

Tshiamiso Trust Reviewing Authorities commence with their dispute resolution function

The Tshiamiso Trust is pleased to announce that the much-anticipated Reviewing Authorities have begun their work considering disputes logged by claimants who are not satisfied with the Notice of Ineligibility, Certificate of Medical Finding, or Trust Certification.

The Tshiamiso Trust Deed allows for any claimant who wishes to dispute his or her claim findings, for the reasons listed above, to lodge an appeal with the Reviewing Authority within 30 days of being issued with a disputed determination. The Reviewing Authority Panel comprises independent experts who were not involved in determining the original claim outcome. It is made up of two independent authorities – the medical practitioners appointed to the Medical Reviewing Authority (MRA) review disputes related to medical certification findings, while the lawyers who make up the Certification Reviewing Authority (CRA) review Notices of Ineligibility issued by Lodgement Officers and certifications issued by the Trust Certification Committee. The MRA reviewed its first disputed claims on 15 May 2023 and the CRA considered the first of its disputes on 22 May 2023. The Trust aims to clear the backlog by the end of September 2023.

Tshiamiso Trust CEO, Dr Munyadziwa Kwindu, explains: *“The Trust Deed is very prescriptive on eligibility criteria, and we cannot deviate from its stipulated terms. It also makes a provision for claimants to submit a dispute should they disagree with the Trust’s findings. The disputing claimants are encouraged to adhere to the prescribed thirty-day period within which to refer the disputed determination to the reviewing authority. It is important to note that the Trust is mandated to carry out the terms of the settlement agreement, guided by the Trust Deed, which cannot be changed by the Trustees or the management of the Trust.”*

As of the end of July 2023, the MRA has considered 1 127 disputes; 48 have been rescinded and 997 have been upheld. The remaining disputes require further consultation, information, or documentation. The CRA has considered 154 disputes of which one has been rescinded and 112 have been upheld. The remaining disputes require further documentation or information.

About the Tshiamiso Trust

The Trust was established to give effect to the settlement agreement reached between six mining companies and claimant attorneys in the historic silicosis and TB class action. The Trust is responsible for ensuring that all eligible current and former mine workers across southern Africa, with permanent respiratory impairment due to silicosis or work-related cardio-respiratory TB, (or their dependants where the mine worker has passed away), are compensated. These beneficiaries are front and centre in all that the Trust does. African Rainbow Minerals, Anglo American South Africa, AngloGold Ashanti, Harmony Gold, Sibanye-Stillwater, and Gold Fields are Founders of the Trust.

Potential claimants, including mine workers or, if deceased, their families, are encouraged to call the Tshiamiso Trust call-back number on 0027 10 500 6186. They can also connect on the [Tshiamiso Trust Facebook page](#) and have their questions answered. Visit www.tshiamistotrust.com for more information.

Issued on behalf of:

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Occupational & Primary Health

Healthy employees

Successful business

With over 28 years' experience, we provide industry-leading occupational health solutions including medical surveillance and primary care to enhance your business' financial health. We have the expertise to engage and guide your business, to successfully integrate your workplace wellness requirements by making sure of the following:



Risk insights and management are reported



Employees are declared fit for duty through a medical



All occupational health legal requirements are met successfully



Early risk identification and management measures are put in place



Mobile and walk-in clinics, where medical surveillance is provided, are present



Injury-on-duty and COVID claims are effectively managed



Chronic conditions are monitored