



**Informing Progress** - Shaping the Future

## **FOIL UPDATE 19<sup>th</sup> July 2023**



# Revision of the Medical Reporting Process for low value RTA claims

On 18<sup>th</sup> July the MOJ opened a consultation on revising the Medical Reporting Process for Road Traffic Accident Claims valued at up to £5,000. The consultation is open until 10<sup>th</sup> October.

The consultation focuses primarily on:

- Revised qualifying criteria for medical reporting organisations (MROs) and rules for medical experts who accept direct instructions (DMEs).
- The number and type of MROs and/or DMEs 'offered' to both represented and unrepresented claimants when they search for a provider on the MedCo Portal.
- The growing use of unauthorised administration agencies by DMEs and how this can be effectively overseen.

The level of fixed recoverable costs available for medical reports. The following figures are suggested:

(a) Initial report from a MedCo accredited medical expert: £210.

(b) Additional reports (where justified) from:

(i) Consultant Orthopaedic Surgeon (inclusive of a review of medical records where applicable): £500;

(ii) Consultant in Accident and Emergency (A&E) Medicine: £430;

(iii) General Practitioner (GP) registered with the General Medical Council: £210; or

(iv) Physiotherapist registered with the Health & Care Professions Council: £210;

(c) obtaining medical records: no more than £35 plus costs from the records holder limited to £95 in total for each set of records required. Where records are required from more than one holder the FRC applies to each set of records required;

(d) addendum report on medical records (except by Consultant Orthopaedic Surgeon): £59; and

(e) answer to questions under Part 35: £95.

Where appropriate, VAT may be recovered in addition to the cost of obtaining a fixed cost medical report or medical records.

- Changes to improve the quality of medical reports and on how medical reports for claimants who are represented by lawyers are sourced.

FOIL will be responding to the consultation after discussions within the relevant SFTs.

The full consultation document may be found at: [Revisions to the Medical Reporting Process for Road Traffic Accident Claims - GOV.UK \(www.gov.uk\)](https://www.gov.uk/government/consultations/revisions-to-the-medical-reporting-process-for-road-traffic-accident-claims)

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