



# The South African Medico-Legal Association

## INVITATION TO ATTEND CASE MANAGEMENT CONFERENCE ON 20 & 21 OCTOBER 2018



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### HOSTED BY SAMLA (WESTERN CAPE)

The appointment of a case manager is becoming a standard requirement with the settlement of child birth injury claims. Case managers appointed for these cases have predominantly been therapists of varied backgrounds and varied experience, who typically work in isolation. We have also identified that the roles and functions of the case manager may vary enormously, depending on the legal framework of their appointment and how the allocated funds are managed. This framework also typically varies between pre-versus post-settlement cases. There is no overarching professional organisation and no standard guidelines have yet been developed to provide guidance to the case managers and the attorneys or trusts to whom they report. This seminar is to start the ball rolling and collate information on case management for lawyers, medico-legal experts and case managers.

#### DAY 1:

08.30 – 09.00	REGISTRATION & TEA/COFFEE
09.00 – 09.15	<b>Romany Sutherland</b> , Chairperson of SAMLA Western Cape: Welcome and Introduction of Topic.
09.15 – 09.40	<b>Tzvi Brivik</b> , Personal Injury Attorney, Malcolm Lyons and Brivik Inc: Tzvi will present his opinion on how, when and why case managers are appointed and list points for debate.
09.40 – 10.00	<b>Dr David Bass</b> , Western Cape Department of Health: Dr Bass has been instrumental in the introduction of case managers in catastrophic injury cases. If a case manager has been appointed, interim payment proceedings are streamlined and these monies are then channelled advantageously.
10.00 – 10.15	Questions / Comments
10.15 – 10.45	<b>Adv. Mary-Rose Nel</b> : Adv. Nel has been appointed as a <i>curator ad litem</i> on many cases, she will discuss her duties as well as her responsibility in advising whether a <i>curator bonis</i> or trust should be appointed to ensure the injured is looked after appropriately after a case has become settled.

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**Directors** : Claassen, Judge CJ - Neels (National Chairperson); Becker, Prof Jan (Gauteng Branch Chairperson); Claassen, Dr Brand; Dutton, Adv Ian (Coalition Task team Convenor - KZN Branch Chairperson); Edeling, Dr Hanneltjie (Administration- and Communications); Edeling, Dr Herman (Clinical Negligence and Mediation; Faculty Course Leader); Enslin, Dr Hans (RAF); Fredericks, Dr Gavin (National Treasurer); Jordaan, Mr Johan (FS Chairperson); Kellerman, Prof Rita; Khan, Adv Jenine (Membership); Lamey, Adv Albert, Adv Natalie; Lerm, Dr Henry (National Deputy Chairperson - Legal; EC Chairperson); Munyaka, Dr Sharon; Ncongwane SC, Adv Thami (Transformation); Pienaar, Dr Hennie; Reynolds, Mr Trevor (National Deputy Chairperson - Health Sciences); Saayman, Prof Gert; Satyapal, Prof Kapil; Singh, Ms Irana; Snyckers, Dr Frank; Sutherland, Ms Romany (WC Chairperson); Tiry, Adv Ayesha; Van Den Bout, Dr & Adv Anton; Wasserman, Dr Marlene.



10.45 – 11.10	TEA BREAK
11.10 – 11.40	<p><b>Brenton Ellis:</b> Founding director of Servo Fiduciary Services. He has vast experience in the management and administration of Trusts. Brenton will address the appointment of trustees, if they are required to provide security and what is needed in terms of compliance re. Master of the High Court.</p> <p><b>Brett Hannington</b> Director of Buckingham Risk Solutions, who specialise in short-term commercial insurance for the legal and financial sectors. Buckingham offers a range of Court Bonds to Executors, Curators, Liquidators and Trustees and provides associated asset insurance to these practitioners.</p>
11.40 – 12.10	<p><b>Eddie Theron:</b> Actuary (FASSA) and Certified Financial Planner™. Eddie has extensive experience in the calculation and reporting of loss of income, loss of support, maintenance and medical negligence claims. He will present on the role of the actuary in medico-legal claims, how claims are quantified, and the impact and considerations around investing settlement pay-outs in various investment vehicles and investment strategies, including the use of trusts.</p>
12.10 – 13.00	<p><b>Rowan Haarhof and Romany Sutherland</b> Formulating and listing points for debate – Debate – Noting discussion dynamic/ proactive points.</p>
13.00 – 14.00	LUNCH
14.00 – 14.45	<p><b>Carol Garner,</b> Chair and Founder of the <b>Case Manager Association of South Africa (CMASA)</b> and 2018 recipient of the first International Case Manager of the Year Award. Carol will discuss the CMASA story; the Standards of Practice for SA, the current barriers and hurdles and the way forward – how can CMASA and SAMLA join hands.</p>
14.45 – 15.30	Discussion and Debate
15.30 – 16.30	NETWORKING WITH A SIDE OF WINE & CHEESE

## DAY 2

On Day 2, interesting and varied case studies will be presented by four experienced case managers to illustrate how the role of the case manager may vary significantly from case to case. For each case study, key issues and challenges arising during the case management process will be identified for discussion and debate. Throughout this process, a scribe will be appointed to list main issues arising, and additional issues identified by delegates will later be added to this list. During the latter part of the seminar, we would like to reach consensus on a strategy moving forwards to improve the framework for medico-legal case management practice within South Africa.

08.30 – 09.00	REGISTRATION & TEA/ COFFEE
09.00 – 09.15	<b>Julia Buchanan:</b> How today will Work(shop)
09.15 – 10.05	<b>Presentation of Case Study 1</b> and group discussion: Presented by Julia Buchanan, Occupational Therapist and Case Manager (Western Cape)
10.05 – 10.55	<b>Presentation of Case Study 2</b> and group discussion: Presented by Jane Bainbridge, Occupational Therapist and Case Manager (KwaZulu-Natal)



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10.55 – 11.20	TEA
11.20 – 11.50	<b>Presentation of Case Study 3</b> and group discussion: Presented by Alison Crosbie and Kirsten Du Toit Occupational Therapists and Case Managers (Gauteng)
11.50 – 12.40	<b>Presentation of Case Study 4</b> and group discussion: Presentation by Elsje Scheffler, Physiotherapist, Rehabilitation Consultant and Case Manager (Western Cape)
12.40 – 13.30	LUNCH
13.30 – 14.15	Consolidation of main case management issues that need to be addressed – i.e. as arising from the case studies plus any additional identified issues
14.15 – 15.15	Plotting the way forward
15.15 – 15.30	Closing: Romany Sutherland

## **COST:**

**Day 1: R850 for non-members and R500 for SAMLA members and R400 for full time students and Academics.**

**Day 2: R850 for non-members and R500 for SAMLA members and R400 for full time students and Academics.**

**Book for both days and pay: R 1500 for non-members, R950 for members and R700 for full time Students and Academics**

## **REGISTER AND PAY ON WEBSITE: [www.medicolegal.org.za](http://www.medicolegal.org.za) OR VIA EFT**

### **BANKING DETAILS:**

Account name: SAMLA  
Bank: Nedbank  
Branch: Cresta, Randburg.  
Branch code: 191305  
Account no: 1913301036  
Reference: Surname + initial + OctoberCTday1 or (OctoberCTday 2) or (OctoberCTboth)

**Proof of payment and Registration forms to: [romanysutherland@gmail.com](mailto:romanysutherland@gmail.com)**

- **Application has been submitted for CPD points for both days.**
- **Registration & proof of payment due by 16 October 2018 send to [romanysutherland@gmail.com](mailto:romanysutherland@gmail.com).**
- **Enquiries (Registration): Romany Sutherland: [romanysutherland@gmail.com](mailto:romanysutherland@gmail.com)**
- **Enquiries (Venue / Food): Anita Erens: [anita.erens@iafrica.com](mailto:anita.erens@iafrica.com)**

**We look forward to seeing you there!**