

## FEEDBACK REPORT



### Work stream no. 1 - Medical / Healthcare Aspects – Sub-stream 6

National Coordinator: Dr Herman Edeling and Dr Hans Enslin (incorporating recommendations of Sub-streams 1-5)

Sub-stream No. 6		Legislative Reform (Comprehensive Healthcare-Related)				
FOCUS AREA	SOLUTION	CLAIMANT	STATUS	DEPENDENCIES	ACTIONS TO IMPLEMENT	IMPACT ON KEY RAF ELEMENTS
<p><b><u>A. Violation of human rights to Health and Dignity.</u></b></p> <p><b><u>B. Excessive levels of disability and excessive costs of compensation.</u></b></p> <p>i. Inadequate access to physical medical healthcare.</p> <p>ii. Inadequate access to psychological healthcare.</p> <p>iii. Inadequate access to rehabilitation.</p> <p>iv. Inadequate access to case management.</p> <p>v. Inherent flaws &amp; mismanagement of RAF4 system.</p>	<p>1. Implement APRAV integrated system of procedures for reporting, access to healthcare, data management, parallel psychological path, scientifically-based sliding scale offers for general damages, (<i>alternative procedures in case of limitation of awards to "serious injuries"</i>) &amp; subsequent procedure wrt medical assessment for patrimonial damages (see annexure).</p> <p>2. Implement further recommendations of Healthcare Stream 1 Sub-streams 1, 2, 3, 4, (5a) and 5b.</p>	<p>Constitutional rights to Dignity and Health upheld.</p> <p>Compliance with CSR objectives of RAF.</p> <p>Effective treatment and rehabilitation of injuries.</p> <p>Reduction of permanent disability, suffering dependency and need for compensation.</p> <p>Return accident victims to economic productivity and dignity.</p>	Complete	<p>In-bound – Input / info needed from another group in order to proceed. <b>NO</b></p> <p>Outbound - Need to complete before other group(s) can proceed.) <b>YES</b></p>	<p><b><u>Amend or repeal and replace existing RAF Amendment Act and Regulations.</u></b></p> <p>I. Support SA Trauma Registries. Implement early referral and access to healthcare system, medical data management system and evidence-based monitoring system.</p> <p>II. Recognise and provide for psychological harm with or without physical injury and with or without psychiatric disorder diagnosis.</p> <p>III. Abandon limitation of general damages to cases with "serious injuries". <u>RAF Amendment Act, section 17 (1) and subsection (1A).</u> Replace with scientific and rational sliding scale for general damages awards.</p>	<p>1. Impact on RAF Act? <b>YES</b></p> <p>2. Impact on RAF Regulations? <b>YES</b></p> <p>3. Impact on settlement agreements? <b>DEFER TO LEGAL STREAM</b></p> <p>4. Impact on RAF budget? <b>DEFER TO FINANCE STREAM</b></p> <p>5. Impact on Fuel Levy? <b>DEFER TO FINANCE STREAM</b></p>