

To the honourable

**Mr Marios Salmas**  
Deputy Minister of Health

**Mr Christos Staikouras**  
Deputy Minister of Finance

Cc.: Mr Andreas Likourentzos, Minister of Health  
Mr G. Stournaras, Minister of Finance

Chalandri, December 17, 2012

**Subject: Draft Ministerial Decision for off-setting against debts of hospitals**

Dear Ministers,

We would hereby like to address once again the particularly serious issue of off-setting of the pharmaceutical enterprises (rebate 9%, escalated rebate, claw back) against the outstanding debts of hospitals to them. The existing draft Ministerial Decision (attached hereto) which must be issued in performance of paragraph IB2 of Law 4093/2012 (Gov. Gazette 222/A/12.11.2012) clearly has by mistake certain substantial omissions, which however, if not immediately remedied - prior to the publication of the Decision in the Government Gazette - will lead to the creation of serious problems. More specifically:

- The draft Ministerial Decision does not include a provision for the off-setting of the 9% rebate and the escalated rebate with the outstanding debts of hospitals. There are companies, which after the off-setting of the above amounts with EOPYY's outstanding debts, have certain balances. These amounts must be off-set against the receivables of the companies against hospitals. The same must apply for the companies which have no receivables against EOPYY. Consequently, the draft Ministerial Decision must expressly state the said amounts per company, in order to off-set them against the hospitals' debts.
- Table 3 of the Draft Ministerial Decision **misses certain hospitals of the NHS and therefore the said list must be supplemented**, given that certain companies may not have outstanding receivables for off-setting with the specific hospitals.

Alternatively, in case the competent Ministries are not able to promptly substitute the above Ministerial Decision, it is suggested that the assignment provided for in table 3 of the Draft Ministerial Decision be promptly implemented and within the forthcoming ten (10) days and in any case within 2012 a **supplementary Ministerial**

**Decision (Addendum) be issued**, with which the 9% rebate and the escalated rebate will be off-set against the hospitals' debts.

Dear Ministers,

We kindly request that you promptly deal with the above issues **in order to materialise the off-setting, as we had previously agreed**. Otherwise, we would like to assure you that due to the unfavourable financial conditions prevailing and the multiple amounts owed by the State to pharmaceutical enterprises, the latter **will not deny by will be unable to pay these huge amounts** (9% rebate, escalated rebate). SFEE remains at your disposal and is willing to assist in any possible manner for the implementation of the above project.

Yours sincerely,

Konstantinos M. Frouzis  
President

Fotis Mangaloussis  
General Manager