

പതിമൂന്നാം കേരള നിയമസഭ

ഒൻപതാം സമ്മേളനം

നക്ഷത്രചിഹ്നമിടാത്ത ചോദ്യം നം.3892 26.06.2013-ൽ മറുപടിക്ക്

സർക്കാർ ഡോക്ടർമാരുടെ സ്വകാര്യ പ്രാക്ടീസ്

ചോദ്യം

മറുപടി

ശ്രീമതി.കെ.കെ.ലതിക

ശ്രീ.വി.എസ്.ശിവകുമാർ

(ആരോഗ്യവും കുടുംബക്ഷേമവും ദേവസ്വവും വകുപ്പ് മന്ത്രി)

(എ) ആരോഗ്യ വകുപ്പിന് കീഴിലുള്ള ആരോഗ്യ കേന്ദ്രങ്ങളിൽ പ്രവർത്തിക്കുന്ന ഡോക്ടർമാർക്ക് സ്വകാര്യ ചികിത്സ നടത്തുന്നതിന് അനുമതി നൽകിയിട്ടുണ്ടോ എന്ന് വ്യക്തമാക്കുമോ;

(എ) അനുമതി നൽകിയിട്ടുണ്ട്.

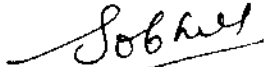
(ബി) എങ്കിൽ ഇതു സംബന്ധമായ ഉത്തരവുകളുടെ പകർപ്പുകൾ ലഭ്യമാക്കുമോ;

(ബി) 25.10.2005-ലെ ജി.ഒ(എം.എസ്)നം. 270/2005/ആ.ക.വ നമ്പർ ഉത്തരവിന്റെ പകർപ്പ് അനുബന്ധമായി ചേർത്തിരിക്കുന്നു.

(സി) അനുമതി നൽകിയിട്ടില്ലെങ്കിൽ സ്വകാര്യ പ്രാക്ടീസ് നടത്തുന്നവർക്കെതിരെ നടപടികൾ സ്വീകരിക്കുമോ;

(സി)&(ഡി) ഉത്തരം (എ) യുടെ വെളിച്ചത്തിൽ ബാധകമല്ല.

(ഡി) ഇത്തരക്കാർക്കെതിരെ എന്തൊക്കെ നടപടികൾ സ്വീകരിക്കാനാണ് നിയമ വ്യവസ്ഥയുള്ളതെന്ന് വ്യക്തമാക്കുമോ?


സെക്ഷൻ ഓഫീസർ

GOVERNMENT OF KERALA

Abstract

Health Services Department-Establishment-Private Practice by
Government Doctors-Guidelines issued

HEALTH & FAMILY WELFARE (A) DEPARTMENT

G.O.(MS) No. 270/2005/H&FWD Dated, Thiruvananthapuram 25-10-05

- Read:-
1. G.O.(Rt) No. 98/2001/H&FWD dated 11-1-2001
 2. G.O.(Rt) No. 127/2001/H&FWD dated 15-1-2001
 3. G.O.(Rt) No. 406/03/H&FWD dated 4-2-2003

ORDER

Doctors in Government Service are allowed to examine or treat patients outside duty hours at their residence or at the residence of the patients vide rule 50 of the Government Servants Conduct Rules, 1960. Request have been received from the Government doctors that proper guidelines should be issued to govern their private practice. Government have issued guidelines on private practice by Government doctors as per G.O read as 1st paper above. Subsequently Government have kept in abeyance clause 2 and 4 of the said G.O, as per G.O read as 11nd paper above. After having discussions in the matter with the recognized Service Organisations Government constituted a committee as per G.O read as 111rd paper above, for studying the case and to submit recommendations regarding guidelines for private practice by doctors in Government service. The committee has submitted their recommendations. Government, after examining the recommendations, are pleased to issue the following guidelines in conformity with the provisions under the Government Servants conduct rules, 1960, as under:-

- 1) The term 'private practice' is defined as the service for payment rendered by a doctor in Government service outside his duty

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- hours to a person who is not an in-patient in the Government hospital where the doctor is employed
- 2) The doctor should confine his private practice to his place of residence, where he ordinarily resides. He should not engage in private practice in a commercial complex.
- 3) The doctors in Government service should not conduct private practice in Private hospitals, clinics or in any other place other than his residence/ consultation room.
- 4) He should use only a bare minimum of equipments and devices to diagnose the illness.
- 5) He should not procure or use equipments or devices for treating patients levying fee or charges on a commercial basis in the guise of private practice.
- 6) He should not engage a nurse or technician for the purpose of assisting him in private practice.
- 7) He should exhibit a sign board prominently in the consultation room stating that, no patient or his relative should come for consultation who is already an in-patient in the hospital where the doctor is serving. However, the doctor will not be held responsible if any one violates this provision and approaches him for consultation without his knowledge
- 8) In-patients in Government hospitals (including all Government medical institutions) should not go in for consultation at the residence of Government doctors. Relative/friend/representative/well-wisher or bystander of patients also should not be deputed to Government doctors for private consultation on behalf of inpatient in the hospital where the doctor is serving.

A Board should be exhibited in all Government hospitals informing the public that

- i) No payment need be made to any doctor for any service rendered in the hospital
- ii) They are not expected to visit the doctors at their residence for any service rendered in the hospital and
- iii) Demanding or offering money to doctors for services in a Government Hospital are offences

9. The doctors complain of harassment by the police officers, alleging acceptance of money while on private practice. Here after the doctors shall not be held responsible, if any patient or his relative/ friend/anybody else approaches the doctor at his place of residence for the purpose of private practice, as the doctor may not be able to identify or recognize all of them and confirm whether the patient for whom consultation is sought is an in-patient of the hospital where he is swerving. They may exhibit a notice to the effect that, non in-patient in the hospital where he is serving shall come for consultation at his residence.

- 10) Money should not be accepted for services rendered/ proposed to be rendered in Government hospitals.
- 11) During duty hours doctors, should not engage in private practice.
- 12) Doctors should not attend patients at private institutions
- 13) Any person having a complaint of violations of these guidelines by any Government doctor shall sent such complaints to DMO/ Principal of the Medical College or any higher authority of the concerned department. Complaints of violations of these guidelines received by any other authority shall also be referred to DMO of the concerned Department/ Principal of the concerned Medical College.
- 14) All complaints received regarding violations of these guidelines shall be referred to a committee consisting of following members

At the District level

President, District Panchayat
DMO/ Principal, Medical College
Superintendent of Police

A senior doctor in the concerned specialty, who will be nominated by the District Collector in consultation with the DMO/ Principal. The DMO/ Principal will be the Convener of the Committee.

At the State Level, there may be an Appellate Authority with the following members:

Principal Secretary, Secretary to Government Health & Family Welfare Department	: Chairman
DHS/DME/Head of the Dept.	: Convener
Director General of Police or his Nominee/ representative	: Member
A Specialist Doctor, in the Concerned Subject / Speciality	: Member

By Order of the Governor
Dr. VISHWAS MEHTA
Secretary to Government

To

The Director of Medical Education, Thiruvananthapuram
The Director of Health Services, Thiruvananthapuram
The Director, Indian System of Medicine, Thiruvananthapuram
The Director, Ayurveda Medical Education, Thiruvananthapuram
The Director of Homoeopathy, Thiruvananthapuram
The Principal, Government Homoeo Medical College,
Thiruvananthapuram
The Principal, Government Homoeo Medical College, Kozhikode
The President, Kerala Government Medical Officers Association,
Head Quarters, Red Cross Road, Thiruvananthapuram
The General Secretary, Kerala Government Medical Officers
Association, Head Quarters, Red Cross, Road,
Thiruvananthapuram

Peram 02/02/00

Dr.P.K.Sasidharan, President, Kerala Government Medical
College Teachers Association, (Professor of Medicine, Medical
College, Kozhikode)

The Director General of Police, Thiruvananthapuram

The Director of Vigilance & Anti Corruption Bureau,
Thiruvananthapuram

All District Collectors

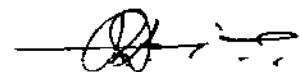
All District Medical Officers

The Director of Public Relations Department,
Thiruvananthapuram

All Sections of H& Family Welfare Department

Stock File, Office Copy.

Forwarded / By Order



Section Officer

Sobhit
Section Officer