Under Article 7 of Directive 2011/24/EU on patients’ rights in cross-border healthcare\(^1\), patients have the right to be reimbursed for cross-border healthcare up to the level of costs as if treated for the same medical condition at home. The Commission’s conformity check of national transposition measures under the Directive revealed that Finland uses the lower reimbursement level applicable to healthcare received from private/non-contracted healthcare providers compared with the public healthcare system. As a result, the Commission initiated proceedings against Finland for failing to fulfil its obligations under the Directive\(^2\). These proceedings are still pending and the Commission’s position remains unchanged.

In its 3\(^{rd}\) report on the operation of Directive 2011/24/EU\(^3\), the Commission invited Member States to reassess the national measures limiting patients’ access to cross-border healthcare. The Commission is of the view that this could be addressed in Finland as part of the ongoing revision process of the national legislation in the healthcare field. The Commission is closely monitoring national developments in Finland with the view of deciding on its next steps with regard to the pending infringement proceedings.

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\(^2\) [2016 April infringements’ package: key decisions, available here: [https://ec.europa.eu/commission/presscorner/detail/EN/MEMO_16_1452](https://ec.europa.eu/commission/presscorner/detail/EN/MEMO_16_1452)]

\(^3\) [COM(2022) 210 final, available here: [https://eur-lex.europa.eu/resource.html?uri=cellar:24310696-d1d3-11ec-a95f-01aa75ed71a1.0019.02/DOC_1&format=PDF](https://eur-lex.europa.eu/resource.html?uri=cellar:24310696-d1d3-11ec-a95f-01aa75ed71a1.0019.02/DOC_1&format=PDF)]