

GOVERNMENT OF KARNATAKA

NO. HFW 334 RGU 2012

Karnataka Government Secretariat,
Vikasa Soudha,
Bangalore, dated 23-11-2013.

NOTIFICATION

In exercise of the powers conferred by sub-section (1) of section 14 of the Karnataka Educational Institutions (Prohibition of Capitation Fee) Act, 1984 (Karnataka Act 37 of 1984), the Government of Karnataka hereby makes the following rules, further to amend the Karnataka Conduct of Entrance Test for Selection and Admission to Postgraduate Medical and Dental Degree and Diploma Courses Rules, 2006, namely:-

RULES

1. **Title and commencement:-** (1) These rules may be called the Karnataka Conduct of Entrance Test for Selection and Admission to Post Graduate Medical and Dental Degree and Diploma Courses (Amendment) Rules, 2013.

(2) They shall come into force from the date of their publication in the Official Gazette.

2. **Amendment of Rule 2:-** In the Karnataka Conduct of Entrance Test for Selection and Admission to post Graduate Medical and Dental Degree and Diploma Courses Rules 2006 (herein after referred to as the said, rules), in rule 2,-

(i) Clause (a) shall be renumbered as (aa) and before clause (aa) as so renumbered as the following shall be inserted, namely:-

“(a) “Admission Overseeing Committee” means the committee constituted by the State Government under section 5 of the Karnataka Professional Educational Institutions (Regulation of Admission and Determination of Fee) Act, 2006 for regulating the admission in private unaided professional educational institutions.”

(ii) for clause ©, the following shall be substituted namely:-

“ © “ Entrance Test” means the Post Graduate Common Entrance Test conducted for the determination of merit of the candidates by the Karnataka Examinations Authority under the supervision of the Committee followed by centralized counseling for the purpose of admission to professional Medical and Dental Courses through a single window procedure.

Provided that the State Government consider the ranking in the All India Post Graduate Medical Entrance Examination (AIPGMEE) for drawing up the merit list in lieu of the Entrance Test. In such circumstances the Entrance Test Committee shall only supervise the centralized counseling for the purpose if admission to professional Medical and Dental courses through a single window procedure conducted by the Karnataka Examination Authority.

(c-1) “Executive Director” means Executive Director of Karnataka Examination Authority.

(c-2) “Fee Regulatory Committee” means the committee constituted under Section 6 of Karnataka Professional Educational Institutions (Regulation of Admission and Determination of Fee) Act, 2006 Act for admission to private unaided professional educational institutions.”

(iii) for clause (f), the following shall be substituted, namely:-

“(f) “Government Seats” means all the seats in Government Colleges (excluding All India Quota Seats) in Post Graduate Degree and Diploma courses in Medical or Dental Sciences in Government Medical or Dental Colleges, and such number of seats in the Private Professional Educational Institutions including deemed Universities as may be notified by the State Government from time to time in accordance with the consensus arrived at between the private professional educational institutions and the State Government, for being filled up by it in accordance with these rules;”

(iv) for clause (g), the following shall be substituted, namely:-

“(g) “In-service candidates” means persons belonging to the Health & Family Welfare Services, Employees State Insurance (Medical) Services, Mahanagara Palike Services, Boards and Corporations Services and Institutions which are granted autonomous status including the persons deputed from such services to any other foreign services;

(g-1) “Karnataka Examination Authority “ means the Karnataka Examination Authority established by the State Government and registered under the Karnataka Societies Registration Act, 1960”

(v) after clause (h-1) “National Board of Examination” means the Autonomous body under the Ministry of Health, Government of India called the National Board of Examination, New Delhi.”

(vi) For clause (i), the following shall be substituted, namely:-

“(i) “Private Professional Educational Institutions” means a college or an institute or a deemed university by whatever name called imparting professional medical or dental courses leading to the award of a degree, diploma or a certificate by whatever name called, approved or recognized by the competent statutory body affiliated to an university.”

(vii) after clause (i), the following shall be inserted, namely:-

“(j-1) “Professional Medical and Dental Courses” means,-

(a) Post Graduate Degree or Diploma in Medical Sciences; or

(b) Post Graduate Degree or Diploma in Dental Sciences as the case may be.”

2. Substitution of rule 3- for rule 3 of the said rules, the following shall be substituted, namely:-

“ 3. Entrance Test- (1) For the purpose of selection of candidates and determination of merit, an Entrance Test shall be conducted by the Committee through the Karnataka Examination Authority for the candidates seeking admission to the Professional Medical and Dental courses including the seats reserved for in-service candidates.

Provided that in case State Government decides to adopt the marks secured in the All India Post Graduate Medical Entrance Examination (AIPGMEE) to determine the merit list, then the Entrance Test means the test conducted by the National Board of Examination under the name of All India Post Graduate Medical Entrance Examination (AIPGMEE).

(2) In-service candidate who has completed five years of regular service including successfully completion of probationary period as on the last date of receipt of application for the Entrance Test, may apply through, the proper channel only through the concerned Head of the Department i.e., Director Medical Education, Director, Health and Family Welfare Services or Director, ESI or Heads of Autonomous Institutions or Heads of Boards and Corporations, as the case may be.

3. **Substitution of rule 4-** for rule 4 the said rules, the following shall be substituted, namely:-

“**4. Eligibility-** No candidate shall be admitted to a professional Educational Institution unless the candidate possesses the following qualification or eligibility to appear for the Entrance Test namely:-

(a) He is a citizen of India who is of Karnataka Origin and has studied MBBS or BDS degree in a Medical or Dental College situated in Karnataka or outside Karnataka, and affiliated to any University established by law in India recognized by Medical Council of India or Dental Council of India and Government of India.

Explanation:- “A candidate of Karnataka Origin” means A Candidate found eligible under clause (i) or (ii) below, namely:-

- (i) a candidate who has studied and passed in one or more Government or Government recognized educational institutions located in the State of Karnataka for a minimum period of TEN academic years as on the last date fixed for submission of application form, commencing from 1st standard to MBBS/BDS and must have appeared and passed either SSLC/10th standard or 2nd PUC/12th standard examination from Karnataka State. In case of the candidate who has taken more than one year to pass a class or standard, the years of academic study is counted as one year only.

Documents to be produced, namely:-

- (1) SSLC or 10th Standard Marks Card;
- (2) 2nd PUC or 12th standard Marks Card of the Candidate;
- (3) Qualifying degree certificate of the Candidate;
- (4) Domicile certificate issued by the Tahsildar in the prescribed proforma;
- (5) If claiming reservation benefits: Caste/Caste Income Certificate issued by Concerned Tahsildar- For SC/ST in Form-D, Category-I in Form E and 2A, 2B, 3A and 3B in Form F; and
- (6) (a) a study certificate for either of the parent having studied for at least 10 years in Karnataka from the Head of the educational institution where he/she had studied. Further, School study certificates should be countersigned by the concerned Block Educational Officer (BEO)/Deputy Director of Public Instructions (DDPI) COMPULSORILY in the proforma prescribed.

- (b) the candidate's study certificate for having studied both 1st & 2nd PUC or 11th & 12th Standard in Karnataka issued by the head of the educational institution.

Provided that the explanation mentioned above shall not be applicable in the case of:-

- (i) Son or daughter of serving employee

- (a) Belonging to All India Service of Karnataka cadre; who has served or is serving outside the State of Karnataka during the period corresponding to candidate's study outside the State from 1st standard to 2nd PUC or 12th Standard examination can be added to make up the seven years study within Karnataka as required under clause (i) above.

Documents to be produced, namely:-

- (1) SSLC/10th Standard Marks Card;
 - (2) 2nd PUC or 12th standard Marks Card of the Candidate;
 - (3) Qualifying degree certificate;
 - (4) If claiming reservation benefits:- Caste/Caste Income Certificate issued by Concerned Tahsildar- For SC/ST in Form-D, Category-I in Form E and 2A, 2B, 3A and 3B in Form F; and
 - (5) Certificate from the Principal Secretary or Deputy Secretary or Reforms (DPAR), Government of Karnataka, Bangalore where the parent belongs to All India Service of Karnataka cadre stating that the parent is a member of such All India Cadre. The certificate shall also indicate the period during which he has served or is serving outside the state of Karnataka and if the parent is a State Government Employee, a certificate from the concerned Head of Department or the Head of the Office where such parent is employed shall be produced in this regard.
- (ii) Son or daughter of an employee of the Union Government or employee of Union or Karnataka State Government undertaking or joint Sector undertaking where such employee-
- (a) had declared to the employer at the time of joining service any place in Karnataka to be his home town; and
 - (b) had studied in any Government or Government recognized educational institution or institutions located in Karnataka for a minimum period to ten years; and was or is liable to be transferred anywhere in India as per the terms and conditions of his employment. Further, the candidate must have passed the Qualifying Examination from a University or Board or any other institution located anywhere in India.

Documents to be produced, namely:-

- (1) SSLC/10th Standard Marks Card;
 - (2) 2nd PUC or 12th standard Marks Card of the Candidate;
 - (3) Qualifying degree certificate;
 - (4) If claiming reservation benefits:- Caste-/ Caste Income Certificate Form E and 2A, 2B, 3A and 3B in Form F and Along with – (1) a study certificate of the parent employee for having studied for at least 10 years in the State of Karnataka from the Head of the educational institution where he/she had studied. Further, school study certificates shall be got countersigned by the concerned Block Educational Officer (BEO)/Deputy Director of Public Instructions (DDPI) COMPULSORILY in the proforma prescribed;
 - (2) Home town declaration certificate of the parent employee while joining the service and showing that he is transferable anywhere in India issued by the employer. The extract shall be countersigned by the employing organization's competent authority.
- (iii) The Children of Members of Parliament elected from Karnataka to the extent of the period of being a Member of Parliament during the period of the child's study in New Delhi from the first standard to the qualifying examination during his tenure as Member of Parliament.

Documents to be Produced, namely:-

- (1) SSLC/10th Standard Marks Card:
- (2) 2nd PUC or 12th standard Marks Card of the Candidate;
- (3) Qualifying degree certificate;
- (4) If claiming reservation benefits:- Caste/Caste Income Certificate issued by Concerned Tahsildar,- For SC/ST in Form-D, Category-I in Form E and 2 A, 2B, 3 A and 3B in Form F and

- (5) Certificate showing that the parent is/was a Member of Parliament elected from Karnataka issued by the Parliament Secretariat.
- (iv) Son or daughter of serving Defence personnel from Karnataka who at the time of joining the Defense Service had declared his/her hometown a place in the State of Karnataka. Proof of such domicile shall be obtained and produced by obtaining the extract from the AG'S branch (Army Hqs) respective branch of integrated HQ of MoD for Officers and respective Record Officers for JCOs/OR. Further, the candidate must have passed the Qualifying Examination from a University or Board or any other institution located anywhere in India.

Documents to be produced, namely:-

- (1) SSLC/10th Standard Marks Card;
- (2) 2nd PUC or 12th standard Marks Card of the Candidate;
- (3) Qualifying degree certificate;
- (4) If claiming reservation benefits:- Caste or Caste Income Certificate issued by Concerned Tahsildar as per prescribed format given in the brochure; and
- (5) Parent's home town declaration certificate while joining the service issued by respective branch or integrated HQ of MoD for officers and respective Record Offices for JCOs or OR.

Provided further that in all the above cases,-

- (a) The Karnataka Examination Authority or the committee may from time to time specify for submission such other additional documents as deemed essential from all Candidates through the Application form or through a notification;
- (b) He has completed or is completing compulsory rotating internship on or before 30th April of the year in which application for the Entrance Test is called for subject to completion of internship course;

- (c) A candidate, who is already holding a Post Graduate degree in any specialty, shall not be eligible to appear for test for admission to any Post Graduate degree or Diploma Course; and
- (d) Must be less than 45 years of age on the day of admission to Post Graduate Course:-

5. **Substitution of rule 5-** For rule 5 of the said rules the following shall be substituted, namely:-

“5. Entrance Test Committee: - (1) Subject to provisions of these rules, there shall be a State Common Entrance Test Committee consisting of the following members, namely:-

- | | |
|--|-------------------|
| (1) The Vice Chancellor Rajiv Gandhi
University of Health Sciences, Bangalore | Chairperson |
| (2) The Director of Medical Education | Member |
| (3) The Dean and Director, Bangalore Medical
College and Research Institution (BMRCI) | Member |
| (4) The Dean and Director, Mysore Medical
College and Research Institution (MMCRI) | Member |
| (5) The Director, Karnataka Institute of
Medical Sciences, Hubli | Member |
| (6) The Director, Vijaynagar Institute of
Medical Sciences, Bellary | Member |
| (7) The Dean and Director, Government Dental
College, Bangalore: | Member |
| (8) The Executive Director, Karnataka
Examination Authority | Member Secretary. |

Provided that, in case all private Professional Colleges agree and opt to fill all their seats except the seats reserved for Non Resident Indian students through the Karnataka Examinations Authority, then the State Government may by notification, re-Constitute the State Common Entrance Test Committee consisting of such number of members, as

it deems fit, including representatives from the management of private unaided Professional Educational Institutions.

(2) The Committee through the Karnataka Examinations Authority shall conduct the Common Entrance Test for admission of students to the Government seats in professional educational institutions.

(3) Admission to every Government seat shall be made on the basis of merit secured in the Common Entrance Test conducted by the Committee through the Karnataka Examinations Authority followed by centralized counseling subject to the reservation policy of the State.

Provided that, if the State decides to adopt the marks secured in the All India Post Graduate Medical Entrance Examination (AIPGMEE) to draw the merit list, then the Entrance Test Committee shall in such a scenario the Entrance Test Committee shall only supervise the centralized counseling for the purpose of admission to professional Medical and Dental Courses through a single window procedure conducted by the Karnataka Examination Authority.

6. **Substitution of rule 7.** – For rule 7 of the said rules the following shall be substituted, namely:-

“7. Allocation and Reservation of Seats.- (1) The admission procedure in all private un-aided Professional Educational Institutions shall be in accordance with section 4 and shall be monitored by the admission Overseeing Committee constituted under Section 5 of the Karnataka Professional Institutions (Regulation of Admission and Determination of Fee) Act, 2006 shall be applicable for each college and course,

(2) All private professional education institutions imparting professional medical or dental course shall make admission through a single Common Entrance Test conducted on All India basis at State level and followed by Centralized counseling through a single window in accordance with such constituted under the Karnataka Professional Educational Institutions

(Regulation of Admission and Determination of Fee) Act, 2006 or admission in such private professional educational institutions may at the option of the said institution be done by the Entrance Test Committee through the Entrance Test Committee by the Karnataka Examination Authority.

(3) The procedure for allocation and reservation of seats as delineated in Section 9 of the Karnataka Professional Educational Institutions (Regulation of Admission and Determination of Fee) Act, 2006 shall be followed the reservation policy as notified by the Government from time to time shall be followed.”

7. **Omission of rule 8.** - Rule 8 of the said rules the following shall be omitted.

8. **Substitution of rule 9.**- For rule 9 of the said rules the following shall be substituted, namely:-

“9. Verification of information furnished in application of categories:-

The Certificates produced by any candidate under rule 4 and 10 shall be verified by making reference to the appropriate authorities and on such verification and on the basis of information received, the Karnataka Examination Authority may reject the application of any candidate after giving him a reasonable opportunity of being heard in the matter.”

9. **Amendment of rule 10-** In rule 10 of the said rules,-

(i) In clause (1), for sub-clause (a) the following shall be substituted namely:-

“(a) In-service candidate who has completed five years of regular employment in service including successful completion of probationary period as on last date of receipt of applications for the Entrance Test is eligible to apply for the Common Entrance test.”

(ii) for clause (4), the following shall be substituted namely:-

“(4) An in Service candidate who is already holding a Postgraduate Diploma in any specialty shall be eligible for Post Graduate degree course in the same Specialty and shall not be eligible for any other Postgraduate Degree or Diploma Courses.”

10. **Substitution of rule 12.-** For rule 12 of the said rules the following shall be substituted, namely:-

“**12. Reservation of seats for in-service candidates:** - The seats within the in-service quota shall be reserved as per the reservation policy of the State Government issued from time to time.”

11. **Substitution of rule 13.** – For rule 13 of the said rules the following shall be substituted, namely:-

“**13 List of selected candidates.-** A list of the candidates selected for each of the colleges together with their applications and other connected papers shall be forwarded to the Principals of the concerned colleges to which such candidates are allotted. The list shall be published on the websites of the respective colleges and the notice board and website of Karnataka Examination Authority and the notice board and website of the Rajiv Gandhi University of Health Sciences, Bangalore.”

12. **Substitution of rule 14.** For rule 14 of the said rules the following shall be substituted, namely:-

“**14 Admission of selected candidates.-** (1) The selected candidates shall get themselves admitted to the colleges allotted within the dates notified by the Karnataka Examination Authority failing which their selection shall stand automatically cancelled. However the admission shall be provisional and subject to the approval of the concerned Universities.

(2) The Principals of respective colleges shall also verify the original certificates of selected candidates before admitting them to the courses.

(3) No request for change of subjects or courses or colleges shall be entertained by the Karnataka Examination Authority after publication of the list under these rules.”

13. Substitution of rule 15.- For rule 15 of the said rules the following shall be substituted namely:-

“15. Forfeiture of seats selected during counseling.-

(1) Every candidate including in-service candidate shall pay a sum of Rs. 1,00,000/- (Rupee One lakh only) for Degree and Rs. 50,000/- (Rupee Fifty thousand only) for Diploma to the Government in case he/she takes allotment orders during counseling and fails to join the course.

Provided that in case of an in-service candidate takes allotment orders during counseling and fails to join the course, the candidate is not eligible to take management quota seat or any other Medical/Dental PG degree/Diploma seat for a period of 3 years and he/she shall be liable for disciplinary action.

(2) All the selected candidates except in-service candidates at the time of admission shall furnish a bond on a stamped paper of Rs. 100/- binding himself to pay a sum Rs. 5, 00,000/- (Rupees Five Lakhs only) in case of Degree and Rs. 2, 50,000/- (Rupees Two Lakhs Fifty thousand only) in case of Diploma along with the stipendiary amount received by him/her in the event of leaving the course before its completion.

(3) All the selected in-service candidates at the time of admission shall furnish a bond in the form specified by the committee on stamp paper of value of Rs. 100/- binding himself to pay a sum of Rs. 5, 00,000/- (Rupees Five Lakhs only) for Degree and Rs. 2, 50,000/- (Rupees Two lakhs Fifty thousand only) for Diploma its completion and also debarred for three years from appearing in the common entrance test. All the

selected in-service candidates at the time of admission shall furnish a bond to the effect that they will be rendering service in the Government for a minimum period of Ten years from the date of completion of course.

Provided that in case of in-service candidate fails to resume duty even after the expiry of the termination of the period of deputation or at any time within a period of ten years after completion of the higher studies, it shall be lawful to the Government to make recovery of the amount (including pay and allowances, stipend, DA, tuition fee etc., along with penalty) spent on higher studies/specialized training from the salary of the candidate.

- (4) In addition to the prescribed fine, every candidate shall pay the remaining period course fee on his own to the Government/Private colleges in the event he/she leaving the course before its completion.

Provided that in case the competent authority comes to the conclusion that the in-service doctor has not shown sufficient progress in the studies or had failed to complete the course in proper time, it shall be lawful to the Government to make recovery of the amount (including pay and allowances, stipend, DA, tuition fee etc., along with penalty) spent on higher studies/specialized training from the salary of the candidates.

- (5) Candidates selecting Government Colleges and Government seats in Private Colleges (under concession fee) for Post Graduate Course shall furnish an undertaking that he will serve the Government for a minimum period of three years after completion of the course, if Government desires.

- (6) Candidates who avail 100% tuition fee reimbursement from the Government shall furnish an undertaking that he will serve the Government for minimum period of Five years, if Government desires.

(7) In case of candidate selecting Government College and Government seats in Private College, the candidate shall serve the Government Health and Family Welfare Department in Government hospitals or in Government Medical Colleges if such specialty facilities are not available in Health and Family Welfare Department for a minimum period as specified in Sub-rule (5) and (6) failing to comply with the conditions given as per undertaking, then he/she shall be liable to pay a penalty of Rs. 50,00,000/- (Rupees Fifty Lakhs only) in case of Post Graduate degree and Rs. 25,00,000/- (Rupees Twenty Five Lakhs only) in case of Post Graduate Diploma to the Government.”

14. **Substitution of rule 16.** For rule 16 of the said rules the following shall be substituted, namely:-

“**16. Determination of fees.**- The fees notified by the Fee Regulatory Committee constituted under section 6 of the Karnataka Professional institution (Regulation of Admission and Determination of Fee) Act, 2006 shall be applicable for each college and course.”

15. **Insertion of new rule 17A-** After rule 17 of the said rules the following shall be inserted, namely;-

“17 A. Counseling for filling up seats:- The Karnataka Examinations Authority shall I public interest Endeavour to fill up all available and vacant seats before the last date of admission as notified by the Medial Council of India or Dental Council of India,”

BY orders and in name of the
Governor of Karnataka

(MAHABOOB KHAN)

Under Secretary to the Government -2,
Department of Health and Family Welfare
(Medical Education)

To:

The Compiler, Karnataka Gazette, Bangalore – for publication in the extraordinary Gazette and to supply 50 copies.

Copy to:

- 1) The Principal Secretary to Government, Higher Education, M.S. Building Bangalore.
- 2) The Principal Secretary to Government, Health and family Welfare Department, Vikasa soudha, Bangalore.
- 3) The Director of Medical Education, Ananda Rao Circle, Bangalore.
- 4) Registrar, Rajiv Gandhi University of Health & Family Welfare Services, Jayanagar, 4th T block, Bangalore.
- 5) The Commissioner/Director of Health & Family Welfare Services, Ananda Rao Circle, Bangalore – 560009.
- 6) The Executive Director, Karnataka Examination Authority, CET Cell, 18th cross, Malleshwaram, Bangalore.
- 7) The Private Secretary to Minister for Medical Education, Vidhana Soudha Bangalore.
- 8) The Personal Secretary to Secretary to Government, Health & Family Welfare Department (Medical Education), Vikasa Souda, Bangalore.
- 9) The Personal Assistant to Deputy Secretary to Government, Health and Family Welfare Department (Medical Education), Vikasa Soudha, Bangalore.
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