



2001 CHAPTER 3

PART II

RECOVERY OF CHARGES IN CONNECTION WITH
THE TREATMENT OF ROAD TRAFFIC CASUALTIES

Reviews and appeals

Appeals against a certificate

29.—(1) An appeal against a certificate may be made by the person to whom the certificate was issued on the ground—

- (a) that an amount specified in the certificate is incorrect;
- (b) that an amount so specified takes into account treatment which is not health services treatment received by the traffic casualty, in respect of his injury, at a health services hospital; or
- (c) that the payment on the basis of which the certificate was issued is not a compensation payment.

(2) No appeal may be made until—

- (a) the claim giving rise to the compensation payment has been finally disposed of; and
- (b) payment of the amount specified in the certificate has been made to the Department.

(3) For the purposes of subsection (2)(a), if an award of damages in respect of a claim has been made under paragraph 10(2)(a) of Schedule 6 to the Administration of Justice Act 1982 (c. 53), (orders for provisional damages in

personal injury cases), the claim is to be treated as having been finally disposed of.

- (4) Regulations may make provision—
 - (a) as to the manner in which, and the time within which, an appeal may be made;
 - (b) as to the procedure to be followed where an appeal is made; and
 - (c) for the purpose of enabling an appeal to be treated as an application for a review under section 28.