

Chitrap/WS/ECMN2410.1..2\November 6,2000.
No.MCI-5(3)/2000-Med./

MEDICAL COUNCIL OF INDIA

EXECUTIVE COMMITTEE

Minutes of the meeting of the Executive Committee held on Tuesday the 24th Oct., 2000 at 11.00 am in the Council office at New Delhi.

Present:

Dr. Ketan Desai - President
Dr. B.C.Chhapparwal
Dr. Indrajit Ray
Dr. Mukesh Kumar Sharma
Dr. S.K. Sinha
Dr. P.M. Jadhav
Dr. Prakash M. Shah
Dr. K. Ananda Kannan
Dr. C. Das
Dr. (Mrs.) Usha Sharma

Dr.(Mrs.) M. Sachdeva - Secretary.

1. Minutes of the last meeting of the Executive Committee - Confirmation of.

The minutes of the last meeting of the Executive Committee held on 8th September, 2000 were confirmed.

2. Minutes of the last meeting of the Executive Committee - Action taken thereon.

The Executive Committee noted the action taken on the minutes of the last meeting of the Executive Committee held on 8th September, 2000.

3 Maharashtra Instt. of Medical Education & Research, Talegaon - Recognition/approval of the college for the award of MBBS degree granted by Pune University.

Read : The compliance verification inspection report (3rd & 4th Oct., 2000) alongwith the previous inspection reports Dec., 99 and May, 2000 for recognition/approval of Maharashtra Instt. of Medical Education & Research, Talegaon.

The Executive Committee on going through the compliance verification inspection report (3rd & 4th Oct.,2000) noted the following:-

1. The total number of seats available with the institution for boys and girls hostels are 280, the break up of which is 180 for girls and 100 for boys. The Council requirement at the end of 4th year is for 500 residential seats in the hostel which has not yet been met with.
2. The mess arrangements are not available in boys hostels and the same have been made in the ground floor of the girls hostel.
3. As per the project plan submitted by the college authorities at the time of submitting the application, a new comprehensive OPD block should have been constructed. A

revised undertaking has been given by the institution intimating that the OPD building, casualty, OT with Equipments, clinical departments, space for the office for the faculty will be completed by 31st March,2001.

4. Though the basic and para clinical departments except the department of Anatomy have been shifted in the new building, however, as per the revised undertaking the library, Anatomy department will be shifted to the new building by September,2002.
5. At present an auditorium which is of level type to seat 300 to 350 persons has been provided. The same place is also being utilised as an examination hall. A revised undertaking has been given to provide the auditorium by September,2003.
6. The central animal house also needs to be shifted to the new college building.
7. Mortuary is yet to be established. The State Govt. has not yet permitted them to conduct postmortems.
8. Mechanized laundry has not been established as yet.
9. Other observations/deficiencies pointed out in the inspection report.

The Executive Committee after taking into consideration the above noted deficiencies which the college authorities have to provide as per the project report submitted by them along with the application for starting of the college and also as per regulations of the Council within five years, decided to reiterate its earlier decision taken by it at its meetings held on 2.2.2000 and 24.7.2000 not to recommend recognition of Maharashtra Institute of Medical Education & Research, Talegaon for the award of MBBS degree granted by Pune University.

However, in light of the over all infrastructural facilities, the Committee decided to recommend to the Central Govt. to renew the permission for admission of 6th batch of MBBS students at Maharashtra Institute of Medical Education & Research, Talegaon for the academic session 2000-2001 with an annual intake of 100 (one hundred) students.

4. **Himalayan Instt. of Medical Sciences, Dehradun - Recognition/approval of the college for the award of MBBS degree granted by Ch. Charan Singh University.**

Read : The Council Inspectors report (29th, 30th Sept., 2000 and 1st Oct., 2000) for recognition/approval of Himalayan Instt. of Medical Sciences, Dehradun for the award of MBBS degree granted by Ch.Charan Singh University.

The Executive Committee considered the Council Inspectors report (29th, 30th & 1st Oct.,2000) and decided to recommend that Himalayan Institute of Medical Sciences, Dehradun be recognised/approved for the award of MBBS degree granted by Ch. Charan Singh University, Meerut with an annual intake of 100 (one hundred) students.

5. **Santosh Medical College, Ghaziabad - Recognition/approval of the college for the award of MBBS degree granted by Ch.Charan Singh University.**

Read : The Council Inspectors report (12th, 13th & 14th

Oct., 2000) for recognition/approval of Santosh Medical College, Ghaziabad for the award of MBBS degree granted by Ch. Charan Singh University.

The Executive Committee considered the Council Inspectors report (12th, 13th & 14th Oct., 2000) and noted the following:-

1. Shortage of beds:

General Medicine	-	6
Paediatrics	-	3
TB & Chest	-	3
General Surgery	-	20
Orthopaedics	-	9
Obst. & Gynae.	-	7

2. Shortage of staff for 50 admissions as per new regulations:

- (a) Professor - 2 (Obst. & Gynae. -1, Anaesthesia - 1)
- (b) Prof./Readers - 2 (Skin & STD -1, Psychiatry -1)
- (c) Assoc.Prof. - 8: (Anatomy -1, Physiology-1, Biochemistry-1, Microbiology-1, Community Medicine-1, Paed.-1, Orthopaedics-1, Pharmacology-1)
- (d) Asstt.Prof./Lecturer - Nil
- (e) Demonstrators/Sr.Residents - 4 :(General Medicine-1, Skin & STD -1, Psychiatry-1, Orthopaedics-1)
- (f) Jr.Residents - 7: (General Medicine-3, Paed.-1, Skin & STD-1, Orthopaedics-1, Obst.& Gynae.-1)

The shortage of staff is more than 5%.

3. Clinical Material:

The clinical material of the OPD patients, bed occupancy, surgeries performed, deliveries conducted, special investigations in Radiology department and lab. work are not adequate as per the requirements of MCI i.e. a daily OPD of 400 patients with a bed occupancy of 80%.

4. Health Centres:

The institution has not developed any of the health centres completely under its control. One Rural Health Centre and the Urban Health Centre which has been taken by the institution has not been given any permission even for teaching and training purposes by the U.P. Government. Neither any residential arrangements have been made for the interns which are required under the MCI regulations.

5. Central Photographic cum Audio-visual Unit:

There is one Photographer cum Artist with the photography equipment. At present there is no other staff member in this unit. The dark-room is yet to be developed.

6. Central Sterilization Services Department has not been developed as per MCI requirements.

7. The central laundry is on contract basis by a dhobi. It

needs to be mechanised laundry as per MCI requirements.

8. An incinerator has been installed at the roof of the hospital. However, the same is not under use as it is difficult to carry the hospital refuse to the site of the incinerator there being no lift or a ramp to carry the hospital refuse.
9. The departmental libraries of all the departments do not have adequate number of books i.e. 80 to 100.
10. Basic & para clinical departments:
 - (a) Deptt. of Anatomy:

There is a shortage of one demonstration room and research laboratory.
 - (b) Deptt. of Physiology: There is no separate research laboratory.
 - (c) Deptt. of Pathology: There is no separate research laboratory. The blood bank is yet to become functional. The work load in service laboratories of Histopathology, Cytopathology and Hematology is not adequate. The specimens available in the museum are inadequate.
 - (d) Deptt. of Microbiology: The space and facilities available for the service laboratories of Bacteriology including Anaerobic, Serology, Virology, Parasitology, Mycology, Tuberculosis are not adequate.
 - (e) Deptt. of Forensic Medicine: No separate departmental library cum seminar room is available. It has been placed within the museum itself. Research laboratory is also not available. Staff has not been provided with proper office/accommodation as only one room has been made available to them.
 - (f) Deptt. of Medicine & Allied Specialities: Staff rooms for Assoc.Professors, Assistant Professors & Residents are not provided.
11. The 4th & 5th floors of the college building are still under construction and not yet ready for occupation.
12. Other observations/deficiencies pointed out in the inspection report.

In view of the above recorded deficiencies, the Executive Committee decided not to recommend recognition/approval of Santosh Medical College, Ghaziabad for the award of MBBS degree granted by Ch. Charan Singh University, Meerut.

The Committee further decided to recommend to the Central Govt. not to renew the permission for admission of 6th batch of students for the academic session 2000-2001 in the above said medical college.

Office Note:

While the matter of Santosh Medical College, Ghaziabad was being discussed, Dr. B.C. Chhaparwal, Vice-President of the Council desired to know the action taken by the Council regarding the excess admissions made at the College. He was informed that

the Council fought tooth and nail in C.W.No. 1228 of 2000 - Neeraj Sharma & Ors.-vs- Union of India & Ors. in Delhi High Court, however, could not succeed and the Central Govt. vide its letter dated 19.7.2000 in reference to the institution authorities's letters dated 4th & 5th July,2000 adjusted the 40 students admitted in excess permitted to them in MBBS between 1995-96 and 1999-2000 without the formal permission of the Central Govt.

On the undertaking given by the institution for adjustment of 40 students admitted by reducing the seats to the extent of 7 students for the NRI/Foreign students from their approved intake capacity commencing from the year 2000 until all the 40 irregular admissions are adjusted.....

He was informed that this matter was also brought to the notice of the Executive Committee at its meeting held on 24.7.2000. The legal opinion obtained and the decision of the Executive Committee were forwarded to the Central Govt. vide MCI letter dated 3.8.2000 with the request to review the decision taken by the Central Govt.

Dr. Chhapparwal desired that the names of the students admitted in excess at this institution along with any relevant document be provided to him as he will get the matter legally examined for taking it up again with the appropriate authorities. The Committee after deliberation decided that wherever the excess admissions have been made over and above the sanctioned capacity by the MCI, information pertaining to that be also obtained and complete information of such matters be provided to Dr. Chhapparwal for taking similar action in those cases as well.

6. Starting of new medical college, Aarupadai Veedu Medical College at Pondicherry by TKVTSSMECT, Salem u/s 10A of the IMC Act, 1956.

Read : The compliance verification inspection report (9th & 10th Oct., 2000) along with the inspection report (Jan., 2000) for starting of new medical college, Aarupadai Veedu Medical College at Pondicherry by TKVTSSMECT, Salem u/s 10A of the IMC Act, 1956.

The Executive Committee considered the compliance verification inspection report (9th & 10th Oct.,2000) along with the inspection report (Jan.,2000) and decided to recommend to the Central Govt. to issue Letter of Intent for starting of Aarupadai Veedu Medical College, Pondicherry by TKVTSSME Charitable Trust, Salem u/s 10A of the I.M.C. Act,1956 for the academic session 2000-2001 with an annual intake of 100 (One hundred) students.

However, grant of Letter of Permission can only be considered on receipt of the compliance on rectification of the following deficiencies pointed out in the inspection report,through the Central Govt. and verification by the Council by way of an inspection. The institutional authorities be advised not to admit students for the academic session 2000-2001 till the LOP is issued by the Central Govt.:-

1. The institution does not have as of today the required facility of boys and girls hostel.

The institution also does not have proper hostel facilities for nurses, residents and teaching staff within the campus. Some nurses have been temporarily accommodated on first floor of one of the wings of the hospital.

2. Though the institution has provided adequate space for pre-clinical disciplines as per the Council norms but the quality and level of construction is extremely poor. There is seepage in all the walls, the floors are uneven and rough. As such, they are not usable because of health and physical reasons.
3. In most of the chambers in OPD, running water was not available. Some of them were even devoid of basic facilities of examination tray and x-ray view boxes.
7. **Starting of new medical college at Ujjain by Ujjain Charitable Trust Hospital and Research Centre, Ujjain, Madhya Pradesh u/s 10A of the IMC Act, 1956.**

Read : The Council Inspectors report (18th & 19th Sept., 2000) for starting of new medical college at Ujjain Charitable Trust Hospital and Research Centre, Ujjain, Madhya Pradesh u/s 10A of the IMC Act, 1956.

The Executive Committee considered the Council Inspectors report (18th & 19th Sept., 2000) and noted the following:-

1. Deficiencies in Qualifying Criteria:

1. 46.7 acres of land for the proposed medical college is situated at a distance of 5.6 kms. from the Trust Hospital. No construction activity except for one small store room and one tube well has started at the proposed site of the medical college.

2. There is no electric supply/municipal water supply available as on today.

2. Deficiencies in General Category:

1. Space required in the administrative block is not available.

2. The following facilities required at inception are not available:-

a. Lecture theatres are still under construction and not completed structurally. No fixtures have yet been provided to make them functional.

b. Central library is short of 630 books.

c. Central photography section, resident quarters, staff quarters and nurses hostel play grounds have not been provided.

d. The institution does not have any hostel of their own neither any construction activity has been started for the same. The authorities intend to utilize the hostel accommodation in Vikram University, Ujjain i.e. 30 rooms for boys (60 seats) and 20 rooms for girls (40 seats) in their campus which is going to be 3.5 kms away from the hospital of the Trust, located within the city. However, approval of the University is subject to its sanction by the University Executive Council and as such this deficiency still exists.

3. Departmentwise Deficiencies:

1. Pre-clinical Departments:

(i) The pre-clinical departments of Anatomy and Biochemistry are located at 4th & 5th floor of the hospital building whereas the department of Physiology is located in a separate block. The demonstration rooms of Anatomy are not yet equipped to be functional. The dissection hall is small for 100 annual admissions. There is shortage of one storage tank. The space provided for museum is much less than the required capacity and it has only 20 models on display. Office rooms for teaching staff are inadequate.

(ii) Department of Physiology: The demonstration rooms are small. It can accommodate only 30-35 students against the requirement of 50-60. The laboratories have not been provided with fixtures and adequate fittings. Only space has been provided for the research laboratory which is yet to be equipped. Sitting accommodation for tutors and demonstrators has not been provided.

(iii) Department of Biochemistry: The practical laboratory has not been adequately equipped to be functional. Research laboratory is also not adequately equipped and office space for teaching staff needs enhancement.

2. Para-clinical departments:

(i) No provision has been made of any kind for para-clinical disciplines (except for department of Social & Preventive Medicine) except for one room which is serving as a staff room for the teaching staff.

(ii) The department of Social & Preventive Medicine has been provided with one office room for HOD and one museum which is small in size and one more common sitting room. It needs enhancement in space and exhibit.

3. Clinical Departments & Hospital:

(i) In the teaching hospital of the Trust which is located on a 3.5 acres plot in the heart of city, most of beds are located in small rooms which can only accommodate 2-6 beds without enough space for circulation of 10-15 persons as required in a teaching ward.

(ii) In the OPD provided in the hospital, space available is not adequate. The OPD does not have any dressing area, ECG room, injection room, examination tray or x-ray view boxes. The electric fittings are purely temporary as on today.

(iii) The daily OPD attendance is inadequate. It is 225-300 as against the requirement of 400 at inception.

(iv) The teaching facilities both in OPD and IPD are deficient and so is the office accommodation for clinical staff.

(v) The casualty section is not provided with proper resuscitation and monitoring facilities.

(vi) The operation theatres are not provided with proper pre-operative area and ICU is not air-conditioned. A separate labour room for septic cases has also not been provided.

4. Teaching staff:

There is shortage of following staff members required at

inception for 100 annual admissions:-

1. Professors - 2: (1 in Biochemistry, 1 in General Medicine).
2. Reader/Associate Professor - 4: (1 in Anatomy, 1 in Physiology, 1 in Biochemistry, 1 in Pathology).
3. Lecturer/Asstt.Prof. - 3: (2 in Anatomy, 1 in Physiology)

Total shortage 9 out of 73 required i.e. 12%.

5. Other observations made in the inspection report.

In view of the above recorded deficiencies, the Executive Committee decided to recommend to the Central Govt. not to issue Letter of Intent for starting of medical college at Ujjain by Ujjain Charitable Trust Hospital and Research Centre, Ujjain, u/s 10A of the I.M.C. Act, 1956.

8. **Starting of new medical college at Azamgarh by All India Children Care & Educational Development Society, Azamgarh - Permission of the Central Govt. - Regarding.**

Read : The Council Inspectors report (12th & 13th Sept., 2000) carried out for renewal of permission for admission of the 2nd batch of students at Medical College, Azamgarh along with the decision taken by the Sub-Committee constituted out of the members of the Executive Committee.

The Executive Committee noted that Central Govt. vide letter dated 18.8.2000 had forwarded copy of representation dated 29.7.2000 submitted by the Chairman, Medical College, Azamgarh and informed that the college authorities had requested to carry out inspection for admission of 2nd batch of students. As the admission of first batch of students had been permitted by the Supreme Court, the Ministry had requested to inspect to assess the facilities at the college for admission of 2nd batch if there was no legal impediment for the same.

In view of above, legal opinion was sought from the Council Advocate who opined that MCI may carry out an inspection of infrastructure teaching and other facilities of the college without prejudice to the rights and contentions in its appeal pending before the Hon'ble Supreme Court and accordingly make its recommendations to the Central Govt.

Accordingly inspection of the college for admission of 2nd batch of students was carried out by the Council Inspectors on 12th & 13th Sept., 2000.

As the matter was to be placed before the Hon'ble Supreme court on 21.9.2000, the President had constituted a Sub-Committee consisting of the members of the Executive Committee to consider the inspection report.

The Sub-Committee considered the Council Inspectors report of Medical College, Azamgarh carried out on 12th & 13th September, 2000 for renewal of permission for admission of the 2nd batch of students (50 annual admissions) and noted the following:-

"All India Children Care educational Development Society, Azamgarh, U.P., had submitted an application u/s 10A of the Act to the Central Govt. for seeking permission for establishing a medical college at Azamgarh in 1996. Their

proposal was found to be deficient as per the minimum requirements laid down by the Medical Council of India through its statutory regulations. The college also did not own and manage a 300-bed hospital which is one of the necessary pre-conditions as per the statutory regulations which have been held to be binding and mandatory by the Hon'ble Supreme Court.

As per the statutory procedure laid down under the statutory regulations, the scheme submitted by an applicant is evaluated by the MCI for recommending, firstly for issuance of Letter of Intent. Thereafter, the Medical Council of India, on coming to the conclusion that the necessary minimum conditions have been fulfilled by the applicant, makes recommendation to the Central Govt. for issuance of Letter of Permission which when issued by the Central Govt. enables the applicant to admit the first batch of students in the college. Thereafter, the college is required to satisfy the MCI regarding meeting of all its targets as per the scheme/proposal submitted by it. Upon verification the MCI then makes recommendations to the Central Govt. for annual renewal of the permission granted by the Central Govt. It is only after the permission is annually renewed by the Central Govt. that the colleges becomes entitled to admit fresh batch of students every year.

In the present case, the MCI, after conducting the first inspection, had recommended to the Central Govt. only for issuance of Letter of Intent with 50 admissions annually. The MCI did not make any recommendations to the Central Govt. for issuance of Letter of Permission to the society for starting admissions in the proposed medical college. However, the college had approached the Hon'ble Allahabad High Court. As per the judgement of the Hon'ble Allahabad High Court the college was granted relief by applying the deeming sanction provision in Section 10A of the Act. This judgement of the Hon'ble High Court has been challenged before the Hon'ble Supreme Court by the Union of India and also by the MCI.

In the Special Leave Petition filed by the UOI, the Hon'ble Supreme Court by order dated 12/5/99 permitted the institution to admit a batch of 50 students. These students, as informed, were admitted in June-July 1999, meaning thereby, for the academic session 1999-2000. Till this time the MCI had not made any recommendation to the Central Govt. for issuance of Letter of Permission to the institution by the Central Govt.

Thereafter, the college had approached the Central Govt. and the MCI for inspection of the college and for renewal of the permission so that they can admit the second batch of 50 students.

The Medical Council of India was advised to carry out the inspection without prejudice to its rights and contentions in the Special Leave Petition before the Hon'ble Supreme Court. Accordingly, the inspection for renewal of permission for admission for second batch of 50 students was conducted on 12th and 13th of September, 2000. The inspection team had submitted its report to this Committee.

The report of the inspection team was read over and has been considered by the Committee. The perusal of the report clearly shows that there are large number of deficiencies in relation to infrastructural, teaching and other facilities

in this college. The required building at the proposed site of 25 acres of land as required by the statutory regulations has still not come up and is under construction. The college is found to be functioning in one of their school building which is 10 kms away from the proposed site. The college is being run in a make-shift arrangement where the facilities having not been found as per the statutory regulations. The lecture theatres are not as per the requirements. The library is too small. The Central Photography Unit is not having any staff and is working on an arrangement with a private photographer.

It has been further found by the inspection team that there is deficiencies in the number of beds in the hospital. The distribution of the beds is also not as per the requirements. The OPDs are not at all in accordance with the requirements. The required units are also not functioning. No proper teaching and training of the students can take place in such kind of deficient arrangements. This is contrary to the statutory regulations and the standards of education cannot be maintained.

The college has not furnished any records which could have enabled the inspection team to verify the statement of the college in relation to attendance of patients indoors. Therefore, the claim of the college that the bed occupancy is between 51% to 83% cannot be accepted. The major surgeries which have been performed are also not adequate in as much as the average comes 1-2 surgeries a day for all the surgical departments which is not adequate for a college having an intake 50 students annually. Such low scale surgeries cannot result in proper teaching and training of the students.

There is absence of various laboratories which are required. The work load in the existing laboratories is also not satisfactory as has been set-out in detail in the inspection report. There are deficiencies in the number of operation theatres, bed side monitors, ventilators etc. The infrastructure and equipment in the ICU is highly deficient. There are no demonstration rooms, no departmental libraries cum seminar room, no research laboratories, inadequate office accommodation, inadequate seating space for the students in the museum etc. in all the departments. No teaching and training as per the norms can be carried out.

The deficiency in staff in all the departments is unacceptable. The college is having deficiency equal to 41% in the staff strength required at this stage. This deficiency itself is a serious deficiency in as much as the maximum permissible deficiency limit in this regard is upto5%.

The clinical departments which are most important for proper teaching and training of the students which involves participation in the management and treatment of patients, have not been established by the college as per the norms, though, immediately required at this stage. This is not acceptable at all in as much as the students cannot be trained properly in the absence of complete facilities in the clinical departments, as required by the regulations.

The representation of the college that they are not in a position to shift completely to the proposed site as per their scheme until 2003 and would continue with this kind of temporary arrangement for another period of 3 years, is also

not feasible for maintenance of highest standards of medical education. This is apart from the fact that in any case, the college is having serious deficiencies in its overall infrastructural, teaching and other facilities made available by them even in such a temporary arrangement.

After consideration of the entire inspection report giving the details of the deficiencies in the infrastructural, teaching and other facilities, the committee does not find itself in a position to recommend renewal of permission by the Central Govt. in favour of the college for admission of 2nd batch of 50 students for the present academic session, i.e., 2000-2001.

The office of the Council is directed to place the inspection report before the Hon'ble Supreme Court and also to place it before the Executive Committee of the Council in its next meeting."

The Executive Committee ratified the above decision taken by the Sub-Committee.

9. **Starting of new medical college at Sheikhpura Bedgam, Srinagar by Public Research Instt. of Multiplex Education, Srinagar and Medical College at Sullia Karnataka by Academy of Liberal Education (R) Sullia, Karnataka u/s 10A of the IMC Act, 1956.**

Read : The applications received through the Central Govt. to be considered as per the old regulations for starting of new medical college at Sheikhpura Bedgam, Srinagar by Public Research Instt. of Multiplex Education, Srinagar and Medical College at Sullia Karnataka by Academy of Liberal Education (R) Sullia, Karnataka u/s 10A of the IMC Act, 1956 which do not have single piece of land for the proposed medical colleges.

The Executive Committee noted that the Central Govt., Ministry of Health & F.W., had forwarded following two applications for starting of new medical colleges u/s 10A to be considered under the old regulations:-

1. Starting of new medical college at Sheikhpura Bedgam, Srinagar by Public Research Instt. of Multiplex Education, Srinagar.
2. Starting of new medical college at Sullia, Karnataka by Academy of Liberal Education (R) Sullia, Karnataka.

Though the land available for the above two proposed medical colleges is 25 acres and 25.88 acres respectively but it is in two pieces and the distance between the two plots in respect of Medical College, Bedgam is 1 km. and Medical College, Sullia, Karnataka is 1.8. kms..

The Executive Committee decided to inform the Central Govt. that such applications where the applicant do not possess single piece of land for starting of the medical college as required under the qualifying criteria cannot be considered by the MCI.

10. **MBBS (Pune University) - Continuance of recognition in respect of students being trained at Rural Medical College, Loni.**

Read : The compliance verification inspection report (25th & 26th Sept., 2000) along with the periodical inspection report (Sept., 99) for continuance of recognition of MBBS degree granted by Pune University in respect of students being trained at Rural Medical College, Loni.

The Executive Committee considered the compliance verification inspection report (25th & 26th Sept.,2000) along with the periodical inspection report (Sept.,99) and decided to recommend that recognition of MBBS degree granted by Pune University in respect of students being trained at Rural Medical College, Loni be continued with an annual intake of 125 (one hundred and twenty five) students.

11. MBBS (The T.N. Dr. MGR Medical University, Chennai) - Continuance of recognition in respect of students being trained at PSG Instt. of Medical Sciences, Coimbatore.

Read : The compliance verification inspection report (22nd & 23rd Sept., 2000) alongwith the periodical inspection report (July, 99) for continuance of recognition of MBBS degree granted by The Tamilnadu Dr.MGR Medical University, Chennai in respect of students being trained at PSG Instt. of Medical Sciecnes, Coimbatore.

The Executive Committee considered the compliance verification inspection report (22nd & 23rd Sept.,2000) carried out on receipt of the compliance report from the Principal, PSG Instt. of Medical Sciences, Coimbatore on rectification of the deficiencies pointed out in the periodical inspection report (21st & 22nd July,99) and noted the following:-

1. Shortage of staff:

Professor - 1 (1 - Radio-diagnosis)

Associate Prof. - 3 : (Forensic Medicine -1, Anaes. -1, Radio-diagnosis - 1).

Lecturer - 1(1 in Epidemiology PSM)

Tutors - 3: (Pharmacology -2, PSM -1)

Junior Residents - 7 : (Paediatrics -3, Psychiatry-1, General Surgery -1, Obst. & Gynae. - 2).

2. The departments of Forensic Medicine and Community Medicine do not have full fledged physical facilities.

3. New academic block of the college has not yet been commissioned which will be completed by Dec.,2000.

4. Clinical material is not as per Council norms.

In view of above, the Committee decided to give 3 months time to the institution to comply with the deficiencies and send a compliance report for further consideration of the matter.

12. MBBS (NTR University of Health Sciences, Vijaywada) - Continuance of recognition in respect of students being trained at Deccan College of Medical Sciences, Hyderabad.

Read : The matter with regard to continuance of recognition of MBBS degree granted by NTR University of Health Sciences, Vijaywada in respect of students being trained at Deccan College of Medical Sciences, Hyderabad.

The Executive Committee considered the matter with regard to continuance of recognition of MBBS degree granted by NTR University of Health Sciences, Vijaywada in respect of students being trained at Deccan College of Medical Sciences, Hyderabad and noted the following:-

1. that the periodical inspection to assess the facilities available at Deccan College of Medical Sciences, Hyderabad was carried out by the Council Inspectors on 2nd & 3rd August, 1999.
2. the inspection report was sent for obtaining the observations of the University/college authorities on the remarks made therein vide MCI letter dated 15.10.1999.

3. It was observed that the college is admitting 15% NRI quota as against the 5% quota fixed for Minority Educational Institutions. The college authorities vide MCI letter dated 25.1.2000 were requested to intimate the circumstances under which the institution authorities have been admitting the students against NRI quota at 15% instead of 5% as fixed by the Hon'ble Supreme Court. They were also directed to initiate corrective steps in this regard immediately in compliance of the Hon'ble Supreme Court directions and intimate the action taken.

The college authorities vide letter dated 16.2.2000 had informed that this allocation is as per G.O.Ms. No. 58, HM & FW Deptt., dated 9.3.1998 and G.O.Ms. No. 287, H.M. & F.W. Deptt. dated 24.7.1998 issued by the Govt. of Andhra Pradesh. Though as per orders of the Hon'ble Supreme Court, the NRI quota was fixed for the academic year 1993-94, at 5% in respect of Minority Educational Institutions, it was increased to 10% in view of the reduction in fee structure for the academic year 1994-95 as evident from the orders of the Hon'ble Supreme Court in respect of M.E.Is. On the other hand a reading of the orders dated 11.8.1995, 10.5.1996 and 9.8.1996 clearly shows that the Hon'ble Supreme Court passed orders which have to be interpreted that the NRI quota has once again been increased to 15% from the academic year 1995-96 even in respect of M.E.Is. and the matter is now pending to be heard by a larger bench of the Hon'ble Supreme Court.

4. Since no observations of the university/college authorities on the remarks made in the inspection report regarding staff and other infrastructural facilities were received, a show cause notice was also issued to the college authorities on 14.2.2000 as to why steps should not be initiated to recommend to the Central Govt. for taking action as per provisions of Section 19 of the I.M.C. Act, 1956 and further to reduce the seats in consonance with the facilities available.

5. In response to above show cause notice, compliance report on the inspection report was received from the college authorities vide letter dated 23.2.2000.

6. From the compliance report received, it was noted by the office that 44 posts of Associate Professors and Assistant Professors were lying vacant whereas rest of the deficiencies seem to have been removed. It was also noted that the college is

admitting 15% NRI quota instead of 5% fixed by the Hon'ble Supreme Court for Minority Educational Institutions.

7. A letter dated 19.4.2000 granting one month's time to rectify the deficiencies and send a compliance report was issued by the Council office. The college authorities were also requested to intimate how they are admitting 15% NRI quota as against the 5% quota fixed for Minority Institutions by the Hon'ble Supreme Court.

8. The college authorities vide letter dated 24.6.2000 had intimated that out of 44 vacant posts of Associate Professors and Assistant Professors in various departments of the college, they had filled up only 10 posts.

9. Letter dated 7.9.2000 was sent by this office granting one month's time to the institution to fill up the vacant posts and send a compliance report failing which action will be initiated as per provision of the I.M.C. Act, 1956.

10. In response to above, letter dated 6.10.2000 was received from the college authorities intimating that they have been making continuous efforts to fill up the vacant posts. But they are not successful in view of the starting of six or seven medical colleges in Andhra Pradesh and due to acute dearth of postgraduates in certain departments. They are trying their best to attract candidates by offering good salaries and perks to fill up the posts. Soon after the filling up of the posts, a further report will be sent.

11. Regarding 15% NRI quota being admitted by the college authorities, legal opinion was obtained from the Council Advocate who has opined that contention of the college that in a medical college having the status of Minority Institution (i.e. MEIs) 15% quota fixed for NRIs is not acceptable. As per the Hon'ble Supreme Court order, the quota for NRIs in MEIs was only 5% and not 10% of intake capacity. In any case, the quota for NRIs in Minority Educational Institutions has not been raised to 15% as claimed by the college authorities.

In view of above, the Committee decided to write a letter to the Secretary (Health), Director of Medical Education, Govt. of Andhra Pradesh to advise the college authorities to follow the Hon'ble Supreme Court order and instruct them to admit 5% NRI quota as prescribed for Minority Educational Institutions. It also decided to give one month's time to the institution to fill up the remaining vacant posts of Associate Professors and Assistant Professors and send a compliance report for further consideration of the matter.

13. Fifth Annual Report (1997-98) of the National Commission for Minorities related to Ministry of Health & F.W. - Comments of the MCI thereon.

Read : The letter dt.25/8/2000 received from the Asstt. Director General of Health Services, New Delhi seeking comments of the Council on the recommendations contained in the Fifth Annual Report (1997-98) of the National Commission for Minorities received from Ministry of Social Justice and Empowerment.

The Executive Committee considered the letter dated 25.8.2000 received from the Asstt. Director General of Health Services, New Delhi along with the extract of recommendations mentioned below contained in the 5th Annual Report for the period of 1997-98 on the National Commission for Minorities received from Ministry of Social Justice and Empowerment for the comments of

MCI:-

"Muslims must be given all help, encouragement and assistance to establish educational institutions of all sorts (those of technical, medical, legal, vocational education included) in order to fully develop themselves educationally. For this purpose there should be legally sanctioned permission for relaxation of administrative rules and requirements."

The Committee decided to obtain legal opinion from the Council Advocate for relaxation of administrative rules and requirements for such type of institutions. The Committee further decided to refer the matter along with the legal opinion to the General Body of the Council for its consideration.

14. Cancellation of registration No.5899, 4855,3932 and 94 from I.M.R. in respect of Dr.Virendra Kumar Mehta, Dr.Dhirendra Kumar Saxena, Dr.(Miss) Usha Bhatia and Dr. Ravi Shanker Bhatnagar.

Read : The matter with regard to cancellation of registration No.5899, 4855,3932 and 94 from I.M.R. in respect of Dr.Virendra Kumar Mehta, Dr.Dhirendra Kumar Saxena, Dr.(Miss) Usha Bhatia and Dr. Ravi Shanker Bhatnagar.

The Executive Committee noted letter dated 8.8.2000 received from the Registrar, Rajasthan Medical Council intimating that following doctors have expired and, hence, their names have been erased from the register of the Registered Medical Practitioners:-

1. Dr. Virendra Kumar Mehta	-	5899
2. Dr. Dhirendra Kumar Saxena	-	4855
3. Dr. (Miss) Usha Bhatia	-	3932
4. Dr. Ravi Shankar Bhatnagar	-	94

15. Additional name of Hospitals recognised by the Council for purpose of compulsory Rotating Internship Training - Information thereon.

The Executive Committee noted the additional name of Hospitals recognised by the Council for purpose of compulsory Rotating Internship Training as under:-

Name of Hospital Recognised by the Council.	Additional name of the hospital
1. District Hospital, Gorakhpur (U.P.).	Netaji Subhash Chander Bose District Hospital, Gorekhpur (U.P.).
2. Civil Hospital, Sonapat.	General Hospital, Sonapat.

16. Starting of Medical College at Eluru, West Godavari Distt. by Alluri Sitarama Raju Educational Society, Eluru u/s 10A of the IMC Act, 1956.

Read : The verification inspection report (11th & 12th October, 2000 alongwith the previous inspection report (Aug.,2000) for starting of Medical College at Eluru, West Godavari Distt. by Alluri Sitarama Raju Education Society, Eluru.

The Executive Committee considered the compliance verification inspection report (10th & 11th August,2000) along

with the verification inspection report of additional information (11th & 12th Oct.,2000) and decided to recommend to the Central Govt. to issue Letter of Permission for starting of Medical College at Eluru, West Godavari Distt. by Alluri Sitaramaraju Educational Society, Eluru u/s 10A of the I.M.C. Act,1956 for the

academic session 2000-2001 with an annual intake of 100 (one hundred) students.

17. Starting of new medical college at Sr. Jagadguru Murugharajendra Vidyapeetha (R), Chitradurga u/s 10A of the IMC Act, 1956.

Read : The compliance verification inspection report (16th & 17th October, 2000) alongwith the previous inspection report (May,2000) for starting of new medical college at Sr. Jagadguru Murugharajendra Vidyapeetha(R), Chitradurga.

The Executive Committee considered the compliance verification inspection report (16th & 17th Oct.,2000) along with the inspection report (5th & 6th May,2000) and decided to recommend to the Central Govt. to issue Letter of Intent for starting of medical college at Chitradurga by Sri Jagadguru Murugharajendra Vidyapeetha(R), Chitradurga u/s 10A of the I.M.C. Act,1956 for the academic session 2000-2001 with an annual intake of 100 (one hundred) students.

However, grant of Letter of Permission can only be considered on receipt of the compliance on rectification of the following deficiencies pointed out in the inspection report through the Central Govt. and verification by the Council by way of an inspection. The institutional authorities be advised not to admit students for the academic session 2000-2001 till the LOP is issued by the Central Govt.:-

1. Though the clinical material has shown some improvement, but, it is still not adequate as per Council requirements.

2. Lack of space in the OPD which remains unchanged since the last inspection carried out in May,2000.

18. Renewal of permission for admission of the 2nd batch of student at Medical College at Mehboobnagar run by Shri SVS Educational Society, Hyderabad.

Read : The verification inspection report (9th & 10th October, 2000) alongwith the previous inspection report for renewal of permission for admission of the 2nd batch of student at Medical College at Mehboobnagar.

The Executive Committee considered the compliance verification inspection report (21st & 22nd August,2000) along with the verification inspection report of additional information (9th & 10th Oct.,2000) and decided to recommend to the Central Govt. to renew the permission for admission of 2nd batch of MBBS students at Medical College, Mehboobnagar for the academic session 2000-2001 with an annual intake of 100 (one hundred) students.

19. Increase of MBBS seats from 100 to 150 at SV Medical College, Tirupati u/s 10A of the IMC Act, 1956.

Read : The compliance verification inspection report (17th & 18th October, 2000) alongwith the previous inspection report

(December, 1999) for increase of MBBS seats from 100 to 150 at SV Medical College, Tirupati.

The Executive Committee considered the compliance verification inspection report (16th-18th Oct.,2000) and decided to recommend to the Central Govt. to issue Letter of Permission for increase of MBBS seats from 100 to 150 at S.V. Medical College, Tirupati for the academic session 2000-2001 u/s 10A of the I.M.C. Act,1956.

The Committee further decided that the matter with regard to admissions made by the college authorities against the increased intake during the academic session 1999-2000 without obtaining prior permission of the Central Govt. may be decided by the Govt. before issuing Letter of Permission for the academic session 2000-2001.

20. MBBS (Bangalore University) - Continuance of recognition of MBBS degree in respect of students being trained at Sree Siddhartha Medical College, Tumkur.

Read : The compliance verification inspection report (14th & 15th October, 2000) alongwith the inspection report (Feb.,2000) for continuance of recognition of MBBS degree granted by Bangalore University in respect of students being trained at Sree Siddhartha Medical College, Tumkur.

The Executive Committee considered the compliance verification inspection report (14th & 15th Oct.,2000) carried out on receipt of the compliance from the college authorities on rectification of the deficiencies pointed out in the inspection report (Feb.,2000) and decided to recommend that recognition of MBBS degree granted by Bangalore University/Rajiv Gandhi University of Health Sciences, Bangalore in respect of students being trained at Sree Siddhartha Medical College, Tumkur be continued with an annual intake of 130 (one hundred and thirty only) students.

21. Creation of 15% supernumerary seats in professional/technical courses for foreign students, in both undergraduate and postgraduate courses.

Read : The letter dt.29.9.2000 received from the Govt. of India, Ministry of Health & F.W. seeking views of the MCI with regard to creation of 15% supernumerary seats in professional/technical courses for foreign students, in both undergraduate and postgraduate courses.

The Executive Committee considered the letter No. V.11025/67/2000-ME(UG), dated 29.9.2000 received from the Govt. of India, Ministry of Health & F.W.intimating that the UGC at its meeting held on 27.1.2000 had decided to create 15% supernumerary seats in all the University Departments, subject courses, whether technical/professional or otherwise provided that adequate infrastructural facilities are available in the concerned department. The supernumerary seats shall be exclusively meant for the foreign students both at the undergraduate and postgraduate courses with a rider that under no circumstances, a seat remaining unfilled shall be allocated to anyone other than a foreign student. Foreign student shall be one who is having a foreign passport. Within the foreign students, Persons of Indian Origin (PIO) will be accorded priority.

The Ministry had further informed that they have been asked to decide to create 15% supernumerary seats in all medical

colleges/universities in undergraduate/postgraduate courses on the lines of decision taken by UGC for foreign students and requested to offer the views of the MCI.

The Committee decided not to agree with the proposal of the UGC to create 15% supernumerary seats in professional/technical courses for foreign students as 15% NRI quota has already been prescribed as per the Hon'ble Supreme Court order.

22. Establishment of Digital Libraries in all Medical Colleges and Health Universities.

Read : The letter dt.28.9.2000 received from Dr. H.B. Rajasekhar, Principal, J.N. Medical College, Belgaum with regard to establishing Digital Libraries in all Medical Colleges and Health Universities.

The Executive Committee accepted the suggestions of Dr. H.B. Rajasekhar, Principal, J.N. Medical College, Belgaum with regard to establishing Digital Libraries in all medical colleges and health universities and further decided to refer the matter to the General Body of the Council for a detailed discussion in that body.

23. To note the letter of intent/letter of permission/renewal of permission issued by the Central Govt. for establishment of new medical colleges/increase of MBBS seats u/s 10A of the IMC Act, 1956.

The Executive Committee noted the letter of intent/letter of permission/renewal of permission issued by the Central Govt. for establishment of new medical colleges/increase of MBBS seats u/s 10A of the IMC Act, 1956 as under:-

1. New Medical College - Govt. - The Central Govt. vide
Medical College, Anantapur by letter dated 25.9.2000
Govt. of Andhra Pradesh has issued LOI for
starting of the college
with prospective effect
with an annual intake
of 100 students from the
academic year 2000-2001.
2. Medical College at Kochi - The Central Govt. vide
by Co-operative Academy of letter dated 6.10.2000
Professional Education, Kerala has issued LOI for
starting of the college
with prospective effect
with an annual intake of
100 students from the
academic year 2000-2001.
3. CU Shah Medical College - The Central Govt. vide
at Surendranagar letter dated 11.9.2000
has issued LOP for
starting of the college
with prospective effect
with an annual intake of
100 students from the
academic year 2000-2001.
4. Mamtha Medical College, - The Central Govt. vide
Khammam. letter dated 20.9.2000
has renewed the permis-
sion for admission of
3rd batch of students

at the college for the academic year 2000-2001.

5. Vinayaka Mission's Medical College, Karaikal - The Central Govt. vide letter dated 20.9.2000 has renewed the permission for admission of 4th batch of students at the college for the academic year 2000-2001.
6. Burdwan Medical College, Burdwan - Increase of MBBS seats from 50 to 100 - The Central Govt. vide letter dated 28.9.2000 has issued LOP for increase of MBBS seats from 50 to 100 at Burdwan Medical College with prospective effect from the academic year 2000-2001 for a period of one year.
7. Kakatiya Medical College, Warangal - Increase of MBBS seats from 100 to 150 - The Central Govt. vide letter dated 26.9.2000 has renewed the permission for admission of 3rd batch of students against the increased intake i.e. from 100 to 150 at Kakatiya Medical College, Warangal for the academic year 2000-2001. This renewal of permission is subject to the condition that the students admitted against the increased intake during 1999-2000 without obtaining the permission of the Central Govt. be adjusted against the admissions to be made during the academic year 2000-2001 and no fresh admissions are made against the increased intake during 2000-2001.

24. Appointment of Zonal Inspector on consolidated salary.

Read : The matter with regard to reappointment of Zonal Inspector on consolidated salary of the Council office.

The Executive Committee decided to extend the services of Dr. C.A. Desai appointed as Zonal Inspector of the Council on consolidated salary w.e.f. 1.11.2000 for a period of one year.

25. MBBS (Lucknow University) - Continuance of recognition in respect of students being trained at K.G.Medical College, Lucknow.

Read : The D.O. letter dated 4.10.2000 received from the Chief Secretary, Govt. of Uttar Pradesh in response to the decision taken by the Executive Committee at its meeting held on 24.7.2000.

The Executive Committee noted that it at its meeting held on 24.7.2000 while considering the compliance report received from the Principal, K.G.Medical College, Lucknow on the deficiencies pointed out in the periodical inspection report (Oct.,95) observed that deficiencies of staff as pointed out in the inspection report have not yet been rectified, 97 faculty posts are still lying vacant. Regarding the deficiencies of other infrastructural facilities, proposals have been sent to the authorities for release of funds.

In view of above, the Committee decided to request the Chief Secretary, Govt. of U.P. to intimate the latest status of the Societies which have been formed for upgrading the status of the medical colleges of U.P. State. The Chief Secretary be also requested to intervene in the matter personally and advise all the college authorities of the State of U.P. to send a proper compliance report after rectification of the deficiencies pointed out in the periodical inspection report of the respective medical colleges within 3 months for finalising the matter of continuance of recognition of MBBS degree granted by respective universities.

The Committee further noted the D.O. letter received from the Chief Secretary, Govt. of Uttar Pradesh, in response to the above decision wherein the Chief Secretary has informed that he has issued instruction to ensure that regular selection should be started to fill up the vacancies in teaching positions existing in KGMC, Lucknow immediately. Various infrastructural deficiencies as has been pointed out by MCI in the college would be removed. He has directed the concerned Secretary in the Govt. to obtain proposals and detailed estimates so that financial sanction can be given. He has assured that the State Govt. would take necessary steps to fulfil the MCI norms in this regard. Regarding the present status of the societies, he has informed that the State Govt.had decided to form individual societies to run the other six State Medical Colleges. This order of the Govt. was struck down by Hon'ble High Court and they have appealed against this order. But not to loose further time, the State Govt. has already moved requisition to the U.P. Public Service Commission to make selection so that existing teaching posts can be filled up. They have also initiated action to hold D.P.C. so that large number of vacancies, which are to be filled up by promotion, would be filled up during next 2 months.

The Committee appreciated the action taken by the Chief Secretary, Govt. of U.P. with regard to compliance of the deficiencies as noted in the periodical inspection report of the State Medical Colleges in U.P.carried out for continuance of recognition of MBBS degree granted by the respective universities and further decided to give 3 months time for rectification of the deficiencies pointed out in the periodical inspection report and sending the compliance report in respect of medical colleges in the State of U.P.

26. Teachers' Eligibility Qualification - Appointment to the post of Professor in the super-speciality departments - Relaxation in teaching experience.

Read : The representations received from (1) Dr. Yashbir Dewan, Reader, Deptt. of Neuro-Surgery, C.M.C., Ludhiana, possessing M.Ch.(Neuro-Surgery) qualification (Oct.,1992) granted by Bombay University and (2) Dr. Rakesh Sudan, Reader, Cardio Vascular & Thoracic Surgery,possessing M.Ch.(Cardio-Thoracic Surgery) qualification (March,1991) granted by the Tamil Nadu Dr. M.G.R. Medical University, Chennai regarding counting of teaching experience acquired by them in the various posts for promotion/appointment to the post of Professor

in the department of super-speciality subject.

The Executive Committee considered the representations received from Dr. Yashbir Dewan and Dr. Rakesh Sudan regarding counting of teaching experience for promotion/appointment to the post of Professor in the department of Neuro-Surgery and Cardio-Vascular thoracic surgery. The Committee noted that Dr. Dewan and Dr. Sudan were appointed and have been promoted to the present post as per the Regulations existing at that time and they are now requesting that they may be considered for promotion to the post of Professor as per the Regulations on "Minimum Qualifications for Teachers in Medical Institutions, 1998". The Committee decided that new Regulations cannot be made applicable to teachers who have already been appointed as per the Regulations applicable at the time of their promotions as the Regulations on "Minimum Qualifications for Teachers in Medical Institutions, 1998" have to be made applicable after the date of the Gazette Notification prospectively.

27. Request for consideration of M.S. (General Surgery) degree for faculty post of Department of Anatomy in respect of Dr. Ajay Kumar Pandey.

Read : The letter dated 19.10.2000 received from the Director, P.G.I., Chandigarh forwarding therewith the case of Dr. Ajay Kumar Pandey with regard to considering his M.S. (General Surgery) degree for the faculty post in the department of Anatomy.

The Executive Committee considered the request of Dr. Ajay Kumar Pandey who has obtained M.S. (General Surgery) degree from P.G.I.M.E.R., Chandigarh and worked as a Senior Demonstrator in the department of Anatomy in the said institution. He has requested to consider him eligible for the faculty post in the department of Anatomy. The Committee did not agree with the request of Dr. Ajay Kumar as according to the Regulations of the Council on Teachers' Eligibility Qualifications, M.S. (General Surgery) qualification has not been prescribed for appointment to the post of teacher in the department of Anatomy.

28. To grant Provisional Registration u/s 25(1) & 13(3) of the I.M.C. Act, 1956 to the candidates belonging to O.B.C. category & have obtained M.D. (Physician) without fulfilling the eligibility criteria.

Read : The matter with regard to grant of provisional registration u/s 25(1) & 13(3) of the I.M.C. Act, 1956 to the candidates belonging to O.B.C. category & have obtained M.D. (Physician) without fulfilling the eligibility criteria referred by the Registration & Equivalence Committee of the Council.

The Executive Committee considered the matter at length and decided to refer the matter to the General Body of the Council for its consideration.

29. Possession of land for MCI Building.

Read: The matter with regard to possession of land from D.D.A. for MCI building.

The Executive Committee noted with pleasure and

congratulated the President for his efforts put in for taking over the possession of land on 12.10.2000 allotted by D.D.A. at Dwarka, Pocket-14, Sector-8. The Committee decided that the foundation stone laying ceremony be done by some V.V.I.P. and it may be done alongwith the General Body meeting of the Council.

(DR.M. SACHDEVA)
SECRETARY.

New Delhi, dated
the 24th Oct.,2000.

A P P R O V E D

(Dr. Ketan Desai)
President.