

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Andhra Pradesh Medical & Health Services – Permissions to doctors to take up private practice except those who are in administrative posts and certain non-clinical teaching posts in colleges etc – Orders- Issued

HEALTH MEDICAL & FAMILY WELFARE (A2) DEPARTMENT

G.O.Ms.No. 119

Date: 13-04-2006

Read the following:

- 1 G.O.Ms.No.254, M&H (B2) Dept, dt.29.4.1983
 - 2 G.O.Ms.No.417, M&H(B2) Dept, dt.30.6.1983.
 - 3 G.O.Ms.No.374, HM&FW (B2) Dept., dt.27.07.1987
 - 4 Memo.No.24102/K2/2005-1, PM&FW(K2) Dept, dt.18.11.2005.
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ORDER:

The issue of private practice by government doctors has been engaging the attention of government for quite some time.

2. In the reference 1st and 2nd read above, orders were issued imposing ban on private practice by Government Doctors. Aggrieved by the above orders, certain doctors have filed R.Ps/W.Ps/M.Ps in APAT/High Court. The Hon'ble APAT in its order dt: 27-8-1987 in R.P.No.881/87 have directed that the orders issued in the references first and second read above shall be kept in abeyance till such time reasonable compensatory allowance is determined and declared by the Government of Andhra Pradesh. As per the orders of Hon'ble Tribunal, Govt. have issued orders in G.O.Ms.No.343, dt.19.7.1988 appointing an Experts Committee to go into the entire matter relating to ban on private practice. Subsequently, Govt. have issued orders in G.O.Ms.No.619, HM&FW(A2) Dept, dt.21.1.1991 allowing payment of NPPA as recommended by the PRC,1986. Further Govt. in G.O.Ms.No.318, HM&FW (A.2) Dept, dt.14.8.2001 enhanced the rates of NPPA to eligible categories of doctors who were appointed prior to 27.7.1987.
3. The doctors who were appointed prior to 1987 are entitled to do consulting private practice. However, the Medical Officers who are working in the administrative posts are not entitled to do private practice even though they are appointed prior to 1987. They are paid non-private practice allowance. Various G.Os issued on the recommendations of PRC, prescribing the rates and revising the rates of NPPA from time to time, were applicable only to those who were appointed prior to 27.7.1987. These orders were issued in respect of certain categories only. As ban on private practice applies to all Medical Officers who entered into service after 1987 they are also not eligible for NPPA. Government have limited the NPPA to only those who were appointed prior to 27.7.1987. Thus there have been two sets of doctors, those who were appointed before 1987 getting NPPA and those who were recruited after 1987 not getting NPPA. The latter have been constantly requesting for parity with the pre 1987 group. This issue has been examined by the Cabinet Sub Committee constituted in 2002 which has recommended as follows on 4-5-2002.
"After discussions, the Cabinet Sub-Committee has approved to do away the discrimination of pre-1987 and post-1987 doctors in regard to private practice and payment of NPPA, and to treat post 1987 doctors on par with pre-1987 doctors with prospective effect only. In no case will arrears of NPPA be entertained, nor will disciplinary action for doing private practice during the period for which it was banned, abate."
4. Government has since reviewed the situation with all the Floor Leaders of the State Assembly, representatives of the A.P. Government Doctors Association and

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taking into account various factors including the recommendations of the Cabinet Sub-Committee in 2002, the need to provide an environment that will motivate doctors to serve in rural areas and learning from the experiences of various other states in the country a consensus has been arrived at that it would be desirable to have a uniform policy for all doctors by removing the perceived discrimination between two groups and allow doctors to do private practice after hospital hours without affecting patient-care.

5. The Government, after careful examination of the matter, have decided to permit doctors to engage in consultation practice after hospital hours and at the same time insist that they devote fully and sincerely to the work in the hospitals during hospital hours, subject to the following conditions:

1. The categories of doctors mentioned in the Annexure shall not engage themselves in Private Practice. They will be paid NPPA as compensation.

2. "Consulting Practice" shall mean:

Examination in the Member's own private consulting room or at any place other than the Government Institution in which the member is employed.

3. The doctors should practice only at their normal place of work and strictly after the hospital hours.
4. Performance parameters for monitoring patient satisfaction levels and progress on national and state health care delivery goals will be constantly monitored. Any slackness, dereliction of duty during the working hours of the hospital would not be tolerated and stringent action will be taken, if any such instances come to the notice.
5. They should not establish and run nursing homes in their names.

6. The Director of Health, the Director of Medical Education, and the Commissioner, A.P. Vaidya Vidhana Parishad shall take necessary further action accordingly.

7. This order issued with the concurrence of Finance Department vide their O.O. No. 3249/62.A1/Exp.M&H.1/06, dt. 13.04.2006.

8. This order is available in the Internet and can be accessed at the address www.aponline.gov.in

BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr. I.V. SUBBA RAO
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director of Health, A.P., Hyderabad.
The Director of Medical Education, A.P., Hyderabad.
The Commissioner, A.P. Vaidya Vidhana Parishad, A.P., Hyderabad.
Copy to
All Heads of Departments under the Control of HM & FW Department.
P.S. to Special Secretary to C.M.
CSD to M(Fin. & Health)
P.S. to Prl. Sec. (HM&FW)
P.S. to Prl. Sec. Fin. (W&P) Dept.
President, A.P. Government Doctor's Association, Koli, Hyderabad.
JSCs.

||FORWARDED :: BY ORDER||


SECTION OFFICER