

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

MINUTES

Twenty Fourth meeting of the Board of Governors was held on 18th December, 2019 (Wednesday) from 03.00 pm onwards at NITI Aayog, New Delhi.

The following members of the Board of Governors were present:

1. Dr. V.K. Paul	-	Chairman
2. Dr. Randeep Guleria	-	Member
3. Dr. Nikhil Tandon	-	Member
4. Dr. Balram Bhargava	-	Member
5. Dr. B.N. Gangadhar	-	Member
6. Dr.(Maj. Gen.) Madhuri Kanitkar	-	Member
7. Dr. Pankaj M Shah	-	Member
8. Dr. R.V. Ramani	-	Member
9. Dr. K. S. Sharma	-	Member

Leave of absence was received from Dr. Jagat Ram and Dr. Sanjay Tyagi, Member(s), BoG.

Dr. R.K. Vats, Secretary General, BoG, MCI along with Dr. S. Venkatesh, Principal Adviser, Dr. Siddarth Ramji, OSD/Sr. Adviser BoG also attended the meeting. Dr. B.D. Athani, Principal Consultant, Ministry of Health & F.W. attended the meeting as Special Invitee.

The Chair welcomed the members.

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

1. Amrita Vishwa Vidyapeetham University - Recognition of MD(Emergency Medicine) qualification for 02 seats in respect of students being trained at Amrita School of Medicine, AIMS, Kochi and Retrospective recognition of MD (Emergency Medicine) course of Rajah Muthia Medical College & Hospital, Annamalai Univ. (2009-10 to 2012-13)

Read: Agenda Note.

Decision:

The BoG considered the representations from Amrita School of Medicine, AIMS, Kochi and Rajah Muthia Medical College & Hospital, Annamalai Univ., Tamilnadu and

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decided to reiterate its earlier decision that retrospective approval for recognition to MD (Emergency Medicine) in the above two institutions cannot be granted.

2. **Recognition of already discontinued DMRD course of Safdarjung Hospital under the affiliation of University of Delhi.**

Read: Agenda Note

Decision:

The BoG considered letter dated 16.10.2019 received from the Principal, Vardhman Mahavir Medical College & Safdarjung Hospital, New Delhi with regard to recognition of already discontinued DMRD course of Safdarjung Hospital under affiliation of University of Delhi from 1966 to students admitted in 1987 and decided to recommend to the Central Government to recognise the DMRD course of Safdarjung Hospital under the affiliation of University of Delhi from 1966 upto the last admitted in 1987. No student was admitted after 1987.

3. **Recognition of MD(Pathology) qualification for 2 seats in respect of students being trained at Regional Cancer Centre- Thiruvanthapuram, Kerala University of Health Sciences, Thrissur- Correction regarding.**

Read: Agenda Note

Decision:

The BoG considered representation dated 07.08.2019 received from Director, Regional Cancer Centre, Thiruvanthapuram and decided to recommend to the Central Government to change the date of recognition to 2017 (the date when 1st batch admitted in 2014 appeared for the examination) instead of 2018.

4. **Deemed University, UP - Recognition of MD(Immuno Haematology & Blood Transfusion) qualification against increased intake from 02 (Two) to 03 (Three) seats in respect of students being trained at Sanjay Gandhi Postgraduate Institute of Medical Sciences, Lucknow.**

Read: Agenda Note

Decision:

The BoG considered the case of Dr. Jeetu Raj Singh V/S the Union of India & Ors in Writ Petition No. (M/S) of Year 2019 in the Allahabad High Court at Lucknow Bench; Compliance Verification Assessment Report (March, 2015) and previous report (May, 2014) with regard to recognition of MD(Immuno Haematology & Blood Transfusion) qualification against increased intake from 02 (Two) to 03 (Three) seats in respect of

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students being trained at Sanjay Gandhi Postgraduate Institute of Medical Sciences, Lucknow and decided to recommend to the Central Government to recognise the increase intake from 02(two) to 03 (three) seats in respect of MD (Immuno Haematology & Blood Transfusion) qualification in respect of students being trained at Sanjay Gandhi Postgraduate Institute of Medical Sciences, Lucknow.

5. **Request for granting permission to shift/adjust students of MBBS 2016 batch of World College of Medical Sciences & Research, Jhajjar, Haryana to other private medical colleges existing in the State of Haryana.**

Read: Agenda Note

The BoG considered the proposal from Additional Chief Secretary, Government of Haryana, Deptt. Of Medical Education & Research dated 9.12.2019 & 16.12.2019 for shifting 148 students of MBBS batch of 2016 admitted to World College of Medical Sciences & Research, Jhajjar, Haryana to other private medical colleges existing in the State of Haryana as the above mentioned college had not been able to meet the basic academic standards and teaching learning facilities as per minimum requirements of MCI for running an MBBS course. "The proposal of the Govt. of Haryana is to shift the 148 students to two recognised private medical colleges i.e. Maharishi Markendeshwar Instt. of Medical Sciences & Research[MMIMSR], Mullana, Ambala and SGT Medical College Hospital & Research Institute, Budhera, Gurugram, keeping in view the following facts:-

2. There are 148 students who were admitted against 150 MBBS intake in the academic session 2016-17 in World College of Medical Sciences and Research, Gurawar, Jhajjar, affiliated to Pt. B.D. Sharma UHS, Rohtak, Haryana.
3. In the Academic Session 2016-17, in MMIMSR against 150 MBBS seats only 98 seats got filled and 52 remained vacant, whereas in SGT Medical College, in the Academic Session 2016-17 admissions were made on 99 MBBS seats against 100 MBBS seats.

The State Govt. has inter alia proposed to adjust these 148 students in the following manner in the above mentioned two colleges:-

- First of all the students shall be adjusted against 52 vacant seats left in the academic session 2016-17 in MMIMSR, Mullana, Ambala & 1 vacant seat left in SGT Medical College Hospital & Institute Budhera, Gurugram.
- The remaining 95 students shall be divided amongst the two Private Medical Colleges namely Maharashi Markandeshwar Institute of Medical Sciences & Research, Mullana, Ambala and SGT Medical College Hospital & Institute Budhera, Gurugram in the ratio of 47:48 respectively through physical counseling on the basis of merit in NEET UG-2016."

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Decision:

The Board of Governors approved the proposal of the Govt. of Haryana. The Board of Governors decided that the Govt. of Haryana should follow the merit of NEET-2016 in adjusting these 148 students in the two Medical Colleges as under:-

1. First to adjust 52 students in MMIMSR, Mullana and 01 in SGT Medical College, Gurugram.
2. Second remaining 95 students to be divided between MMIMSR and SGT Medical College in a ratio of 47:48 respectively based on physical counseling.

The Board of Governors noted that this would result in an excess of 47 seats in MMIMSR over its sanctioned intake of 150 MBBS students and excess of 48 seats in SGT Medical College, Gurugram over its sanctioned intake of 100 MBBS seats for the academic year 2016-2017. The Board of Governors decided to grant approval for increase in commensurate sanctioned capacity as one time measure.

The Board of Governors in the larger public interest of students agreed in principle to accord approval to the above mentioned proposal of the State Government for shifting of MBBS students of 2016 batch admitted to World College of Medical Sciences & Research, Jhajjar, Haryana to the above mentioned two recognised private medical colleges in the State.

The Board of Governors noted that the Amma Chandravati Educational and Charitable Trust, New Delhi was granted Letter of Permission for establishment of new Medical College by the name World College of Medical Sciences and Research, Jhajjar in 2016-17 by the Central Government. The Medical College has failed to fulfil the minimum infrastructure, teaching faculty, residents, clinical material and other physical facilities as mandated under the Statutory Regulations of the Council for the academic years 2017-18, 2018-19 and 2019-20. Consequently, the Amma Chandravati Educational and Charitable Trust, New Delhi that has established the World College of Medical Sciences has failed to fulfill the assurance made in the scheme and such misconduct on the part of the said Trust has caused loss to the State Govt. which has to take upon the responsibility to shift these students to the other Medical Colleges of the State. Therefore, the Board of Governors decided to encash the performance Bank Guarantees submitted by the Amma Chandravati Educational and Charitable Trust, New Delhi under the Medical Council of India Establishment of Medical College Regulations, 1999 dated 30th July, 1999 and forward the proceeds to the Government of Haryana.

6. Recognition/approval of Vardhman Institute of Medical Sciences, Pawapuri, Nalanda, Bihar for the award of MBBS degree granted by Aryabhatta Knowledge University, Patna for the batch admitted in the academic year 2013-14 and 2014-15 only.

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Decision:

The BoG considered the matter with regard to recognition of MBBS degree granted by Aryabhatta Knowledge University, Patna in respect of students being trained at Vardhman Institute of Medical Sciences, Pawapuri, Bihar in terms of the order dated 29.03.2019 passed by the Hon'ble Supreme Court in W.P. (C) No.634/2018 which related to non-grant of permanent registration by the Delhi Medical Council in respect of students passing out in 2013.

The BoG decided to recommend to the Central Government to recognise MBBS degree (100 seats) granted by Aryabhatta Knowledge University, Patna in respect of students admitted only in the academic year 2013-14 and 2014-15 at Vardhman Institute of Medical Sciences, Pawapuri, Bihar.

7. Consideration of recommendations of the BOG Members Incharge (UG) in respect of UG cases for ratification by the Board of Governors.

Decision:

The BoG ratified the observations/remarks of the members of the Under Graduate Expert Group appointed by the BOG on the assessment reports in respect of following medical colleges have been recommended by BOG members (Incharge UG) :-

Sl. NO.	Name of the college	Type of Assessment	Dt. Of Assessment	Remarks
1.	Alluri Sitaram Raju Academy of Medical Sciences, Eluru, Andhra Pradesh.	COR	07 th & 08 th November, 2019	Recommended for Continuance of Recognition for 150 MBBS seats.
2.	RVM Institute of Medical Sciences & Research Center, Talangana.	Renewal of permission for admission of 5th Batch	14 th & 15 th October, 2019	Recommended for Renewal of permission for admission of 5th Batch(150 MBBS seats) u/s 10A of the IMC Act, 1956 for the academic year 2020-21.
3.	A.C.S. Medical College & Hospital, Chennai.	Renewal of permission for admission of 5th Batch	30 th & 31 st October, 2019	Recommended for Renewal of permission for admission of 5th Batch(150 MBBS seats) u/s 10A of the IMC Act, 1956 for the academic year 2020-21.
4.	Govt. Medical College, Siddipet, Telangana.	Renewal of permission for admission of 3rd Batch	14 th & 15 th October, 2019	Recommended for Renewal of permission for admission of 3rd Batch(150 MBBS seats) u/s 10A of the IMC Act, 1956 for the academic year 2020-21.
5.	Bowring & Lady Curzon Medical College & Research Institute, Shivajinagar, Bangalore.	Renewal of permission for admission of 2nd Batch	04 th & 05 th November, 2019	Recommended for Renewal of permission for admission of 2nd Batch(150 MBBS seats) u/s 10A of the IMC Act, 1956 for the academic year 2020-21.

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6.	Madhubani Medical College, Bihar.	Renewal of permission for admission of 2nd Batch	07 th & 08 th November, 2019	Recommended for Renewal of permission for admission of 3rd Batch (150 MBBS seats) u/s 10A of the IMC Act, 1956 for the academic year 2020-21.
7.	Govt. Meidal College, Ratlam, Madhya Pradesh.	Renewal of permission for admission of 3 rd Batch	04 th & 05 th November, 2019	Recommended for Renewal of permission for admission of 2nd Batch(150 MBBS seats) u/s 10A of the IMC Act, 1956 for the academic year 2020-21.
8.	KMCH Institute of Health Sciences and Research, Coimbatore.	Renewal of permission for admission of 2nd Batch	14 th & 15 th October, 2019	Recommended for Renewal of permission for admission of 2nd Batch(150 MBBS seats) u/s 10A of the IMC Act, 1956 for the academic year 2020-21.
9.	Nootan Medical College & Research Centre, Visnagar, Gujarat.	Renewal of permission for admission of 2nd Batch	07 th & 08 th November, 2019	Recommended for Renewal of permission for admission of 2nd Batch(150 MBBS seats) u/s 10A of the IMC Act, 1956 for the academic year 2020-21.
10.	Mamata Academy of Medical Sciences, Hyderabad.	Renewal of permission for admission of 2nd Batch	14 th & 15 th October, 2019	Recommended for Renewal of permission for admission of 2nd Batch(150 MBBS seats) u/s 10A of the IMC Act, 1956 for the academic year 2020-21.
11.	Al Falah School of Medical Sciences & Research Centre, Faridabad, Haryana.	Renewal of permission for admission of 2nd Batch	06 th & 07 th November, 2019	Recommended for Renewal of permission for admission of 2 nd Batch(150 MBBS seats) u/s 10A of the IMC Act, 1956 for the academic year 2020-21.
12.	Gayatri Vidya Parishad Institute of Health Care & Medical Technology, Visakhapatnam, AP.	Renewal of permission for admission of 5 th Batch	14 th & 15 th October, 2019	Recommended for Renewal of permission for admission of 5 th Batch(150 MBBS seats) u/s 10A of the IMC Act, 1956 for the academic year 2020-21.
13.	Apollo Institute of Medical Science & Research, Chittoor, Andhra Pradesh.	Renewal of permission for admission of 5 th Batch	14 th & 15 th October, 2019	Recommended for Renewal of permission for admission of 5 th Batch(150 MBBS seats) u/s 10A of the IMC Act, 1956 for the academic year 2020-21.
14.	Kanachur Institute of Medical Sciences, Mangaluru, Karnataka.	Renewal of permission for admission of 5 th Batch	04 th & 05 th November, 2019	Recommended for Renewal of permission for admission of 5 th Batch(150 MBBS seats) u/s 10A of the IMC Act, 1956 for the academic year 2020-21.
15.	Govt. Medical College, Kollam.	Renewal of permission for admission of 4 th Batch	14 th & 15 th October, 2019	Recommended for Renewal of permission for admission of 4th Batch(100 MBBS seats) u/s 10A of the IMC Act, 1956 for the academic year 2020-21.

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16.	Aarupadai Veedu Medical College & Hospital, Puducherry.	Letter of Permission for increase of seats	06 th & 07 th November, 2019	Recommended for grant of LOP for increase of MBBS seats from 100 to 150 u/s 10A of the IMC Act, 1956 for the academic year 2020-21.
17.	Meenakshi Medical College Hospital & Research Institute, Kanchipuram, Tamilnadu.	Letter of Permission for increase of seats	14 th & 15 th October, 2019	Recommended for grant of LOP for increase of MBBS seats from 150 to 250 u/s 10A of the IMC Act, 1956 for the academic year 2020-21.
18.	Saveetha Medical College & Hospital, Chennai.	Letter of Permission for increase of seats	23rd & 24th October, 2019	Recommended for grant of LOP for increase of MBBS seats from 150 to 250 u/s 10A of the IMC Act, 1956 for the academic year 2020-21.
19.	St. John Medical College, Bangalore.	Renewal of permission for admission of 5 th Batch	07 th & 08 th November, 2019	Recommended for Renewal of permission for admission of 5 th Batch of MBBS students against the increased intake i.e. from 60 to 150 u/s 10A of the IMC Act, 1956 for the academic year 2020-21.
20.	Rural Medical College, Loni, Maharashtra.	Renewal of permission for admission of 5 th Batch	24 th & 25 th October, 2019	Recommended for Renewal of permission for admission of 5 th Batch of MBBS students against the increased intake i.e. from 125 to 200 u/s 10A of the IMC Act, 1956 for the academic year 2020-21.
21.	Govt. Medical College (old RIMS), Srikakulam, Andhra Pradesh.	Renewal of permission for admission of 2nd Batch	14 th & 15 th October, 2019	Recommended for Renewal of permission for admission of 2nd Batch of MBBS students against the increased intake i.e. from 100 to 150 u/s 10A of the IMC Act, 1956 for the academic year 2020-21.
22.	Madurai Medical College, Madurai, Tamilnadu.	Renewal of permission for admission of 2nd Batch	14 th & 15 th October, 2019	Recommended for Renewal of permission for admission of 2nd Batch of MBBS students against the increased intake i.e. from 150 to 250 u/s 10A of the IMC Act, 1956 for the academic year 2020-21.
23.	Govt. Medical College & Super Facility Hospital, Azamgarh, UP.	Recognition/Approval	CV – 27.08.2019	Recommended for recognition/approval of the college for the award of MBBS degree for 100 seats u/s 11(2) of the IMC Act, 1956 in respect of the batch of students admitted in the Academic Year 2013-14 & 2014-15 only.

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24.	RKDF Medical College Hospital and Research Center, Bhopal, M.P.	Recognition/Approval	CV – 19.08.2019	Recommended for recognition/approval of the college for the award of MBBS degree for 150 seats u/s 11(2) of the IMC Act, 1956 in respect of the batch of students admitted in the Academic Year 2014-15 only.
25.	Subharti Medical College, Meerut, UP.	Recognition/Approval	27 th & 28 th August, 2019	Recommended for recognition/approval of the college for the award of MBBS degree against the increased intake i.e. from 100 to 150 seats u/s 11(2) of the IMC Act, 1956.

8. Change of affiliating University of Pramukhswami Medical College from Sardar Patel University to Bhaikaka University, Karamsad from the academic year 2019-2020.

Read: Agenda Note

Decision:

The matter was deferred.

9. Permission for pursuing compulsory rotating Internship training from Sri Ramachandra Medical College & Research Institute, Chennai, Tamil Nadu to Americlerkships Medical Society in USA.

Decision

The BoG noted the decisions taken by Executive Committee of MCI in all such cases and the instant case of Mr. Sriram Venkatesan. BoG further advised that henceforth full compulsory rotating Internship training must be done within India only. This should be clarified to Sri Ramachandra Medical College & Research Institute, Chennai, Tamil Nadu that no such request would be considered.

10. Approval of draft charge sheet

Read: Agenda Note

Decision:

The BoG decided to approve the draft charge sheet to be sent to CVC for its first stage advice with respect to the following officials:-

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- i) Dr. P. Prasannaraj, the then Additional Secretary;
- ii) Dr. Anshu Sethi Bajaj, Deputy Secretary;
- iii) Smt. Madhu Handa, the then Assistant Secretary;
- iv) unknown officials of the then Board of Governors in MCI; and
- v) unknown officials of MCI.

11. Approval for issue of show cause notice to some officials of the MCI

Read: Agenda Note.

Decision:

The BoG approved the draft show cause notice in respect of some officials of the MCI.

12. Annual Accounts of MCI for the financial year 2018-19.

Read: Agenda Note.

Decision:

The BoG approved the annual accounts of the Council for the year 2018-19.

13. Approval and consideration of minutes of Hearing Committee (UG) dated 13.12.2019 – reg.

Decision:

The BoG approved the minutes of the Hearing Committee (UG) held on 13.12.2019.

14. Migration of students from one recognised medical college to another recognised medical college.

Read: Agenda Note.

The BoG considered the following cases for migration of the candidates:

- (i) Migration of Kushagar Vasudeve from TD Medical College, Allappuzha, Kerala to Govt. Medical College, Jammu.
- (ii) Migration of Sarvesh Naresh Bhutada from Govt. Medical College, Thrissur, Kerala to Govt. Medical College, Surat, Gujarat.

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- (iii) Migration of Ms. Manushi Chhillar from BPS Govt. Medical College for Women, Sonapat to Padamashree Dr. DY Patil Medical College, Navi Mumbai, Maharashtra

Decision:

The BoG considered the case of migration of Kushagar Vasudeve from TD Medical College, Allappuzha, Kerala to Govt. Medical College, Jammu and Sarvesh Naresh Bhutada from Govt. Medical College, Thrissur, Kerala to Govt. Medical College, Surat, Gujarat and decided to disapprove the application for migration.

With respect to Ms. Manushi Chhillar from BPS Govt. Medical College for Women, Sonapat to Padamashree Dr. DY Patil Medical College, Navi Mumbai, Maharashtra, the BoG considered her letter dated 2.11.2019 and decided to reiterate its earlier decision of 13.06.2019 not to allow migration since it was time barred.

15. Approval of the proceedings of the Ethics Committee meeting held on 02.11.2019.

Read: Agenda Note.

Decision:-

The BoG approved the proceedings of the Ethics Committee meeting held on 02.11.2019.

16. Draft Guidelines for Disciplinary action in cases of medical negligence.

Read: Agenda Note.

Decision:-

The BoG in principle approved the draft guidelines for handing of alleged medical negligence and further observed that it should first be submitted to the Hon'ble High Court of Delhi and thereafter based on the outcome in the case Ravi Rai Vs. MCI (W.P.(c) No. 10506 and 15625/2017, these can be placed on the website of the MCI for information of all concerned. BoG appreciated the efforts of Dr. B.N. Gangadhar and the Ethics Committee for development of the draft guidelines.

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17. Fixation of fees in private medical colleges

Decision:-

Dr. S. Venkatesh updated the BoG on the progress made by the Committee constituted for framing the guidelines and was hopeful that a draft of the guideline would be placed for the consideration of the BoG at its next meeting.

18. EXIT Exam

Decision:-

Dr. (Maj.Gen) Madhuri Kanitkar made a presentation with regard to the EXIT exam which was appreciated by the BoG members and decided the same would be discussed further at the next meeting of the BoG.

19. 10% EWS quota for PG seats for Academic Year 2020-21.

Decision:-

Dr. S. Ramji informed the BoG members that based on the information received from the various States, it was noted that the implementation of reservation roster was very variable across the States. Therefore, it has been decided to call the State representatives to the Council Office on a one – to- one basis to understand the reservation policy to facilitate calculating the additional seats to be granted to Govt. Medical Colleges in the State for implementing the 10% EWS quota for the PG courses.

20. Appointment of Sh. Pramod Kumar, Sh. Rajkamal & Ms. Ankita Sharma as Sr. Consultant (Legal), Consultant (Legal) & Jr. Consultant (Legal), respectively.

Read: Agenda Note.

Decision:-

The BoG ratified the decision of the Chairman, BoG for engagement of the following:

Sr. No.	Name	Designation	Consolidated remuneration (per month)	Date of joining
1.	Sh. Pramod Kumar	Sr. Consultant (Legal)	Rs. 90,000/-	27.11.2019
2.	Sh. Rajkamal	Consultant (Legal)	Rs. 60,000/-	27.11.2019
3.	Ms. Ankita Sharma	Jr. Consultant (Legal)	Rs. 45,000/-	06.12.2019

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21. Confirmation of Mrs. Bharti Sharma, Telephone Operator-cum-Receptionist, reg.

Read: Agenda Note.

Decision:-

The BoG approved the recommendations/minutes of DPC with regard to confirmation of services of Mrs. Bharti Sharma as Telephone Operator-cum-Receptionist w.e.f. 01.07.2009.

22. Grant of Grade Pay of Rs. 5400/- to Sh. Bonny Harison, Section Officer, on completion of 04 years regular service as Section Officer.

Read: Agenda Note.

Decision:-

The BoG approved the recommendations/report of the DPC in the matter for grant of Grade Pay of Rs. 5400/- to Sh. Bonny Harison, Section Officer, on completion of 04 years regular service as Section Officer.

23. The Tamilnadu Dr. MGR Medical University, Chennai - Recognition of MD(General Medicine) qualification for 01 seats in respect of students being trained at ESIC - PGIMSR, K.K. Nagar, Chennai.

Read: Agenda Note

Decision:

The BoG considered representation dated 24.09.2019 with regard to consideration of recognition of MD(General Medicine) qualification against increase intake from 1 to 2 seats and decided to recommend to the Central Government to recognise MD(General Medicine) qualification against the increased intake from 01 to 02 seats with respect to students being trained at ESIC - PGIMSR, K.K. Nagar, Chennai under The Tamilnadu Dr. MGR Medical University, Chennai for batches admitted from 2013.

24. Recognition of Post Graduate Diploma in Clinical Cardiology (PGDCC) qualification granted by Indira Gandhi National Open University, New Delhi from 2006-2013 - reg.

Read: Agenda Note

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The Board of Governors perused the letter dated 18.11.2019 of the Central Government by which the application dated bearing reference IGNOU/SOHS/D/2019/6109 dated 04.11.19 made by Director, School of Health Sciences (SOHS), IGNOU to the Central Government seeking recognition of Post Graduate Diploma in Clinical Cardiology (PGDCC) Degree offered by IGNOU from 2006 -2013 has been forwarded for furnishing considered views/recommendations to the Ministry.

2. The letter of the Ministry dated 18.11.19 refers to the operative part of the judgment dated 17.09.19 of the Hon'ble High Court of Delhi in WP (C) No. 11819/2016 -Indian Association of Clinical Cardiologists vs. Union of India & Ors, which reads as under:-

"... the respondents, i.e., the Central Government and the IGNOU - are directed to consider, afresh, the application, of the IGNOU, for grant of recognition to the PGDCC qualification, awarded by it, under section 11 (2) of the IMC Act. This Court has not expressed any opinion on the merits of the said application, or on whether the PGDCC qualification deserves, to be recognized under section 11 (2). That decision would have to be taken by the Central Government after consulting the MCI, on its own merits. Needless to say, the pre-eminent consideration, while examining the application of the IGNOU, would have to be fostering of excellence in medical education, aimed at bringing, into the world, medical professionals, were able to render the optimum service to the public, in the best interests of society."

3. The Director, SOHS, IGNOU in his application has inter alia referred to the provision of the IGNOU Act, 1985 that empowers the IGNOU to provide for instruction in such branches of knowledge... as the University may determine and plan and prescribe courses of study for degrees, diplomas certificate or for any other purposes. It has also been stated in the said communication that the PGDCC was launched in 2006 to "train M.B.B.S. Doctors in non interventional cardiology, so as to bridge the gap in cardiac care at the level of Taluqas and small towns". The letter mentions that there was a precedence of offering 2 year Diploma in Cardiology after MBBS (Diploma in Cardiology offered by GSVM Medical College, Kanpur from 1974 to 1993). Furthermore, it has been mentioned that the detailed curriculum, implementation process, quality assurance system, certification were designed by eminent cardiologists by following the MCI guidelines. The said communication also states that about 1700 Doctors have been trained in PGDCC by IGNOU in renowned Medical Colleges and Hospitals across the country as a full time two year programme and that the State Governments of Assam, Kerala and Uttar Pradesh have utilized the services of PGDCC qualified Doctors to manage the ICU and Cardiac Care Units. Therefore, in order to enable such pass-outs to enable clinical practice the IGNOU has requested the Ministry of Health, Government of India to recognize PGDCC qualification awarded by it under section 11(2) of the IMC Act.

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4. The Board of Governors noted that section 20 of the Indian Medical Council Act, 1956 requires the Council to "prescribe standards of post-graduate medical education for the guidance of Universities, and may advise Universities in the matter of securing uniform standards for postgraduate education throughout India." The Council has in exercise of powers conferred by section 33 of the IMC Act read with section 20, with the previous sanction of Central Government laid down the Post-Graduate Medical Education Regulations, 2000. Regulation 7 of the PGMER provides as under:-

7.Nomenclature of post-graduate courses- The nomenclature of post-graduate courses shall be as provided in the Schedule annexed to these Regulation:

Provided that in case of post-graduate medical degree and diploma courses instituted prior to the commencement of these regulations with the approval of the Medical Council of India and which have not been included in these regulations, the institutions concerned shall continue such course till the students admitted complete the said course."

5. The prescribed MD/MS/DM/M.Ch/Diploma courses are contained in Schedule to the PGMER, 2000. For the discipline of Cardiology a three year DM (Super specialty) course that is open to only holders of MD (Medicine)/MD (Pediatrics) or MD (Respiratory Medicine) degree only. Thus Cardiology is a discipline of advanced medical sciences in which a person who hold MBBS and a MD Degree in Medicine/Pediatrics/Respiratory Medicine only is considered to be eligible to pursue a course in Cardiology. The Schedule to the PGMER does not envisage for any Diploma in Cardiology course. The contention that such a course was offered by GSVM Medical College, Kanpur cannot come to the aid of the IGNOU as that course was in vogue prior to the coming in of PGMER, 2000 and has not been offered by the said Institution after 1993.

6. The Board of Governors further noted that in terms of regulation 6(2) to PGMER an Institution running post-graduate medical qualification has to apply to the Central Govt., through the affiliating University when the first admitted batch is due to appear in the examination conducted by the University during the course of such examination the MCI is required as per section 17 of the IMC Act, 1956 to examine the adequacy of the standards of medical education including staff, equipment, accommodation, training and other facilities prescribed for giving medical education. Further, Regulation 8(1) of PGMER mandates that post graduate courses can be offered only in an institution that has an undergraduate teaching facility. By virtue of 8(1A) the Central Govt. is empowered to exempt any such existing/proposed non-teaching institution or specialist institution or autonomous body owned and managed by the Central/State Govt. from fulfilling the prescribed provision of having an undergraduate teaching facility, and allow starting postgraduate course.

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7. A perusal of the "List of Programme Study Centre (PSCs) and Programme in charge (PIC) for PGDCC Programme" shows that the IGNOU has been offering PDCC course in 70 hospitals across the country through doctors who possibly all are Cardiologists and are academic Counsellors for such programme. The curriculum of the PGDCC course shows that the students are provided with 50 lecture sessions in two years and there are 27 video programs developed for PGDCC programs. The students are required to have practical training and must have atleast 90 days or 3 months training in EcoCardiography. Out of 70 hospitals only 4 are part of a medical college namely MS Ramaiah Medical College and Teaching Hospital; UN Metha Institute of Cardiology and Research Centre Ahmedabad; Assam Medical College, Dibrugarh and Guwahati Medical College, Guwahati while remaining 66 are private hospitals. In so far as running of PGDCC is considered it cannot be provided as per regulation 12(3) of PGMER in a medical college. The name of programme incharge as also that of faculty involved in the PGDCC programme is provided however, the medical qualifications that are held by such doctors is not stated. Thus, the PGDCC programme offered by IGNOU fails to satisfy the requirement of MCI Regulations.

Decision:

The Board of Governors decided that PGDCC programme offered by IGNOU cannot be recommended for inclusion in the First Schedule of the IMC Act, 1956 for batches admitted from 2006 to 2013 admission cycle on following grounds:

1. The said course is not included in the schedule to the PGMER, 2000.
2. The mandatory inspection of examination required to be conducted at the time of passing out of first batch or even subsequent batches admitted in the course has never been applied by the IGNOU through the Central Govt. thus the MCI cannot satisfy itself as to the fulfilment of the adequacy of the standards of medical education including staff, equipment, accommodation, training and other facilities prescribed for giving medical education.
3. The PGDCC by IGNOU has been imparted in hospitals that do not conform to the requirement of regulation 8 of the PGMER.
4. The PGDCC of IGNOU does not in any way fosters excellence in medical education or is aimed at bringing into the world, medical professionals, who are able to render the optimum service to the public, in the best interests of Society since it provides a wrong impression about specialization in Cardiology to general public while it does not meet standard requirements of recognition of a postgraduate qualification by BoG/MCI.

25. Dr. Sangeeta Sharma V/S Medical Council of India & Anr. - SLP (Civil) No 23710 of Year 2019 in the Hon'ble Supreme Court of India.

Read: Agenda Note

Upe

Vatm

Decision:

The Board of Governors considered the request of Dr. Sangeeta Sharma for allowing her to resign w.e.f. 30.3.2012 as per S.L.P. in Hon'ble Supreme Court in place of her termination and clear her dues, if any. BoG further clarified that apart from consideration of resignation, Dr. Sangeeta Sharma would not be entitled to any other claim other than dues as per rules of Central Government/Govt. of NCR/IHBAS where she held the lien.

26. Proposal for amendment of provision relating to processing of PG application in Opening of a New or Higher Courses of Study or Training and Increase of Admission Capacity in an Course of Study or Training Regulations, 2000.

Read: Agenda Note

Decision:

The BoG in principle approved the proposal for amendment of provision relating to processing of PG application in "Opening of a New or Higher Courses of Study or Training and Increase of Admission Capacity in an Course of Study or Training Regulations, 2000", wherein an institution shall be entitled to make an application to increase the admission capacity for postgraduate courses in the year in which the batch admitted against the LoP is appearing for the examination for grant of recognition under section 11(2) of the IMC Act prior to its being recognised (in contrast, current regulations mandate recognition of existing intake as being a pre-requisite for making an application for increase in seat intake). Further, the medical college or institution running a recognised postgraduate course if granted permission to increase its intake capacity, such increase shall be treated as recognised intake.

27. Proposal for omission of Clause 6 - Scheme of Examination contained in Information Bulletin of the NEET- Super Specialty Courses-2019.

Read: Agenda Note

The BoG considered the proposal for omission of clause 6 –Scheme of Examination contained in Information Bulletin of the NEET-Super Specialty courses 2019.

Decision:

BoG agreed in principle and advised to approach National Board of Examinations and Ministry of Health & F.W. for suitable amendments in this regard.

U.P.

Vatm

28. To consider the request of the Institute for recognition of 06 Post Graduate Courses/fresh inspections in respect of National Institute of Medical Sciences & Research, Jaipur- req.

Read: Agenda Note

Decision:

The BoG considered the representation dated 12.09.2019 and 03.12.2019 of the National Institute of Medical Sciences & Research, Jaipur for reconsideration of their request for recognition/fresh inspections of 06 Post Graduate Courses of their institution which had been granted conditional batch-wise recognition by the BoG-MCI. The BoG decided to reiterate its earlier decision taken at its meeting on 23.07.2019 with respect to batch-wise recognition and stopping admission from 2019-20 onwards and debarring the institution for 03 years for reapplying for the said 06 postgraduate courses.

29. Inclusion of MD(Laboratory Medicine) In the Postgraduate Medical Education Regulation 2000.

Read: Agenda Note

Decision:

The BoG considered the report of the Expert Committee and decided to approve the inclusion of MD(Laboratory Medicine) in the Postgraduate Medical Education Regulation 2000 along with the TEQ for the faculty and the curriculum for the course as recommended by the expert committee.

30. Migration of Mr. Hemang Chaturvedi from BRD Medical College, Gorakhpur to Instt. Of Medical Sciences, BHU, Varanasi

Read: Agenda Note

Decision:

The BoG considered the Order dt. 9.12.2019 of the Hon'ble Delhi High Court in respect of Shri Hemang Chaturvedi for his migration from BRD Medical College, Gorakhpur to Institute Of Medical Sciences, BHU, Varanasi and decided that he would be given the opportunity of hearing in terms of order of Hon'ble High Court.

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31. Any other matter with permission of the Chair.

- (i) Representation of Shri Noshir Kaka regarding exemption of her daughter Miss Anaiya Kaka from NEET examination to pursue medical course from abroad.

Read: Agenda Note.

Decision:

BoG decided not to interfere in NEET UG Regulations for exemption of Miss Anaiya Kaka from NEET UG for pursuing medical course abroad.

- (ii) Grant of Grade Pay of Rs. 5400/- to Sh. Raj Kumar Jain and Sh. Anil Kumar, Section Officers, on completion of 04 years regular service as Section Officer.

Read: Agenda Note.

Decision:

The BoG approved the minutes/recommendations of the DPC held on 18.12.2019 for grant of Grade Pay of Rs. 5400/- in PB-2(Pay Matrix level-9 as per 7th CPC) to Shri Raj Kumar Jain and Shri Anil Kumar, Section Officers w.e.f. 05.08.2019.

- (iii) Constitution of PMC for DMMP I & II.

Decision:

BoG was briefed about constitution of PMC for DMMP I & II.

The meeting ended with vote of thanks to the Chair.

U.P. l.

Vatml