

## European Health Data Space Outcome of the public consultation and key issues

Ioana-Maria Gligor and Guillaume Byk
DG SANTE





## Should a European framework on the access and exchange of personal health data aim at achieving the following objectives?



Promote citizens' control over their own health data. including access to health data and transmission of their health data in electronic format (369)

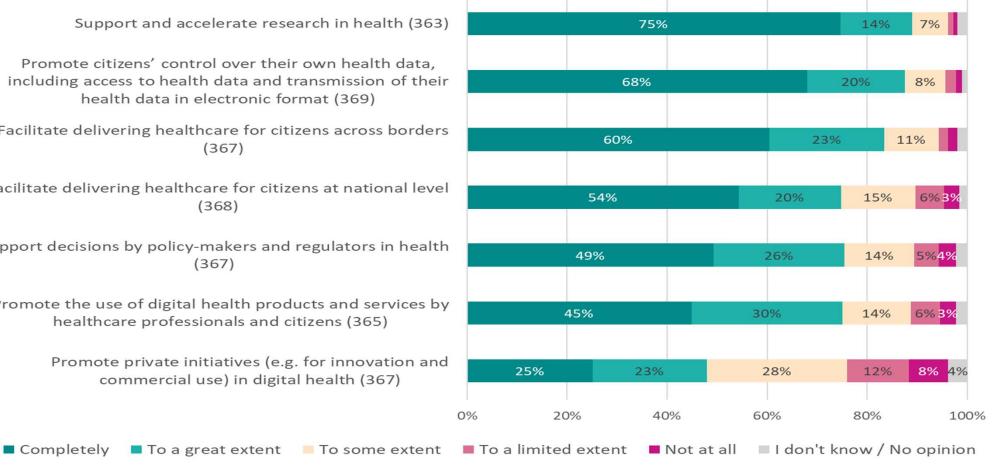
Facilitate delivering healthcare for citizens across borders (367)

Facilitate delivering healthcare for citizens at national level (368)

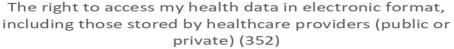
Support decisions by policy-makers and regulators in health (367)

Promote the use of digital health products and services by healthcare professionals and citizens (365)

> Promote private initiatives (e.g. for innovation and commercial use) in digital health (367)



## How important is it for you to be granted the following rights?



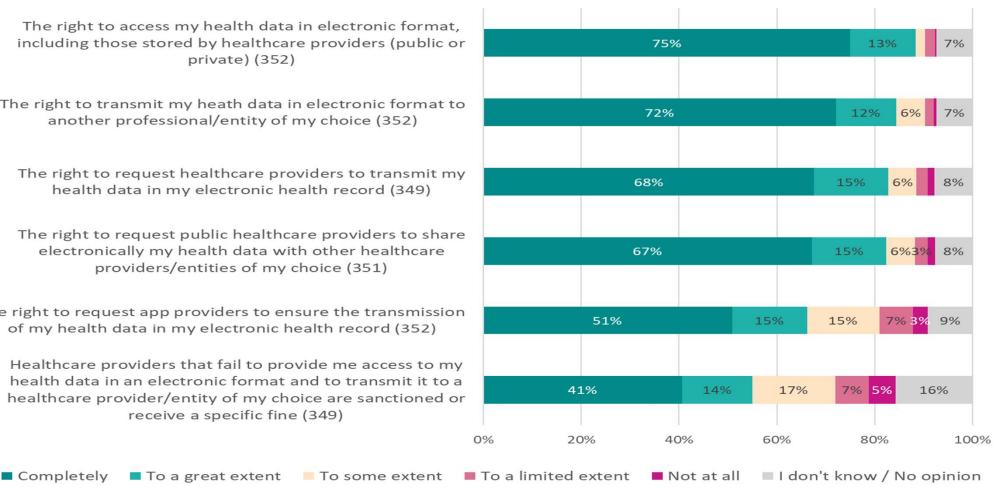
The right to transmit my heath data in electronic format to another professional/entity of my choice (352)

The right to request healthcare providers to transmit my health data in my electronic health record (349)

The right to request public healthcare providers to share electronically my health data with other healthcare providers/entities of my choice (351)

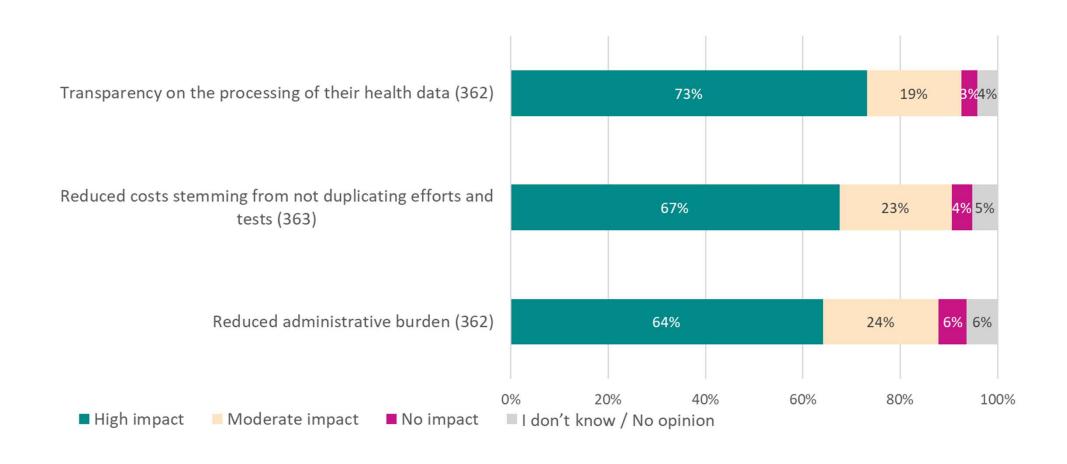
The right to request app providers to ensure the transmission of my health data in my electronic health record (352)

Healthcare providers that fail to provide me access to my health data in an electronic format and to transmit it to a healthcare provider/entity of my choice are sanctioned or receive a specific fine (349)



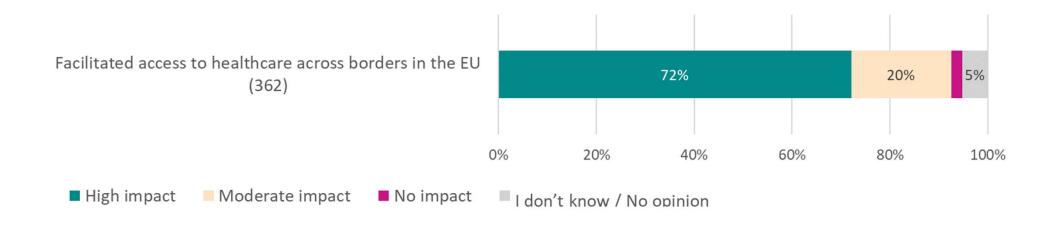
In your view, what would be the benefits for stakeholders of measures facilitating access to, control and transmission of health data for healthcare?

## Benefits for patients:



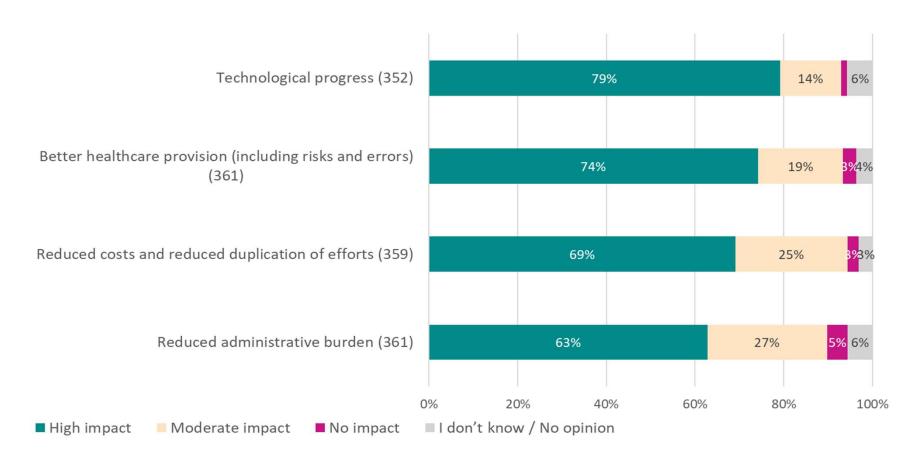
In your view, what would be the benefits for stakeholders of measures facilitating access to, control and transmission of health data for healthcare?

#### Access to efficient and safe care:

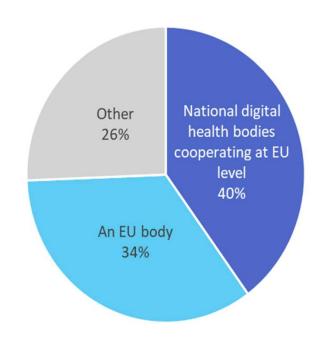


## In your view, what would be the benefits for stakeholders of measures facilitating access to, control and transmission of health data for healthcare?

### Benefits on healthcare systems efficiencies:



# In your view, who is best suited to develop these standards and technical requirements at EU level to support exchange of data in healthcare?





## 2a. Use of data for healthcare

Primary use of health data (EHDS 1/MyHealth@EU)



Access to health data in digital format

Today, a large number of EU citizens and healthcare professionals cannot access health data in a digital format. Data are often available in paper, or only a limited set of data categories are available in digital format.

#### Interoperable health data

Health data is collected in such a way, that the format is different everywhere. This makes it impossible to understand the meaning of health data in different contexts. Therefore, interoperability standards are required to promote wider use and understanding.



#### **Tools and infrastructure**

Member States organise health data access through different means. Some member states have patient or professional **portals** at the level of healthcare provider, region or nation, while others have apps or personal data space solutions. Also, registries of who should have access are also local, regional or national solutions.

Commis



# 2b. Use of data for research, policy making and Al

Secondary use of health data

## Secondary use of data in the EHDS

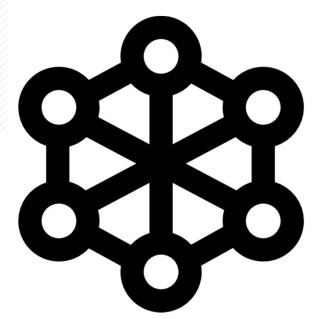




Reuse of health data by researchers, policy-makers and industry







Rules, protocols, infrastructure and governance



Health data from patients and healthcare professionals

Other research data





Granting researchers, policy-makers and industry access to health data across borders in an interoperable, digital format





# 3. Key issues and next step

## EHDS: What are the problems?

## Use of health data for healthcare (primary)

Sharing of health data for healthcare

- Limited control to and access to patients
- Repeated tests and high costs
- Insufficient exchange of health data
- Limited interoperability between health care providers

Single market for digital health products and services

- Uneven national legislative frameworks
- Uneven quality / interoperability frameworks
- Uneven procedures for prescriptions, reimbursement, liability

## Re-use of health data (secondary)

Access to health data for research, innovation, public health policy making

- Low re-use of health data
- Cumbersome crossborder access to health data
- Fragmented digital infrastructures

Artificial Intelligence

- Limited provision of data for training of Al
- Difficulties for regulators to evaluate
- Al algorythms
- Uncertainty on Al liability in health

# Towards a European Health Data Space (EHDS)

#### **OBJECTIVES**

Timely and simplified exchange of and access to health data

#### **SCOPE & EXPECTED IMPACT**

Use of health data (primary, EHDS1)

Re-use of health data (secondary, EHDS2)

 Individuals to access and control their data & exchange of health data (incl. cross-border), irrespective of source (electronic health records, tele-health, m-health, wellness apps)

- Research, innovation
- Policy (incl. e.g. public health, HTA) & Regulatory decisions

Single market for data, data protection, free movement of people, digital goods and services



**Better Policy Making** 

#### **MEANS**

**Legal / Governance** 

**Quality of data** 

Infrastructure

Capacity building/digitalisation (MFF)



## EHDS: Articulation with EU regulatory framework

Cross-border healthcare Directive

**GDPR** 

**Data Governance Act** 

Al regulation

Data Act eID

#### **EHDS**

- health data for healthcare
- Control of patients over their health data
- Use of data for research, policy making, regulatory decision
- Provision of tele-health and m-health, including cross-borders
- Clarifying use of AI in health



## EHDS: next steps

Inception Impact Assessment:

Public consultation (3 May – 26 July 2021)

#### Impact Assessment (Q3 2021)

- Study on Assessment of the EU Member States' rules on health data in the light of GDPR (Q1 2021)
- Study on regulatory gaps, including evaluation D. 2011/24/EU, digital health services, AI (Q2 2021)
- Studies to support the Impact Assessment (Q3 2021)
- JA TEHDAS 2021

**Consultation EDPS** 

Legal proposal (first part 2022)



# Thank you



#### © European Union 2021

Unless otherwise noted the reuse of this presentation is authorised under the <u>CC BY 4.0</u> license. For any use or reproduction of elements that are not owned by the EU, permission may need to be sought directly from the respective right holders.

