

MEDICAL COUNCIL OF INDIA

NEW DELHI

Minutes of the meeting of the Board of Governors held on 25th July, 2011 at 10.30 a.m. in the Council office at Sector-8, Pocket-14, Dwarka, New Delhi-110077.

The following were present:

1.	Dr. K.K. Talwar	Chairman, Board of Governors
2.	Dr. (Prof.) H.S. Rissam	Member, Board of Governors
3.	Dr. Purshotam Lal	Member, Board of Governors
4.	Prof. K.S. Sharma	Member, Board of Governors
5.	Dr. Sangeeta Sharma	Secretary, Member Secretary, BOG meeting
6.	Dr. P.Prasannaraj	Additional Secretary, Invitee BOG meeting

Dr. RC Yeravdekar could not attend meeting as he was out of country.

The following agenda items were taken up for discussion and decision thereon.

1. Confirmation of the minutes of the BOG's meetings dated 12th July, 2011 & 18th July, 2011.

The Board of Governors confirmed the minutes of the Board of Governors meeting held on 12th July, 2011 & 18th July, 2011.

2. Continuance of recognition - appointment of Assessors.

Read: the matter with regard to continuance of recognition - appointment of Assessors.

The Board of Governors perused the list of colleges (61) to be assessed for continuance of recognition (COR) and observed that there are many institutions pending for COR for long period. *The Board of Governors directed the office to prepare the list of colleges pending for COR year wise in order to prioritise the assessment accordingly.*

The matter of assessment of Continuance of recognition of MBBS degree granted by Rajiv Gandhi University of Health Sciences, Bangalore in respect of students being trained at M.S. Ramaiah Medical College, Bangalore which is included on the above list of (61) colleges.

The BOG decided to undertake the assessment for continuation of recognition matter in respective files.

3. People College of Medical Sciences & Research Centre, Bhanpur, Bhopal.

Read: the matter with regard to People College of Medical Sciences & Research Centre, Bhanpur, Bhopal.

The Board of Governors considered the matter with regard to People College of Medical Sciences & Research Centre, Bhanpur, Bhopal pursuant to the High Court at Jabalpur bench direction dt. 27.4.2011 for withdrawal of discharge notice and in light of complex legal issues involved, *the BOGs directed the office to seek opinion of Senior Advocate.*

4. To note the Letters of Intent/Letters of Permission/ Renewal of permission issued by the Medical Council of India for establishment of medical colleges/increase of seats in 1st MBBS course for the academic session 2011-2012.

Read: the matter with regard to note the Letters of Intent/Letters of Permission/ Renewal of permission issued by the Medical Council of India for establishment of medical colleges/increase of seats in 1st MBBS course for the academic session 2011-2012.

The Board of Governors noted the Letters of Intent/Letters of Permission/ Renewal of permission issued by the Medical Council of India for establishment of medical colleges/increase of seats in 1st MBBS course for the academic session 2011-2012.

5. Andaman & Nicobar – notification

Read: the matter with regard to Andaman & Nicobar – notification.

The Board of Governors considered the matter with regard to amendments of norms for establishment of new medical college at Andaman & Nicobar Islands and the draft submitted in this regard for notification. The BOGs observed that alongwith Andaman & Nicobar Islands, the drafts has included Daman and Diu, Dadra and Nagar Haveli and Lakshadweep and directed the office to place the draft notification containing relaxation of norms specific for Andaman & Nicobar Islands only in view of the difficult geographical situation of the island and directive from GOI *and to put up the matter on file.*

5(a) Establishment of Medical College in the State of Haryana, Rajasthan & others.

Read: the Council office has received a letter dated 25th May, 2011, from Shri Dhruv Chakravarty, Under Secretary to the Government of India, Ministry of Health & Family Welfare, Nirman Bhawan, New Delhi.

The Board of Governors considered the letter dated 25th May, 2011, received from Shri Dhruv Chakravarty, Under Secretary to the Government of India, Ministry of Health & Family Welfare, Nirman Bhawan, New Delhi along with a copy of representations from the State of Haryana & Rajasthan dt. 6.1.2011, which reads as under:-

“..... presently land requirement for setting up of a college is 20 acres. However, in Urban areas where the population is more than 25 lakhs, hilly areas, notified tribal areas, North Eastern States, Hill states and Union Territories of Andaman and Nicobar Islands, Daman and Diu and Dadra and Nagar Haveli, the land can be in two pieces.

2. It is relevant to mention that there are still many regions which are deficient in land viz. cities in States of UP, Haryana, Rajasthan etc. Though, enabling provisions have been made to benefit unserved and land deficient regions, the issue needs another consideration vis-à-vis other regions.....”

“.... Government of India in consultation with MCI has taken various credible steps to facilitate setting up of medical colleges to increase the availability of doctors in the country. On the sidelines of these reforms, the Central Government has also been considering to promote Public-Private partnership for opening medical colleges in the country.

2. It is requested that the issue be examined to develop the contours of the scheme and comments furnished to the Ministry at the earliest. “

In view of above, he has requested the Council to examine the issue of allowing Public Private Partnership and extending the benefit of land relaxations to other States / areas deficient in land, for setting up of medical colleges.

Since it requires detailed review, the Board of Governors deferred the matter.

6. Increase of seats from 150 to 200 seats approved by the Central Govt. at Lady Hardinge Medical College, Delhi

Read: the matter with regard to increase of seats from 150 to 200 seats approved by the Central Govt. at Lady Hardinge Medical College, Delhi. Details available on file.

The Board of Governors considered the matter with regard to increase of seats from 150 to 200 seats which has already been approved by the Central Govt. at Lady Hardinge Medical College, Delhi vide letter No.F.No.A.12034/13/2008-ME(III), dt. 17.03.2011 and is addressed to the College authorities.

The Board of Governors directed the council office to write to the Central Govt. seeking clarification regarding the role of the BOGs in this matter at this juncture. As regards continuation of recognition of the college, it was decided to carry out compliance verification assessment.

7. Starting a Medical College by Employees State Insurance Corporation, New Delhi through Tie-up arrangement with a running Government hospital.

Read: the matter with regard to starting a Medical College by Employees State Insurance Corporation, New Delhi Tie-up arrangement with a running Govt. hospital.

The matter deferred for the next meeting.

8. Increase of seats in MBBS course from 100 to 150 at MVJ Medical College & Research Hospital, Bangalore, Karnataka u/s 10A of the IMC Act 1956 for the academic year 2011-2012.

Read: the matter with regard to increase of seats in MBBS course from 100 to 150 at MVJ Medical College & Research Hospital, Bangalore, Karnataka u/s 10A of the IMC Act 1956 for the academic year 2011-2012 details available in file.

The Board of Governors considered the matter with regard to increase of seats in MBBS course from 100 to 150 at MVJ Medical College & Research Hospital, Bangalore, Karnataka u/s 10A of the IMC Act 1956 for the academic year 2011-2012 in which the institution authorities has alleged that opportunity for hearing has not been provided to the institution before disapproval of the scheme u/s 10A of the IMC Act, 1956.

The BOGs decided to reiterate its earlier decision since an opportunity for hearing was provided in the form of a compliance verification assessment to all the colleges.

9. Increase of MBBS seats from 100 to 250 at Vijayanagar Institute of Medical Sciences, Bellary.

Read: the matter with regard to increase of MBBS seats from 100 to 250 at Vijayanagar Institute of Medical Sciences, Bellary details available in file.

The Board of Governors considered the matter with regard to increase of MBBS seats from 100 to 250 at Vijayanagar Institute of Medical Sciences, Bellary and noted that the college had applied originally for increase of seats from 100 to 250 seats. First inspection was done for 250 seats and deficiency were found. Later college requested that their application for increase of seats from 100 to 150 seats was considered with approval of the BOGs (minutes of the BOG meeting held on May 31, 2011), it was decided to reassess the college for 100 to 150 seats. However, due to deficiencies the application was rejected in the BOG meeting held on 29.6.2011. Now, the college has submitted compliance report requesting for approval of increase in seats from 100 to 150 seats.

Since the cut off date for issue of Letter of Permission i.e. 30/6/2011 is over and the BOG decided to reiterate its earlier decision. Decision recorded on file.

10. Increase of MBBS seats from 150 to 250 at JSS Medical College, Mysore, Karnataka

Read: the matter with regard to increase of MBBS seats from 150 to 250 at JSS Medical College, Mysore, Karnataka details available in file.

The Board of Governors considered the matter with regard to increase of MBBS seats from 150 to 250 at JSS Medical College, Mysore, Karnataka and noted that the college has applied for increase of seats from 150-250 seats. First inspection was carried out for same and deficiencies were separated. Subsequently college requested to consider increase from 250 to 200 seats only. However, on second inspection also found to have deficiencies, therefore, application for increase in seats 150 to 250 seats was rejected. Now, compliance report has been submitted and college is requesting for consideration of increase of seats from 100 to 200.

Since the last date for issue of LOP has passed i.e. 30th June, 2011 is over, the BOGs decided to reiterate its earlier decision. Decision recorded on file.

11. Increase of seats from 140 to 150 in MBBS course at (i) Gandhi Medical College, Bhopal (ii) MGM Medical College, Indore (iii) GR Medical College, Gwalior.

Read: Increase of seats from 140 to 150 in MBBS course at (i) Gandhi Medical College, Bhopal, (ii) MGM Medical College, Indore, (iii) GR Medical College, Gwalior,

The Board of Governors considered the request with regard to increase of seats from 140 to 150 in MBBS course and noted that the application was disapproved on the grounds that as essentiality certificate & affiliation certificate were not enclosed with the said application and communicated to college. Essentiality Certificate in respect of Gandhi Medical College, Bhopal dated 20.4.2011 MGM Medical College, March, 2010 and GR Medical College March, 26-27, 2010. These Essentiality Certificates were issued after the cut-off date. The application for increase in admission capacity has to be submitted under section 10A for consideration. Assessment for continuation of recognition has to be done MGM Medical College, Indore & G.R. Medical College, Gwalior.

The Board of Governors after detailed deliberation in the light of minimum requirement of standard regulations 150 observed that there are no separate norms for 140 admissions. *The BOGs directed the office to examine the records pertaining to the above mentioned institutions whether assessments were carried out for 150 seats or 140 seats in the past and put up the matter again.*

12. Submission of the Affidavit in case of K J Mehta Medical college, Bhav Nagar

Read: the matter with regard to KJ Mehta Medical College Affidavit in file.

The Board of Governors considered the matter with regard to KJ Mehta Affidavit in pursuant to the orders of the Hon'ble High Court of Gujarat and noted that the Secretary, MCI appeared before the court on 12.07.2011 to assist the court and placed the decision of the BOG's before the Hon'ble court that students as per term laid down in the Essentiality Certificate given by the State of Gujarat have to be accommodated in the existing recognized medical colleges of the State Govt. The court directed that the students of K.J. Mehta Medical colleges to be accommodated in the existing six medical colleges against the vacancies and for remaining students, MCI has to give permission for increased intake in these respective colleges, However, which will stand abolished after students complete their studies. The court further said that the same be placed before the court in the form of an affidavit.

The Board of Governors noted the submission in the court and directions of the court with regard to students of K.J. Mehta Medical colleges to be accommodated in the existing six recognized government medical colleges against the vacancies and for

increase in intake capacity of the respective college to accommodate the remaining students and the court directions may be placed before the BOGs.

13. Court cases.

Read: the matter with regard to court cases.

1. Judgement of Hon'ble High Court of Tamil Nadu at Madurai bench in Chennai Medical College, Trichy Case dt. 30.06.2011.
2. Rajah Muthiah Medical College in W.P. No.16298/2011 at High Court, Madras – hearing on 29.07.2011.
3. Sree Narayan Instt of Medical Sciences, in WP No.18668/2011 at High Court, Kerala – case disposed of on 18.7.2011 for reconsideration.
4. School of Medical Sciences & Research Sharda University in WP No.4920/2011 – High Court of Delhi – hearing on 25.07.2011.
5. Padmashree Dr. D.Y. Patil Medical College Hospital & Research Centre, in WP (St.) No.18471/2011 in High Court of Bombay – hearing on 02.08.2011.
6. Hi-Tech Medical College & Hospital – WP No.18471/2011 in the High Court of Orissa – hearing on 27.07.2011

The matter of Chennai Medical College, Trichy was considered by the BOGs in the light of judgement of the Hon'ble Court dt. 30.6.2011 and decided to approve the renewal of permission for the 3rd batch of MBBS students for admissions for the year 2012-13 and regularization of the batch of students 2009-10. Decision recorded on the file.

The Board of Governors noted the above and directed that the affidavits with regards to 2, 5 & 6 be prepared and communicated to the BOGs for Chairman's approval.

Regarding Sree Narayan Instt of Medical Sciences the Board of Governors decided to verify the compliance submitted by the college. Decision recorded on the file.

14. Consideration of the proposed affidavit to be obtained from colleges and State Government regarding the application u/s 10A of the IMC Act, 1956 filed for Letter of Permission/Renewal of Permission.

Read: the matter with regard to the proposed Affidavit to be obtained from colleges and State Government regarding the application u/s 10A of the IMC Act, 1956 filed for Letter of Permission/Renewal of Permission.

The Board of Governors considered the draft of the proposed affidavit to be obtained from colleges and State Government regarding the application u/s 10A of the IMC Act, 1956 filed for Letter of Permission/Renewal of Permission and directed the office to seek opinion from a Senior Advocate on the question that whether obtaining of such affidavit would require an amendments in the relevant MCI Regulations.

15. Kerala University of Health Sciences (KUHS)- reg

Read: the matter with regard to Kerala University of Health Sciences

The Board of Governors considered the matter of affiliation of 13 medical colleges from their parent university to the Kerala University of Health Sciences, which is under the control of State Government of Kerala and desired to put up the file to the Chairman for detailed study.

16. Fixation of Fee by Private Medical College – reg.

Read: the matter with regard to Fixation of Fee by Private Medical College.

The matter deferred for its next meeting of BOGs.

17. Issuance of provisional/permanent registration to Indian Nationals having foreign medical qualifications.

Read: the matter with regard to Issuance of provisional/permanent registration to Indian Nationals having foreign medical qualifications.

The Board of Governors considered the matter with regard to issuance of provisional/permanent registration to Indian Nationals having foreign medical qualifications condonation of delay in registering and temporary registration.

The BOGs authorized the Secretary, MCI to approve the applications for provisional/ permanent/ temporary registration as per the guidelines. However, in cases pertaining to registration which are sub-judice or beyond the purview of the MCI Regulations/norms, the same may be placed before BOGs for further direction and approval.

18. Any other item

Regarding delegation of work of arrangements for BOG meetings the BOGs decided that henceforth Additional Secretary will prepare minutes of the BOG meeting and put up to the Secretary, MCI within 2 days and then by Friday the draft minutes will be circulated to all Board members for approval. Also it was decided that agenda will be prepared and compiled by the Additional Secretary by every Thursday and sent to the Secretary and Secretary thereafter will finalize the agenda in consultation with the Chairman and circulate the agenda items by Friday morning to all the Board members.

Meeting ended with a vote of thanks to the Chair.

(Dr. P.Prasannaraj)
Addl. Secretary

(Dr. Sangeeta Sharma)
Secretary

Approved by

(Dr. Kailash Sharma)
Member, BOG

(Dr. H.S. Rissam)
Member, BOG

(Dr. P. Lal)
Member, BOG

(Dr. K.K. Talwar)
Chairman,
Board of Governors