



WERKSMANS  
INCORPORATING  
JAN S. DE VILLIERS

*Keep us close*



## Health, Pharmaceutical & Life Sciences

### Practice Area Overview

Few matters cut deeper into the pockets of both individuals and businesses than healthcare costs. Medical scheme fraud, reported to be widespread, has added substantially to these costs, as has the onslaught of HIV/Aids. Legislative change has also been dramatic in the healthcare industry, resulting in a rash of disputes over dispensing fees, medicine pricing and the advertising of health products.

In this context, the firm is at the cutting edge of legal developments in the health, pharmaceutical and life sciences sectors. For instance, the Health, Pharmaceutical & Life Sciences team has helped to clamp down on fraudulent medical claims by representing medical schemes and administrators acting against erring healthcare service providers. We have also assisted employers in implementing workable, cost-effective HIV/Aids workplace programmes.

The diversified knowledge of the team is complemented by in-depth insight into South Africa's evolving complex legislative and regulatory environment. This includes the black economic empowerment requirements of the Health Charter and the legal implications of the National Health Act and Consumer Protection Act. Other sought-after skills areas are professional negligence and product liability matters, licensing, distribution agreements and compliance with clinical trials regulations.

Expertise in these fields is sharpened by extensive international involvement, which includes representation at the World Association of Medical Law and the World Congress on Public Health Law & Ethics. Team members are often speakers at local and global conferences, covering topics ranging from stem cell research and euthanasia to traditional African medicine.

#### Services include dealing with:

- ▶ Interpretation of regulations and legislation
- ▶ Compliance matters in respect of medicines, pharmaceuticals and medical devices
- ▶ Black economic empowerment in relation to the Health Charter
- ▶ Professional negligence by health professionals
- ▶ Constitutional and administrative law issues affecting pharmaceuticals and healthcare provision
- ▶ Advice on the implementation of HIV/Aids workplace policies
- ▶ Advice on cutting edge legal issues such as biotechnologies, medical ethics, organ donation, stem cell research and therapy, cloning, complementary and alternative medicine, and genetic testing and coding
- ▶ Advice on proposed national health insurance schemes.

## About the team



### Neil Kirby

Title: Director and head of the Health,  
Pharmaceutical & Life Sciences practice area  
Direct line: +27 (0)11 535 8198  
Fax: +27 (0)11 535 8698  
Switchboard: +27 (0)11 535 8000  
Email: [nkirby@werksmans.com](mailto:nkirby@werksmans.com)



### Bulelwa Khemese

Title: Director  
Direct tel: +27 (0)11 535 8309  
Fax: +27 (0)11 535 8709  
Switchboard: +27 (0)11 535 8000  
Email: [bkhemese@werksmans.com](mailto:bkhemese@werksmans.com)



### Monique Pansegrouw

Title: Director  
Direct tel: +27 (0)11 535 8466  
Fax: +27 (0)11 535 8666  
Switchboard: +27 (0)11 535 8000  
Email: [mpansegrouw@werksmans.com](mailto:mpansegrouw@werksmans.com)



### Chareen Marcus

Title: Associate  
Direct tel: +27 (0)11 535 8460  
Fax: +27 (0)11 535 8760  
Switchboard: +27 (0)11 535 8000  
Email: [cmarcus@werksmans.com](mailto:cmarcus@werksmans.com)

## About Werksmans Incorporating Jan S. de Villiers

Werksmans Incorporating Jan S. de Villiers is a leading South African corporate and commercial law firm focused on achieving the best legal outcome for our clients, which include multinationals, listed companies, financial institutions, entrepreneurs and government. Our firm's coveted reputation is founded on the track record, over more than 100 years, of Werksmans and Jan S. de Villiers, which merged at the beginning of 2009 to create South Africa's most powerful law firm specialising in mergers and acquisitions (M&A).

Our firm also has a formidable reputation in commercial litigation and dispute resolution, as well as banking and finance. We are distinguished by the people, clients and work that we attract and retain - our more than 160 lawyers are a powerful team of independent-minded individuals who share a common service ethos.

The firm is built on a solid foundation of insightful and innovative deal structuring and legal advice, as well as a keen ability to understand the greater economic forces of the marketplace. In addition to being well established in Gauteng and the Western Cape, we offer a gateway into 25 other African countries through our African legal network, Lex Africa.

*Information correct as at September 2009.*



**LEXAFRICA**

NETWORK  
OF LEADING  
LAW FIRMS