

# Road Traffic Injuries Commission Review

**If you or your next of kin have been injured in a road traffic accident, the Road Traffic Injuries Commission can review the compensation paid to you by your motor insurance company for any personal injury you may have incurred. The language used when processing cases will be Swedish. The review is free of charge. The Commission's statement acts as an advisory opinion for motor insurance companies. The Road Traffic Injuries Commission reviews two types of case – mandatory cases and dispute resolutions. This information leaflet is about mandatory cases.**

### **Mandatory cases**

In certain cases, your insurance company must send your case to the Road Traffic Injuries Commission for review. For example, if your medical invalidity is at least ten per cent. The review must be conducted regardless of whether you and your insurance company agree or not.

Occasionally, cases processed by the Swedish Motor Insurers (TFF) will need to be sent to the Road Traffic Injuries Commission for review.

You will not be able to log in and follow your case online if it is a mandatory case.

Your insurance company will investigate your claim and compile a memorandum for the Commission. This will include the insurance company's proposed compensation, your opinions of the proposal, and other documents that may be significant to the Road Traffic Injuries Commission's review. The insurance company will send the memorandum to you before the case is passed on to the Commission.

### **Can I submit my own review application to the Road Traffic Injuries Commission?**

You cannot submit your own application to the Commission if your case is a mandatory one.

### **What happens during the review?**

1. Your insurance company will send your case to the Road Traffic Injuries Commission.
2. The Commission will convene and review your case. The Commission will then issue a statement with their findings.
3. After the review, the Commission will send their statement to your insurance company.
4. Your insurance company will then forward the statement to you.

### **How long will the review take?**

Processing times are usually between three and six months. Occasionally, the processing time will be longer.

### **What language will the documents be in?**

Road Traffic Injuries Commission reviews are conducted in Swedish.

## **Road Traffic Injuries Commission**

### **What applies for legal representatives?**

You may enlist a representative to help you with your case submitted to the Road Traffic Injuries Commission, however this is not a requirement. If you would like a representative, the insurance company will determine whether your motor insurance can cover any costs. Alternatively, you can pay for a representative yourself.

### **Can I attend the Commission's hearing?**

Neither you nor your representative can attend the hearing when your case is reviewed. The case is reviewed based on written documentation alone.

### **Does my insurance company have to comply with the Commission's statement?**

The Commission issues a written statement which is an advisory opinion. Therefore, the insurance company do not need to comply the Commission's findings. It is uncommon for an insurance company to not comply with the statement.

### **Can I appeal against the Commission's statement?**

Statements issued by the Road Traffic Injuries Commission cannot be appealed. If you are unhappy with the statement, or if the insurance company does not change their decision based on the Commission's findings, you can appeal in court. Should you appeal, the insurance company's decision will be reviewed and not the Commission's statement. Statutory limitations may apply. You should contact your insurance company to find out what applies.

**Find more information on [www.trafikskadenamnden.se](http://www.trafikskadenamnden.se)**