

**REGISTER NUMBER: 220**

**NOTIFICATION FOR PRIOR CHECKING**

Date of submission: 23/05/2007

Case number: 2007-333

Institution: European Commission

Legal basis: article 27-5 of the regulation CE 45/2001<sup>(1)</sup>

*(1) OJ L 8, 12.01.2001*

**INFORMATION TO BE GIVEN<sup>(2)</sup>**

*(2) Please attach all necessary backup documents*

1/ Name and address of the controller

2) Name and First Name of the Controller: KOLETOS Antonios

3) Title: Head of Unit

4) Directorate, Unit or Service to which the Controller is attached: C.7

5) Directorate General to which the Controller is attached: JRC

2/ Organisational parts of the institution or body entrusted with the processing of personal data

26) External Company or Directorate General to which the Processor is attached:

25) External Company or Directorate, Unit or Service to which the Processor is attached:

3/ Name of the processing

Video surveillance at JRC Ispra site

4/ Purpose or purposes of the processing

The purposes of monitoring is:

- Remote surveillance of sensitive premises (entrances, nuclear and chemical labs).
- Fast check of alarms sent by physical protection systems.
- Immediate and unmanned patrol on large areas or specific places.
- Reconstruction of events in case of crisis or incidents.

The location and positioning of the video-cameras is such that they are not intended to cover the surrounding public space.

The image quality is not always sufficient to identify individuals.

There is no monitoring of staff compliance with flexi-time rules.

#### 5/ Description of the category or categories of data subjects

14) Data Subject(s) concerned:

Anyone who finds himself in videosurveilled areas inside the Ispra site perimeter.

16) Category(ies) of Data Subjects:

Images of anybody who finds himself in video-surveilled areas inside the Ispra site perimeter.

The precision of the equipment in general does not allow to uniquely identify faces because most of the video cams are equipped with wide angle. Even though some have zoom, the standard preset is a wide angle.

#### 6/ Description of the data or categories of data (including, if applicable, special categories of data (article 10) and/or origin of data)(including, if applicable, special categories of data (article 10) and/or origin of data)

17) Data field(s) of Data Subjects:

Attention: Please indicate and describe in the answer to this question also data fields which fall under article 10

The video-surveillance includes images of objects, cars, animals and human bodies but in general the precision is poor and human faces are not uniquely identified.

The processing falls under Art 10.

18) Category(ies) of data fields of Data Subjects:

Attention: Please indicate and describe in the answer to this question also categories of data fields which fall under article 10

The video-surveillance, includes images of cars, animals and human bodies but in general the precision is poor and human faces are not uniquely identified.

The processing falls under Art 10.

#### 7/ Information to be given to data subjects

15a) Which kind of communication(s) have you foreseen to inform the Data Subjects as described in articles 11 - 12 under 'Information to be given to the Data Subject'

All areas in which the video-camera systems are installed are clearly marked with appropriate signs (according to guidelines of the DPO). They are placed on the walls of the buildings or fences when entering the monitored zone.

These visible signs indicate:

- the responsible for the system and the e-mail address for communication purpose.
- the purposes of the processing operation;
- the time-limits for storing the data,
- the contact with the Data Protection Officer
- the right to have recourse at any time to the European Data Protection Supervisor.

There is no overlap of national (italian) and European institution/body for wording of these signs. The Regulation (EC) 45/2001 is applicable and covers also the annexed zones and parkings still of EC property.

See picture in attachment

(nb: a new version will mention the Regulation (EC) 45/2001)

8/ Procedures to grant rights of data subjects (rights of access, to rectify, to block, to erase, to object)(*rights of access, to rectify, to block, to erase, to object*)

15b) Which procedure(s) did you put in place to enable Data Subjects to exert their rights: access, verify, correct, etc., their Personal Data as described in articles 13 - 19 under 'Rights of the Data Subject' :

Queries can be addressed to the on-site Controller by e-mail.

Contact with Data Protection Officer by e-mail.

Complaint to the European Data Protection Supervisor by e-mail, as reported on visible signs .

9/ Automated / Manual processing operation

7) Description of Processing:

Attention: Please describe in the answer to this question if you process personal data falling under article 27 "Prior-Checking (by the EDPS - European Data Protection Supervisor)"

For security reasons, the JRC protects its Ispra site by means of cameras (CCTV systems) which are installed on-site in sensitive areas (nuclear areas, chemical labs, water pumping station, etc.) and at the entrances (main, custom and second one).

Those CCTV cams which are installed at the entrances are focused in a way that only people who want to access the site or the annexed facilities and parking areas of EC property are filmed.

8) Automated Processing operation(s):

videorecording on hard disk.

9) Manual Processing operation(s):

Manual operations are: login/logout to videosystems, start/stop videorecording, pan/tilt/zoom on some camera, video-data transfer from recording devices to dedicated PC on internal private, physically separated network only in case of event analysis.

10/ Storage media of data

Hard disks located in highly secure area.

11/ Legal basis and lawfulness of the processing operation

11) Legal basis of Processing:

Italian Ministerial Decree D.M. VII-260 of 21/07/1987 on the physical protection plan of the JRC Ispra site (Euratom) (see attachment at point 37)

Security Service Mission Statement signed by JRC Ispra Site Director, detailing mandated tasks of Security Service, dated 10/12/2004 (final version 23/02/2005 in attachment):

pt. 1) provide surveillance of access to the Ispra site and control of the respective perimeters

pt. 4) assure the physical protection of the Ispra Site running access control, alarms, intrusion detection and TVCC systems

pt. 5) Implement the physical protection plan for nuclear installation in compliance with the Italian D.M. 260 of 21/07/1987

pt. 11) perform investigations and enquiries regarding security related issues such as incidents, theft, vandalism, road accidents, etc.

12) Lawfulness of Processing:

Answering this question please also verify and indicate if your processing has to comply with articles 20 "Exemptions and restrictions" and 27 "Prior checking (by the EDPS)"

The processing is necessary for compliance with the legal obligation to which the controller is subject as a necessary measure to safeguard prevention, investigation, detection and prosecution of criminal offences

The procession operation falls under Art 20.1. a) & e)

The procession operation falls under Art 27.2. a)

12/ The recipients or categories of recipient to whom the data might be disclosed

20) Recipient(s) of the Processing:

The access to recorded data is strictly limited to only three Security Officials from Security Service.

Exchange of data retrieved from these systems between national (italian) bodies and the JRC have never taken place.

21) Category(ies) of recipients:

The access to recorded data is strictly limited to only three Security Officials from Security Service.

13/ retention policy of (categories of) personal data

Depending on the sensitivity of the controlled area, with the exception of extremely sensitive nuclear areas, registration time is in average 3-5 days.

In extremely sensitive nuclear areas, motion detection techniques are used with registration only when movement is detected. For security reasons, the maximum period for retention is not reported, as it falls under EU classified information.

13 a/ time limits for blocking and erasure of the different categories of data (on justified legitimate request from the data subject) (Please, specify the time limits for every category, if applicable)  
(on justified legitimate request from the data subject)  
*(Please, specify the time limits for every category, if applicable)*

22 b) Time limit to block/erase data on justified legitimate request from the data subjects

On a justified legitimate request by data subject will be modified, blocked or eventually erased in a maximum period of 14 days.

14/ Historical, statistical or scientific purposes

*If you store data for longer periods than mentioned above, please specify, if applicable, why the data must be kept under a form which permits identification,*

22 c) Historical, statistical or scientific purposes - If you store data for longer periods than mentioned above, please specify, if applicable, why the data must be kept under a form which permits identification

None

15/ Proposed transfers of data to third countries or international organisations

27) Legal foundation of transfer:

Only transfers to third party countries not subject to Directive 95/46/EC (Article 9) should be considered for this question. Please treat transfers to other community institutions and bodies and to member states under question 20.

none

28) Category(ies) of Personal Data or Personal Data to be transferred:

none

16/ The processing operation presents specific risk which justifies prior checking (please describe): *(please describe)*:

7) Description of Processing:

Attention: Please describe in the answer to this question if you process personal data falling under article 27 "Prior-Checking (by the EDPS - European Data Protection Supervisor)"

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The procession operation falls under Art 27.2. a)

Article 27.2.(a) Processing of data relating to health and to suspected offences, offences, criminal convictions or security measures,

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Article 27.2.(b) Processing operations intended to evaluate personal aspects relating to the data subject,

Processing operations intended to evaluate personal aspects relating to the data subject,

Article 27.2.(c) Processing operations allowing linkages not provided for pursuant to national or Community legislation between data processed for different purposes,

n/a

Article 27.2.(d) Processing operations for the purpose of excluding individuals from a right, benefit or contract,

n/a

Other (general concept in Article 27.1)

n/a

17/ Comments

1) Date of submission:

10) Comments if applicable:

36) Do you publish / distribute / give access to one or more printed and/or electronic directories?

Personal Data contained in printed and/or electronic directories of users and access to such directories shall be limited to what is strictly necessary for the specific purposes of the directory.

If Yes, please explain what is applicable.

no

37) Complementary information to the different questions if applicable, including attachments to this notification which should not be public :

see in attachment the Italian Ministerial Decree D.M. VII-260 of 21/07/1987

PLACE AND DATE:23/05/2007

DATA PROTECTION OFFICER: RENAUDIERE Philippe

INSTITUTION OR BODY:European Commission