



भारतीय आयुर्विज्ञान परिषद्
MEDICAL COUNCIL OF INDIA

पॉकेट - 14, सेक्टर - 8, द्वारका, नई दिल्ली - 110 077
Pocket - 14, Sector - 8, Dwarka, New Delhi - 110 077

75
YEARS
(1933 - 2008)

No. MCI - 211(2)/2010-Ethics./ 68 TTH

Dated: 22/2/2011

To,

1. The Registrar, all the Universities of India.
2. The Principals/Deans, all the Medical College.
3. The Directors, all the postgraduate medical institutions.
4. The Registrar, all the State Medical Councils.
5. The Director, Health & Medical Services/Educaions, all the State Governments including Union Territories.
6. The Deputy Director, National Accreditation Board for Hospitals and Healthcare, Quality Council of India, 2nd Floor, Institution of Engineers Building, Bahadur Shah Zafar Marg, New Delhi-110002.

Subject : Implementation of the Indian Medical Council (Professional Conduct, Etiquette and Ethics) Regulations, 2002 as amended time to time.

Sir/Madam,

Attention is invited to this Council's circular of even number dated 18th April, 2002 and 23rd January, 2008 with a copy of the above mentioned regulations which was circulated to all concerned.

It has been brought to the notice of the Council that various hospital/institutions are violating the said regulations.

Your kind attention is also invited to clause 6.8 of Indian Medical Council (Professional Conduct, Etiquette and Ethics) Regulations, 2009 Part-I Published in Gazzatte of Indian on 14th December, 2009 under the heading "6.8 Code of conduct for doctors and professional association of doctors in their relationship with pharmaceutical and allied health sector industry, which is displayed on the website of the Council and also reproduced below :-

"6.8.1 In dealing with Pharmaceutical and allied health sector industry, a medical practitioner shall follow and adhere to the stipulations given below:-

- a) Gifts: A medical practitioner shall not receive any gift from any pharmaceutical or allied health care industry and their sales people or representatives.
- b) Travel facilities: A medical practitioner shall not accept any travel facility inside the country or outside, including rail, air, ship, cruise tickets, paid vacations etc. from any pharmaceutical or allied healthcare industry or their representatives for self and family members for vacation or for attending conferences, seminars, workshops, CME programme etc as a delegate.
- c) Hospitality: A medical practitioner shall not accept individually any hospitality like hotel accommodation for self and family members under any pretext.
- d) Cash or monetary grants: A medical practitioner shall not receive any cash or monetary grants from any pharmaceutical and allied healthcare industry for individual purpose in individual capacity under any pretext. Funding for medical research, study etc. can only be received through approved institutions by modalities laid down by law / rules / guidelines adopted by such approved institutions, in a transparent manner. It shall always be fully disclosed.
- e) Medical Research: A medical practitioner may carry out, participate in, work in research projects funded by pharmaceutical and allied healthcare industries. A medical practitioner is obliged to know that the fulfillment of the following items (i) to (vii) will be an imperative for undertaking any research assignment / project funded by industry - for being proper and ethical. Thus, in accepting such a position a medical practitioner shall:-



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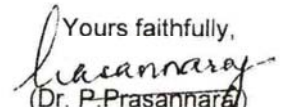
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-2-

- (i) Ensure that the particular research proposal(s) has the due permission from the competent concerned authorities.
- (ii) Ensure that such a research project(s) has the clearance of national/ state / institutional ethics committees / bodies.
- (iii) Ensure that it fulfils all the legal requirements prescribed for medical research.
- (iv) Ensure that the source and amount of funding is publicly disclosed at the beginning itself.
- (v) Ensure that proper care and facilities are provided to human volunteers, if they are necessary for the research project(s).
- (vi) Ensure that undue animal experimentations are not done and when these are necessary they are done in a scientific and a humane way.
- (vii) Ensure that while accepting such an assignment a medical practitioner shall have the freedom to publish the results of the research in the greater interest of the society by inserting such a clause in the MoU or any other document / agreement for any such assignment.
- f) Maintaining Professional Autonomy: In dealing with pharmaceutical and allied healthcare industry a medical practitioner shall always ensure that there shall never be any compromise either with his / her own professional autonomy and / or with the autonomy and freedom of the medical institution.
- g) Affiliation: A medical practitioner may work for pharmaceutical and allied healthcare industries in advisory capacities, as consultants, as researchers, as treating doctors or in any other professional capacity. In doing so, a medical practitioner shall always:
 - (i) Ensure that his professional integrity and freedom are maintained.
 - (ii) Ensure that patients interest are not compromised in any way.
 - (iii) Ensure that such affiliations are within the law.
 - (iv) Ensure that such affiliations / employments are fully transparent and disclosed.
- h) Endorsement: A medical practitioner shall not endorse any drug or product of the industry publically. Any study conducted on the efficacy or otherwise of such products shall be presented to and / or through appropriate scientific bodies or published in appropriate scientific journals in a proper way".

You are requested to implement and strictly adhere to the said regulations which being statutory Regulations notified in the Gazette of India U/S 33 of the Indian Medical Council Act, 1956 are mandatory and binding in character and the same are to be followed by all the concerned authorities/medical practitioners.

Yours faithfully,

(Dr. P. Prasannaraaj)
Addl. Secretary

Endst. No. MCI - 211(2)/2010-Ethics./

Dated:

Copy forwarded for information and necessary action to the Director, Drugs Controller General of India, FDA Bhawan, Near Bal Bhawa, Kotla Road, Nw Delhi-110002 with a request to send the same to all the pharmaceutical companies and all the private or trust hospitals in the Country to abide by the above Regulation of Medical Council of India.

(Dr. P. Prasannaraaj)
Addl Secretary