

FISH HOEK VALLEY RATEPAYERS & RESIDENTS ASSOCIATION

(Incorporating Fish Hoek, Clovelly and Sun Valley)

~~Central Circle, Fish Hoek 7975~~

Web: <https://www.fhvrta.org.za/>

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TO: NFCcomments@health.gov.za

**SUBJECT: COVID-19 VACCINE INJURY NO-FAULT COMPENSATION SCHEME
DRAFT REGULATIONS**

DUE: 19 APRIL 2021, CLOSE OF BUSINESS

The Fish Hoek Valley Ratepayers and Residents Association's (FHVRRA) comments that while we are glad to finally see a roll-out for the administration of Covid-19 vaccines, there are many unanswered questions in the no-fault compensation scheme including the size of the fund, how will vaccine injuries be reported, who will determine that such injuries were caused by the vaccine, what vaccine injuries are covered (currently not contained in section 93. (4) (b)), who would be compensated, how much they would be paid, how they would go about claiming and who will ultimately run the scheme making the pay out decisions and upon what criteria.

We can understand our government wanting to protect those trained individuals who administer jabs as the individuals do not know the implications nor can they be held responsible for the contents contained in these vials, provided they adhere to normal practices of administering injections (avoiding blood vessels, nerves, practice aseptic techniques, etc.)

We understand the gun pointed by the vaccine manufacturers requiring a scheme / an associated fund, for use of this life saving vaccine, but making them immune to any claim for damages in the event of vaccine injury for this will allow them to disregard normal safety protocols for injecting foreign bodies into human beings.

Our concern is that if anything does go wrong, causing serious injury or death, all claims will be against the government only. We would prefer that the vaccine manufacturers accept joint culpability, if not primary responsibility for their vaccines.

As most of the injections from the Second Phase onwards will be administered by private physicians and provincial health care providers outside of this fund, is there really a need now for this fund?

It is worrisome that those wishing to make a claim of injury may do so only against the state and not through the court process. Sorry, but this is not comforting.

We prefer that section in 92. (3) (a) that any service provider is appointed through a proper tender process.

In the future, we'd like more time to respond. Four days is a bit short. We prefer the usual 30 days for a proper public participation process.

Summary

In conclusion, we would like to see:-

- As a minimum, that vaccine manufacturers are jointly responsible;
- That vaccine administrators must follow normal injection protocols in order to be protected;
- That the appeal process should allow a court process to follow;
- That a tender process is followed for the appointments of any service providers; and
- That the open period for public participation is the usual 30 days.

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