

BOARD OF GOVERNORS
IN SUPERSESSION OF MEDICAL COUNCIL OF INDIA
SECTOR-8, POCKET-14, DWARKA PHASE-1, NEW DELHI-110077

Ninth meeting of the Board of Governors

MINUTES

The Ninth meeting of the Board of Governors was held on 11th January, 2019 (Friday) 2.00 PM onward in the Council Office at Dwarka, New Delhi.

The following members of the Board of Governors were present:-

Dr. Vinod K. Paul	-	Chairman
Dr. Randeep Guleria	-	Member
Dr. B N Gangadhar	-	Member
Dr. Nikhil Tandon		Member
Dr. S Venkatesh		Member
Dr. Balram Bhargava-		Member

Leave of absence was received from Dr Jagat Ram, Member.

Dr. Sanjay Shrivastava, Secretary General, BoG - MCI also attended the meeting.

The Chair welcomed the members.

Following is the summary of proceedings and decisions of the meeting:

1. Confirmation of minutes of the 7th meeting of the Board of Governors held on 20.12.2018.

The minutes were confirmed by the Board of Governors.

2. Action taken on minutes of the 6th meeting of the Board of Governors held on 06.12.2018. -

The Board of Governors noted the action taken on the items which were confirmed in 6th meeting of the Board of Governors. The Board of Governors was informed that action will be taken on action points of the 7th meeting of the Board of Governors after the confirmed minutes are circulated.

The Board of Governors directed that a compiled statement of action taken on various action points emerging from the minutes of the meeting held so far be reported in next meeting of the BoG.

3. Application requesting grant of PG Degree in the subject of MD Biochemistry as a recognized medical qualification on or after 2014 at S.S. Institute of Medical Sciences & Research Centre, Davangere, Karnataka.

The BoG considered the matter with regard to making necessary correction in the notification issued by the Ministry vide notification dated 16.05.2016 recognizing MD (Biochemistry) qualification in respect of students being trained at SS Institute of Medical Sciences & Research Centre, Davangere, Karnataka from 2014 instead of 2015.

Read: Agenda Note.

Decision:

The Board of Governors (BoG) considered the chronology of the case and decided to approve request made by the Principal, S S Institute of Medical Sciences & Research Centre, Davangere vide representation dated 07.08.2018 with regard to making necessary correction in the Notification issued by the Ministry vide Notification dated 16.05.2016 to recognize MD (Biochemistry) qualification in respect of students being trained at S.S. Institute of Medical Sciences & Research Centre, Davangere, Karnataka from 2014 instead of 2015.

The BoG decided to recommend to the Central Government to make necessary correction and recognize the MD (Biochemistry) qualification in respect of students being trained at S.S. Institute of Medical Sciences & Research Centre, Davangere, Karnataka from 2014 instead of 2015.

4. Guru Nanak Dev University - Recognition of MD (Sports Medicine) qualification for 01 seat in respect of students being trained at Guru Nanak Dev University, Amritsar.

The BoG considered the matter of recognition of MD (Sports Medicine) qualification for 01 seat in respect of students being trained at Guru Nanak Dev University, Amritsar under Guru Nanak Dev University in view of the representations received.

Read: Agenda Note.

Decision:

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The Board of Governors after detailed deliberations decided to recommend to the Central Govt. to recognize MD (Sports Medicine) qualification for 01 seat in respect of students trained at Guru Nanak Dev University, Amritsar for three batches admitted from academic year 2011-12 to academic year 2013-14 in terms of PG Medical Education Regulation, 2000 clause 6(2) and 6(3) and further decided to direct the college authorities NOT to admit students in MD (Sports Medicine) course till such time that the BoG - Council recommends for recognition on the basis of satisfactory compliance verification assessment. The Board of Governors also noted that Guru Nanak Dev University, Amritsar has already stopped admission in MD, Sports Medicine Degree course from the academic year 2014-15. Further, the BoG directed that the college authorities may be issued show cause notice for imposition of financial penalty as per provisions of clause 6(3).

5. Siksha O Anusandhan University, Bhubaneswar- Recognition of MD (Tuberculosis & Respiratory Diseases / Pulmonary Medicine) qualification for 01 seat in respect of students being trained at Institute of Medical Sciences & SUM Hospital, Bhubaneswar.

The BoG considered the matter of recognition of MD (Tuberculosis & Respiratory Diseases / Pulmonary Medicine) qualification for 01 seat in respect of students being trained at Institute of Medical Sciences & SUM Hospital, Bhubaneswar under Siksha O Anusandhan University, Bhubaneswar.

Read: Agenda note.

Decision:

The Board of Governors considered the Assessment Report (25.04.2018) on the standard of examination and other teaching facilities available at Institute of Medical Sciences & SUM Hospital, Bhubaneswar for purpose of Recognition of MD (Tuberculosis & Respiratory Diseases / Pulmonary Medicine) qualification for 01 seat granted by Siksha O Anusandhan University, Bhubaneswar along with compliance submitted by the , the Dean/Principal, Institute of Medical Sciences & SUM Hospital, Bhubaneswar vide letter dated 30.06.2018.

The Board of Governors decided to recommend to the Central Government that MD (Tuberculosis & Respiratory Diseases / Pulmonary Medicine) qualification for 01 (one) seat granted by Siksha O Anusandhan University, Bhubaneswar in respect of student being trained at Institute of Medical Sciences & SUM Hospital, Bhubaneswar be recognized and included in the 1st Schedule to the I.M.C. Act, 1956.

The Postgraduate Medical Education Committee further decided that the recognition so granted shall be for a maximum period of 5 years from the date of Notification upon

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which the Institute shall have to apply for renewal of recognition. Failure to seek timely renewal of recognition as required shall invariably result in stoppage of admission to the Postgraduate Course.

6. Dr. Ram Manohar Lohia Avadh University, Faizabad - Recognition of MD (Forensic Medicine) qualification for 2 seats in respect of students being trained at Hind Institute of Medical Sciences , Barabanki

The BoG considered the matter of recognition of MD (Forensic Medicine) qualification for 2 seats in respect of students being trained at Hind Institute of Medical Sciences, Barabanki under Dr. Ram Manohar Lohia Avadh University, Faizabad.

Read: Agenda notes.

Decision:

The Board of Governors after detailed deliberations decided to recommend to the Central Govt. to recognise MD (Forensic Medicine) qualification for 2 seats in respect of students being trained at Hind Institute of Medical Sciences , Barabanki by Dr. Ram Manohar Lohia Avadh University, Faizabad for four batches admitted from academic year 2013-14 in terms of PG Medical Education Regulation, 2000 clause 6(2) and 6(3) and further decided to direct the college authorities to stop admission from next academic year till such time that the BoG - Council recommends for recognition on the basis of satisfactory compliance verification assessment. Further, the College authorities may be issued show cause notice for imposition of financial penalty as per provisions of clause 6(3).

7. Allahabad University & Chhatarpati Sahuji Maharaj Medical University, Lucknow-Recognition of MD (Radio-Diagnosis) qualification for 01 seat in respect of students being trained at MLN Medical College, Allahabad.

The BoG considered the matter of recognition of MD (Radio-Diagnosis) qualification for 01 seat in respect of students trained at MLN Medical College, Allahabad under Allahabad University & Chhatarpati Sahuji Maharaj Medical University, Lucknow.

Read: Agenda note.

Decision:

The Board of Governors considered the submission made by the Principal MLN Medical College, Allahabad vide letter dated 27.11.2018 and decided to recommend to

Central Government to recognize the MD (Radio-Diagnosis) qualification for 01 seat in respect of students trained at MLN Medical College, Allahabad under Allahabad University & Chhatrapati Sahuji Maharaj Medical University, Lucknow for students admitted up to academic year 2009 as has been done in similarly placed cases.

The Board of Governors also noted that the Principal MLN Medical College, Allahabad vide letter dated 27.11.2018 has informed that admission in MD (Radio-Diagnosis) course has been stopped from 2009.

Further, the Board of Governors also decided to direct the Principal MLN Medical College, Allahabad NOT to admit any student in (Radio-Diagnosis) course till such time that permission of the Board of Governors is obtained under section 10 (A) of the IMC Act, 1956 as per provisions of the Act and Regulations.

8. Kerala University of Health Sciences, Thrissur - Recognition of DM (Gastroenterology) qualification for 01 seat in respect of students being trained at Government Medical College, Kottayam- Correction regarding.

The BoG considered the request made by the Principal, Govt. Medical College, Kottayam vide letter dated 20.08.2018 for correction in the date of recognition of DM (Gastroenterology) i.e. 2015 instead of 2016.

Read: Agenda Note.

Decision:

The Board of Governors considered the status note in respect of this agenda item and noted that the request for carrying out recognition assessment for DM (Gastroenterology) qualification in respect of Government Medical College, Kottayam, Kerala was received in time but the assessment was not carried out by the Council due to procedural delay. Therefore, the Board of Governors decided to accept the request made by the Principal, Govt. Medical College, Kottayam vide letter dated 20.08.2018.

The Board of Governors decided to recommend to the Central Government that DM (Gastroenterology) qualification for 01 seat granted by Kerala University of Health Sciences, Thrissur/ Kerala University in respect of students being trained at Government Medical College, Kottayam be recognized and included in the 1st Schedule to the I.M.C. Act, 1956 when degree granted on or after 2015 in place of 2016.

The Board of Governors further decided that the recognition so granted shall be for a maximum period of 5 years from 2015 upon which the Institute shall have to apply for renewal of recognition. Failure to seek timely renewal of recognition as required shall invariably result in stoppage of admission to the Postgraduate Course.



9. For permission to continue MCh (Plastic Surgery) super speciality course - Request to consider registration for passed out candidate according to Gazette of India - Extraordinary part II - Sec 4 dated 5th April 2018 vide No: MCI-18(1)/2018-Med/100818. Request to accord permission - request made by the Principal/ Addl. Director, Rangaraya Medical College, Kakinada

The Board of Governors considered the request dated 28.11.2018 received from the Principal/Addl. Director, Rangaraya Medical College, Kakinada to accord recognition for the passed out candidate Dr. Sri Sathya Sudha according to Gazette of India - Extraordinary part II - Sec 4 dated 5th April 2018 vide No: MCI-18(1)/2018-Med/100818.

Read: Agenda note.

Decision:

The Board of Governors perused the details of the case and decided as under:

1. Postgraduate Medical Education (Amendment) Regulations, 2018 Clause 6 (2) & (3) which reads as under (The Notification dated 05.04.2018) which read as under does not apply on M.Ch. (Plastic Surgery) conducted by Rangaraya Medical College, Kakinada:

"(2) The Institution shall apply for recognition of the Post Graduate Medical qualification to the Central Government through the affiliating University, when the first admitted batch shall be due to appear for the examination to be conducted by the affiliating University. In the event of deficiencies being found in the assessment, the Institution shall be granted an opportunity to submit compliance within 30 days from the date of communication of deficiencies by the Council. Such an opportunity to comply with the deficiencies shall be availed by the Institute only twice. The Postgraduate Medical Education Committee on finding the compliance satisfactory shall convey the recommendation to recognize the course. In all others cases, the prior permission of the Central Government granted under sub-clause (1) shall be deemed to have lapsed after four and three years for Postgraduate Degree/Postgraduate Diploma courses respectively. Further, in such cases; recommendation shall be made to the Central Government to include the qualifications in the First Schedule of the Indian Medical Council Act, 1956 only in respect of first four batches of Postgraduate Degree Courses and three batches of Postgraduate Diploma courses.

(3) Failure to seek timely recognition as required in sub-clause 2 shall invariably result in stoppage of admission to the concerned Post Graduate course. In the event of failure of the institute to seek recognition for existing Post Graduate courses, the Council may recommend to the Central Government for imposition of exemplary penalty which may extend to Rupees ten lakhs per seat of the postgraduate course; and/or stoppage of other postgraduate Medical courses

681

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of the Institution; and/or debar the Institution from making any application for starting or increase of seats in postgraduate courses for a specified period; and/or reducing the intake capacity in MBBS."

The mentioned clause is not applicable in the present case.

2. As per Council record Rangaraya Medical College, Kakinada has not yet applied for recognition of M.Ch. (Plastic Surgery) course.

3. In view of the fact that a candidate was admitted in M.Ch. (Plastic Surgery) course as per applicable rules of the State, on 23.09. 2014 and completed the course and cleared the examination held in April 2017, the Board of Governors decided to recommend:

*The Board of Governors considered the submission made by the Chairman, Andhra Pradesh Medical Council, vide letter dated 24.08.2018 and the Principal/Addl. Director, Rangaraya Medical College, Kakinada vide letter No.589/ME3/RMC/2018 dated 28.11.2018 and decided to recommend to the Central Government that considering the peculiar circumstances, the Ministry may consider recognition of **M.Ch. (Plastic Surgery) qualification** in respect of one students trained at Rangaraya Medical College, Kakinada and included it in the 1st Schedule to the I.M.C. Act, 1956 for batch admitted in 2014 and completed in 2017 as special case, not to be considered as precedence.*

The Board of Governors also noted that at present no student is perusing M.Ch. (Plastic Surgery) course. Therefore, it is not possible to follow procedure of recognition of qualification under section 11 (2) of the IMC Act, 1956 for at least 4 years.

Further, the Board of Governors decided to direct the College authorities to submit duly filled Standard Assessment form for M.Ch. (Plastic Surgery) course indicating the details of facilities available at Rangaraya Medical College, Kakinada for M.Ch. (Plastic Surgery) course in 2017 (at the time of examination of the lone admitted candidate) and at present for the Council's record. The Board of Governors also decided to direct the College authorities NOT to admit student in academic year 2019-20 unless the council's permission is obtained by the College authorities.

10. **Change of name of affiliating University from Dr.NTR University of Health Sciences, Vijayawada to Kaloji Narayana Rao University of Health Sciences, Warangal – Regarding**

The Board of Governors considered the request received from the Registrar, Kaloji Narayana Rao University Health Sciences, Telangana dated 12.9.2018, through the Govt of India, Ministry of Health & FW, New Delhi for change the name of

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affiliating University from Dr NTR University of Health Sciences, Vijayawada to Kaloji Narayana Rao University of Health Sciences, Warangal.

Read: Agenda note.

Decision:

The Board of Governors noted that the erstwhile Council had already permitted to change the affiliating university from Dr. NTR University of Health Sciences, Vijayawada to Kaloji Narayana Rao University of Health Sciences, Warangal in respect of Medical Colleges located in Telangana State.

Further, the Board of Governors noted that the Registrar, Kaloji Narayana Rao University Health Science, Telanagana vide letter dated 12.09.2018 has provided a List of PG Degree / Diploma courses in the State of Telangana which are recognized under previous University i.e. Dr. NTR University of Health Sciences, Vijaywada and disaffiliated from Dr. NTR. University of Health Sciences, Vijaywada and affiliated to KNR University of Health Sciences, Telangana state, Warangal.

Decision:

The Board of Governors decided to permit transfer of affiliation of colleges from Dr. NTR University of Health Sciences to Kaloji Narayana Rao University of Health Sciences and recognize various courses as per list provided by the Registrar, Kaloji Narayana Rao University Health Science, Telanagana vide letter dated 12.09.2018 under Kaloji Narayana Rao University Health Science, Telanagana from the date of first examination conducted by Kaloji Narayana Rao University Health Science, Telangana.

Further, the Board of Governors directed the PG section to ask for information regarding due date of inspection for continuation of recognition/ recognition for various courses and also explore possibility of carrying out assessment of various courses at least at one affiliated Medical College at the time of University examination at first available opportunity.

11. Change of name of affiliating University from MJP Rohilkhand University Bareilly to Bareilly International University, Bareilly - Regarding

The Board of Governors considered the request of the Registrar, Bareilly International University, Bareilly dated 05.11.2018 received through the Govt of India, Ministry of Health & FW, New Delhi. The Ministry has forwarding a copy of letter dated 29.10.2018 received from the Registrar, Bareilly International University, Bareilly with the request to issue Gazette Notification for change of affiliating University from



MJP Rohilkhand University, Bareilly to Bareilly International University, Bareilly in respect of PG subjects at Rohilkhand Medical College, Bareilly.

Read: Agenda Note.

Decision:

The Board of Governors considered the request received from the Registrar, Bareilly International University, Bareilly to issue Gazette Notification for change of name of affiliating University from MJP Rohilkhand University, Bareilly to Bareilly International University, Bareilly in respect of PG subjects at Rohilkhand Medical College. The Board of Governors noted that the proposal is for change of affiliating University only.

The Board of Governors decided to permit change of affiliation of postgraduate courses of Rohilkhand Medical College, Bareilly (U.P.) from MJP Rohilkhand University, Bareilly to Bareilly International University, Bareilly w.e.f. 13.10.2017 (from date of first examination under Bareilly International University, Bareilly) onwards for all P.G. Courses run by Rohilkhand Medical College & Hospital, Bareilly (U.P.).

12. Rangaraya Medical College, Kakinada - Recognition of MD (Radio Diagnosis) and DMRD courses.

The BoG considered the matter of recognition of MD (Radio-Diagnosis) and DMRD courses at Rangaraya Medical College, Kakinada along with interim Court Orders dated 10.12.2018 & 15.11.2018 passed by Hon'ble Andhra Pradesh High Court at Hyderabad in terms of Postgraduate Medical Education (Amendment) Regulations, 2018 Clause 6 (2) & (3), dated 05.04.2018.

Read: Agenda note.

Decision:

The BoG considered the matter with regard to recognition of MD (Radio-Diagnosis) and DMRD courses at Rangaraya Medical College, Kakinada along with interim Court Orders dated 10.12.2018 & 15.11.2018 passed by Hon'ble Andhra Pradesh High Court at Hyderabad.

The Board of Governors decided as under:

- (A) As per directions of the Hon'ble Andhra Pradesh High Court, the Petitioner(s) may be granted registration;
- (B) The Dean of College may be asked to submitted fresh compliance as per directions of the Hon'ble Andhra Pradesh High Court;



- (C) Compliance Verification assessment may be carried out after receipt of fresh compliance as per requirement.
- (D) Legal opinion may be obtained regarding number of batches to be considered for recommending recognition of PG degree in view of the provisions of the Regulations.

13. Amendment in 'The Opening of a New or Higher Course of Study or Training (including Post-graduate Course of Study or Training) and increase of Admission Capacity in any Course of Study or Training (including a Postgraduate Course of Study or Training) Regulations, 2000 - Application Fee and mode of receiving - regarding.

The Board of Governors considered the matter with regard to amendment in 'The Opening of a New or Higher Course of Study or Training (including Post-graduate Course of Study or Training) and increase of Admission Capacity in any Course of Study or Training (including a Postgraduate Course of Study or Training) Regulations, 2000 - Application Fee and mode of online receipt of application as suggested by the Ministry vide letter dated 23.05.2018.

Read: Agenda note.

Decision:

The Board of Governors considered the matter and contents of the Ministry's letters and after detailed deliberations decided as under:

The application shall be submitted online to the Secretary General, Board of Governors, Medical Council of India, in case of applications made under section 10 A, and Secretary (Health & Family Welfare) Ministry of Health and Family Welfare, Government of India, Nirman Bhavan, New Delhi 110011, in case of applications made under section 11(2) along with an application fee through a web portal made available on the website of Medical Council of India. The process of online submission includes online mode of payment of an application fee in favour of 'Medical Council of India' through a payment gateway made available during the process of application. Fees chargeable to various categories of organizations for Postgraduate courses in different stages of assessment shall be as per the table given below.

S.No	Organization Category	For Application under 10A — for Starting / Increase of seats in Postgraduate Course	First Request under Section 11)2 (for recognition /recognition against increase of seats and further 5 yearly Renewal of Recognition	Compliance Verification for recognition/renewal of recognition/recognition against increase of seats	Compliance verification u/s 10 for Starting /Increase of seats after 2 assessment for Diploma course & 3 assessment for degree
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			Assessments		course in one Acad . year
1.	Govt .Medical Colleges (Central/State)	4 lakhs +GST (Per course)	2 lakhs + GST	1.5 lakhs + GST (Per course)	1.5 lakhs + GST (Per course)
2.	Private Medical Colleges	6 lakhs + GST (Per course)	3 lakhs + GST	2 lakhs + GST (Per course)	2 lakhs +GST (Per course)

Note : 1. In addition to the above, online payment gateway service charges are applicable depending on the mode of payment used (Netbanking /Credit/Debit Card /Valet).

2. The fee charged is for the purpose of registration, technical scrutiny, and contingent expenditure. The hard copy of the application submitted online along with the electronic receipt /evidence of the payment made into the Medical Council of India account should be submitted to the Board of Governors- MCI / Ministry as per the schedule .The Schedule for receipt of application for "The Opening of a New or Higher Course of Study or Training)including Post-graduate Course of Study or Training (and Increase of Admission Capacity in any Course of Study or Training) including a Postgraduate Course of Study or Training Regulations, 2000 and processing of the applications by the Central Government is given in the Schedule annexed with these regulations."

Refund of application fee will be as follows:

In case application is withdrawn or rejected (Disapproved) after registration or technical scrutiny (without assessment) the fee shall be returned after deduction as under:

S.No.	Stage of Application Process	Deductions
1	Withdrawn or disapproved after Registration	20% of Application fee and GST
2	Withdrawn or disapproved after Technical Scrutiny	30% of Application fee and GST
3	Withdrawn or disapproved after Assessment	Non Refundable

Further, the Board of Governors also approved the proposal to enhance the Annual Affiliation Charges to Rs. 1 lakh on the medical colleges/ institutions.

Fee shall not be adjusted or carried forward for future.

14. J. Balasubramanian- SLP (Civil) No 13598 of Year 2010 in the Hon'ble Supreme Court of India at Delhi.

The Board of Governors considered the Court Order dated 02.05.2018 passed by Hon'ble Supreme Court of India along with legal opinion of the Law Officer of the Council with regard to recognition of MD (Paediatrics) course in Coimbatore Medical College, Coimbatore from the retrospective date.

Read: Agenda note.

Decision:

The Board of Governors perused the agenda note and the order dated 02.05.2018 passed by the Hon'ble Supreme Court of India in the matter of J. Balasubramanian- SLP (Civil) No 13598 of Year 2010 and the status of the M.D. (Paediatrics) course conducted by Coimbatore Medical College, Coimbatore.

The Board of Governors noted the following status of M.D. (Paediatrics) course:

MD - Paediatrics	Tamil Nadu	Coimbatore Medical College, Coimbatore	The Tamilnadu Dr. MGR Medical University, Chennai	Govt. 1966	4	Recognized for 1 seat when degree granted on or after March 2009. Recognized for 1 to 3 seats on or after, 2013. Seats increased from 3 to 4 u/s 10(A) from 2017-18.
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The Board of Governors decided to comply with the following directions of the order dated 02.05.2018:

"We have heard learned counsel for the parties and perused the record.

Having regard to the peculiar facts of the present case, we direct that the qualification of the appellant may be recognized from the date from which the college concerned, where he was admitted, was recognized. This will be subject to the appellant being successful in the result which may now be declared at the earliest.

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The Board of Governors directed that action be taken for compliance of the order of the Hon'ble Supreme Court.

Item numbers 15 to 21 deferred.

22. Grant of hearing to Dr. Anshu Sethi Bajaj, Deputy Secretary (Under Suspension), MCI at 3.00 p.m. to present her grievance.

As per request made by Dr. Anshu Sethi Bajaj, Deputy Secretary (Under Suspension), MCI, she was granted hearing on 11.01.2019 during the Board of Governors meeting.

Decision:

Decision is recorded on concerned file.

23. Grant of hearing to Dr. Sangeeta Tripathi, at 3.30 p.m. to present her grievance regarding her eligibility for the post of Professor in Radio-diagnosis. The hearing is to be granted as per directions of the Hon'ble High Court, Delhi.

This case relates to determination of Eligibility of Dr. Sangeeta Tripathi for the post of Professor in medical college.

Decision:

Recorded on concerned file.

Agenda items numbers 24 to 33 deferred.

The meeting ended with a vote of thanks to the Chair.



