

No. V.11012/1/2014-MEPI  
Government of India  
Ministry of Health & Family Welfare

Nirman Bhavan, New Delhi  
Dated the 30<sup>th</sup> June, 2014

To

The President  
Medical Council of India  
Pocket-14, Sector-8  
Dwarka, New Delhi 110 077

Sub: Representations received from Association of National Board Accredited Institutions (ANBAI) and National Board of Examinations (NBE) relating to amendment in Teachers' Eligibility Regulations – Regarding.

Madam,

I am directed to refer to the Council's letter No. MCI-7(8)/2014-Med./109950 dated 24.05.2014 on the above cited subject and to say that the Council has made observations on the issues relating to teaching vis-à-vis non-teaching hospitals. However, no comment/observations have been made on constitution of "Academic Council" within the Council which is the main issue raised in the communications of ANBAI and NBE.

2. I am also directed to inform that the minutes of Executive Committee (EC) and General Body (GB) of the Council **cannot** overrule the provisions of the regulations which are notified in Gazette of India with prior approval of the Government of India. Further, it has also been came to notice of this Ministry that on the basis of decisions of EC and GB of the Council, the Council has already circulated the amendment, which is not yet published in the Official Gazette with the approval of Central Government, to all Directors of Medical Education/State Health Secretaries/ medical colleges amending number of years of teaching experience required for promotion to the post of Associate Professor and Professor.

3. In view of this, it is informed that all the circulars issued on subjects where MCI's regulations are there, the MCI's EC/GB decision cannot overrule provisions of the Regulations. Therefore, all such circulars issued contrary to provisions of the Regulations to be kept in abeyance. We are notifying this in the website of the Ministry of Health & Family Welfare also.

4 It is further requested that the comments of the Council on constitution of "Academic Council" within the Council may be furnished to this Ministry urgently.

Yours faithfully,

*Sanjay Shrivastava*  
03/07/14

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