

DEFINITIONS APPLICABLE TO THESE SUBMISSIONS

In these Submissions, unless the context indicates a contrary intention, the following words and expressions bear the meanings assigned to them:

- 1 **"Administrator"** means an administrator of a medical scheme as defined in the Medical Schemes Act;
- 2 **"BHF"** means the Board of Healthcare Funders of Southern Africa (NPC), a representative body of medical schemes, administrators and managed care companies;
- 3 **"BMI"** means Body Mass Index;
- 4 **"Call for Submissions"** means the Call for Submissions in respect of the Inquiry published by the Panel on 1 August 2014;
- 5 **"CMS"** means the Council for Medical Schemes, a statutory body established in terms of section 3 of the Medical Schemes Act;
- 6 **"Commission"** means the Competition Commission, a statutory body established in terms of section 19 of the Competition Act;
- 7 **"Competition Act"** means the Competition Act, No. 89 of 1998, as amended;
- 8 **"CPI"** means the average annual rate of change (expressed as a percentage), in the Consumer Price Index for all metropolitan and rural areas as published in the Government Gazette by Statistics South Africa;
- 9 **"Discovery"** means Discovery Health, the largest open medical scheme in South Africa;
- 10 **"Discovery Administrator"** means Discovery Health Proprietary Limited, the largest administrator in South Africa;
- 11 **"Doctor"** includes a GP and a specialist;
- 12 **"DRGs"** means a Diagnostic Related Grouper, being a classification system in terms of which hospital admissions are grouped according to the intensity of resources utilised on patients during admission;
- 13 **"GEMS"** means the Government Employees Medical Scheme, the largest restricted medical scheme in South Africa;
- 14 **"GP"** means a general practitioner;
- 15 **"HASA"** means the Hospital Association of South Africa, a voluntary association of the majority of private hospitals in South Africa;
- 16 **"Healthcare Professional"** includes a doctor and an allied health professional;
- 17 **"Health Professions Act"** means the Health Professions Act, No. 56 of 1974, as amended;
- 18 **"HPCSA"** means the Health Professions Council of South Africa, a statutory body established in terms of section 2 of the Health Professions Act;
- 19 **"Inquiry"** means the Market Inquiry into the Private Healthcare Sector conducted by the Commission in terms of Chapter 4A of the Competition Act;
- 20 **"ITAP"** means the Industry Technical Advisory Panel, established by the CMS;

- 21 "**Life Healthcare**" means Life Healthcare Limited, a private hospital group;
- 22 "**LOS**" means length of stay, being the period from admission of a patient to a hospital to his/her discharge;
- 23 "**Medical Scheme**" or "**Scheme**" means a medical scheme registered in terms of section 24(1) of the Medical Schemes Act;
- 24 "**Medical Schemes Act**" means the Medical Schemes Act, No. 131 of 1998, as amended;
- 25 "**Medicines Act**" means the Medicines and Related Substances Act, No. 101 of 1965, as amended;
- 26 "**Mediclinic**" means Mediclinic Southern Africa Proprietary Limited, a private company with registration number 2008/004849/06, being a wholly owned subsidiary of Mediclinic International;
- 27 "**Mediclinic Group**" means Mediclinic and all its subsidiaries and associated companies;
- 28 "**Mediclinic International**" means Mediclinic International Limited, a public company listed on the exchange operated by JSE Limited, with registration number 1983/010725/06;
- 29 "**NAP**" means the Net Acquisition Price model in terms of which all surgical items and prostheses are billed by Mediclinic at the cost price thereof, without any mark-up being applied;
- 30 "**National Health Act**" means the National Health Act, No. 61 of 2003, as amended;
- 31 "**Netcare**" means Netcare Limited, a private hospital group;
- 32 "**NHN**" means the National Hospital Network, an association of independent private hospitals;
- 33 "**OHSC**" means the Office of Health Standards Compliance, established in terms of section 77(1) of the National Health Act;
- 34 "**OSD**" means the Occupation Specific Dispensation introduced by the Department of Public Service and Administration in 2007 for the occupations Professional Nurse, Staff Nurse and Nursing Assistant in the public service;¹
- 35 "**Panel**" means the Panel for the Inquiry;
- 36 "**PMBs**" means Prescribed Minimum Benefits as contemplated in section 29(1)(o) of the Medical Schemes Act, being the level of minimum benefits that are to be available to beneficiaries of medical schemes as prescribed in terms of the Medical Schemes Act;
- 37 "**REF**" means the Risk Equalisation Fund proposed in terms of the Medical Schemes Amendment Bill, 2006, to be established by the CMS for the equalisation of the risk of providing PMBs across medical schemes, which has to date not been implemented;
- 38 "**SANC**" means the South African Nursing Council, initially established in terms of the Nursing Act, No. 45 of 1944, as amended, and currently operating under the Nursing Act, No. 33 of 2005, as amended;
- 39 "**SEP**" means the Single Exit Pricing system, introduced in terms of section 22G(2)(a) read with section 22G(3)(a) of the Medicines Act;

¹ File 18/2/P, September 2007. Available on <http://www.dpsa.gov.za/>.

- 40 "**Statement of Issues**" means the Statement of Issues in respect of the Inquiry published by the Panel on 1 August 2014;
- 41 "**STATSSA**" means Statistics South Africa, established in terms of the Statistics Act, No 6 of 1999, as amended;
- 42 "**Submissions**" means Mediclinic's submissions on the issues raised in the Statement of Issues, read with the Terms of Reference, in response to the Call for Submissions, as set out in this document and its annexures;
- 43 "**Terms of Reference**" means the Terms of Reference in respect of the Inquiry published by the Commission on 29 November 2013;
- 44 "**Tribunal**" means the Competition Tribunal, a statutory body established in terms of section 26 of the Competition Act; and
- 45 "**VAT**" means value added tax payable in terms of the Value Added Tax Act, No 89 of 1991, as amended.