

The Scoop*

Information update for healthcare excellence



A publication of Administrators Section, Christian Medical Association of India



Indemnity Insurance for Hospitals

Why Professional Indemnity Insurance?

Professional Indemnity Insurance protects the doctors and/or medical establishments against loss from a claim of alleged negligent acts, errors, or omissions in the performance of their professional services.

In the current scenario, with the rise in consumer awareness levels, cases of malpractice being reported from all over the country, and courts being more empathic towards the consumer, the traditional doctor-patient relationship has changed. There is a growing mistrust, cases of negligence are being reported and patients or their kin have sued hospitals and doctors for their negligence. Therefore, it is better to have professional indemnity insurance to protect you against legal and financial liability.

Who can take this Policy?

Medical establishments - covers legal liability

falling on the medical establishment such as hospitals and nursing homes, as a result of error or omission committed by any named professional or qualified assistants engaged by the medical establishment.

Registered medical practitioners such as physicians, surgeons, cardiologists and pathologists as well as medical establishments are protected against legal liability claims made by any of their patients that may be based on bodily injuries and/or death. The policy also pays for the defence cost incurred in defending the case. Also, unqualified staff like peons and sweepers working in the clinic can also be covered for errors, omissions and negligence on their part, if named in the Professional Indemnity insurance policy.

* new name for the *wake-up call*

Even if the doctors are covered under their hospital or medical establishment's professional indemnity insurance, it is advisable to have their own individual policy as well. In certain cases, the establishment may refuse to pay the claim refusing to take responsibility for the negligence and establish that there was no deficiency in the services of the hospital. Another scenario might be that the individual may be practicing at more than one establishments and the policy coverage is for only a specific named facility. Or in certain cases, claim may be higher than the limit of liability opted by the hospital.

What does the policy cover?

- The extent of financial damage for loss caused to victim which is not a result of willful neglect.
- The extent of financial damage for loss caused to victim which is not a result of willful neglect.
- Unintentional errors and omissions by the doctor, insured qualified employees, insured non-qualified staff and insured partners.
- Legal cost and expenses incurred in defense of the case, with the prior consent of the insurance company.
- Only civil liability claims are covered. Any liability arising out of any criminal act or act committed in violation of any law or ordinance is not covered.

The policy offers a benefit of Retroactive period if the policy is renewed continuously without a break. This means that the claims reported in subsequent renewal but pertaining to earlier period after first inception of the policy, also become payable.

Duration:-

The policy can be taken for one year and renewed every year



How and when to lodge?

- As soon as the insured gets a legal notice or learns about a medical negligence, error or omission, the insured must start preparing to file for a claim settlement. In case any legal notice or summons is received, it should be sent to the insurance company. The company has the option of arranging the defense of the case.
- The event giving rise to the claim should have occurred during the period of insurance or retroactive period and the claim first made in writing against the insured during the policy period. The maximum amount payable including defense cost will be the AOA limit selected. The Any One Year limit will get reduced by the amount of claim or indemnity paid for any one accident. Any number of such claims made during the policy period will be covered subject to the total indemnity not exceeding the Any One Year limit.
- Provide the completed claim form, legal notices, court and other correspondence on the matter, estimate of legal fees, letter of subrogation. Prescription copies or medical records are also helpful. Do not admit liability without informing the insurer. www.insurancepandit.com



The Leprosy Mission Hospital is making a difference

It has taken us long to realise that the world is running out of finite resources. At an individual and institutional level, we need to convert this realisation into affirmative actions that can reverse environmental degradation and take us back on the road to recovery.

The Leprosy Mission Hospital in Naini Tlm Hospital Naini is reducing its carbon footprint by reducing reliance on fossil fuels, converting waste into wealth, and preserving soil health. Have a look.

<https://bit.ly/3OopvYv>



The CMC Vellore Ranipet campus is ready to be operational. Phase I of the high tech campus will feature comprehensive trauma care in a bid to provide relevant care for accident victims. The unit will have 1,500 beds, a level 1 trauma care centre with 6 dedicated theatres for accident victims, 29 additional operation theatres for quaternary care medical and surgical services, 250 intensive care beds, cancer services, cardiac catheterization labs, 29 bone marrow transplant unit beds, blood storage facility and 50 dialysis beds.

The campus will also have a zero-waste discharge system and an effluent treatment plant to recycle and reuse water. Also, 30 per cent power needs of the campus will be met through solar power with a digital blanket covering the hospital for IP networking. Phase 2 of the project includes a 350-bed pediatric specialty centre with a proposal also being mooted to create a research and innovation block to enhance the institution's research capacity.

Lamtaput Bamboo Factory Asha Kiran Hospital's Bamboo Initiative



We praise God for His mighty arm in sustaining us this far. The team are able to see this more and more, as there we have new openings for sales and new product enquiries. For example, a retail store in Nagarcoil, Tamil Nadu is displaying our product line (see pic on right). At the same time, the Odisha government authorities took our products to a handicraft fair in New Delhi and are interested in exploring further linkages. We know these are answers to prayer and we are able to tell our young men that these wonders are happening because God loves us! What a privilege.

- Asha Kiran Khobar

Nourishing point...

Peter and his team went fishing and toiled the entire night without catching anything.

A voice from the shore enquired if they caught anything. 'No', they answered. They did not know it was Jesus who instructed them to cast their net on the right side. Peter and the team were professional fishermen and generally they cast their nets on their left.

However, they followed the instruction not doubting or need for checking on who was instructing them, resulted in multitudes of fishes. Ref. John 21.6. KJV We need to think and approach differently, to be more relevant in what we are doing.

- Peniel Malakar

Forthcoming CMAI Training Programmes

- **When you have to lead another's domain...** A virtual session on leader's strategies to connect all professionals in a healthcare organization.
Resource person: Dr. George Chandy, Director,
Believers Church Medical College Hospital, Thiruvalla.
Date: Friday 8th July at 3.30 pm
- CMAI Management Development Programme. 1 to 12th August 2022 in Bangalore

For details, please contact:- Ms. Elsy John, Secretary, Administrators Section, CMAI, Bangalore
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Advertisement Draft regulations from National Medical Commission

A Registered Medical Practitioner (RMP) or any other person including corporate hospitals, running a maternity home, nursing home, private hospital, rehabilitation center, or any type of medical training institution, etc. may place announcements in the lay press, but these should not contain anything more than the name of the institution, type of patients admitted, kind of training and other facilities offered and the fees.

A RMP is permitted to make a formal announcement in any media (print, electronic or social) within 3 months regarding the following: (1) On starting practice (2) On change of type of practice (3) On changing 6 address (4) On temporary absence from duty (5) On resumption of practice (6) On succeeding to another practice (7) Public declaration of charges.

A RMP is allowed to do public education through media without soliciting patients for himself or the institution
source: <https://bit.ly/3xEOGzg>

India all set to offer Ayurveda add-on nursing programme

India is all set to unveil its first integrated Ayurveda nursing degree as an add-on to Allopathy or conventional nursing programme in an effort to offer the best of integrated medicine benefits to patients. Offered to nurses trained in Allopathy, the Ayurveda component will be a year-long add-on training capsule with specific subjects and hands-on training.

The proposal, which is in the last phase of its approval with the Nursing Council of India, is expected to become a reality by this year-end.

The syllabus has been created by the All India Institute of Ayurveda (AIIA), the apex tertiary care centre for Ayurveda in the country, said AIIA director Prof. Tanuja Nesari, who added that this will be “a first of its kind programme which will be a breakthrough in integrative health care.”

June 15, The Hindu

From the Scoop Team:-

The Scoop is an attempt to update information about healthcare organizations' governance and service delivery. You are requested to give your input such as relevant information, institutional developments, statutory impacts, photographs etc... to ejohn@cmai.org or whatsapp to 9741336277. We welcome your suggestions and compliments are appreciated.

Best!