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GENERAL NOTICE**NOTICE 417 OF 2012****FIRST AMENDMENT OF THE ROAD ACCIDENT FUND REGULATIONS, 2012**

The Minister of Transport hereby, in terms of section 26 of The Road Accident Fund Act, 2008 (Act No. 56 of 2008) ("the Act") hereby, make the Regulations in the Schedule.

Interested persons are invited to send written comments on the draft regulations to the Director General, Department of Transport within 30 days from the date of publication to the attention of

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The Department of Transport

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SCHEDULE

In these Regulations, unless the context otherwise indicates:-

1. Regulation 3 (3) (d) of the Regulations is hereby amended by the substitution of regulation 3(3) (d) (ii) of the Regulations.

“3(3) (d) if the Fund or an agent is not satisfied that the injury has been correctly assessed, the Fund or an agent must:

“3(3)(d)(ii) direct that the third party submit himself or herself, at the cost of the Fund or an agent, to a further assessment to ascertain whether the injury is serious, in terms of the method set out in these Regulations, by a medical practitioner designated by the Fund or an agent provided that if the Fund or an agent does not, within 120 days from the date on which the serious injury assessment report was sent by registered post or delivered by hand to the Fund, or to the agent who in terms of section 8 must handle the claim, reject the serious injury assessment report or direct that the third party submit himself or herself to a further assessment, it shall be deemed that the Fund or agent accepts that the injury has been correctly assessed as serious.”

2. Regulation 6 of the Regulations is amended by addition of sub-regulation 3 after sub- regulation 6(2) of the Regulations

“(3) The Fund or an agent may at its cost, at the request of the third party, pay directly to the medical practitioner or hospital concerned the reasonable necessary costs

associated with the completion of the medical report contemplated in section 24(2)(a) of the Act, if the Fund decides that the third party lacks sufficient funds to obtain the medical report and the Fund foresees a reasonable prospect that the third party could succeed with the merits of the claim."

3. Short Title and Commencement

These are called the first Amendment of the Road Accident Fund Regulations, 2012 will come into operation on the date of their publication in the *Gazette*.

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