

SCHEDULE 4 SECTION 4.17
SERVICE DESCRIPTION
COMPENSATION RECOVERY SCHEME

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SCHEDULE 4 SECTION 4.17**SERVICE DESCRIPTION****COMPENSATION RECOVERY SCHEME****1 GENERAL**

- 1.1 The CONTRACTOR shall adhere to the medical and common business requirements detailed in Section 4.1 of this Schedule 4.
- 1.2 The AUTHORITY shall provide to the CONTRACTOR the appropriate Referral Documents that shall include but not be limited to: the Benefit History Sheet when available, all relevant medical evidence and any other relevant information.
- 1.3 The CONTRACTOR shall highlight any Harmful Information contained in the medical report and in any other supporting medical evidence available. The CONTRACTOR shall complete a separate form setting out this information if requested to do so by the AUTHORITY.

2 SPECIFICS

- 2.1 The CONTRACTOR shall receive from the AUTHORITY Referral Documents relevant to the questions raised. However, most cases tend to involve the following circumstances:
- 2.1.1 cases in which the Specialist medical report(s) provided by the injured person appear to conflict with the Specialist medical report(s) provided by the compensator, and the Compensation Recovery Unit is seeking an independent view;
 - 2.1.2 when, in medical negligence cases, there is disagreement over the point in time at which the patient would have recovered from his injury or disease had it not been for the alleged medical negligence;
 - 2.1.3 cases in which it has been alleged that a pre-existing medical condition has contributed to the condition for which compensation is being sought, or that the symptoms the injured person is experiencing are entirely the consequence of a pre-existing condition. In such cases the Compensation Recovery Unit would be seeking advice on the likely progress of the pre-existing conditions in question.
- 2.2 In addition the CONTRACTOR shall provide advice to the AUTHORITY where a solicitor or insurance company agree a set period of time that a Claimant would have been unfit for work due to an accident, injury or disease, and incapacity benefits have been paid for longer than the agreed period.
- 2.3 The CONTRACTOR shall also provide advice on these cases regarding the duration of the incapacity for work as a consequence of the injury or disease.
- 2.4 The CONTRACTOR shall ensure that an appropriate Medical Specialist in the appropriate field provides this advice to the AUTHORITY.