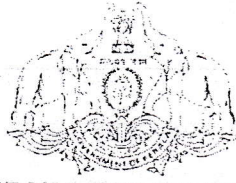


8100

13/8/14



GOVERNMENT OF KERALA

Abstract

Health & Family Welfare Department – Medical Education Services – Academic-
Admission to Graduate and Post Graduate Medical and Dental Courses under
NRI Quota in Self Financing institutions - Conditions - Modified – Orders issued.

HEALTH & FAMILY WELFARE (S) DEPARTMENT

GO(MS)No. 243/2014/H&FWD Dated, Thiruvananthapuram, 06.08.2014

- Read: - (1) The Kerala Professional Colleges or Institutions (Prohibition of
Capitation fee, Regulation of Admission, Fixation of Non-
exploitative fee and other measures to ensure Equity and
Excellence in Professional Education) Act 2006 (Act 19 of 2006) •
(2) Judgment dated 18.12.2012 of the Hon'ble High Court in
WP(C) No.14708/2012 filed by Dr.Gowri Raj
(3) G.O (MS)No.34/2013/H&FWD dated 05.02.2013
(4) G.O (MS)No.193/2013/H&FWD dated 22.05.2013
(5) The Minutes of the meeting held on 10.02.2014 by the Hon'ble
Chief Minister with the Kerala Christian Professional College
Managements Federation
(6) GO(Rt)No.1364/2014/H&FWD dated 30.04.2014
(7) GO(Rt)No.1388/2014/H&FWD dated 02.05.2014

ORDER

As per Section 10 (2) of the Act read as 1st paper above in an
unaided professional college or institution belonging to both minority and non-
minority communities, upto fifteen per cent of the total number of sanctioned
seats may be filled by candidates under the category of Non-Resident Indian
seats. The Section 2(o) of the Act stipulates that 'Non- Resident Indian seats'
means seats reserved for children or wards or dependents of Non-Resident
Indians to whom admission is given by the managements in a fair, transparent
and non-exploitative manner on the basis of fees as may be prescribed.

2. In compliance with the order of the Hon'ble High Court in the
Judgment read above, Government have defined the term "dependants" under
NRI Quota and framed a scheme for rotation of specialities under NRI Quota

vide Government Order read as 3rd paper above. Later as per the Government Order read as 4th paper above the term "dependants" was modified.

3. In the meeting convened by the Hon'ble Chief Minister with the Managements of the Self Financing Medical Colleges under Kerala Christian Professional College Managements Federation on 10.02.2014, it was requested to include the first cousins of the applicant in the list of dependants. Also the Managements have requested for modifying the rotation system of Post Graduate courses for admission under NRI Quota, citing that there won't be takers for non-clinical subjects from NRI candidates.

4. Government have considered the requests and a consensual agreement was entered into with the Self Financing Medical Colleges for admission to Post Graduate Medical courses for the academic year 2014-15, wherein the rotation of seats for admission to Post Graduate Medical Courses under NRI Quota was limited to the following specialities, viz, General Medicine, General Surgery, Paediatrics, Radiodiagnosis, Dermatology & Venereology, TB & Chest Diseases, Orthopaedics and Obstetrics & Gynaecology and orders issued in this regard vide Government Orders read as 6th and 7th papers above.

5. Government have examined the entire matter in detail. It is observed that the rotation of specialities is limited to certain specialities under NRI Quota is against the spirit of the Judgment read as 2nd paper above. But Government had already entered into consensual agreements with the Managements by limiting the rotation within certain specialities under NRI Quota for Post Graduate Medical admission for the academic year 2014-15 and the admission process has already been completed. In the circumstances it is clarified that the rotation of specialities limited to certain specialties for admission under NRI Quota as ordered vide Government Orders read as 6th and 7th paper above will be confined to the academic year 2014-15 only and the same will not be treated as a precedent in the coming academic years.

6. Government are also are pleased to modify the term "dependants" as in Section 2(o) of the Act read as 1st paper above in respect of Under Graduate and Post Graduate Medical and Dental admissions as follows.

"An applicant, who depends upon his/her Father/ Mother/ Brothers and Sisters (inclusive of first cousins)/ Husband/ Wife/ Brothers and Sisters (inclusive of first cousins) of Father or Mother/ Half Brother/ Half Sister/Adopted Father or Adopted Mother working abroad."

By Order of the Governor
Dr.K.ELLANGOVAN
Secretary to Government

To

The Director of Medical Education, Thiruvananthapuram
The Director of Health Services, Thiruvananthapuram
The Commissioner for Entrance Examinations, Thiruvananthapuram
The Registrar, Kerala University of Health Sciences, Thrissur-680 596
The Manager, Admission Supervisory Committee for Professional Colleges,
Ram Mohan Palace (Old High Court Building), Ernakulam
The Advocate General, Ernakulam
The Principal of All Self Financing Medical/Dental Colleges in the State (through DME)
The Secretary, Kerala Christian Professional College Managements' Federation,
C/o Rajagiri School of Engineering & Technology, Rajagiri Valley.P.O, Cochin-682039
The Secretary, Kerala Private Medical College Management Association,
Malabar Medical College Campus, Modakkalloor P.O, Kozhikode
✓ The Information Officer, Web & New Media wing, I & PR Department
The Law Department
The Higher Education Department
The SC/ST Development Department
✓ The Health & Family Welfare (B,C,D,J,K) Departments
Stock File/Office Copy

Forwarded/By Order

Section Officer