

3.3.2023

## DECISION ON CHARGES LEVIED IN ACCORDANCE WITH THE ACT ON CRITERIA FOR CHARGES PAYABLE TO THE STATE

The Board of the Social Insurance Institution of Finland (Kela) has on 3 March 2023, pursuant to section 10 of the Act on Criteria for Charges Payable to the State (150/1992), decided the following:

### Section 1. Performances under public law charged at cost price

In accordance with section 6, subsection 1 of the Act on Criteria for Charges Payable to the State, Kela charges at cost price

- 1) any release of data which is based on legal provisions entitling the recipient to have access to the data in question and which does not directly contribute to Kela's operations, or
- 2) performances under public law which are based on comparable legal provisions.

This requires that the production or delivery of such performances is not otherwise defined as free of charge or that the charges made for them are not defined elsewhere.

The cost price is determined in proportion to the total cost incurred by Kela in producing or delivering the performance.

### Section 2. Performances under public law available at fixed charge

Under section 6, subsection 2 of the Act on Criteria for Charges Payable to the State, Kela levies a fixed charge based on the average cost price for the following:

- 1) statements made to the Pharmaceuticals Pricing Board in accordance with chapter 6, section 11, subsection 1, or chapter 6, section 13 of the Health Insurance Act (1224/2004), and
- 2) data permits issued under section 49 of the Act on the Secondary Use of Health and Social Data (552/2019).

For data permits requested for an academic thesis, Kela levies, under section 6, subsection 3 of the Act on Criteria for Charges Payable to the State, a fixed charge lower than the cost price.

### Section 3. Other performances

The following are performances priced on commercial criteria, as defined in section 7 of the Act on Criteria for Charges Payable to the State:

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- 1) services and performances based on a contractual arrangement
  - 1.1) pension-related service provided on the basis of an agreement with the Finnish Centre for Pensions
  - 1.2) performances based on agreements made with the Province of Åland and related to the implementation of the Child Benefits Act (796/1992), the Act on Child Maintenance Allowances (580/2008) and the Act on General Housing Allowances (938/2014), as well as the counselling on unemployment benefit related matters provided on the basis of a contractual arrangement, and
  - 1.3) other services and performances based on similar contractual arrangements
- 2) statistics, guidelines, publications and other information produced to order for outside parties
- 3) services, reports and studies other than those mentioned in section 1 above, which are commissioned or produced to order
- 4) training (other than internal staff training)
- 5) the sale of information systems, tools, software or the like
- 6) photocopies and other reproductions other than the copies referred to section 34 of the Act on the Openness of Government Activities (621/1999), in which case any charges shall be determined on the basis of that Act
- 7) the transmission or mailing of publications and other material unless included in the price
- 8) the temporary use of premises and equipment as well as office services
- 9) comparable special services and performances other than the above which are produced to order.
- 10) services rendered as Kela's court attorney.

#### **Section 4. Entry into force**

This decision will enter into force on the 4th of March 2023. It supersedes the decision of 24 April 2020 confirmed by Kela's Board.