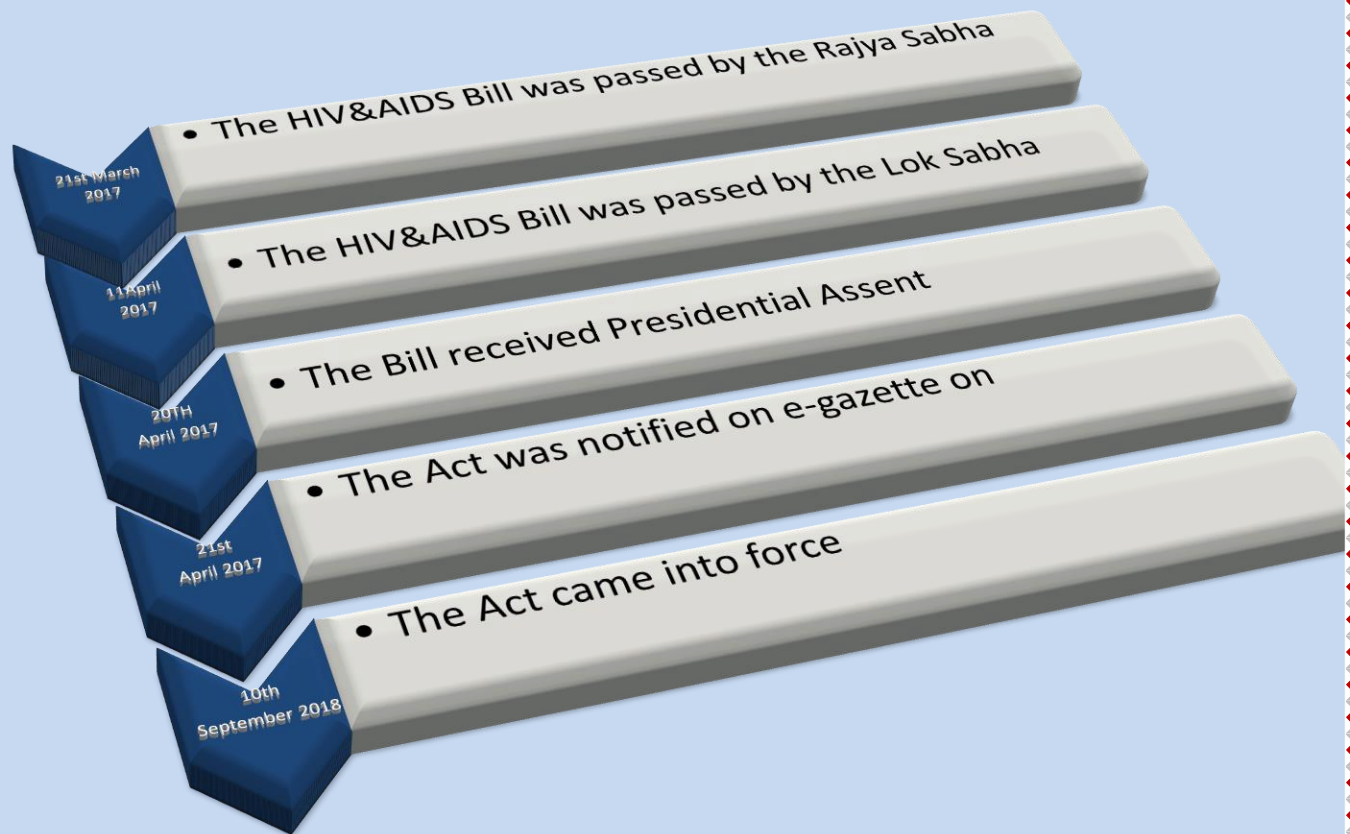
Goa State AIDS Control Society

February 2022

The Human Immunodeficiency Virus and Acquired Immune Deficiency Syndrome (Prevention and Control) Act,
2017 special edition

THE HUMAN IMMUNODEFICIENCY VIRUS AND ACQUIRED IMMUNE DEFICIENCY SYNDROME (PREVENTION AND CONTROL) ACT, 2017

Genesis of the HIV and AIDS Act



- ✚ The Human Immunodeficiency Virus and Acquired Immune Deficiency Syndrome (Prevention and Control) Act, 2017 is a central legislation which came into effect from September 10, 2018. the Central Government Rules were notified on 17TH September 2018
- ✚ The objective of the Act is to provide for the prevention and control of the spread of HIV and AIDS and for the protection of human rights of persons affected by the said virus and syndrome.
- ✚ The Act consists of 50 sections, divided under 14 chapters.

The Act seeks to provide

Address stigma & discrimination

Provide free diagnostic facilities and ART to PLHIV

Create an enabling environment for enhancing access to services

Promote safe workplace in healthcare settings to prevent occupational exposure

Strengthens system of grievance redressal

Spirit of the Act

Correctional measures include withdrawal and rectification of wrong acts, counselling of the violator, placement at an NGO and social work

The objective of the Act is correctional in nature and does not aim to penalise people. Thus, there are very few provisions which draw penalty.



The purpose is to bring behavioral change and a gradual shift towards a positive outlook for PLHIV.

The Entire Act is available online at GoaSACS at <http://goasacs.nic.in/hivaid-act-2017/>

Every establishment having one hundred or more persons, whether as an employee or officer or member or director or trustee or manager, as the case may be, shall within one hundred and eighty days of the commencement of the Act, designate such person of senior rank, as it deems fit, as the Complaints Officer who shall dispose of complaints of violations of the provisions of the Act in the establishment. Complaints officers appointed under the HIV/AIDS (Prevention & Control) Act 2017. every branch of an establishment having one hundred or more persons, whether as an employee or officer or member or director or trustee or manager, as the case may be, shall within one hundred and eighty days of the commencement of the Act, designate such person of senior rank, as it deems fit, as an additional Complaints Officer for such branch who shall dispose of complaints of violations of the provisions of the Act in the establishment. Provided further that in the case of healthcare establishments, the provisions of this rule shall have the effect as if for the words “one hundred or more”, the words “twenty or more” had been substituted.

The Notification of the Rules for Establishments by Central Government as per section 47 of the Human Immunodeficiency Virus and Acquired Immune Deficiency Syndrome (Prevention And Control) Act, 2017 called the Human Immunodeficiency Virus and Acquired Immune Deficiency Syndrome (Prevention And Control) Rules, 2018 is available at GoaSACS Website at <http://goasacs.nic.in/wp-content/uploads/2020/11/rules-for-establishments.pdf>.

Organizations who have appointed complaints officer under HIV/AIDS (Prevention & Control) Act 2017 (up to March 2022)

1	Marmuagao Port Trust
2	Kadamba Transport Corporation Limited.
3	Optel Vision India Pvt Ltd, Verna IDC
4	Cidade de Goa, Donapula-Goa
5	Taj Resorts & Convention Centre, Donapaula-Goa
6	CIPLA Ltd.
7	DELTA Corp Limited
8	Nestle India Ltd.
9	Chowgule Industries(Mapusa Branch)
10	Unichem Laboratories Ltd.
11	Goa Medical College and Hospital
12	Centaur Pharmaceuticals Pvt.Ltd.
13	Golden Peace Hotels & Pvt.Ltd.
14	GKB Opticals & Lenses
15	Bank of India
16	Majestic Groups
17	Goa glass fiber Ltd.
18	Venus Ethoxyethers Pvt.Ltd.
19	Golden Globe Hotels Pvt.Ltd.

Dr.Surekha Parulekar Chief Medical Officer under Directorate of Health Services has been designated as Ombudsman to address grievances received from the people infected or affected by HIV/AIDS, as the stop gap arrangement till the Rules for appointing Ombudsman in the state of Goa are notified.

A capacity building training programme on the HIV/AIDS Act and an orientation programme about the Programme Divisions in the SACS were conducted for the designated Ombudsman.

