

Please quote our reference when communicating with us about this matter

Our ref: SAG/pc/riskman/other org/BMA/Eccles0727

Your ref:

Date: 27 July 2004



THE
MDU

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PRIVATE AND CONFIDENTIAL

Mr Simon Eccles
Chairman BMA Junior Doctors Committee
BMA House
Tavistock Square
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Dear Mr Eccles

Re: cover for doctors working outside the EWTD restrictions

Thank you for letter of 23 July inquiring about our position in relation to members who are working outside the EWTD working time restrictions. This is a matter that the MDU has considered in the past before the inception of the EWTD. As I am sure you are aware doctors, for various reasons, were sometimes required to work outside their contracted hours.

The MDU has never sought to link the benefits of membership to contractual hours. Members can seek assistance from the MDU in the usual way with problems arising from their clinical practice whether this occurs outside their working time restrictions or not. Each case is considered on its merits subject to the absolute discretion of the Board of Management. Allegations of clinical negligence will be subject to NHS terms of indemnity for junior doctors working within trusts and I have no doubt you are seeking an assurance from the NHS Litigation Authority on the same point.

Please do not hesitate to come back to me if you have any further questions.

Yours sincerely

Dr Stephen A Green
Head of Risk Management Services

Specialists in: Medical Defence Dental Defence Nursing Defence Risk Management

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