

**BOARD OF GOVERNORS
IN SUPERSESSION OF MEDICAL COUNCIL OF INDIA
SECTOR-8, POCKET-14, DWARKA PHASE-1, NEW DELHI-110077
Eleventh meeting of the Board of Governors**

MINUTES

The Eleventh meeting of the Board of Governors was held on 30th January, 2019 (Wednesday) 4.30 PM onward in the Office of NITI Aayog, New Delhi.

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

Dr. V. K. Paul	-	Chairman
Dr. Randeep Guleria	-	Member
Dr. Jagat Ram	-	Member
Dr. B N Gangadhar	-	Member
Dr. S Venkatesh	-	Member

Leave of absence was received from Dr. Nikhil Tandon, Member and Dr. Balram Bhargava, Member.

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

The Chair welcomed the members.

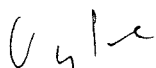
Following is the summary of proceedings and decisions of the meeting:

1. Confirmation of minutes of the 9th & 10th meeting of the Board of Governors held on 11.01.2019 and 12.01.2019.

The minutes were confirmed by the Board of Governors.

2. Action taken on minutes of the 9th & 10th meeting of the Board of Governors held on 11.01.2019 and 12.01.2019.

The Board of Governors noted the action taken on the items which were confirmed in 8th meeting of the Board of Governors. The Board of Governors was informed that action will be taken on action points of the 9th and 10th meeting of the Board of Governors after the confirmed minutes are circulated.

3. **Change of University/Examining Authority from Veer Kunwar Singh Univeristy, Sasaram to Gopal Narayan Singh University, Jamuhar, Sasaram in respect of Narayan Medical College & Hospital, Sasaram, Rohtas.**

The BoG considered the matter with regard to change of University/Examining Authority from Veer Kunwar Singh Univeristy, Sasaram to Gopal Narayan Singh University, Jamuhar, Sasaram in respect of Narayan Medical College & Hospital, Sasaram, Rohtas.

Read: Agenda Note.

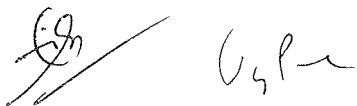
Decision:

The Board of Governors considered letter dated 29/11/2018, received from the Principal, Narayan Medical College & Hospital, Rohtas informing therein that Gopal Narayan Singh University has been established under the Bihar Private University Act, 2013 under the aegis of Deo Mangal Memorial Trust, Jamuhar, Sasaram, Rohtas, Bihar and it has started functioning with effect from 16.06.2018.

Further, the Principal Narayan Medical College and Hospital has informed that this college is presently affiliated with Veer Kunwar Singh University, Ara for examination purpose. Gopal Narayan Singh University, Jamuhar Sasaram, Rohtas (Bihar) has requested MCI, to allow Gopal Narayan Singh University, Jamuhar Sasaram, Rohtas (Bihar) as examining authority for the students of Narayan Medical College and Hospital, Jamuhar, Sasaram, Rohtas (Bihar).

The Board of Governors decided to accept the request made by the Principal, Narayan Medical College & Hospital, Rohtas and permitted to change affiliating university from Veer Kunwar Singh University, Ara to Gopal Narayan Singh University, Jamuhar Sasaram, Rohtas (Bihar) in respect of Narayan Medical College & Hospital, Rohtas from prospective effect. Accordingly, affiliation of MBBS and all running PG courses may be changed and recognized (subject to fulfilment of all norms) from the date of first examination held under the Gopal Narayan Singh University, Jamuhar Sasaram, Rohtas (Bihar).

Further, the Board of Governors decided to carryout assessment of standard of examination of MBBS and various PG courses at the time of ensuing MBBS and post graduate examination under Gopal Narayan Singh University, Jamuhar Sasaram, Rohtas (Bihar).



4. Consideration of the minutes of the Hearing Committee with regard to hearing granted to the College Authorities on 12/12/2018; 14/12/2018; 15/12/2018; 27/12/2018 and 28/12/2018 in postgraduate matters – approval regarding.

Read: Agenda note along with annexure, recommendations of the Hearing Committee dated 12/12/2018; 14/12/2018; 15/12/2018; 27/12/2018 and 28/12/2018 in postgraduate matters.

Decision:

The Board of Governors decided to ratify the recommendations/ decisions taken by the Hearing Committee constituted by the Board of Governors, in its meeting dated, 27/12/2018 and 28/12/2018.

Further, the Board of Governors also noted that the BoG has already approved and ratified the recommendations / decisions of the Hearing Committee dated 12.12.2018, 14.12.2018 (Recommendations of two Hearing Committees held on 14.12.2018) and 15.12.2018.

The minutes of the meeting were read and approved/confirmed in the meeting itself.

Recommendations annexed (Annexure - I).

5. Revision of Teachers Eligibility Qualifications for the Department of Dentistry- Reg.

Read: Agenda note.

The Board of Governors considered the agenda note and justification and decided to approve the following amendment which is in line with Teachers Eligibility Qualifications prescribed for the other subjects.

**BOARD OF GOVERNORS
IN SUPERSESSION OF MEDICAL COUNCIL OF INDIA
NOTIFICATION**

New Delhi, the 2nd January, 2019

No. MCI-12(2)/2018-Med.Misc./ In exercise of powers conferred by Section 33 of the Indian Medical Council Act, 1956 (102 of 1956), the Medical Council of India with the previous sanction of the Central Government hereby makes the following Regulations to further amend the "Minimum Qualifications for Teachers in Medical Institutions Regulations 1998, namely:-

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1. (i) These regulations may be called the "Minimum Qualifications for Teachers in Medical Institutions (Amendment) Regulations, 2019".

(ii) They shall come into force from the date of their publication in the Official Gazette.

2. In the "Minimum Qualifications for Teachers in Medical Institutions Regulations, 1998", the table for "Dentistry" shall be substituted with the following table:-

DENTISTRY

Posts	Academic Qualification	Teaching & Research Exp.
Professor/ Addl. Professor	M.D.S.	Associate Professor in the subject for 3 years in a permitted / recognized Medical College with 4 Research Publications in Indexed Journal on cumulative basis with minimum of 2 Research publications during the tenure of Associate Professor as 1st Author or as corresponding author.
Associate Professor	MDS	As Assistant Professor in the subject for 4 years in a permitted / recognized Medical College with 2 Research Publications in Indexed Journals as 1st Author or as corresponding author.
Asst. Professor	MDS	3 years Junior Resident in a recognized/permitted Dental College and after completion of postgraduate degree, one year experience as Senior Resident/Registrar/ Tutor in the recognized/permitted medical college.
Senior Resident/Registrar/ Tutor	MDS	Recognized MDS degree with 3 years Junior Resident in a recognized/permitted Dental College.

(DR. SANJAY SHRIVASTAVA)
SECRETARY GENERAL

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Footnote: The Principal Regulations namely, "Minimum Qualifications for Teachers in Medical Institutions Regulations 1998" were published in Part- III, Section (4) of the Gazette of India on the 5th December, 1998 and amended vide MCI notifications dated 16/03/2005, 21/07/2009, 28/10/2009, 15/12/2009, 03.11.2010, 08.07.2011, 12.06.2012, 06.09.2012, 01.10.2012, 16.05.2015, 13.07.2016, 11.03.2017, 08.06.2017, 23.01.2018 and 01.11.2018.

6. Amendment in Minimum Qualifications for Teachers in Medical Institutions Regulations, 1998 with regard to in-house training as experience for appointment of faculty members in newly introduced super specialty courses.

Read: Agenda Note.

Decision:

The Board of Governors considered the agenda note and the draft amendment along with justification for the following:

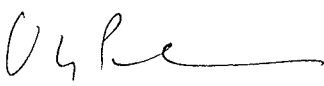
1. Amendment of Minimum Qualifications for Teachers in Medical Institutions Regulations, 1998 with regard to in-house training as experience/ qualification for appointment of faculty members in newly introduced super specialty courses
2. Amendment of Minimum Qualifications for Teachers in Medical Institutions Regulations, 1998 with regard to in-house training as experience / qualification for appointment of faculty members in newly introduced Board specialty courses
3. Amendment of Minimum Qualifications for Teachers in Medical Institutions Regulations, 1998 with regard to in-house training as experience / qualification for appointment of faculty members in respect of Sports Medicine Department for running MD Sport Medicine course

After detailed deliberations the Board of Governors decided to approve the following draft amendment:

**BOARD OF GOVERNORS
IN SUPERSESSION OF MEDICAL COUNCIL OF INDIA
NOTIFICATION**

New Delhi, the January, 2019

No. MCI-12(2)/2018-Med.Misc./In exercise of powers conferred by Section 33 of the Indian Medical Council Act, 1956 (102 of 1956), the Medical Council of India with the previous sanction of the Central Government hereby makes the following Regulations to further amend the "Minimum Qualifications for Teachers in Medical Institutions Regulations 1998, namely:-

1. (i) These regulations may be called the "Minimum Qualifications for Teachers in Medical Institutions (Amendment) Regulations, 2019".

(ii) They shall come into force from the date of their publication in the Official Gazette.

2. In the "Minimum Qualifications for Teachers in Medical Institutions Regulations, 1998", in Schedule 1, Clause 6, as amended vide notification dated 01.11.2018, following shall be added as Note below the table containing "Senior Resident" under academic qualifications:-

"Provided that in disciplines where the post of Senior Resident is not prescribed in the applicable Minimum Standard Requirements for the Medical College for 50/100/150/200/250 Admissions Annually Regulations one year experience as Tutor/ Demonstrator/ Resident/ Registrar after obtaining Post Graduate Degree in the concerned discipline shall be required."

3. In the "Minimum Qualifications for Teachers in Medical Institutions Regulations, 1998", in Schedule 1, Clause 6, as amended vide notification dated 01.11.2018 table II with the Heading Super Specialty/DM/M.Ch./DNB shall be substituted with the following table:-

"Super Specialty (DM/M.Ch./DNB)"

Posts	Academic Qual.	Teaching & Research Exp.
Professor/ Addl. Professor (5 years of Post SuperSpecialty experience)	A super specialty post graduate qualification in DM/M.Ch./Super-specialty DNB in the concerned subject as per notification dated 01.11.2018 Regulations OR MD/MS/Broad specialty DNB in concerned subject as per notification dated 01.11.2018 with two years Special Training in respective Super specialty department in a teaching Institution. OR MD/MS/ Broad specialty DNB in concerned subject as per notification dated 01.11.2018 with three years work experience in respective Super specialty Unit/Department in a teaching Institution with the following conditions:- a. Work experience is duly certified	Associate Professor in the subject for 3 years in a permitted/ approved/ recognized medical college/ institution with 4 Research Publications in Indexed Journal on cumulative basis with minimum of 2 Research publications during the tenure of Associate Professor as 1st Author or as corresponding author.

Signature

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	by the Head of Unit and/ or Department, and endorsed by Director/Dean/ Principal. b. Such faculty member must have devoted at least 2/3rd time in such super-specialty during last 3 years (Teaching, Clinical and Research work duly certified by the Head of Unit and/or Department and endorsed by Director/Dean/Principal. c. Documentary proof of contribution to teaching, research, clinical services/ public health etc. in concerned super-specialty.	
Associate Professor/(2 years of Post Super Specialty experience)	- do -	As Assistant Professor in the subject for 2 years in a permitted/ approved/ recognized medical college/ institution with 2 Research Publications in Indexed Journals as 1st Author or as corresponding author.
Asst. Professor	- do -	

NOTE: 1. The academic qualification as shown above will be the academic qualification required for teaching faculty post for a period of 10 years w.e.f. date of notification. It is reiterated that only the academic qualification of respective Super Specialty subject will be the required academic qualification for appointment to the post of teaching faculty after the expiry of the period of 10 years from the date of notification.

2. Persons appointed as teaching faculty during the transition period of ten years shall be entitled for promotion to the post of Associate Professor/ Professor even after the transition period of ten years over. Such person shall also be entitled to hold the teaching position held by her/him until the age of 70 years in same or any other Medical Institution.

4. In the "Minimum Qualifications for Teachers in Medical Institutions Regulations, 1998", in Schedule 1, the following shall be added as Clause 12:

In the subjects of broad specialty where requirement of special training is prescribed, such as Nutrition, Physical Medicine and Rehabilitation, Human

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Metabolism, Marine Medicine, Virology, Infectious Disease, or may be prescribed, the following experience shall also be considered

MD/MS/Broad specialty DNB in concerned subject as per notification dated 01.11.2018 (as prescribed for particular subject) with three years work experience in respective specialty Unit/Department in a teaching Institution with the following conditions:-

- a. Work experience is duly certified by the Head of Unit and/or Department, and endorsed by Director/Dean/Principal.
 - b. Such faculty member must have devoted at least 2/3rd time in such specialty during last 3 years (Teaching, Clinical and Research work duly certified by the Head of Unit and/or Department and endorsed by Director/Dean/Principal.
 - c. Documentary proof of contribution to teaching, research, clinical services/public health etc. in concerned speciality.
5. In the "Minimum Qualifications for Teachers in Medical Institutions Regulations, 1998", in Schedule 1, in Table I in respect of Sports Medicine course as quoted in Clause 8, following shall be substituted in the column for Academic Qualification required for Professor, Associate Professor and Assistant Professor.

M.D. (Sports Medicine) /

M.S. (Orthopaedics) /

M.D. (Physical Medicine & Rehabilitation)

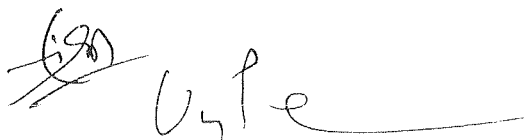
DNB (Sports Medicine) (Equivalence as granted by the Gazette Notification 01/11/2018)

Or

M.D. (Physiology) with two years work experience in Sports Medicine department in a teaching Institution with the condition that work (Teaching, Clinical and Research work) experience is duly certified by the Head of Unit and/or Department, and endorsed by Director/Dean/Principal.

(DR. SANJAY SHRIVASTAVA)
SECRETARY GENERAL

Footnote: The Principal Regulations namely, "Minimum Qualifications for Teachers in Medical Institutions Regulations 1998" were published in Part- III, Section (4) of the Gazette of India on the 5th December, 1998 and amended vide MCI notifications dated 16/03/2005, 21/07/2009, 28/10/2009, 15/12/2009, 03.11.2010, 08.07.2011, 12.06.2012, 06.09.2012, 01.10.2012, 16.05.2015, 13.07.2016, 11.03.2017, 08.06.2017, 23.01.2018 and 01.11.2018.



The minutes of the meeting were read and approved/confirmed in the meeting itself.

7. Admission of PG students (Super-Speciality), M.Ch Surgical Oncology at Institute of Medical Sciences, BHU, Varanasi for the Academic Year 2016-17: Regarding.

The BoGs considered the matter with regard to admission of PG students (Super-Speciality) at Institute of Medical Sciences, BHU, Varanasi for the Academic Year 2016-17.

Read: Agenda note.

Decision:

The Board of Governors considered letter dated 15/06/2018 from the Director, Institute of Medical Sciences, BHU, Varanasi and noted that the Institution is admitting two students against sanctioned intake of one in *M.Ch Surgical Oncology* course which is against the provision of the IMC Act 1956, section 10 (A).

Considering the peculiar circumstances the Board of Governors decided to request the Ministry of Health & Family Welfare, Govt of India to consider/ expedite the matter regarding ex-post-facto approval of one excess admission in M.Ch Surgical Oncology course, over and above the sanctioned strength during the Academic Session 2016-19 in the Institute of Medical Sciences, Banaras Hindu University, Varanasi as per precedence in such cases.

The Board of Governors also decided to direct the Director, Institute of Medical Sciences, BHU, Varanasi to stop excess admission in M.Ch Surgical Oncology course and all other PG (Broad Specialty) and PG (Super Specialty) henceforth.

8. Departmental Inquiry against Dr. Davinder Kumar, Joint Secretary in the case regarding issuance of Charge Sheet to Dr. A.R.N. Setalvad - Consideration of suggestion made by the Presenting Officer.

The BoG considered the matter with regard to Departmental Inquiry against Dr. Davinder Kumar, Joint Secretary in the case regarding issuance of Charge Sheet to Dr. A.R.N. Setalvad.

Decision:

The Board of Governors perused the suggestion made by Sh. Nirmal Singh, Presenting Officer in Inquiry under reference in the above mentioned case vide his letter dated 26.12.2018 and decided to refer the matter to sub-committee of the BoG constituted to look into disciplinary cases. The BoG requested the sub-committee members to present their recommendations in next BoG meeting.

The minutes of the meeting were read and approved/confirmed in the meeting itself.

9. Amendment to the Establishment of Medical College Regulations, 1999.

The BoG considered letter dated 12.12.2018 received from Central Government, Ministry of Health & F.W. New Delhi wherein the Ministry observed that in the proposed "List of Enclosures" it has been prescribed that the application submitted without the documents contained in the List of Enclosures shall be rejected at the threshold and the fees submitted with the application shall not be refunded. The Ministry vide letter dt. 8th May, 2018 has requested MCI to make provisions in the regulations for refund/ adjustment of fees if the application get rejected without assessment. The proposed amendment is in contravention of the request of the Ministry. Further, with regard to the proposed Time Schedule at Sl.No.8, last date for issuance of conditional letter of permission/disapproval has been prescribed. It is noted that the word "conditional" has a wide scope, whereas the condition under the said LoP is only for the requirement of Bank guarantee/undertaking. Thus, the same may be amended accordingly.

Read: Agenda note.

Decision:

The Board of Governors approved the following amendment:

**BOARD OF GOVERNORS IN SUPER-SESSION
OF MEDICAL COUNCIL OF INDIA
AMENDMENT NOTIFICATION
New Delhi, the _____ 2019**

No. MCI-34(41)/2018-Med./_____ In exercise of the powers conferred by Section 33 of the Indian Medical Council Act, 1956 (102 of 1956), the Board of Governors in super-session of Medical Council of India with the previous sanction of the Central Government, hereby makes the following Regulations to further amend the "Establishment of Medical College Regulations, 1999", namely: -

1. (i) These Regulations may be called the "Establishment of Medical College Regulations(Amendment), 2019".
- (ii) They shall come into force from the date of their publication in the Official Gazette.
2. In the "Establishment of Medical College Regulations, 1999 in the Introduction page Point No. 3 under the heading "The establishment of a medical college" the following shall be added after first Para:

"The applications under section 10(A) of the Indian Medical Council Act, 1956 shall be submitted online to the Secretary to the Government of India, Ministry of Health and Family Welfare, Nirman Bhawan, New Delhi- 110011, provided that while the Board of Governors in super-session of Medical Council of India

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are in office the applications shall be submitted to the Secretary-General, Board of Governors in Super-session of Medical Council of India from Pocket 14, Sector -8, Dwarka , New Delhi- 110077 and shall be processed in accordance with time schedule annexed to these regulations."

3. In the "Establishment of Medical College Regulations, 1999", in clause 1 under "Eligibility Criteria", point no. 6 shall be substituted as under:-

(6) All Companies incorporated under the Companies Act, 2013 or under any previous company law.

4. In the "Establishment of Medical College Regulations, 1999, in Form-I under the heading of "Format of Application for Permission of the Central Government to Establish a New Medical College", the List of Enclosures shall be as under:

List of Enclosures:

"An application for Establishment of Medical College Regulations, 1999 must contain the following documents:

- (i) Application in prescribed format
- (ii) Essentiality Certificate issued by the State / U.T. Government as per the prescribed format.
- (iii) Consent of Affiliation by the Affiliating University as per the prescribed format.
- (iv) Land
 - (a) Form – 5 issued by Competent Authority, for both government and non-government applicants.
 - (b) Certified copy of title deeds in case of non-government applicants (Trust / Society / Company).
- (v) Application Fees
- (vi) 300 bedded running hospital and in case there is Public Private Partnership, copy of Memorandum of Understanding as prescribed by the Regulations.

Application submitted without the above mentioned documents shall be liable to be rejected at the threshold.

4. In the "Establishment of Medical College Regulations, 1999 in FORM - 2 **Essentiality Certificate** after entry (a) to (g) the following shall be added :-

h) This Essentiality Certificate is issued for _____ MBBS annual intake capacity for the purpose of seeking permission by the Central Govt. u/s 10A of the IMC Act, 1956 and is valid from _____ to _____ year for a period of _____ years.

5. In the "Establishment of Medical College Regulations, 1999 in FORM - 3 **Consent of Affiliation** the following shall be added as second paragraph:-

This Consent of Affiliation is issued for _____ MBBS annual intake capacity and is valid from _____ to _____ year for a period of _____ years.

6. In the "Establishment of Medical College Regulations, 1999", as amended vide notification dated 01-06-2017 under the clause 4 'APPLICATION FEE' the following shall be substituted.

4. ONLINE APPLICATION PROCESS AND FEE:

(i) **Process of Application:**

The applications under section 10A of the Indian Medical Council Act, 1956 shall be submitted online to the Secretary-General, Board of Governors in Super-session of Medical Council of India, Pocket 14, Sector - 8, Dwarka, New Delhi- 110077 along with a fee through a web portal made available on the website of Medical Council of India.

The applications under section 11(2) of the Indian Medical Council Act, 1956 shall be submitted online to the Secretary to the Government of India, Ministry of Health and Family Welfare, Nirman Bhawan, New Delhi- 110011.

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 Undergraduate courses in different stages of assessment shall be as per the table given below.

S. No.	Organization Category	For Application under 10A – New Medical Colleges (In Rs)	Increase Intake (10A) of Existing Medical Colleges (In Rs)	First Request under Section 11(2) and further 5 yearly Renewal of Recog" & Pre PG Assessments (In Rs)	Compliance Verification at any type (In Rs)
1.	Govt. Medical Colleges (Central/ State)	5 lakhs + applicable GST	4 lakhs + applicable GST	4 lakhs + applicable GST	4 lakhs + applicable GST
2.	Non-Governmental Medical Colleges	10 lakhs + applicable GST	6 lakhs + applicable GST	4 lakhs + applicable GST	4 lakhs + applicable GST

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

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The Fee is for registration, technical scrutiny, and contingent expenditure towards five assessments; for compliance verification beyond five assessments, additional assessment fee as specified above shall be applicable. 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 in Super-session of Medical Council of India as per the schedule. The Schedule for receipt of application for establishment of new medical colleges and processing of the applications by the Medical Council of India is given in the Schedule annexed with these regulations.

(ii) Refund of Fee:

- (a) Application withdrawn after registration by the Council : 20% application fee shall be deducted and remaining 80% fee shall be returned.
- (b) Application withdrawn after the technical scrutiny by the Council or returned by the Council : 30% application fee shall be deducted and remaining 70% fee shall be returned.
- (c) Application withdrawn during / after assessment by the Council : No refund of application fee.

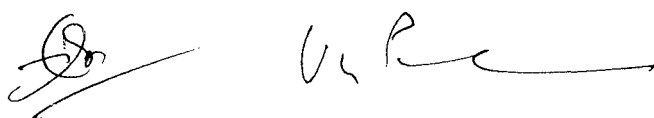
The application fee shall not be carried forward / adjusted in subsequent year.

7. In the "Establishment of Medical College Regulations, 1999", as amended vide notification dated 01-06-2017 under the clause 5 'REGISTRATION' the following shall be substituted.

Applications referred by the Ministry of Health & Family Welfare to the Council will be registered in the Council for evaluation and recommendations. Registration of the application will only signify the acceptance of the application for evaluation. Incomplete applications will not be registered and will be returned to applicant/ the Ministry of Health & Family Welfare along with enclosures stating the deficiencies in such applications. The Council shall register such incomplete applications, if so directed by the Central Government for evaluation but shall submit only a factual report in respect of them and shall not make any recommendations.

The Annual affiliation Charges for the permitted as well as recognized Medical Colleges shall be Rs. 1,00,000/-

8. In the "Establishment of Medical College Regulations, 1999", in 'Schedule for Receipt of Applications for Establishment of New Medical Colleges and Processing of The Applications by the Central Government and The Medical Council of India' the following shall be as under:



SCHEDULE

**APPLICABLE SCHEDULE FOR RECEIPT OF APPLICATIONS FOR
ESTABLISHMENT OF NEW MEDICAL COLLEGES / RENEWAL OF PERMISSION
AND PROCESSING OF THE APPLICATIONS BY THE BOARD OF GOVERNORS
IN SUPER-SESSION OF THE MEDICAL COUNCIL OF INDIA**

S. No.	Stage of Processing	Last Date
1.	Receipt of applications by the Board of Governors in Super-session of MCI.	Between 15 th June to 7 th July (both days inclusive) of any year
2.	Scrutiny of application by the Council office, conveying rejection of incomplete applications and seeking rectification of defective documents, if any from the applicant by the Council office.	8 th July to 31 st August
3.	Last date of submission of rectified (defective) documents	15 th September
4.	Technical Scrutiny and assessment	15 th December
5.	Communication to the applicant regarding deficiencies	31 st December
6.	Grant of hearing by the Board of Governors and submission of compliance	1 st January -31 st January
7.	Compliance Verification Assessment	15 th March
8.	Issuance of Letter seeking Bank Guarantee and other documents if any / Disapproval Letter	15 th April
9.	Submission of Bank Guarantee	30 th April
10.	Issuance of Letter of Permission by the Board of Governors	31 st May

(Dr. Sanjay Shrivastava)
Secretary General

Foot Note: The Principal Regulations namely, "Establishment of Medical College Regulations, 1999, were published in Part-III, Section (4) extraordinary of the Gazette of India on the 28th August, 1999, vide Medical Council of India notifications No. 34(41)/98-Med. and amended vide notification dated 30/07/1999, 07/10/1999, 29/07/2008, 26/08/2009, 22/10/2009, 13/11/2009, 30/01/2010, 26/02/2010, 16/04/2010, 26/09/2011, 01/06/2012, 21/09/2012, 28/10/2013, 18/03/2014, 16/10/2015,

29/12/2015, 08/02/2016, 18/03/2016, 17/01/2017, 01/06/2017 & 03/07/2018.

10. Arbitrary deprivation of fundamental right to livelihood, financial exploitation & harassment of regular employed, senior faculty by private medical colleges – redressal thereof.

The BoG considered the letter dated 9.11.2018 of Dr. Dhanaram Galfat, Bhopal, MP wherein he has stated senior faculty by private medical colleges have been arbitrarily deprived of fundamental right to livelihood, financial exploitation and harassment.

Read: Agenda note.

Decision:

The Board of Governors considered the grievance submitted by faculty member and also noted the following:

1. *There have been complaints relating to senior faculty who have been approved in MCI inspection are compelled to get relieving in mid academic session by the management of private medical college, exploit the senior faculty by not paying them regular salary to cause financial harassment;*

2. *Complaints have also been received that the faculty members are not being relieved by some of the private Medical College management after they have resigned.*

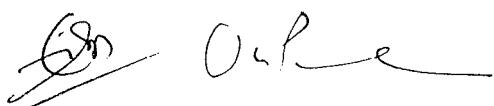
As such the above mentioned issues are not directly in purview of the Council, even then the Board of Governors decided to issue advisory to all Medical Colleges NOT to indulge in such practices. Advisory may also be issued to the faculty members to bring such incidences, if any, to the notice of the Board of Governors with necessary supporting documents so that the Board of Governors may take up the issue with Medical College concerned.

11. Upper percentage limit for all 21 categories of persons with disability

Read: Agenda note along with annexure

Decision

The Board noted that the draft benchmark disabilities as recommended by expert group, finalized by the MCI/ BoG / Ministry, published on MCI website for seeking public comments. The comments received from various stake holders/ public were looked into by the Expert group under the Chairmanship of Dr Randeep Guleria, BoG Member. The final version received from Dr Guleria Committee was accepted by the BoG and has been sent to the Ministry in respect of MBBS admission. The Board of Governors decided to approve the bench mark disability approved by it earlier for the MBBS admissions for PG admission also.



The BoG also considered the Ministry's letter No., V.110012/10/2018-MEP, dated 28th Jan. 2019 on the subject "Amendment in Graduate Medical Education Regulations, 1997 for upper limit of disabilities for admission to UG medical course" wherein the Ministry (with reference to MCI letter 34(41)(Gen)Med/2018/164597, dated 17.01.2019) has suggested to consider provision of reservation for visual disability similar to hearing disability provided that visual disability is brought to less than 40% with assistive devices.

This matter was referred to the Chairman of the Committee constituted to examine the issues relating to specified disabilities.

The Chairman of the Committee submitted his recommendation based on the inputs received from the expert member (Ophthalmology).

The Board of Governors considered recommendations of the Chairman of the Committee constituted to examine the issues relating to specified disabilities and decided to accept and approve the same in respect of amendment to UG & PG Regulations.

Accordingly, the para may be incorporated in table in SI.No.1(b).

Further, the Board of Governors decided to constitute a Sub-Committee of Board of Governors to formulate medical standards for admission in MBBS and Postgraduate courses with the following members:

- (1) Dr. Jagat Ram, BoG Member- Convener
- (2) Dr. Randeep Guleria, BoG Member
- (3) Dr. B.N. Gangadhar, BoG Member

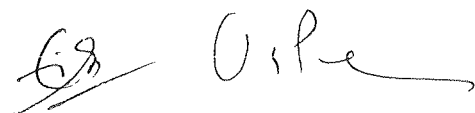
The BoG resolved that the Sub-Committee may co-opt/may take suggestions from specialist(s) of relevant fields. The BoG requested Sub-Committee to formulate its recommendations in four weeks time.

**BOARD OF GOVERNORS
IN SUPERSESION OF MEDICAL COUNCIL OF INDIA
NOTIFICATION**

New Delhi, the _____, 2018

No.MCI-18(1)/2018-Med./ - In exercise of the powers conferred by Section 33 of the Indian Medical Council Act, 1956 (102 of 1956), the Medical Council of India with the previous sanction of the Central Government, hereby makes the following Regulations to further amend the "Postgraduate Medical Education Regulations, 2000", namely: -

1. (i) These Regulations may be called the "Postgraduate Medical Education Regulations(Amendment), 2018.
- (ii) They shall come into force from the date of their publication in the Official Gazette.



2. In the "Postgraduate Medical Education Regulations, 2000", under the heading of **"Selection of Postgraduate Students"** clause 9 (5) shall be substituted as under:-

5% of the annual sanctioned intake capacity in Government or Government aided higher educational institutions shall be filled up by candidates with benchmark disabilities in accordance with the provisions of the Rights of Persons with Disabilities Act, 2016, based on the merit list of 'National Eligibility-cum-Entrance Test' for admission to Postgraduate Medical Courses. For this purpose, the "Specified Disability" contained in the Schedule to the Rights of Persons with Disabilities Act, 2016 is annexed in Appendix 'III' and the eligibility of candidates to pursue a course in medicine with specified disability shall be in accordance with Appendix 'IV'. If the seats reserved for the persons with disabilities in a particular category remain unfilled on account of unavailability of candidates, the seats should be included in the annual sanctioned seats for the respective Category.

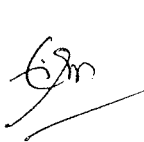
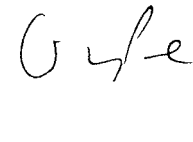
In order to be eligible for admission to Postgraduate Course for an academic year, it shall be necessary for a candidate to obtain minimum of marks at 50th percentile in the 'National Eligibility-Cum-Entrance Test for Postgraduate courses' held for the said academic year. However, in respect of candidates belonging to Scheduled Castes, Scheduled Tribes, and Other Backward Classes, the minimum marks shall be at 40th percentile. In respect of candidates with benchmark disabilities specified under the Rights of Persons with Disabilities Act, 2016, the minimum marks shall be at 45th percentile for General Category and 40th percentile for SC/ST/OBC.

(Dr. Sanjay Shrivastava)
Secretary General

Footnote: The Principal Regulations namely, "Postgraduate Medical Education Regulations, 2000" were published in Part III, Section 4 of the Gazette of India on 7th Oct., 2000 and amended vide Medical Council of India Notifications dated 03/03/2001; 06/10/2001; 16/03/2005; 23/03/2006; 20/10/2008; 25/03/2009; 21/07/2009; 17/11/2009; 09/12/2009; 16/04/2010; 08/12/2010; 27/12/2010; 09/02/2012; 27/02/2012; 28/03/2012; 17/04/2013; 01/02/2016; 17/06/2016; 08/08/2016; 31/01/2017; 11/03/2017; 06/05/2017; 27/06/2017, 31/07/2017, 20.02.2018 & 05.04.2018.

Appendix III and IV and Annexure A,B & C are annexed.

The minutes of the meeting were read and approved/confirmed in the meeting itself.

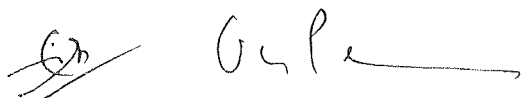
12. Issuance of eligibility certificate in respect of Indian Citizens/OCI who have taken or intending to take admission in undergraduate medical course at various medical university/college outside the country.

Read: Agenda noto.

Decision:

The Board of Governors after detailed deliberations decided that to deal with huge backlog of pending Eligibility Certificate applications the following procedure to be followed:

1. To accept applications for eligibility certificate along with duly self attested copy of relevant documents.
2. To minimize the requirement of documents, obtain only relevant documents likewise copy of 10th, 11th and 12th class mark sheet, admission proof in MBBS or equivalent medical course/ copy of offer letter for admission, copy of passport, caste certificate, if the applicant claim benefits under reserved category and any other document, which is mandatorily required to ascertain the eligibility of the applicant as per eligibility criteria as laid down in the MCI Regulations.
3. To process the applications on the basis of an undertaking given by the applicant in the form of an affidavit and particulars furnished in the application form.
4. To avoid undue delay in processing the applications, the responsibility of verification of academic certificates such as 10th, 11th and/or 12th class mark sheet / certificates and caste certificate (if applicable) may be given to the State Medical Councils from where candidate is seeking provisional/ permanent registration. In this regard, it was decided to amend the application form as well as certificate of eligibility accordingly.
5. The Eligibility certificate must clearly mention that the Eligibility certificate has been issued on the basis of documents, undertaking / affidavit submitted by the candidate. If it is brought to the notice of the Council that the candidate has obtained Eligibility certificate on the basis of forged documents/ false information/documents the Eligibility certificate issued, will be cancelled as withdrawn and action will be taken against the candidate as per applicable law. In addition, the candidate who obtains Eligibility Certificate on the basis of forged/false information shall not be registered by the State Medical Council.
6. Regarding applications pending since long time for want of requisite documents, email address and phone number, such applications may be processed and certificate be sent through offline mode and where the applications are pending for want of mandatorily documents, a reminder be sent to the respective candidates with the directions to submit the requisite



documents within 15 days failing which their application will be treated as closed.

The minutes of the meeting were read and approved/confirmed in the meeting itself.

13. Approval of the proceeding of the Ethics Committee meeting held on 05th December.

Item deferred

14. Consideration and Ratification of decision taken by Board of Governors, Members Incharge PG and Chairman, BOG in respect of PG (Broad Speciality/Super-Speciality) courses - Recognition & Renewal of Recognition and permission for starting of PG Broad Speciality course/increase of PG seats Broad Speciality.

Read : Agenda note along with annexure, decision of the BoG members In charge PG and Chairman BoG.

Decision:

The Board of Governors decided to ratify decision taken by Board of Governors, Members Incharge PG and Chairman, BOG in respect of PG (Broad Speciality / Super-Speciality) courses - Recognition & Renewal of Recognition cases (148 cases) and permission for starting of PG Broad Speciality course/increase of PG seats Broad Speciality cases (19 cases).

The minutes of the meeting were read and approved/confirmed in the meeting itself.

Recommendations/ decisions annexed (Annexure - II).

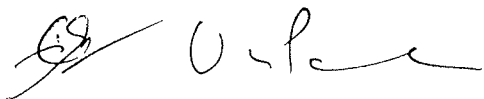
15. Maharashtra University of Health Sciences, Nashik – Recognition of MS (General Surgery) qualification for 2 seats in respect of students being trained at ESI-PGIMSR, ESI-Hospital, Andheri (E), Mumbai.

(Item for ratification of decision taken by the Chairman, BoG)

Read: Agenda note.

Decision:

The BoG considered the Legal Section note dated 25.01.2019 enclosing therewith of corresponded dated 11.01.2019 of the Council advocate Sh. G.K. Gole and decided as under:



- (A) To recommend to the Central Government to recognize MS (General Surgery) qualification for 2 seats in respect of students being trained at ESI-PGIMSR, ESI-Hospital, Andheri (E), Mumbai, under Maharashtra University of Health Sciences, Nashik, 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.
- (B) Further, the College authorities may be issued show cause notice for imposition of financial penalty as per provisions of clause 6(3).
- (C) The Dean of College may be asked to submitted fresh compliance;
- (D) Compliance Verification assessment may be carried out after receipt of fresh compliance as per requirement.

The minutes of the meeting were read and approved/confirmed in the meeting itself.

16. Online Faculty Attendance Monitoring System (OFAMOS) proposal & amendment in MCI regulations (MSR).

Item deferred

17. Modification of MCI regulation to commence DM Neonatology Course – Regarding

Item deferred

18. Consideration of recommendations of the BoG Member Incharge (UG) in respect of UG cases for ratification by the Board of Governors.

Read: Agenda Note.

Decision:

The Board of Governors considered the decision of Members Incharge UG, duly approved by the Chairman, BoG and decided to ratify the decision in a total of 43 items. Copy of ratified decision annexed. (Annexure A)

The minutes of the meeting were read and approved/confirmed in the meeting itself.

19. Reallocation of students admitted in Sakshi Medical College & Research Centre, Guna, M.P. for the session 2016-2017 due to cancellation of Essentiality Certificate – Regarding.

(Item for ratification of decision taken by BoG member Incharge UG and the Chairman, BoG)

The BoG considered the matter with regard to reallocation of students admitted in Sakshi Medical College & Research Centre, Guna, M.P. for the session 2016-2017 due to cancellation of Essentiality Certificate.

Read: Agenda note.

The Board of Governors considered the agenda note, perused the status note in respect of Sakshi Medical College & Research Centre, Guna, M.P. and the directions of the Hon'ble High Court of Madhya Pradesh. The Board of Governors decided as under:

Perused the Status of Sakshi Medical College & Research Centre, Guna, M.P. and the proposal submitted by the State Government of Madhya Pradesh vide letter dated 06.11.2018.

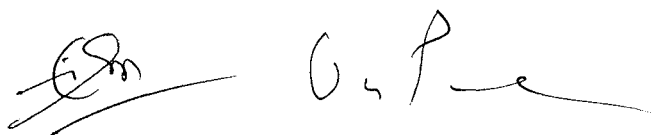
The Board of Governors noted that the Govt. of Madhya Pradesh had already withdrawn the Essentiality Certificate issued in favour of Sakshi Medical College & Research Centre, Guna, M.P. Further, the Board of Governors noted that the college has failed to develop the required facilities as observed during the assessment dated 3rd & 4th December, 2018.

In view of the foregoing, the proposal submitted by the Govt. of Madhya Pradesh to reallocate students of Sakshi Medical College & Research Centre, Guna, M.P. admitted in 2016-17 is accepted and the students of Sakshi Medical College & Research Centre, Guna, M.P. may be reallocated in the following 5 private medical colleges of Madhya Pradesh:-

- (i) Peoples College of Medical Sciences & Research Centre, Bhopal, M.P.
- (ii) Index Medical College & Hospital, Bhopal, M.P.
- (iii) LN Medical College & Research Centre Bhopal, M.P.
- (iv) Ruxmaniben Deepchand Gardi Medical College, Ujjain, M.P.
- (v) Chirayu Medical College & Hospital, Bhopal, M.P.

The State Govt. of Madhya Pradesh may be asked to submit their proposal to encash the Bank Guarantee in their favour. On receipt of such proposal from the Govt. of Madhya Pradesh, the Bank Guarantee may be en-cashed in favour of Govt. of Madhya Pradesh. The Board of Governors also considered the DFA and ratified the same.

The minutes of the meeting were read and approved/confirmed in the meeting itself.



20. To shift the students of Sridev Suman Subharati Medical College, Dehradun to accord permission for the additional seats in 5(five) medical colleges of the State of Uttarakhand as one time measures in compliance of the Order dated 23.01.2019 passed by the Hon'ble Supreme Court in W.P. (c) No. 571/2018 – Sourabh Brala and Others Vs. Union of India & ors. With W.P.(c) No. 798/2018.

(Item for ratification of decision taken by BoG member Incharge UG and the Chairman, BoG)

The BoG considered the matter with regard to shift the students of Sridev Suman Subharati Medical College, Dehradun to accord permission for the additional seats in 5 (five) medical colleges of the State of Uttarakhand as one time measures in compliance of the Order dated 23.01.2019 passed by the Hon'ble Supreme Court.

Read: Agenda Note.

Decision:

The Board of Governors in super-session of Medical Council of India considered the Hon'ble Supreme Court in its Order dated 23.01.19 in WP (C) Nos. 571/2018- Sourabh Brala & Ors vs. Union of India & Ors. and perused the Status Report dated 04.01.2019 filed by the State of Uttarakhand and observed as under:-

"This leaves the problem of 150 students of the first year and another 150 students of the second year in institution. The State Government has indicated that there are three Government Medical Colleges and two private Medical Colleges in the State of Uttarakhand. The Status Report then says:

1.5.2 Presently there are 3 Government Medical Colleges and 2 Private Medical Colleges in the State of Uttarakhand. These are:-

Government Medical Colleges:

- (1) Govt. Doon Medical College, Dehradun having existing annual intake MCI permission of 150 seats.
- (2) Govt. Medical College, Srinagar having existing annual intake MCI permission of 100 seats.
- (3) Govt. Medical College, Haldwani having existing annual intake MCI permission of 100 seats.

Private Medical Colleges:

- (1) Sri Guru Ram Rai Institute of Medical & Health Sciences, Dehradun having existing annual intake MCI permission of 150 seats.
- (2) Himalayan Institute of Medical Sciences, Dehradun having existing annual intake MCI permission of 100 seats.



1.5.3 While these colleges presently do not have any vacancy to be able to adjust these 300 odd students at all, in this regard the only feasible solution appears to be that the Medical Council of India be requested to make provision for temporary ad hoc allotment of these 300 off seats as a one time exercise to these colleges and distribute these students for conduct of their examination and onward study.

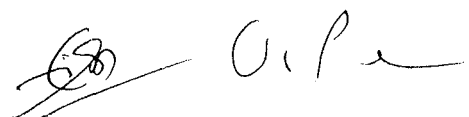
1.5.4 It needs to be borne in mind that the Subharti Medical College had inducted 75 students in each of the two years from the Government Quota and 75 seats as their Private (read management) quota.

Thus it is suggested that those admitted from the Government quota be adjusted in the 3 Government Colleges and those admitted from the Management quota be adjusted in the 2 private colleges.

1.5.5 Suggested distribution may be made as follows:

For Govt. Quota Students admitted by Subharti Medical College:			
	Name of College	Present Capacity	Ad-hoc seat allotment
1	Govt. Doon Medical College, Dehradun	50 seats	25 seats (1 st Year) 25 seats (2 nd Year)
2	Govt Medical College, Srinagar	100 seats	25 Seats (1 st Year) 25 seats (2 nd Year)
3	Govt. Medical College, Haldwani	100 seats	25 Seats (1 st Year) 25 seats (2 nd Year)

For Management Quota Students admitted by Subharti Medical College:			
	Name of College	Present Capacity	Ad-hoc seat allotment
1.	Sri Guru Ram Rai Institute of Medical & Health Sciences, Dehradun	150 seats	38 seats (1 st Year) 38 seats (2 nd Year)
2.	Himalayan Institute of Medical Sciences, Dehradun	100 seats	37 seats (1 st Year) 37 seats (2 nd Year)



Mr. Nidesh Gupta, learned Senior Advocate for the petitioners, has suggested that this distribution among these five Medical Colleges would certainly be possible.

We, therefore, direct that, in accordance with the results obtained in the NEET Examination, these two batches of 150 students each will be accommodated, as stated in this Status Report, the most meritorious of the students being accommodated in the three Government Colleges first and thereafter in the two private Medical Colleges.

We direct the Medical Council of India to accord permission for the additional seats that will have to be created in these institutions as a one-time measure, given the problems that have been faced by these students.

The learned Senior Advocate appearing for the Medical Council of India assures that the needful will be done within a period of one week from today. The students will then be allowed to join in these additional seats that have been created.

-”
2. The Board of Governors in super-session of Medical Council of India in pursuance of the orders dated 23.01.19 passed by the Hon'ble Supreme Court in WP (C) Nos. 571/2018- Sourabh Brala & Ors Vs. Union of India & Ors., keeping in view the peculiar facts and circumstances and in order to protect the interests of students of 2016-17 and 2017-18 batches of students admitted in Sridev Suman Subharti Medical College, Dehradun decided to as a one-time measure grant increase of additional seats, in accordance with the proposal of State Government. Accordingly, the sanctioned intake capacity of the following Medical Colleges for the academic session 2016-17 and 2017-18 shall be as under:-

S. No.	Name of the Medical College	Sanctioned Intake Capacity for 2016-17 after ad hoc allotment	Sanctioned Intake Capacity for 2017-18 after ad hoc allotment
1.	Govt. Doon Medical College, Dehradun	175	175
2.	Govt Medical College, Srinagar	125	125
3.	Govt. Medical College, Haldwani	125	125
4.	Sri Guru Ram Rai Institute of Medical & Health Sciences, Dehradun	188	188
5.	Himalayan Institute of Medical Sciences, Dehradun	137	137

3. A copy of this decision be forwarded to the State Government, concerned Medical Colleges and the affiliating Universities for appropriate action at their end in pursuance of the orders passed by the Hon'ble Supreme Court. It may also be

 O.K.

endorsed to the Ministry of Health and Family Welfare, Government of India. The Board of Governors also considered the draft letter and approved ratified the same.

The minutes of the meeting were read and approved/confirmed in the meeting itself.

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

