

DEMOCRATIC REPUBLIC OF TIMOR-LESTE

Decree-Law

49/2011

1. Amendment to Decree-Law No. 9/2010 of 21 July on Health Care Abroad.

Decree-Law No. 9/2010 of 21 July, which regulates Health Care Abroad, provides that it shall be incumbent upon the Ministry of Health to bear the costs resulting from the provision of health care abroad.

Article 10 of the said Decree-Law notably determines that expenses resulting from the provision of health care and medicines as well as those resulting from accommodation, food and travel, by the most economic class, obtainment of visa and issuance of passports, shall be the responsibility of the National Directorate of Hospital and Referral Services, to whom a request for financing shall be submitted by the Director-General of Guido Valadares National.

Nevertheless, in the current year 2011, the Ministry of Health no longer possesses sufficient funds to meet demands resulting from the provision of this public assistance service, which is why it is important to implement an alternative solution that ensures the continuity of such service.

In this connection, since, during the year 2010, the Ministry for Social Solidarity already borne the expenses inherent to health care abroad, by force of a transitional provision containing in article 13, such article should be reformulated with a view to enabling it to be enforceable up until the end of the year 2011.

Thus, pursuant to subparagraphs o) and p) of article 115.1, and subparagraph d) of article 116 of the Constitution of the Republic, the Government enacts the following to have the force of law:

Article 1

Amendment to Decree-Law No. 9/2010 of 21 July

Article 13 of Decree-Law No. 9/2010 of 21 July shall now read as follows:

“Article 13
Transitional provisions

Up until the end of the year 2011, where the budget of the National Health Service intended for supporting the expenses provided for in subparagraph e) of article 8 of the present statute becomes insufficient, the Ministry for Social Solidarity may, in accordance with its financial availability, bear the respective expenses against a substantiated request from the Ministry of Health.”

Article 2
Entry into force

The present statute shall enter into force on the day after its publication.

Approved by the Council of Ministers.

The Prime Minister,

Kay Rala Xanana Gusmão

The Health Minister,

Nelson Martins

The Minister for Social Solidarity,

Maria Domingas Fernandes Alves

Enacted on 23 / 11 / 2011

For publication.

The President of the Republic,

José Ramos-Horta