

## Norms for RMP Opinion at Different Gestation Age

- > For termination of pregnancy **up to 20 weeks**, opinion of **one** RMP is required
- > For termination of pregnancy between **20-24 weeks**, opinion of **two** RMPs is required
- > For termination beyond 24 weeks, in case of **substantial foetal** abnormalities opinion of the medical board is required

## RMP Opinion for Different Gestations

| Gestation  | Providers Eligible for Opinion  |
|--|---|
| MTPs with MMA ONLY up to 9 weeks   | 1. One/three year experience (ObGyn)<br>2. Six months house job (ObGyn)<br>3. Postgraduate degree/Diploma (ObGyn)<br>4. Training with 5 independent CAC cases<br>5. MMA Trained |
| MTPs up to 12 weeks  | All above except No. 5  |
| MTPs from: <ul style="list-style-type: none"><li>&gt; 13 – 20 weeks</li><li>&gt; 20 – 24 weeks</li><li>&gt; Beyond 24 weeks (after Medical Board approval)</li></ul> | All above except No. 4 and 5  |

## Site Requirements for Different Gestations

- > All existing infrastructure requirements as for 20 weeks gestation will be applicable for 24 weeks
- > For sites beyond 24 weeks (in addition to requirement for 24 weeks site):
  - Facility of ultrasound guided procedures and
  - Blood for emergency use is required
- > Private site approval, as in Form A will have two categories:
  - Up to 12 weeks
  - Up to 24 weeks

## RMP Training/Experience for Providing MMA Only

- > Experience at any hospital for a period of not less than three months in the practice of obstetrics and gynaecology; or
- > Has independently performed ten cases of pregnancy termination by MMA under the supervision of an RMP in a hospital established or maintained, or a training institute approved for this purpose, by the Government.



# Summary: 2021 Amendments in the MTP Act & Rules



# 2021 Amendments to the MTP Act

- 1
- Gestation limit increased from 20 to 24 weeks for special categories of women
- 2
- Pregnancy termination anytime during pregnancy, in substantial foetal abnormalities , diagnosed by Medical Board
- 3
- Opinion of one RMP where length of pregnancy does not exceed 20 weeks and two RMPs if it exceeds 20 weeks but not 24 weeks
- 4
- Extended indication: where any pregnancy occurs as a result of failure of any device or method used by any woman or her partner for the purpose of limiting the number of children or preventing pregnancy
- 5
- Confidentiality re-inforced

# Termination for Substantial Foetal Abnormalities

- >
- No gestation limit shall apply, where such termination is necessitated by the diagnosis of any of the substantial foetal abnormalities diagnosed by a Medical Board
- >
- Composition of Medical Board:
- Gynaecologist (chairperson)

Paediatrician

Radiologist/Sonologist

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

# Special Categories of Women Allowed MTP up to 24 Weeks

- >
- Survivors of sexual assault or rape or incest
- >
- Minors
- >
- Change of marital status during the ongoing pregnancy (widowhood and divorce)
- >
- Women with physical disabilities [major disability as per criteria laid down under the Rights of Persons with Disabilities Act, 2016 (49 of 2016)];
- >
- Mentally ill women including mental retardation
- >
- The foetal malformation that has substantial risk of being incompatible with life or if the child was born it may suffer from such physical or mental abnormalities to be seriously handicapped; and
- >
- Women with pregnancy in humanitarian settings or disaster or emergency situations as may be declared by the Government

# MTP (Amendment) Rules 2021

- >
- Powers & functions of the Medical Board
- >
- Women eligible for pregnancy termination upto 24 weeks
- >
- Training & Experience requirements by RMP for providing only MMA upto 9 weeks
- >
- RMP eligibility for opinion for different gestation ages
- >
- Site requirement for different gestation ages defined (upto 12 weeks, upto 24 weeks and beyond 24 weeks)
- >
- MMA now upto 9 weeks (earlier 7 weeks) from outdoor clinics with referral linkage
- >
- Formats introduced: Form D (NEW); Form E (NEW); Form A (Revised)

# Powers & Functions of Medical Board

## Powers:

- >
- to allow or deny termination of pregnancy beyond 24 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 is born it may suffer from such physical or mental abnormalities to be seriously handicapped
- >
- co-opt other specialists in the Board and ask for any additional investigations if required, for deciding on the termination of pregnancy

## Functions:

- >
- to examine the woman and her reports
- >
- provide the opinion of Medical Board in Form D with regard to the termination of pregnancy or rejection of request for termination within 3 days of receiving the request
- >
- to ensure that the termination procedure, when advised by the Medical Board, is carried out with all safety precautions 5 days of the receipt of the request

# Documentation Formats

Form D (New)

FORM D

(for sub-rule 3(a) of clause 3(a) 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 Investigation (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 |
|------|------|-----------|
|      |      |           |
|      |      |           |
|      |      |           |

Date and Time: \_\_\_\_\_

Form E (New)

FORM E

Opinion Form of Registered Medical Practitioners

(For gestation age beyond twenty weeks till twenty-four weeks)

[for sub-rule (2) of rule 4A]

1. \_\_\_\_\_

(Name and qualifications of the Registered Medical Practitioner in block letters)

\_\_\_\_\_  
(Full address of the Registered Medical Practitioner)

1. \_\_\_\_\_

(Name and qualifications of the Registered Medical Practitioner in block letters)

\_\_\_\_\_  
(Full address of the Registered Medical Practitioner)

herely certify that we are of opinion, formed in good faith, that it is necessary to terminate the pregnancy of \_\_\_\_\_

(Full name of pregnant woman in block letters)

resident of \_\_\_\_\_

(Full address of pregnant woman in block letters)

which is beyond twenty weeks but still twenty-four weeks under special circumstances as given below\*.

\*Specify the circumstance(s) from (a) to (g) appropriate for termination of pregnancy beyond twenty weeks till twenty-four weeks:

(a) Survivors of sexual assault or rape or incest

(b) Minors

(c) Change of marital status during the ongoing pregnancy (widowhood and divorce)

(d) Women with physical disabilities [major disability as per criteria laid down under the Rights of Persons with Disabilities Act, 2016 (49 of 2016)]

(e) Mentally ill women including mental retardation

(f) The foetal malformation that has substantial risk of being incompatible with life or if the child is born it may suffer from such physical or mental abnormalities to be seriously handicapped

(g) Women with pregnancy in humanitarian settings or disaster or emergency situations as declared by Government

We hear by give intimation that we terminated the pregnancy of the woman referred to above who bears the Serial No. \_\_\_\_\_ in the Admission Register of the hospital / approved place.

Signature of the Registered Medical Practitioner

Place: \_\_\_\_\_

Date: \_\_\_\_\_

Note: Account may be taken of the pregnant woman's actual or reasonably foreseeable environment in determining whether the continuance of her pregnancy would involve a grave injury to her physical or mental health.