



## Specialist Medical Review Council

### Declaration

*Section 196W  
Veterans' Entitlements Act 1986*

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**Re: Statements of Principles Nos. 40 and 41 of 2004  
In Respect of Malignant Neoplasm of the Small Intestine**  
Matter Nos. 2006/1 & 2  
Requests for Review Declaration No. 12

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- 1 In relation to the Repatriation Medical Authority (the RMA) Statement of Principles No. 40 of 2004 in respect of malignant neoplasm of the small intestine and death from malignant neoplasm of the small intestine, made under subsection 196B (2) of the *Veterans' Entitlements Act 1986* (the VEA), the Specialist Medical Review Council (the Council) under subsection 196W (4) of the VEA:

DECLARES that it is of the view that there is sound medical-scientific evidence on which the RMA could have relied to amend the Statement of Principles to include the factors set out below;

DIRECTS the RMA to amend Statement of Principles No. 40 of 2004 by including each of those factors; and

FURTHER DIRECTS the RMA to determine and specify exposure criteria (including amount, frequency, and duration of a consumption habit) for each of those factors, having regard to the Council's comments in that regard as herein set out:

**Factors to be included in Statement of Principles No. 40 of 2004**

- a) a dietary factor, namely exposure to fried, barbecued, salt cured or smoked foods, including ham, bacon, red meat and fish, consumed at least 3 times each week for at least 20 years;
  - b) a factor referable to exposure to more than 24 g of alcohol per day from beer or spirits;
  - c) a factor concerning obesity in men; and
  - d) so far as carcinoma of the first part (the bulb) of the duodenum only is concerned, Helicobacter pylori infection of long duration.
- 2 In relation to the RMA Statement of Principles No. 41 of 2004 in respect of malignant neoplasm of the small intestine and death from malignant neoplasm of the small intestine, made under subsection 196B (3) of the VEA the Council under subsection 196W (5) of the VEA:

DECLARES that it is of the view that the sound medical-scientific evidence available to the RMA is insufficient to justify any amendment of the Statement of Principles.



Charles Stuart  
Guest

Presiding  
Councillor



Gregory James  
Lockrey

Councillor



Donald James  
Bourne St John

Councillor



Michael Henry  
Jefford

Councillor

The Common Seal of the )  
Specialist Medical Review )  
Council was affixed to this )  
document by authority of the )  
Council in the presence of: )



Martin Leslie Page  
Registrar



Dated this

29<sup>th</sup>

day of

June

2009

The Council's Reasons for Decisions in relation to this Declaration can be obtained on request in writing to The Registrar, PO Box 895, Woden ACT 2606 or by telephoning (03) 9284 6784.