

**Amendment 556**

**Nicolaus Fest, Sylvia Limmer, Gerolf Annemans, Filip De Man, Tom Vandendriessche, Rob Rooker, Robert Roos, Roman Haider, Cristian Terheş, Gunnar Beck, Joachim Kuhs, Maximilian Krah, Francesca Donato, Mathilde Androuët, Jordan Bardella, Aurélia Beigneux, Dominique Bilde, Annika Bruna, Patricia Chagnon, Marie Dauchy, Jean-Paul Garraud, Catherine Griset, Jean-François Jalkh, France Jamet, Virginie Joron, Jean-Lin Lacapelle, Gilles Lebreton, Thierry Mariani, Eric Minardi, Philippe Olivier, André Rougé, Georg Mayer, Harald Vilimsky, Guido Reil, Bernhard Zimniok, Ivan David, Markus Buchheit, Emmanouil Fragkos, Mazaly Aguilar, Jorge Buxadé Villalba, Margarita de la Pisa Carrión, Hermann Tertsch**

**Report**

A9-0395/2023

**Tomislav Sokol**

European Health Data Space

(COM(2022)0197 – C9-0167/2022 – 2022/0140(COD))

**Proposal for a regulation****Recital 41 a (new)***Text proposed by the Commission**Amendment*

***(41 a) The analysis of the complete data set of a natural person could technically enable a health data holder to draw specific conclusions about behaviours, such as dietary habits, full or partial compliance with official health recommendations, or genetic predispositions to certain medical conditions, going well beyond the intended purpose of this Regulation and paving the way for potential discrimination of citizens. Therefore, the use of the EHR should also be limited for the primary use by health data holders to avoid discrimination such as reduced reimbursements, triage or denial of access to healthcare;***

Or. en

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(COM(2022)0197 – C9-0167/2022 – 2022/0140(COD))

**Proposal for a regulation****Article 3 a (new)***Text proposed by the Commission**Amendment***Article 3a*****Prohibited primary use of electronic health data***

***It is prohibited for a health data holder to process electronic health data in order to reduce the access to healthcare of a natural person. In particular, it is prohibited to increase social security contributions or similar charges for provision of healthcare, to reduce reimbursements after care, to deny, partially or completely, access to healthcare or specific treatments, or to proceed to triages, based on the EHR, or the absence thereof, for a natural person seeking care.***

Or. en