

Medical Council of India

New Delhi

Minutes of the meeting of the Board of Governors dt. 21.08.2012

Reference Medical Council of India meeting notice dated 18th August, 2012. The Meeting of the Board of Governors was held on 21st August, 2012 at 10.00 a.m. in the Council office at Sector-8, Pocket-14, Dwarka, New Delhi -110077 under the Chairmanship of Dr. (Prof.) K.K. Talwar, Chairperson, Board of Governors. The following members of the Board of Governors attended the meeting:-

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| 1. | Dr. (Prof.) K.S. Sharma | Member, Board of Governors |
| 2. | Dr. Rajiv Chintaman Yeravdekar | Member, Board of Governors |
| 3. | Dr. Purshotam Lal | Member, Board of Governors |
| 4. | Dr. Ashok Kumar Gupta | Member, Board of Governors |
| 5. | Dr. (Prof.) K Mohandas | Member, Board of Governors |

Prof. Sanjay Shrivastava - Member Secretary, BOG meeting.

Apology for absence was received from Dr. (Prof.) H.S. Rissam, Member, Board of Governors.

The agenda for the meeting was as under:-

1. **Confirmation of the Minutes of the meeting of the BOG's held on 13th August, 2012.**

The minutes of the meeting of the Board of Governors held on 13th August, 2012 under the Chairmanship of Dr.(Prof.) K.K. Talwar, Chairperson, Board of Governors were confirmed.

2. **Matter relating to Increase of Seats in MD(DVL) course at MNR Medical College & Hospital, Sangareddy, A.P. under Dr.N.T.R. University of Health Sciences, Vijayawada in view of the order passed by the Hon'ble Supreme Court and the Hon'ble High Court.**

The Board of Governors considered the agenda note, order of various Hon'ble courts and documents available on file. After detailed discussion, the Board of Governors decided that in view of the judgement of the Hon'ble Supreme Court in Priya Gupta case, the Medical Council of India cannot issue Letter of Permission for the academic year 2012-13. Therefore, the Board of Governors decided to issue Letter of Permission for increase of seats in MD(DVL) course from 2(Two) to 3(Three) for the academic year 2013-14 at MNR Medical College & Hospital, Sangareddy, Andhra Pradesh under Dr. NTR University

of Health Sciences, Vijayawada, A.P. Regarding candidate Dr. B. Archana who had already been admitted against MD(DVL) course in the academic year 2012-13 (whereas Medical Council of India has not issued Letter of Permission for the same), in view of Dr. NTR University of Health Sciences, Vijayawada letter No.3978/82/08, dated 31.05.12, the Board of Governors decided that since the candidate has already been admitted in May 2012 she may continue to study at MNR Medical College & Hospital, Sangareddy, A.P. in MD(DVL) course. MNR Medical College & Hospital, Sangareddy, A.P. and Dr. NTR University Health Sciences, Vijayawada, A.P. to be directed that in MD(DVL) course there will be 2(Two) seats in the academic year 2013-2014 because of 1(One) excess admission made this academic year (i.e. 2012-13). MNR Medical College & Hospital, Sangareddy, A.P. is directed to admit only 2(Two) candidates in MD(DVL) course in the academic year 2013-2014. The order of the Board of Governors is also recorded on the file.

3. Matter relating to Model law on medical treatment after accident and during emergency medical condition and woman in Labour Bill (Hard copy of the draft bill was circulated on 13th August, 2012).

The Board of Governors perused the agenda note and the Model Bill draft and observed that the draft which has been circulated is copy of modified bill by the Ethics Committee of the Council. The Board of Governors decided to study the original draft bill received from the Law Commission of India through Ministry of Health & Family Welfare, Govt. of India before considering its approval. In view of the Board of Governors' observation, copy of the draft bill received from the Law Commission of India and the draft bill which has been amended by the Ethics Committee were handed over to the Member of the Board of Governors for study. The Board of Governors will give their response in forthcoming meeting of the Board of Governors.

4. Matter relating to revision of guidelines for grant of financial assistance for conduct of Continuing Medical Education programme.

The Board of Governors considered the agenda note and perused the existing scheme and the proposed modification in the application form. After detailed deliberation the Board of Governors decided that the Sub-Committee will submit their recommendations with the new proposed scheme and new application form for consideration of the Board of Governors. The Board of Governors further decided that till such time that the new scheme and application form are approved by the Board of Governors, the pending cases for grant for conducting CME received from various institutions may be decided as per existing scheme. The approval may be granted as per the provisions of scheme by the Secretary, Medical Council of India.

5. Investigation Report on complaint of Dr.Aadil S.K.Pathan – Report of CVO for approval of action recommended by the CVO.

The Board of Governors considered the agenda note and studied the enquiry report submitted by the Vigilance Division of the Medical Council of India. After detailed discussion the Board of Governors decided as under:-

- (a) To find out from Vigilance Section whether enquiry was conducted and statements of the officers/officials whose name have been mentioned in the Vigilance Division note were given opportunity to present their views.
- (b) Administration Section to put up a note about the various minor penalty which can be imposed.
- (c) Administration Section to submit the rule position as to whether show cause notice is required before imposing penalty as per rule.
- (d) The Board of Governors decided that the Registration Section and Eligibility Section may follow the time frame of 15 days for issue of any kind of registration/certificate. In case some clarifications sought from any Board/Embassy, letter for the same should be issued within time limit for 15 days and the matter may be followed up so that the registration/certificate can be issued at the earliest possible. The procedural improvement suggested by the Vigilance Division and Secretary, Medical Council of India should be followed strictly.
- (e) The Registration and Eligibility Section should explore the possibility of filling of data by the candidate online with Computer Section.

6. Consideration of letter received from Indian Medical Association HQ regarding conduct of inspection by MCI.

The Board of Governors went through the contents of the agenda note and letter received from Sh. M. Vijay Sarathy, Advocate, Hyderabad and decided that assessment of the institution under reference may be carried out. Dr. Ashok Kumar Gupta, Member, Board of Governors informed the Chairperson, BOGs that irregularities as mentioned under reference has been brought to his notice also by some of the complainant. It was decided that Dr. Ashok Kumar Gupta, Member, Board of Governors will submit a list of such institutions where irregularities has been pointed out regarding available facilities to the Chairperson, Board of Governors for consideration of such complaints by the Board of Governors for appropriate decision.

7. Consideration of cases of duplicate faculty, case of Dr.Ajit Kale and Deepak Kalra- Decision regarding action to be taken against these faculty members.

The Board of Governors considered the matter in detail and decided that the medical registration of Dr. Deepak Kumar Kalra & Dr. Ajit Mukund Kale be suspended for 2(Two) years. The publicity about suspension of medical registration for 2(Two) years should be given through newspaper advertisement, press release, on website and respective State Medical Council should also be informed about the suspension of medical registration of these doctors.

8. Item for information regarding (a) Compliance submitted by Great Eastern Medical College & Hospital, Ragulu, A.P.; (b)Terna Medical College, Navi Mumbai.

- (a) The Board of Governors noted the compliance submitted by Great Eastern Medical College & Hospital, Ragulu, Srikakulam, A.P. vide affidavit dated 30.06.2012 and decided that compliance verification to be conducted after completion of 3 months. Other compliance verification report(s) may also be submitted for perusal of the Board of Governors.
- (b) Terna Medical College, Navi Mumbai: The Board of Governors desired that the details about the deficiencies and compliance submitted by the college may be submitted in chronological order in agenda note for perusal of the Board of Governors in the next meeting of the Board of Governors.

9. Consideration of Draft Notification to be issued in respect of continuation of University/Deemed University authorities as faculty other than Head of the Department of Medical Colleges.

The draft notification placed alongwith agenda note were approved by the Board of Governors.

10. Presentation of Software proposed to be operationalised for revalidation of IMR.

Sh. Anupam Dhua, Computer Programmer made the presentation of the proposed software to be operationalised for revalidation of IMR. Detailed discussion was held on various aspects of the proposed programme. The Board of Governors suggested certain modifications which were conveyed to Mr. Anupam Dhua, Computer Programmer to be conveyed to M/s Logicsoft International Pvt. Ltd. for incorporation in the proposed software. It was decided that the proposed software may be demonstration on 31st August, 2012 during the next meeting of the Board of Governors.

11. Appraisal about important pending Court cases.

The Board of Governors noted the status of pending court cases and asked the Law Officer to follow-up the cases and necessary action be taken in time to expedite the order.

12. Amendment in Establishment of Medical College Regulation, 1999, in clause 2(2) under the heading "QUALIFYING CRITERIA".

The Board of Governors approved the amendment notification which was put up with certain modifications, the draft modification which was put up before the Board of Governors in the meeting alongwith incorporation of the modification suggested by the Board of Governors is placed at Annexure-I.

13. Any other Item with the Permission of the Chair.

- (A) Next meeting of the Board of Governors to be convened on 31st August, 2012 (Friday) from 10.00 a.m. to 5.00 p.m.
- (B) The Board of Governors decided that a notice may be issued on website informing all concerned that for starting new medical college, increasing admission capacity in existing medical college and for starting new super-speciality course or increasing admission capacity existing PG super-speciality course, applicant has to complete all the requirements as mentioned in the regulations then only the application will be registered.
- (C) The issue relating to permission to do part of internship or whole duration of internship in hospital abroad may be put up to the Board of Governors with the previous decision of the Board of Governors and proposed amendments in the Regulations for consideration with full justification for the proposed amendment in the Regulations.
- (D) Issue relating to appointment of Consultants by the present Board of Governors was discussed. The Board of Governors observed that the present Board of Governors have appointed 3(three) Consultants in these cases the note was put up by the Administration Section of the Medical Council of India. It was decided to ask the Administration Section to re-examine the issue and put up a note regarding the procedure of appointments of Consultant and point out discrepancy, if any with proposal corrective measures to be taken. The Board of Governors further noted that the Administration Section should be more careful in putting up the proposal for appointment of Consultants etc. and point out the procedure to be followed.

- (E) While going through the presentation of the proposed software for revalidation of IMR. The Board of Governors observed that the IMR Section should put up the note/proposal for taking up the matter with various states where there is no Medical Council to have their own Medical Council. The Board of Governors decided to have information from various State Medical Councils about their jurisdiction and method of registration adopted by them whether online or manual.
- (F) The Board of Governors discussed the issue relating to existing tender for various services availed by the Council. The Board of Governors desired that the Administration Section should put up the note for the perusal of the Board regarding validity of various tenders alongwith the procedure and date from which the contract has been awarded to various agencies.
- (G) The Board of Governors decided that before placing various matters as agenda before the Ethics Committee, approval of Chairperson, Board of Governors may be obtained through Secretary. The Board of Governors also desired that the Ethics Section may find out the present status of cases booked by the CBI against Dr. Ketan Desai, Ex-President, Medical Council of India.

Meeting ended with a vote of thanks to the Chair.

(Prof. Sanjay Shrivastava)
Secretary

(Dr.(Prof.) K.S. Sharma)
Member

(Dr. Rajiv C Yeravdekar)
Member

(Dr. Purshotam Lal)
Member

(Dr. Ashok Kumar Gupta)
Member

(Dr. (Prof.) K Mohandas)
Member

(Dr. (Prof.) K.K. Talwar)
Chairman