



॥ आयुषे सर्वभोजनम् ॥

भारतीय चिकित्सा पद्धति राष्ट्रीय आयोग
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National Commission for Indian System of Medicine
Ministry of Ayush, Govt. of India
Office: 61-65, Institutional Area, Janakpuri, D-Block New Delhi-110058

Conditional Permission

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क्रमांक/ Ref. No. **20-07/2023-24-SR(MARB)**.

दिनांक/Dated: **05.08.2023**

To,

The Principal,
Men-Tsee-Khang (Sowa Rigpa) College,
Bengaluru,
Karnataka-562109
E-mail ID: - info@men-tsee-khang.org, sbc@men-tsee-khang.org

Subject:- Grant of conditional permission to Men-Tsee-Khang (Sowa Rigpa) College, Bengaluru, Karnataka-562109 with 15 seats in UG (BSRMS) course, under section 28 of the NCISM Act, 2020 for the academic session 2023-24.

Sir/Madam,

With reference to the subject mentioned above, I am directed to inform you that in pursuance of the provision of National commission for Indian System of Medicine Act, 2020, the Indian Medicine Central Council Act, 1970 (48 of 1970) has been repealed with effect from the 11th day of June, 2021. With effect from the said date, the Central Council of Indian Medicine constituted under sub-division (1) of section 3 of the Indian Medicine Central Council Act, 1970 (48 of 1970) shall stand dissolved. Now, in exercise of the powers conferred by sub-section (3) of the section 1 of the said Act, the Central Government hereby notifies that all the provisions of the National Commission for Indian System of Medicine Act, 2020 has been come into force with effect from the 11th day of June, 2021.

- Further, to assess the available facilities of teaching, non-teaching, Hospital staff, practical training and other infrastructure facilities at your college namely **Men-Tsee-Khang (Sowa Rigpa) College, Bengaluru, Karnataka-562109** inspection of your College was conducted on **02.05.2023 - 03.05.2023 on Hybrid mode** as a part of annual visitation by the visitation team of Medical Assessment and rating Board, NCISM to process the **Conditional Permission with 15 seats in UG (BSRMS) course for the academic session 2023-24 under Section 28 of NCISM ACT 2020 and relevant regulations thereunder.**
- Further, in view of above, the visitation report and all other related documents were assessed in terms of enforced regulation namely, the "Indian Medicine Central Council (Requirements of Minimum Standard for under-graduate Sowa-Rigpa Colleges and attached Hospitals) Regulations, 2017", and provisions under the NCISM Act, 2020 and relevant Regulations there under. On examining the case in light of above notified and approved criteria and on perusal of the visitation report, it was observed that the college was not fulfilling the basic eligibility criteria due to following shortcomings:-

The Shortcomings are as under:-

1. Hospital Staff:-

- Availability of Hospital Staff is 9 against the minimum requirement of 19 (excluding excess).
Percentage of available hospital staff is 47.36%.

S.No.	Post	Shortcomings
1.	staff nurse for IP department	3
2.	Las-Nga Assistand	1
3.	Medical Officer	1 male
4.	Workers in Pharmacy and Quality testing Laboratory	1
5.	Peon or Attendant in Pharmacy and Quality testing Laboratory	1
6.	Medical Specialist	1
7.	Pathologist	1
8.	Radiologist	1

2. College website -

S.No.	Details Required as per regulation	Status
1.	Details of clinical material in the hospital	Not Available

3. Observation By The Visitors:-

- Duty Roster - Not available for Technical and other staffs.
- Hospital registration: Under process.
- Fire safety NOC: Under process.
- Building Use/ Occupancy Certificate approved authority: Not Available.

3. In view of above, the assessment report was placed in the **46th Board meeting** of Medical Assessment and Rating Board for Indian System of Medicine (NCISM) on **07.07.2023**. On careful examination of the assessment report, considering the deficiencies observed therein as mentioned above the college was given an opportunity of virtual hearing vide the MARBISM letter (Hearing notice) of **even no. dated 02.05.2023** to appear on **03.05.2023** before the designated Hearing Committee to present their case and to show cause as to **why not the conditional permission to your college with 15 seats in UG (BSRMS) course under section 28 of NCISM Act 2020 be denied for the Academic Year 2023-24**. The college was directed to make written submission in respect of the case and produce all relevant valid documents/records/proof against all the deficiencies/shortcomings as indicated above. The representatives of the college submitted written submissions **vide letter MTK/23-24/14 dated 17/07/2023** against the deficiencies conveyed to them.

4. Whereas, the college through its representatives, **Dr. Tenzin Yeshe (Registrar), Dr. Ngawang Jinpa Sunang (Vice Principal)** appeared before the Hearing Committee on **20.07.2023** and made their submission virtually as well as written submission against the shortcomings communicated to the college. The shortcomings communicated to the college; submission made by the representatives of the Sowa-Rigpa college and observations made by the Hearing Committee are as under:-

Shortcomings	Clarification given by the college	Observation of the hearing committee																											
<p>The Shortcomings are as under:-</p> <p>1. Hospital Staff:-</p> <p>a. Availability of Hospital Staff is 9 against the minimum requirement of 19 (excluding excess). Percentage of available hospital staff is 47.36%.</p> <table border="1"> <thead> <tr> <th>S.No.</th><th>Post</th><th>Shortcomings</th></tr> </thead> <tbody> <tr> <td>1.</td><td>staff nurse for IP department.</td><td>3</td></tr> <tr> <td>2.</td><td>Las-Nga Assistand</td><td>1</td></tr> <tr> <td>3.</td><td>Medical Officer</td><td>1 male</td></tr> <tr> <td>4.</td><td>Workers in Pharmacy and Quality testing Laboratory</td><td>1</td></tr> <tr> <td>5.</td><td>Peon or Attendant in Pharmacy and Quality testing Laboratory</td><td>1</td></tr> <tr> <td>6.</td><td>Medical Specialist</td><td>1</td></tr> <tr> <td>7.</td><td>Pathologist</td><td>1</td></tr> <tr> <td>8.</td><td>Radiologist</td><td>1</td></tr> </tbody> </table>	S.No.	Post	Shortcomings	1.	staff nurse for IP department.	3	2.	Las-Nga Assistand	1	3.	Medical Officer	1 male	4.	Workers in Pharmacy and Quality testing Laboratory	1	5.	Peon or Attendant in Pharmacy and Quality testing Laboratory	1	6.	Medical Specialist	1	7.	Pathologist	1	8.	Radiologist	1	<p>1. Hospital Staff:-</p> <p>1. a) 1. As recommended by the NCISM visitors and in discussion with the college's Principal, Men- Tsee-Khang administrative office (Head office), Dharamshala, has appointed a nurse for our college hospital and joined on 20 June 2023. Appointment letter enclosed Another staff nurse shall be appointed within 3-4 months.</p> <p>1. a) 2. As recommended by the NCISM visitors and in discussion with the college's Principal, Men- Isee-Khang administrative office (Head office), Dharamshala, has appointed a female Las-Nga therapist for our college hospital and joined on 20th June 2023, Appointment letter enclosed</p> <p>1. a) 3 A male doctor in OPD will be appointed within 3-4 months. Currently college Principal Dr. Dorjee Rabten Neshar (Male), one of the most senior and experienced doctors of Sowa-Rigpa in India, is treating local patients in the OPD from 9:00 am-1:00 pm during working days.</p> <p>1. a) 4 College will outsource a local person to work in the Teaching Pharmacy in coming months due to lack of practical work in the pharmacy for the 1st Professional students. Pharmacy and Pharmaceutical sciences subject will be part of the 2nd Professional syllabus.</p> <p>1. a) 5 College already has a</p>	<p>Hearing was attended by Dr. Tenzin Yeshe (Registrar), Dr. Ngawang Jinpa Sunang (Vice Principal)</p> <p>1. Hospital Staff:-</p> <p>The college submitted appointment letters for the 1.1 and 1.2 deficiencies. The request letter for the appointment of another staff nurse (1.1) and a male doctor for OPD (1.3) will be sent within a week.</p> <p>For the deficiencies of 1.4 and 1.5, - Outsourcing of local persons will be done within two months.</p> <p>For the deficiencies 1.6, 1.7 and</p>
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common peon since 2021 but will appoint or outsource a separate peon or Attendant for Teaching Pharmacy as per requirements in coming months. Due to lack of practical work in the teaching pharmacy for the 1st Professional students and knowing. Pharmacy and Pharmaceutical sciences subject will be part of 2nd Professional syllabus, we couldn't appoint a one so far.

1. a) 6 As per the Sub-section (8) of section 7 of the MSR 2017 regulation, college has approached and made an agreement with "SHEERYA HOSPITAL AND LABORATORY" (the nearest Modern hospital) as a referral centre for lab tests and in case of emergency for our patients. **MOU enclosed.**

1. a) 7 Same as above.

1. a) 8 Same as above.

1.8 MOU with the nearest modern hospital - SHEERYA HOSPITAL AND LABORATORY was submitted by the college and the MOU is been considered.

Short coming persists

2. College website -

S.No.	Details Required as per regulation	Status
1.	Details of clinical material in the hospital	Not Available

2. College website -

As pointed out in the letter, our IT department has uploaded monthly clinical data report from 1 Jan-16th July 2023.k

2. College website -

The misunderstanding on the point by the college was cleared by the hearing committee. The college assured that a new tab for the clinical material in the website will be added as a chart. Post hearing itself the committee found that the tab was introduced with the clinical material chart.

3. Observation By The Visitors:-

➤ Duty Roster - Not available for Technical and other staffs.

➤ Hospital registration: Under process.

➤ Fire safety NOC: Under process.

3. Observation By The Visitors:-

(a) Duty Roster:-

Duty roster for the teaching and hospital staff has been verified by the Field visitors. Duty roster for Technical and other staffs not asked as their routine and responsibilities would be same on every working day. Therefore, no separate duty roster has been issued thus far.

(b) Hospital registration:-

College's Principal has met the officers in the state board last year to request the inclusion of Sowa-Rigpa system of medicine in the Karnataka, Private Medical Establishment (KPME) act as their official website has no Registration process for Sowa Rigna thus our college hospital is facing problem in registration. However, College's principal is seeking an appointment with newly appointed honorable Shri. DINESH GUNDU RAO (Health Minister of Karnataka state) to raise issue related with our college such as hospital registration, fire safety, etc as our college is the only Sows-Rigpa College in the state.

(c) Fire safety NOC:-

Under process due to delayed of the inspection from the Fire department. Department officer has responded that final inspection to our college for instalment of fire safety equipment will be carried out after the state election which was

3. Observation By The Visitors:-

a) **Duty Roster-** The college submitted that they will maintain duty roster for non-teaching staff within a week.

b) **Hospital registration:** The hospital registration will be under KPME Act, Online registration in the KPME website has to done for this the Sowa-Rigpa system has to be recognized by the State.

c) **Fire Safety NOC:** Fire Safety NOC will only be considered after hospital registration.
Post hearing submission: request letter for issuance of fire safety NOC is submitted.

<p>➤ Building Use/ Occupancy Certificate approved authority: Not Available.</p>	<p>held on 10 May 2023. Still no Meantime, we have installed enough fire extinguishers in each floor of the college and hospital building.</p>	<p>d) Building Use/Occupancy certificate from local authority:</p>
	<p>(d) Building Use/Occupancy certificate from local authority:- College has approached the local panchayat for the procurement of Occupancy certificate which they responded us that now they have no authority to provide such certificate and therefore we would like to submit the building completion certificate, issued by the KHSDRP, Engineering wing of Health and Family Welfare Department, Karnataka State.</p>	<p>The experience of the college authority has been given in the clarification and they repeated it during the hearing orally.</p> <p>The hearing committee advised the college to acquire a written clarification from the local administration in this regard and also information on whom to approach. If that fails. It is advised they may approach the State AYUSH Ministry itself in this regard.</p>

5. The observation of hearing committee based on the submission made by the college representatives during hearing and assessment report of the NCISM have been carefully re-examined in terms of Regulation 3 of the "Indian Medicine Central Council (Requirements of Minimum Standard for under-graduate Sowa-Rigpa Colleges and attached Hospitals) Regulations, 2017", and provisions under the NCISM Act, 2020 and relevant regulations thereunder, **and once again as per the direction of President, Medical Assessment and Rating Board for Indian System of Medicine (NCISM)**, the recommendation Hearing Committee was placed in the **49th Board meeting** of Medical Assessment and Rating Board for Indian System of Medicine (NCISM) **on 27.07.2023.**
6. In view of above, the observation of Hearing Committee based on the submission made by the college representatives during hearing and assessment report has been carefully examined in terms of concerned Regulation and provisions under the NCISM Act, 2020 and relevant regulations thereunder, and it was found that the college is not fulfilling the **basic eligibility criteria for issuance of conditional permission for the Academic year 2023-24 due to following short comings:**
 - a. The shortcoming of 7 Hospital staff against the minimum requirement as per MSR Sowa- Rigpa 2017 of 19 (excluding excess).
 - b. The details not uploaded in the website as per as per MSR Sowa- Rigpa 2017.
 - c. Duty Roster for Technical and other staffs as per MSR Sowa- Rigpa 2017.
 - d. Hospital registration.
 - e. Fire safety No Objection Certificate
 - f. Building Use/ Occupancy Certificate approved by concerned authority.
7. **However, Board decided to issue warning in accordance of section 28 (1) (f) of NCISM Act 2020 and grant conditional permission to Men-Tsee-Khang (Sowa Rigpa) College, Bengaluru, Karnataka-562109 with 15 seats in UG (BSRMS) course under section 28 of NCISM Act 2020 for the Academic Session 2023-24 subject to the condition that college shall fulfill the deficiencies as mentioned in above paras by 31st December 2023 as under -**
 - a. Hospital staff shall be as per MSR Sowa- Rigpa 2017.
 - b. Website shall be updated as per MSR Sowa- Rigpa 2017.
 - c. Duty Roster for Technical and other staffs should be available as per MSR Sowa- Rigpa 2017.
 - d. Hospital registration, Fire safety No Objection Certificate, Building Use/ Occupancy Certificate from the concerned Board.
8. Therefore, **Conditional Permission is granted to Men-Tsee-Khang (Sowa Rigpa) College, Bengaluru, Karnataka-562109 with 15 seats in UG (BSRMS) under section 28 of NCISM Act, 2020 and relevant regulations there under for the academic session 2023-24 subject to the condition that college is also fulfill the following requirement-**
 - i. As per MSE (Sowa-Rigpa) 2022 regulation 4 (4) the counselling for admission to Bachelor of Sowa-Rigpa Medicine and Surgery Programme shall be conducted by Sowa-Rigpa Central Counselling Committee (SRCCC) constituted by the National Commission for Indian System of Medicine in this behalf and in this process the policy on reservation of the concerned state (if any) in the admission of Sowa-Rigpa under-graduate Programme shall be considered.
8. Admissions made in violation of the above conditions will be treated as invalid and action will be initiated under NCISM Act & Regulations thereunder.

9. Discrepancies, if any, may be immediately brought to the notice of Medical Assessment and Rating Board for Indian System of Medicine, NCISM.
10. The following requirements should be fulfilled by the college by 31st December, 2023 and send a compliance report to get permission for the academic session 2024-25:
- (i) All the requirements of Minimum Standard of infrastructure and teaching & training facilities as specified in Regulation 3 of the "Indian Medicine Central Council (Requirements of Minimum Standard for undergraduate Sowa-Rigpa Colleges and attached Hospitals) Regulations, 2017;
 - (ii) All the requirements of the Indian Medicine Central Council (Minimum Standards of Education in Indian Medicine) Amendment Regulations, 2017 (for Sowa-Rigpa);
 - (iii) all the requirements under the provisions of the NCISM Act, 2020 and relevant Regulations made thereunder should be fulfilled in toto;
11. The fulfillment of the conditions given above may be made within the time period specified and compliance report should be submitted by the college to President, Medical Assessment and Rating Board for Indian System of Medicine. The Medical Assessment and Rating Board for Indian System of Medicine will verify that the conditions have been fulfilled for considering the permission for the academic session 2024-25.
12. Please acknowledge the receipt of this letter.

डॉ. रघुराम भट्टा उ.
(Dr. Raghurama Bhatta U.)
President, Medical Assessment and Rating Board for Indian System of Medicine,
(NCISM)
भारतीय चिकित्सा पद्धति समिति
National Commission for Indian System of Medicine
नई दिल्ली/New Delhi-110058

Copy to:-

- i. The Chairperson, National Commission for Indian System of Medicine, New Delhi-110058.
- ii. The Secretary, Govt. of India, Ministry of AYUSH, B-Block, GPO Complex, INA, New Delhi-110023.
(secy- ayush@nic.in, aaccc-admn-ayush@gov.in, ep1section-ayush@gov.in)
- iii. The Principal Secretary (H&FW), Department of health & Family Welfare Government of Karnataka Room No. 104 1st Floor, Vikas Souda, Bangalore-560001, Karnataka for information and necessary action(prs-hfw@karnataka.gov.in)
- iv. The Director Department of AYUSH, Ayurveda Yoga & Naturopathy, Unani, Siddha & Homoeopathy), Dhanwantri Road, Near Ananda Rao Circle Bengaluru-560009, Karnataka.(directorayush@gmail.com) for information and necessary action
- v. The Registrar, Rajiv Gandhi University of Health Sciences, 4th 'T' Block, Jayanagar, Bangalore-560041, Karnataka. (registrar@rguhs.ac.in) for information and necessary action.
- vi. Guard file

(Dr. Raghurama Bhatta U.)
President, Medical Assessment and Rating Board for Indian System of Medicine,
(NCISM)

