

Estonian Law of Obligations Act

Targeted professionals: Providers of health care services

Professional Secrecy Provisions

Conditions for disclosing information

§ 768. Duty to maintain confidentiality

(1) Providers of health care services and persons participating in the provision of health care services shall maintain the confidentiality of information regarding the identity of patients and their state of health which has become known to them in the course of providing health care services or performing their official duties and they shall ensure that the information contained in documents specified in § 769 of this Act does not become known to other persons unless otherwise prescribed by law or by agreement with the patient.

(2) It is permitted to deviate from the duty provided for in subsection (1) of this section to a reasonable extent if failure to disclose the information could result in the patient significantly damaging himself or herself or other persons.

Existence of disciplinary sanctions in case of non-reporting

Not specified. In cases of FGM, the Penal Code might be used:

§ 307. Failure to report crime

(1) Failure to report commission by another person of a criminal offence in the first degree is punishable by a pecuniary punishment or up to 3 years' imprisonment.

Source

Direct source

Additional information

Date of entering into force

01/07/2002

Information collecting point

Criminal proceedings are conducted by courts, Prosecutor's Offices and investigative bodies

Metadata

TYPE: Policy / Legislation

LANGUAGE: Estonian, English

TYPES OF GBV: Female Genital Mutilation

KEYWORDS: female genital mutilation, gender-based violence, professional secrecy provisions