

ABSTRACT

Health & Family Welfare Department - Organ Transplant – Authorization Committee Procedures – Additional responsibilities – Detailed instructions – orders issued

Health and Family Welfare (Z1) Department
Thiruvalluvar Aandu, 2039
Vaigasi - 24

G.O. (Ms) No. 175

Dated : 6.6.2008

Read :

1. G.O. (Ms) No. 287 Health and Family Welfare Department
Dated 5.5.1995.
2. G.O.(Ms) No.341 Health and Family Welfare Department
dated 29.10.2003,
3. G.O.(Ms) No.330, Health and Family Welfare Department
dated 10.9.2007.

Order:-

In keeping with the Transplantation of Human Organs Act 1994, the authorization committee has been constituted/ expanded in the Government Orders read above. Accordingly, the authorization committee has functioned over the years and is involved in screening the donors who are not near relatives of the recipients. In order to streamline the functioning of the authorization committees and make it more effective, the following orders are issued.

2. (a) In the case of records to be submitted by the donor and the prospective recipient, proof of residence with photograph shall be submitted having been duly certified by local revenue authorities.

(b) In the event of submission of false records, criminal cases should be filed against the donor and/ or recipient (in case of minors the parents or guardians signing the forms) submitting it. The authorization committee shall recommend to the appropriate authority to file a criminal case as and when the situation arises of false records being submitted.

(c) The authorization committee is also permitted to refer doubtful cases to the police or revenue department for further enquiry.

3. Considering that some donors / recipients are known to contradict earlier statements made before the authorization committee, all authorization committee sittings shall be video graphed.

4. Considering that doubts are raised about relationship claims made by some foreign nationals (who are not Indian citizens), all such donors/recipients shall appear before the authorization committee with relevant records.

5. The current practice of the authorization committee permitting a change in the hospital chosen by the recipient for transplant surgery shall continue. Considering that the patient's convenience is of primary importance, the authorization committee shall issue a fresh permission letter to the second hospital without insisting on No Objection Certificate from the previous hospital. Personal appearance of donor or recipient will not be necessary.

6. The authorization committee shall ensure that clearances and rejections are uploaded on the website maintained for the purpose on the same day on which sitting was held.

7. A donor who is rejected by the Authorization committee shall be considered ineligible to appear again.

8. Considering that transplant hospitals wish to benefit from counseling professionals and the need for professional counseling being provided to live donors, the authorization committee is authorized to give recognition (certification) to counseling institutes in the State to provide additional counseling support to live donors.

9. Any form of paired donor exchange between near relatives shall necessarily be processed by the authorization committee in order to ensure that the arrangement is genuine.

10. In case of living donor who is not a near relative of the recipient, the onus of responsibility in determining the motive of the donor to be that of affection or attachment towards the recipient or for any other special reason (Section 9 (3) of the Transplantation of Human Organs Act 1994), shall be solely that of the authorization committee.

(BY ORDER OF THE GOVERNOR)

V.K.SUBBURAJ,
SECRETARY TO GOVERNMENT

To
The Chairman, Authorization Committee /
Director of Medical Education, Chennai - 600 010
The Chairman, Authorization Committee /
The Dean, Coimbatore Medical College, Coimbatore.
The Chairman, Authorization Committee /
The Dean, Madurai Medical College, Madurai,
Copy to: The Director of Medical & Rural Health Services,
Chennai 600 006.

/FORWARDED BY ORDER/

Section Officer