

Government of India
Ministry of Health & Family Welfare
[ME Division]

PUBLIC NOTICE

The State Governments/Universities/Medical Professionals and General Public are hereby informed that the Medical Council of India (hereinafter referred as MCI) has been re-constituted on 05.11.2013.

It is brought to the notice that the Constitution and Composition of the Council, Mode of Election, Restrictions on nomination and membership and Term of Office of President, Vice-President and members are regulated under Sections- 3, 4, 5 & 7 of the Indian Medical Council Act (IMC), 1956 respectively. The relevant sections state that:

3. CONSTITUTION & COMPOSITION OF THE COUNCIL: (1) *The Central Government shall cause to be constituted a council consisting of the following members, namely:-*

- (a) One member from each State other than a Union Territory to be nominated by the Central Government in consultation with the State Government concerned;*
- (b) One member from each University to be elected from amongst the members of the medical faculty of the University by members of the Senate of the University or in case the University has no Senate, by members of the Court;*
- (c) One member from each State in which a State Medical Register is maintained, to be elected from amongst themselves by persons enrolled on such register who possess the medical qualifications included in the First or the Second Schedule or in Part II of the Third Schedule;*
- (d) Seven members to be elected from amongst themselves by persons enrolled on any of the State Medical Registers who possess the medical qualifications included in Part I of the Third Schedule;*
- (e) Eight members to be nominated by the Central Govt.*

(2) The President and Vice-President of the Council shall be elected by the members of the Council from amongst themselves.

(3) No act done by the Council shall be questioned on the ground merely of the existence of any vacancy in, or any defect in the constitution of the Council.

4. MODE OF ELECTION: (1) *An election under clause (b), clause (c) or clause (d) of sub-section (1) of section 3 shall be conducted by the Central Government in accordance with such rules as may be made by it in this behalf, and any rules so made may provide that pending the preparation of the Indian Medical Register in accordance with provisions of this Act, the members referred to in clause (d) of sub-section (1) of section 3 may be nominated by the Central Government instead of being elected as provided therein.*

(2) Where any dispute arises regarding any election to the Council, it shall be referred to the Central Government whose decision shall be final.

5. **RESTRICTIONS ON NOMINATION AND MEMBERSHIP:** (1) *No person shall be eligible for nomination under clause (a) of sub-section (1) of section 3 unless he possesses any of the medical qualifications included in the First and Second Schedules, resides in the State concerned, and where a State Medical Register is maintained in that State, is enrolled on that Register.*
(2) *No person may at the same time serve as a member in more than one capacity.*
7. **TERM OF OFFICE OF PRESIDENT, VICE-PRESIDENT AND MEMBERS:** (1) *The President or Vice-President of the Council shall hold office for a term not exceeding five years and not extending beyond the expiry of his term as member of the Council.*
(2) *Subject to the provisions of this section, a member shall hold office for a term of five years from the date of his nomination or election or until his successor shall have been duly nominated or elected, whichever is longer.*
(3) *An elected or nominated member shall be deemed to have vacated his seat if he is absent without excuse, sufficient in the opinion of the Council from three consecutive ordinary meetings of the Council, or in the case of a member elected under clause (b) of sub-section (1) of section 3, if he ceases to be a member of the medical faculty of the university concerned, or in the case of a member elected under clause (c) or clause (d) of that sub-section, if he ceases to be a person enrolled on the State Medical Register concerned.*
(4) *A casual vacancy in the Council shall be filled by nomination or election, as the case may be, and the person nominated or elected to fill the vacancy shall hold office only for the remainder of the term for which the member whose place he takes was nominated or elected.*
(5) *Members of the Council shall be eligible for re-nomination or re-election.*
(6) *Where the said term of five years is about to expire in respect of any member, a successor may be nominated or elected at any time within three months before the said term expires but he shall not assume office until the said term has expired.*

All the nominations for each category referred to above may be addressed to Joint Secretary, Medical Education, Ministry of Health & Family Welfare, Nirman Bhawan, New Delhi-110011. The term of office of existing members of MCI (date of nomination/election and date of expiry of term), in each category, is available against their name on the official website of MCI, under domain name www.mciindia.org.



(Devesh Deval)

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