

BRAIN-STEM DEATH:

(As per The Transplantation of Human Organs (Amendment) Act, 2011)

Means a stage at which all functions of brain -stem have Permanently and irreversibly ceased and is so certified under sub section-6 of section 3;



“Brain-Stem Death Certification” As per Section 3, sub section-6;

Where any Human Organs and Tissues is to be removed from the body of the person in the event of Brain Stem Death, no such removal shall be undertaken unless such death is certified, in such form and in such manner and on satisfaction of such conditions and requirement as may be prescribed, by a Board of Medical Experts consisting of the following, namely:-

- (i) The registered medical practitioner, in-charge of the hospitals in which brain-stem death occurred;
- (ii) An independent registered medical practitioner, being a specialist, to be nominated by the registered medical practitioner specified in clause (i), from the panel of names approved by Appropriate Authority;
- (iii) A neurologist or a neurosurgeon to be nominated by the registered medical practitioner specified in clause (i), from the panel of names approved by the Appropriate Authority;

[Provided that where a neurologist or a neurosurgeon is not available, the registered medical practitioner may nominate an independent registered medical practitioner, being a surgeon or a physician and an anaesthetist or intensivist subject to the condition that they are not members of the transplantation team for the concerned recipient and to such conditions as may be prescribed;]

- (iv) The registered medical practitioner treating the person whose brain stem death has occurred.

