



13TH EHEALTH NETWORK 15 MAY 2018, BRUSSELS, BELGIUM
COVER NOTE BY EHEALTH NETWORK SECRETARIAT

Agenda point 4b: eHDSI - State of play on the opinion of the Article 29 Working Party on the Agreement¹

Issue at stake

The opinion of the Article 29 Working Party on the Agreement underwent a written procedure for adoption among its members. Deadline for the DPAs to vote was 2 May 2018. The opinion was sent to the Member State co-chair by the Article 29 WP on Thursday 3 May 2018. It was provided to the eHealth Network through the online platform on 4 May 2018.

The eHMSEG Legal Task Force has examined the opinion and concludes that there are no major showstoppers for signing the Agreement. However, there are two issues that would require an amendment of the Agreement in the interest of the legal certainty: one concerning the procedure on how to amend the annexes and one concerning further processing of personal data (see points 8 and 9 in a separate document containing the analysis).

The Legal Task Force asks a mandate from the eHN to make the necessary proposals for those amendments and to be adopted by the eHealth Network through a written procedure as soon as possible.

Summary

A short analysis of the opinion of the eGovernment subgroup of the Article 29 Working Party will be presented during the meeting, together with recommendations for the eHealth Network on how to proceed further.

Format of procedure in the eHN

The Member State co-chair introduces the topic and gives the floor to the eHMSEG Legal Task Force chair to present the Opinion. Then the floor is opened to the eHealth Network for comments and questions.

At the end the Member State co-chair will summarize the discussion and lay out the further procedure based on the discussion.

¹ Agreement between National Authorities or National Organisations responsible for National Contact Points for eHealth on the Criteria required for the participation in Cross-Border eHealth Information Services