



**FEDERAL MINISTRY
OF HEALTH**

DIR. 2011/24/EU CROSS-BORDER HEALTHCARE ONE YEAR INTO PRACTICE

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DIR. 2011/24/EU

ONE YEAR INTO PRACTICE

- very limited experience to the application of the Directive**
- National Contact Point was established by the end of October 2013**
- 11860 views of the site until the end of June 2014 are registered**
- 57 mails have been answered**



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ONE YEAR INTO PRACTICE

(CONTINUED)

- **The small number of queries can be a sign for the fact that**
 - **the information on the website is**
 - **sufficient**
 - **understandable**
 - **there is no real need for Austrians for a treatment abroad.**
- **The website is also available in English.**



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ONE YEAR INTO PRACTICE

(CONTINUED)

- **Media interest**
 - more or less around the time of the implementation date
 - did not result in increasing reporting
- **no figures available with regard to Austrians having treatment in other EU-MS or of EU-citizens having treatment in Austria under the Directive 2011/24/EU**
- **most of the cases probably dealt under Regulation (EG) 883/2004**



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ONE YEAR INTO PRACTICE

(CONTINUED)

○ Implementation (some misunderstanding)

- measures ensuring the existence of complaints procedures and mechanisms for patients to seek remedies if they suffer harm

→ principle of legality

- measures ensuring that patients from other Member States are not discriminated against with regard to nationality

→ principle of non-discrimination; principle of equality;

legal provisions in occupational laws

- measures ensuring that patients who have received cross-border healthcare receive the same medical follow-up as would have been provided if that healthcare had been provided on their territory

→ Finalitätsprinzip (treatments are gained independent of reason)



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ONE YEAR INTO PRACTICE

(CONTINUED)

○ **Implementing acts**

- **Law on the „Gesundheit Österreich GmbH“**
- **supplementary law to the General Social Security Act (SV-EG)**
- **Federal Hospitals Act (KAKuG)**
- **various occupational laws (Law on Doctors, Law on Dentists, Law on Music therapy, Law on Psychotherapy, etc.)**

○ **National Contact Point**

- **established in the „Gesundheit Österreich GmbH“**
- **internet presence of the NCP implemented in the public Health Portal (german and english)**
- **E-mail contact**



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ONE YEAR INTO PRACTICE

(CONTINUED)

- **System of prior authorisation**
 - **definition of healthcare that is subject to prior authorisation in the „Musterkrankenordnung“ → work in progress**
- **System of reimbursement**
 - **general rule for treatments requiring a prior authorisation: reimbursement of those costs, that would have incurred in case of medication in Austria**
 - **Inpatient care:**
 - prior authorisation has been issued: costs that would have incurred in case of medication in Austria
 - inpatient care without applying for prior authorisation: subsidy for care-giving expenses
 - ambulant treatment in hospital: depends on statutes of social insurance agencies
 - **Outpatient care:**
 - prior authorisation not necessary/has been refused/hasn't been requested: 80 % of the contractual partner-tariff
 - prior authorisation has been issued or “system failure”: 100 % of contractual partner-tariff
 - **no prior authorisation gained and subsuming under national benefits catalogue impossible: no reimbursement**



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ONE YEAR INTO PRACTICE

(CONTINUED)

- *Cooperation and cross border treatment without Directives and Regulations?*
 - *Braunau – Simbach*
 - *Reutte – Füssen*
 - *Bozen – Innsbruck (transplant medicine)*
 - *Graz – Maribor (burn injuries)*
- *Focus on cooperation in neighbourhood*



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ONE YEAR INTO PRACTICE

(CONTINUED)

- *previous experience too little for significant conclusion*
- *await the development in the future*
- *uniform standards for patient rights (e.g. price information, liability)*



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**THANKS FOR YOUR
ATTENTION!**