

Table 1 Entitlement to health care services for irregular migrants across the EU28: Emergency, primary and secondary careⁱ

Country	Emergency care	Primary care	Secondary care	Out of Pocket Payment for care ⁱⁱ	Law
Austria	✓			✓	Basic Care Agreement, BGBl.I Nr. 80/2004. Austrian Federal Hospitals Act.
Belgium	✓	✓	✓		Art. 57 § 2, 1° Loi organique des CPAS (8 July 1976); Arrêté royal relatif à l'aide médicale urgente octroyée par les centres publics d'aide sociale aux étrangers qui séjournent illégalement dans le Royaume (Royal Decree, 12 December 1996).
Bulgaria	✓			✓	Health Act (2004), Articles 82 (1), 99 (1) and 100 (1); enforced on 1 January 2005.
Croatia	✓			✓	Law on Foreigners' Obligatory Health Insurance and Health care of Foreigners in the Republic of Croatia (Article 24).
Cyprus	✓			✓	Administrative circulars, 2000 Refugee Law.
Czech republic	✓	✓	✓	✓	Act No. 372/2011 Collection of Laws on health services and the conditions of their provision. Act No.326/1999 Coll., on the Residence of Foreign Nationals in the Territory of the Czech Republic, Article 48.
Denmark	✓			✓	Health Act, Section 80 (2008). Aliens (Consolidation) Act, No.785 (2009), Article 14(1) b.
Estonia	✓				Health Services Organisation Act (<i>Tervishoiuteenuse korraldamise seadus</i>), Article 6(1) (2001), RT I 2001, 50, 284.
Finland	✓			✓	Health Care Act (1326/2010) Section 50, Health Care Professionals Act (559/1994) Section 15, Act on Specialized Medical Care (1062/1989) Sections 3 and 30; and Act on the Implementation of Social Security Legislation (1573/1993) Sections 3, 3a and 3c.

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France	✓	✓	✓		Loi No 99-641 (1999). Social Action and Family Code, Article L.251-1: Loi No. 99-641 of 27 July 1999.
Germany	✓	✓	✓	✓	Asylbewerberleistungsgesetz (Asylum Seeker Benefit Act), BGBl. I S. 2022 (1997), Sections 1, 4; Aufenthaltsgesetz, BGBl. I S. 162, Sections 87(2) and 88(2).
Greece	✓			✓	Law no. 2910/2011. Directive 2 May 2012 amending law on 'Entry, residence and social integration of third-country nationals in the Hellenic Territory', No. 3386/2005, Article 84(1).
Hungary	✓			✓	Act on Health, Act CLIV of 1997, Articles 94(1) and 142(2) and Regulation 52/2006. Government Decree 114/2007 (V.24) on the Implementation of Act II of 2007 on the Admission and Right of Residence of Third-Country Nationals, Article 139.
Ireland	✓	✓	✓	✓	Health Act 1970 (as amended 1991), Sections 45(1) and 47A. Department of Health Circular 13/92, 7 July 1992.
Italy	✓	✓	✓		Art. 35 National Immigration Law (Legislative Decree No. 286/1998), as amended, Article 35(3). Art. 32 Italian Constitution and Regulation of the Ministry of Health of March 24 th , 2000 (Administrative Circular No. 5/2000), affirmed by Italian Constitutional Court, judgement 252/2001.
Latvia	✓			✓	Medical Treatment Act, Sections 16, 17 and 18 (1998, as amended).
Lithuania	✓				Law on Health Insurance (2008, as amended in 2012), Article 8. Order of the Minister of Interior No. IV-340, 4 October 2007.
Luxembourg	✓			✓	No specific legal provision.

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Malta	✓				Refugees Act 13(2). Ministry for Justice and Home Affairs and Ministry for the Family and Social Solidarity, <i>Irregular Immigrants, Refugees and Integration – Policy Document</i> , 2005.
Netherlands	✓	✓	✓		Art 10, S2 Foreigners Act 2000; Amendment to the Health Insurance Act 31249 (2008) Article 122.
Poland	✓			✓	Law on Health care Services Financed by Public Funds, 2004. Foreigners Act of 13 June, Dz. U. (Journal of Laws) No. 128 of 2003, item 1175, as amended.
Portugal	✓	✓	✓	✓	Despach do Ministério da Saúde No. 25/360/2001; Decreto Lei No. 135/99 (1999), Art.34. No.2 Basic Law on Health XXXIII. Circular Informativa no. 12/DQS/DMD/07.05.09.
Romania	✓				Health Reform Law, 95/2006, Article 211.
Slovakia	✓			✓	Act No. 576/2004 Coll. on Health care, Health care Related Services and on amendments and supplementation of certain Acts. <i>Zákon 576/2004 Z.z. o zdravotnej starostlivosti, službách súvisiacich s poskytovaním zdravotnej starostlivosti a o zmene a doplnení niektorých zákonov</i> , Section 11 and Act No. 580/2004 Coll. on Health Insurance as amended (<i>Zákon č. 580/2004 Z.z. o zdravotnom poistení</i>).
Slovenia	✓				Care and Health Insurance Act, Article 7 (1992, as amended), Aliens Act (ZTuj-2). Health Uradni list RS (Official Gazette of the Republic of Slovenia), No. 50/2011 of 27 June 2011.
Spain	✓				Royal Decree Act 16/2012 amending Foreigners Act; Art. 3 of Law 16/2003; Ley Organica 4/2000 sobre derechos y libertades de los extranjeros en Espana y su integracion social (2000).

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Sweden	✓	✓	✓	✓	Law (2013:407): Health and Medical Care for Certain Foreigners Residing in Sweden without Proper Documentation Act. Communicable Diseases Act 2004:168.
UK	✓	✓	✓	✓	Immigration Act 2014 (s39). National Health Service (Charges to Overseas Visitors) Regulations 2015. Guidance on Implementing the Overseas Visitors Hospital Charging Regulations, Department of Health, 2015.

ⁱ An earlier version of this table with additional explanatory footnotes is available on line at https://www.compas.ox.ac.uk/fileadmin/files/Publications/Reports/PR-2015-Outside_In_Mapping.pdf. P14.

ⁱⁱ **Note:** a requirement to pay a significant proportion of the cost of care may severely undermine any entitlement to a service. As clarified in the text, the definition of services which can be accessed also varies between countries. The table therefore cannot be used to make unqualified comparisons between entitlements to health care in different EU Member States.