

# Second Trimester Abortion – The Legal Situation in Europe



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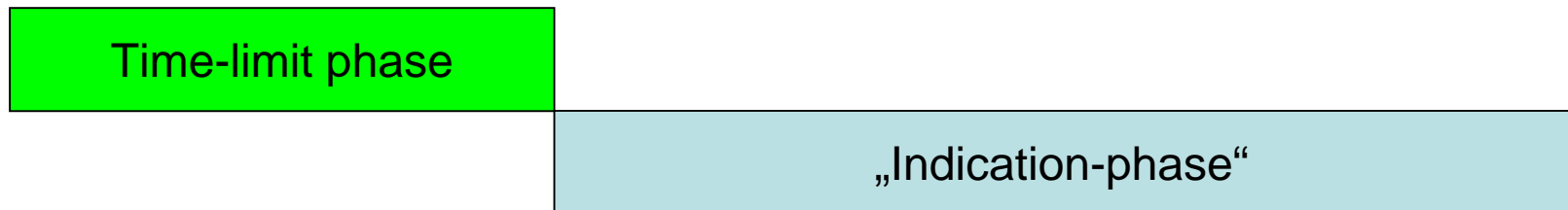
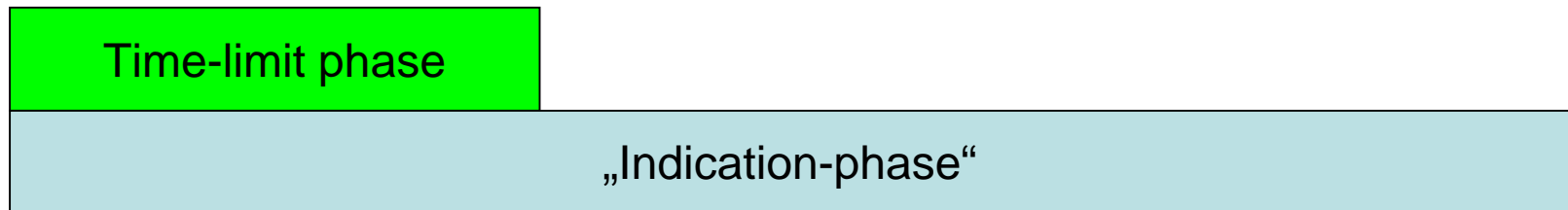
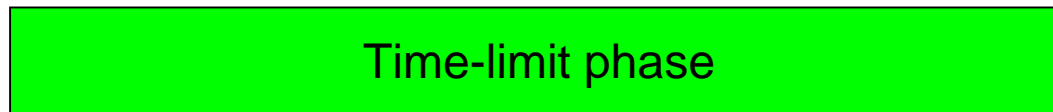
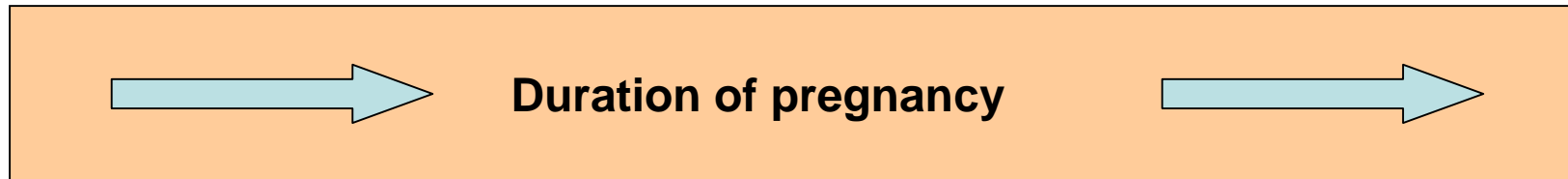
## The Legal Situation in Europe

- **Introduction**
- **Overview of different provision parameters**
  - **Substantive Requirements (including time-limits)**
  - **Prozedural Prerequisites**
- **Conclusion**

## Substantive Requirements

- Applicability during time-limit-phase?
- (Medical) limits of assessment
- Tendency for legal conditions to become more stringent as length of gestation increases
- Time-limits of applicability with regard to various indications

# Main regulation models



## Substantive Requirements

- Applicability during time-limit-phase?
- (Medical) limits of assessment
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# Substantive requirements

Upper time limit (gest. weeks p.c.)	Indication		
	Rape/Sexual offence	Embryopathy	Adolescence
12-13	CZ, E, (FR), FIN, GER, HUN, LAT, LUX, PL, ROM,	HUN, ROM	
14-15			
16-17	ICE, POR , (S)	(S)	(S)
18-19	GR, NOR	NOR	HUN (<18 y)
20-21	BiH,	BiH, EST, HUN	EST (<15 y), FIN (<17 y)
22	ALB	E, IT,	
23-24		CZ, E, FIN, GR, HUN, POR, UK	
Extrauterine viability	(NL)	(NL), PL	(NL),
no legal limit	CYP, DK, ISR, IT,	ALB, AUS, BEL, BUL, CYP, DK, FR, GER, ICE, ISR, IT, LUX	AUS (<14 y), DK, ISR (<17 y),

## Functions

- Clarifying substantive requirements
- Assessing potential contraindications
- Optimising the women's decision, esp. by counseling
- Relieving physicians who perform abortions
- Ensuring the pregnant woman's medical care

## Special status for second trimester abortion?

- *Legally*, if and in so far as the application of substantive legal requirements („indications“) begins only after the „time-limit-phase“ (usually first trimester) has passed and ends when extra-uterine viability of the fetus can be assumed.
- *Practically*, if this effect results from a practice that under a time-limit-model refrains from applying substantive requirements provided for by law during the „time-limit-phase“ too.



**Thank you for your Attention**  
**Vielen Dank für Ihre Aufmerksamkeit**

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