



ABSTRACT

Family Welfare Establishment – Reconstitution of Permanent Medical Board for examining Medical Termination of Pregnancy cases beyond twenty four weeks of gestation – Revised Orders – Issued.

HEALTH AND FAMILY WELFARE (R2) DEPARTMENT

G.O.(Ms) No.99

Dated:16.03.2022
Pilava, Panguni – 2
Thiruvalluvar Aandu 2053

Read:

1. G.O.(Ms) No.203, Health and Family Welfare (R2) Department, Dated.15.04.2021.
2. The Medical Termination of Pregnancy (Amendment) Act 2021- The Gazette of India Extraordinary, Ministry of Law and Justice (Legislative Department), New Delhi Dated. 25.3.2021.
3. The Medical Termination of Pregnancy Rules, 2021, Ministry of Health and Family Welfare (Department of Family Welfare), New Delhi – Notification Dated:12.10.2021.
4. From the Director of Family Welfare Letter No.0023/FW/SA(MTP)/D&E/2022, dated:10.02.2022.

ORDER:

The Director of Family Welfare in her letter fourth read above has stated that the Secretary, Government of India, Ministry of Health and Family Welfare, has requested all the States and Union Territories to establish the Permanent Medical Boards in tertiary care hospitals to examine the Medical Termination of Pregnancy cases beyond 20 weeks of gestation as and when referred from the Courts as directed by the Supreme Court of India.

2. Accordingly, in Government Order first read above, Permanent Medical Boards have been constituted in 19 Medical College Hospitals in the State.

3. As per the recent Medical Termination of Pregnancy (Amendment) Act 2021, (a) The upper gestation limit for Medical Termination of Pregnancy has been enhanced from twenty to twenty-four weeks of gestation period for special categories of women and (b) Upper gestation limit for Medical Termination of Pregnancy will not apply in cases of pregnancies with substantial foetal abnormalities diagnosed by a Medical Board.

4. The Medical Termination of Pregnancy Rules, 2021 clearly defines the Powers of the Medical Board, Functions of the Medical Board and Composition of the Medical Board. It states that,

“The opinion for Medical Termination of Pregnancy beyond twenty-four weeks gestation period shall be given by a Medical Board duly constituted by the respective State Government or Union territory Administration”

I) Powers of the Medical Boards:

- a. To allow or deny termination of pregnancy beyond twenty-four weeks of gestation period only after due consideration and ensuring that the procedure would be safe for the woman at that gestation age and whether the foetal malformation has substantial risk of it being incompatible with life or if the child when born would suffer from such physical or mental abnormalities to be seriously handicapped.
- b. Co-opt other specialists in the Board and ask for any additional investigations if required, for deciding on the termination of pregnancy.

II) Functions of the Medical Boards:

- a. To examine the woman and her reports, who would approach for medical termination of pregnancy.
- b. Provide the opinion of Medical Board in Form D with regard to the termination of pregnancy or rejection of request for termination within three days of receiving the request for medical termination of pregnancy.
- c. To ensure that the termination procedure, when advised by the Medical Board, is carried out with all safety precautions along with appropriate counselling within five days of the receipt of the request for medical termination of pregnancy.

III) The Medical Board shall consist of the following, namely:-

- a) a Gynaecologist;
- (b) a Paediatrician;
- (c) a Radiologist or Sonologist; and
- (d) such other number of members as may be notified in the Official Gazette by the State Government or Union territory, as the case may be.
- (e) Any Board Member, if not available at the point of time of discussion on a case, may be suitably substituted by another member by the Medical Superintendent or concerned administrative official.
- (f) At least one member of the Medical Board should be a woman.

5. The Director of Family Welfare has further stated that in addition to the Permanent Medical Boards established in 19 Medical College Hospitals in Government Orders first read above, the Permanent Medical Boards shall be constituted in the 11 Newly formed Medical College Hospitals and also Government Erode Medical College and Hospital, Perundurai and Government Cuddalore Medical College and Hospital, Chidambaram.

6. The Government after careful consideration of the proposal of the Director of Family Welfare for the establishment of Permanent Medical Boards at the 13 Medical College Hospitals to examine the Medical Termination of Pregnancy cases,

as per the Government of India Guidelines have decided to accept the same. Accordingly, the Government issue the following orders:-

- (i) As per the Medical Termination of Pregnancy (Amendment) Act 2021, the Upper gestation limit shall not apply to the termination of pregnancy by the Medical Practitioner where such termination is necessitated by the diagnosis of any of the substantial foetal abnormalities diagnosed by a Medical Board.
- (ii) Reconstitute the Permanent Medical Boards in 19 Medical College Hospital as per Annexure A-I
- (iii) Constitute the Permanent Medical Boards in 13 Medical College Hospitals as per Annexure A-II.
- (iv) Composition of members of Permanent Medical Board as per Annexure-B.
- (v) To provide the opinion of Medical Board in Form-D to with regard to the termination of pregnancy or rejection of request for termination within three days of receiving the request for medical termination as per Annexure-C.

(BY ORDER OF THE GOVERNOR)

J.RADHAKRISHNAN
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Director of Family Welfare, Chennai-6.

The Director of Medical Education, Chennai-10.

The Director of Medical and Rural Health Services, Chennai-6.

The Director of Public Health and Preventive Medicine, Chennai-6.

All District Collectors.

The Commissioner, Corporation of Chennai, Chennai-3.

✓ All District Magistrate Courts.

The Dean, Concerned Government Medical College and Hospitals.

All Joint Director of Health Services.

All Deputy Directors of Medical, Rural Health Services and Family Welfare.

All Deputy Directors of Health Services.

Copy to:

The Secretary to Government of India, Ministry of Health and Family Welfare,
Nirman Bhavan, New Delhi-110011.

✓ The Special Personal Assistant to Hon'ble Minister (Health and Family Welfare),
Chennai-9.

The Health and Family Welfare (Data Cell) Department, Chennai-9.

SF/SC.

// FORWARDED BY ORDER //

Palani
SECTION OFFICER.

18/3/22

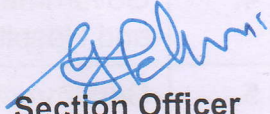
Annexure A-IRe-constitution of Permanent Medical Board

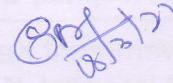
Sl. No.	Tertiary Care Hospital	Districts covered by Medical Board
1.	Chennai Rajiv Gandhi Hospital	Chennai
2.	Madurai Rajaji Hospital	Madurai
3.	Government Coimbatore Medical College and Hospital, Coimbatore	Coimbatore
4.	Government Dharmapuri Medical College and Hospital, Dharmapuri	Dharmapuri
5.	Government Chengalpattu Medical College and Hospital, Chengalpattu	Kancheepuram & Chengalpattu
6.	Government Kanyakumari Medical College and Hospital, Kanyakumari	Kanyakumari
7.	Government Karur Medical College and Hospital, Karur	Karur
8.	Government Pudukottai Medical College and Hospital, Pudukottai	Pudukottai
9.	Government Mohan Kumaramangalam Medical College and Hospital, Salem	Salem
10.	Government Sivagangai Medical College and Hospital, Sivagangai	Sivagangai
11.	Government Thanjavur Medical College and Hospital, Thanjavur	Thanjavur
12.	Government Theni Medical College and Hospital, Theni	Theni
13.	KAP Viswanathan Government Medical College and Hospital, Trichy	Trichy
14.	Government Thiruvannamalai Medical College and Hospital, Thiruvannamalai	Thiruvannamalai
15.	Government Thiruvarur Medical College and Hospital, Thiruvarur	Thiruvarur
16.	Government Thirunelveli Medical College and Hospital, Thirunelveli	Thirunelveli & Tenkasi

17.	Government Thoothukudi Medical College and Hospital, Thoothukudi	Thoothukudi
18.	Government Vellore Medical College and Hospital, Vellore	Vellore, Tiruppathur & Ranipet
19.	Government Villupuram Medical College and Hospital, Villupuram	Villupuram

J.RADHAKRISHNAN
PRINCIPAL SECRETARY TO GOVERNMENT

/True Copy/


Section Officer



Annexure – A-II
Constitution of Permanent Medical Board

Sl. No.	Tertiary Care Hospital	Districts covered by Medical Board
1.	Government Namakkal Medical College and Hospital, Namakkal	Namakkal
2.	Government Tiruppur Medical College and Hospital, Tiruppur	Tiruppur
3.	Government Tiruvallur Medical College and Hospital, Tiruvallur	Tiruvallur
4.	Government Ramanathapuram Medical College and Hospital, Ramanathapuram	Ramanathapuram
5.	Government Nagapattinam Medical College and Hospital, Nagapattinam	Nagapattinam & Mayiladuthurai
6.	Government Dindigul Medical College and Hospital, Dindigul	Dindigul
7.	Government Kallakurichi Medical College and Hospital, Kallakurichi	Kallakurichi
8.	Government Virudhunagar Medical College and Hospital, Virudhunagar	Virudhunagar
9.	Government Krishnagiri Medical College and Hospital, Krishnagiri	Krishnagiri
10.	Government The Nilgiris Medical College and Hospital, The Nilgiris	The Nilgiris
11.	Government Ariyalur Medical College and Hospital, Ariyalur	Ariyalur & Perambalur
12.	Government Erode Medical College and Hospital, Perundurai	Erode
13.	Government Cuddalore Medical College and Hospital, Chidambaram	Cuddalore

J.RADHAKRISHNAN
PRINCIPAL SECRETARY TO GOVERNMENT

/True Copy/

[Signature]
Section Officer

08/03/22

Annexure - B
Composition of Permanent Medical Board

1.	Dean/Medical Superintendent/Resident Medical Officer of Tertiary Hospital	Liaison Officer
2.	Head of the Department /Associate Professor, Obstetrics and Gynaecology Department of Tertiary Hospital	Member Expert – 1 cum Team leader
3.	Head of the Department / Associate Professor, Paediatrics/Neonatology Department of Tertiary Hospital	Member Expert - 2
4.	Head of the Department / Associate Professor, Radiology/Sonology/Department of Tertiary Hospital	Member Expert – 3
5.	Head of the Department / Associate Professor, Cardiology/Paediatric Cardiology Department of Tertiary Hospital	Member Expert – 4
6.	Head of the Department / Associate Professor, Neurology/Paediatric Neurology/Department of Tertiary Hospital	Member Expert – 5
7.	Psychiatrist Counsellor / Psychologist of Tertiary Hospital	Member Expert – 6
8.	Medical Superintendent / Resident Medical Officer of Tertiary Hospital	Member Expert – 7 cum Administrator
9.	Associate Professor/Professor, Foetal Medicine/Genetics or Tertiary Hospital (if available)	Member Expert-8

SL. No.2, 3 & 4 are essential in the Medical Board. The other Board members may be included as per the requirement of the case.

J.RADHAKRISHNAN
PRINCIPAL SECRETARY TO GOVERNMENT

/True Copy/

G. Palani
Section Officer
Prof
18/3/22

Annexure – C
“Form D”

(See sub-clause (ii) of clause (b) of rule 3A)
Report of the Medical Board for Pregnancy Termination Beyond 24 weeks
Details of the woman seeking termination of pregnancy:

1. Name of the woman:
2. Age:
3. Registration / Case Number:
4. Available reports and investigations:

S. No.	Report	Opinion on the findings

5. Additional Investigations (if done):

S. No.	Investigations done	Key findings

6. Opinion by Medical Board for termination of pregnancy:
 - a) Allowed
 - b) Denied
 Justification for the decision:

7. Physical Fitness of the woman for the termination of pregnancy:
 - a. Yes
 - b. No

Members of the Medical Board who reviewed the case:

S. No.	Name	Signature

J.RADHAKRISHNAN
PRINCIPAL SECRETARY TO GOVERNMENT

/True Copy/

[Signature]
Section Officer

[Signature]
18/3/22