



GOVERNMENT OF KERALA

Abstract

Health & Family Welfare Department - Medical Education - Insisting of Bank Guarantee for issuing Essentiality Certificate for starting new Self Financing Medical Colleges/enhancement of seats /starting of MBBS/PG courses in existing Self Financing Medical Colleges - Orders issued.

HEALTH & FAMILY WELFARE(S) DEPARTMENT

G.O.(Rt)No.2594/2024/H&FWD Dated,Thiruvananthapuram, 30-10-2024

Read Letter No. B4/6383/2023/M.E.S. dated 10.09.2024 from Director of Medical Education, Thiruvananthapuram

ORDER

Government have issued Essentiality Certificate for starting Self Financing Medical Colleges with a view to improve the Medical manpower in the State . It is further certified in the Essentiality Certificate that "*in case the applicants fails to create infrastructure for the Medical College as per NMC norms and fresh admissions are stopped by the NMC ,the State Government shall take over the responsibility of students already admitted in the College with the permission of NMC*". The said clause has been incorporated in the Essentiality Certificate only for academic interest and also to ensure the continuous education of the students . However , the Hon'ble Courts often decided ultimately that it is the responsibility of the State Government to ensure the welfare of the students admitted in Self Financing Medical Colleges.

2) In compliance with the strict directions issued by the Hon'ble High Court in WA No. 755/2024, Government have disbursed the stipend due to the petitioners in WP(C) 24320/2023 (former students of Kannur Medical College ,Ancharakkandy) from the funds available for disbursement of scholarship &stipend of students and Senior Residents in Government Medical College ,Thiruvananthapuram .

3) The payment of Stipend to the Students of Self Financing Institutions during CMRI period as ordered by the Hon'ble Court will entail huge burden to the State Exchequer .More over ,the students after completed their courses and joined services as House surgeons in the respective hospitals of Private Self Financing Medical Colleges,those medical colleges should have paid the stipend to the students as they have received the services of them as House surgeons.

4) Government have examined the matter in detail and observes that previous instances of Colleges getting closed down due to fault of the Management and cascading impact of the same on the students and eventually on the Government has to be considered.Hence Government decided to insist a minimum Bank Guarantee for issuing Essentiality Certificate for starting new Self Financing Medical Colleges/enhancement of seats /starting of MBBS/PG courses in existing Self Financing Medical Colleges .

5) As per the Letter read above ,the Director of Medical Education has reported that a minimum Bank Guarantee of Rs.3,27,60,000/- (Rupees Three Crore Twenty Seven Lakh Sixty Thousand only) from a scheduled commercial bank may be insisted for issuing Essentiality Certificate for starting new Self Financing Medical Colleges/enhancement of seats /starting of MBBS/PG courses in existing Self Financing Medical Colleges in the State with annual re-validation of the same.

6) As per the Minimum Standard Requirements for Post-Graduate Courses-2023 (MSR-23) issued by the NMC, Medical Colleges recognized for running Bachelor of Medicine and Bachelor of Surgery (MBBS) course and Medical Institutions recognized for running post- graduate courses prior to the commencement of the National Medical Commission Act 2019 shall be eligible for starting a Post-Graduate medical education course or to increase the intake capacity in any already ongoing Postgraduate medical education course. More over, they have to full fill all the requirements under UG - MSR.

7) Hence Government are pleased to Order as follows.

i) The Self Financing Medical Colleges in the State shall submit a minimum Bank Guarantee of Rs.3,27,60,000/- (Rupees Three Crore Twenty Seven Lakh Sixty Thousand only) to Government from a scheduled

Commercial Bank for issuing Essentiality Certificate for starting new Self Financing Medical Colleges/enhancement of seats /starting of MBBS/PG courses in existing Self Financing Medical Colleges in the state with annual re-validation of the same

ii) The DME/Finance Officer in the Directorate of Medical Education shall ensure the validity of the Bank Guarantee submitted by the Self Financing Medical Colleges and also shall ensure that the same is maintained and is re validated annually

iii) The Director of Medical Education shall keep the Bank Guarantee furnished by the College Managements under safe custody and shall maintain a Calendar/ Register for the purpose.

(By order of the Governor)

Dr. Rajan Namdev Khobragade I A S
ADDITIONAL CHIEF SECRETARY

The Advocate General, Kerala, Ernakulam (with C/L)

The Director of Medical Education, Thiruvananthapuram.

The Principal Accountant General (A&E/Audit), Thiruvananthapuram. The Principals of Self Financing Medical Colleges (Through DME)

The Finance Department

The Law Department (vide UO No STIII2/324/Law dated 28.09.2024)

Web & New Media, I&PRD, Secretariat, Thiruvananthapuram.

Stock file /Office copy (S3/367/2023/Health)

Forwarded /By order

Section Officer

Copy to :- Private Secretary to Hon'ble Minister (Health)

PA to Additional Chief Secretary (Health)