A) Instruction:

A practitioner whose application for registration is refused by the T&CM Council will receive an official letter informing about the rejection status from the Traditional and Complementary Medicine Council Section (TCMCS). The appeal for registration as a registered T&CM practitioner can only be made when a practitioner has received that letter.

B) Reasons for Refusal of Application as a Local T&CM Practitioner

The reasons for refusal of Application as a Local T&CM Practitioner are as follows:

1. Does not possess a recognized qualification as determined by the T&CM Council.

2. Does not have the necessary years of experience as determined by the T&CM Council for practitioners under the grandfathering provision in traditional Malay medicine (TMM), traditional Chinese medicine (TCM), traditional Indian medicine (TIM) and homeopathy during the transitional period.

3. Does not meet the requirement for i-Syifa’ Screening (only applicable for Islamic medical practice).

4. Does not meet the requirement for Capacity Building Course (CBC) attendance as determined by the T&CM Council for practitioners under the grandfathering provision in TMM, TCM, TIM and homeopathy during the transitional period.

5. Is unable to provide complete documents for the purpose of processing the registration application and all efforts to contact the applicant has failed.

6. The practitioner was found to have provided falsified documents.

7. The practitioner is not practising in a Recognized Practice Area.
C) Reasons for Refusal of Application as a Foreign T&CM Practitioner

The reasons for refusal of Application as a Foreign T&CM Practitioner are as follows:-

1. Does not possess a **recognized qualification** as determined by the T&CM Council.

2. Does not have the **necessary years of experience**, namely having less than 5 years practising experience.

D) Process of Submitting an Appeal to The Honourable Health Minister

If a practitioner is not satisfied with the refusal of his/her application, the practitioner is required to send a letter of appeal by post to The Honourable Health Minister with the following title:

**APPEAL FOR REGISTRATION AS A TRADITIONAL AND COMPLEMENTARY MEDICINE PRACTITIONER**

According to Subsection 23(7) of the T&CM Act 2016, any person whose application for registration under subsection (1) is refused by the Council may appeal to the Minister within thirty days of being informed of such refusal. Any appeal submitted after the stated period **shall not be entertained**. The time period for this purpose shall be from the date the letter of refusal is issued.

Practitioners are required to provide suitable explanations and justifications in the letter of appeal as well as relevant documents for the appeal to be considered, such as:

1. If the refusal is due to possessing an **unrecognized qualification** –

   a) Proof in writing from the educational institution regarding the existence and background of the institution.

   b) Proof in writing from the educational institution that the practitioner was a student previously enrolled in the program related to the practice area he/she has applied to register in.

   c) Proof that the educational institution is regulated by the Educational Body/Agency from the country of origin/any other country.

   d) Proof that the program in the recognized practice area offered by the educational institution is accredited by the Qualification Body/Agency from the country of origin/any other country.
e) Proof that the program in the recognized practice area offered by the educational institution is recognised by the Regulatory Body/ Agency for that practice area from the country of origin/ any other country

f) Certified true copy of passport to prove that the practitioner has obtained the necessary permit/visa as a student of the institution in that country

g) Certified true copy of qualification certificate and academic transcript of the qualification from the awarding institution in the practice area applied for.

h) Any other of supporting documents that is deemed necessary to support the appeal application.

2. If the refusal is due to not having **necessary years of experience** –

   a) Complete information about experience possessed stating the duration and location of practice or Curriculum Vitae.*

   b) Verification in writing of all relevant experience from an individual approved by the T&CM Council and also from the employer or relevant party for each instance of the experience mentioned.**

   Notes:

   * Incomplete or unrelated information about experience in recognized practice area shall not be considered.

   ** Individuals approved to verify a practitioner’s proof of experience can only be one of the following:

   a) Village head/ penghulu/ chairperson of residents association or rukun tetangga/ longhouse head where the practitioner is a resident of; or
   b) Employer of the practitioner; or
   c) Principal/ Highest Management of relevant institution; or
   d) Chairperson of designated practitioner body in the respective recognized practice area.

3. If the refusal is due to not fulfilling the **requirement of i-Syifa’ Screening** –

   a) Proof that the practitioner has fulfilled the requirement of i-Syifa’ Screening.

4. If the refusal is due to not fulfilling the **requirement of CBC** –

   a) Proof that the practitioner has fulfilled the requirement of CBC

5. If the refusal is due to failure to provide **complete documents** –

   a) Practitioner is required to submit complete documents.
6. For practitioners found to have provided falsified documents, a thorough checking of the documents will be carried out. If the thorough checking confirms the original findings, the appeal shall be rejected.

7. For practitioners who applied for registration in a non-recognized practice area, no appeal shall be considered and the appeal shall be rejected.

8. If an application as a foreign T&CM practitioner is refused, no appeal shall be considered if it is due to one of the following:

   a) The practice area applied for is not a recognised practice area;
   b) The basic qualification of the practitioner does not fulfil the stipulated requirements;
   c) Falsification of any document;
   d) The practitioner has been blacklisted by the country of origin, the T&CM Council, T&CM Division, Ministry of Health, Immigration Department of Malaysia or other government agencies

E) Result of Appeal

Result of appeal is subject to the decision made by The Honourable Minister of Health after the relevant documentation has been reviewed thoroughly. Any decision made by the Honourable Minister is FINAL.