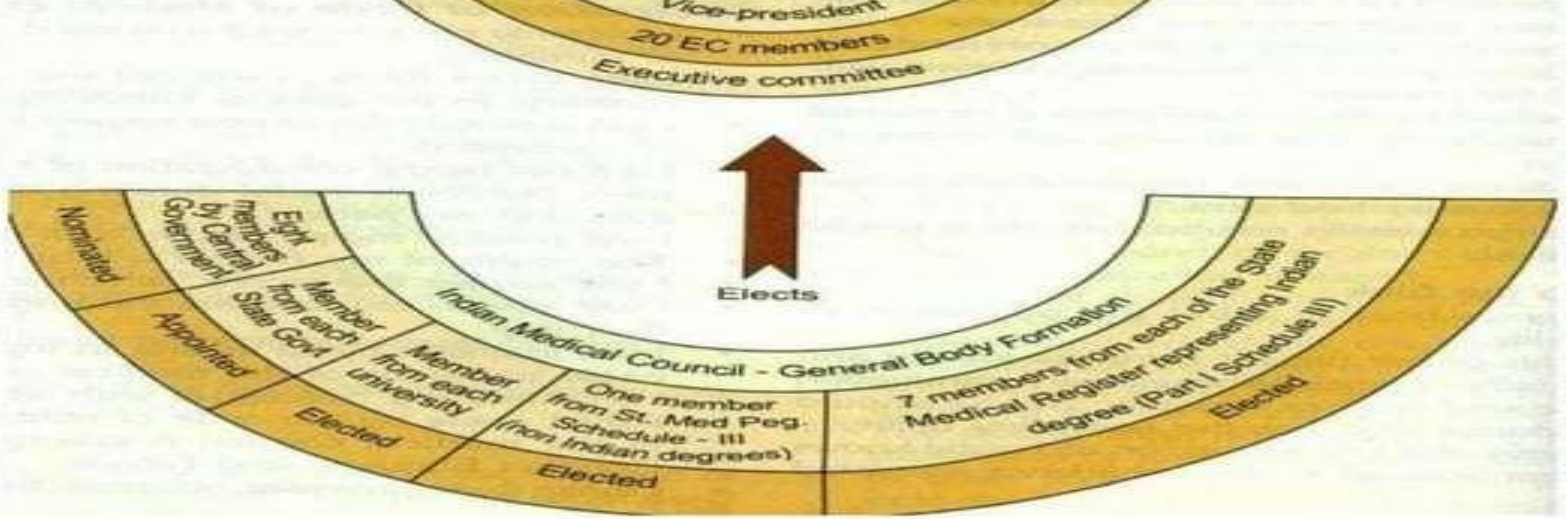


- ✓ **One member from each state** nominated by central govt. in consult with state govt. concerned.
- ✓ **One member from each university** elected from among member of medical faculty of university, by member of the senate or the member of court of university.
- ✓ **One member of each state** in which state medical register maintained.
- ✓ **Seven member elected from** among themselves by person enrolled on any of the State Medical Registers.
- ✓ **Eight members nominated** by central govt.
- Hold office for 5 yrs. A president and vice-president are elected from among these members.
- Council also appoint a Registrar who act as secretary & may also act as treasurer, who look after day to day work.
- Executive committee consist of president, vice president and 7 to 10 members.
- The 1st schedule of act contained recognized medical qualification granted by universities in India.
- The 2nd schedule those granted outside India.
- Part 1 of 3rd schedule contained those granted by medical institutions not included in 1st schedule.



## 1. Medical Register

- Maintained medical practitioners register known as Indian medical Register.
  - Contained name of all person enrolled in State Medical Reg.
  - If name of person removed from State Medical Reg. then it also removed from Indian Medical Register.
- **Maintain register**- names, addresses, qualifications of all medical practitioners
  - **Registers (fee) → SMC → notify MCI → Indian Medical Register**
  - **Similar with erase**

## 2. Medical Education

- It prescribe standard of postgraduate medical education for guidance of the universities.
- Advice univ. to maintained uniform standard for PG medical Education throughout India
- A PG Committee consist of 9 members.



- The council forward copy of report to medical institute/ univ.
- The copy with remark of univ. sent to the central govt.
- If council is not satisfied with standard, it can make a representation to the central govt. to withdraw recognition of medical qualification of any univ.
- After considering , central govt. may send it to the concerned state govt. for submitting an explanation.

## Medical education

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- Regulates the **standard** of medical education
- Undergraduate and postgraduate
- **INSPECTOR**
- **Visit** various institutions-facilities, specifications, during examinations
- **Report** made → **recommends**
- ❖ Government of India: **recognition/de-recognition** (temporary)
- ❖ Central Government: **institute/degree**

schedule so as to include such qualification therein.

-  **List of medical degree**
  - Different universities **IN** India
  - Recognised by the council
-  **List of medical degree**
  - Different universities **OUTSIDE** India
  - Recognised by the council
-  **2PARTS-list of medical qualifications**
  - Part A-not mentioned in 1<sup>st</sup> schedule
  - Part B-not mentioned in 2<sup>nd</sup> schedule

#### 4. Appeal Against Disciplinary

- Action If the name of any person is removed from the State Medical Register, he may appeal to the Central Govt, after exhausting all remedies in State Medical Council Act.

Recommend Central Govt for amendment, change or introduction of new rules & regulation for teaching, modalities in teaching, training, examinations, and services in teaching & training institution.

### Warning Notice

- The council may prescribe Standard of professional conduct and etiquette and code of ethics for medical practitioners.
  - It can issue Warning Notice containing certain practices which are regarded as falling within the meaning term, " **Serious Professional Misconduct.**"
- **Prescribes minimum standards of professional conduct, ethics, etiquette**
  - **Issues a warning notices periodically, which is a list of offences constituting infamous conduct**

### State Medical Council

- Medical teachers from different universities of the State elected by the teachers of the different medical institution.
- Consist of members elected by the registered medical practitioners.
- Some members nominated by the State Governments.

After passing the qualifying examination it is necessary to undergo a period of training, before qualification was granted to him.

- ✓ First provisional registration is given so they can practice medicine in approved institution for the required period.

- **Maintains a register: name, address, qualifications, date, name of university** → **Registrar**
- **Inform IMC without delay, all the additions and amendments made from time to time in the State Medical Register**

### Disciplinary Control

They have power to remove the names of medical practitioner permanently or for a specific period due to Serious Professional Misconduct.

Also authorized for restoration of name so removed.

- Advise- conduct themselves- ethical
- **WARNING NOTICE VS WARNING**
- **Warning notice:** a list of offence (infamous conduct)
- **Warning:** cautionary notice given by the SMC after judicial enquiry → doctor guilty





## Procedure of disciplinary action

- Initiates action:
- **Complaint** is made by a **person**/person against a RMP
- A **court** of law **convicts** any RMP for an offence involving moral turpitude



## Punishments

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- Warning: **conduct himself** according to the expectations of ethical standards prescribed by the council
- Temporary erasure: name is erased from the register for a **specific period** after which it is **restored**
- Penal erasure: permanently removed, ***professional death sentence***

attendance in court, public service, etc.

- ✓ Withholding information of notifiable disease to health authority.
- ✓ Performing or enabling unqualified person to perform abortion.
- ✓ Prescribing steroids/psychotropic drugs when no indication.
- ✓ Not displaying the registration no. given to him in clinic, prescription and certificate etc. issued by him.
- ✓ Dichotomy or fee splitting.( receiving or giving commission)Using of touts or agents for procuring patients.
- ✓ Disclosing secrets of the patient.
- ✓ Covering, i.e. assisting someone who has no medical qualification to attend, treat or perform an operation on some person.
- ✓ Write prescription in private formulae of which only he or a pharmacy has a key.
- ✓ Advertising
  - ✓ Running an open shop for sale of medicines, for dispensing prescription of other doctors.
  - ✓ Drunk and disorderly so interfere with proper skilled practice.
  - ✓ Having involvement in physical or mental torture to other person
  - ✓ Doing sex determination test.

- ✓ Attending patient while on Alcohol
- ✓ Issuing a False Certificate
- ✓ Dichotomy
- ✓ Talking Disparagingly of a Colleague