

**REGISTER NUMBER: 249**

**NOTIFICATION FOR PRIOR CHECKING**

Date of submission: 06/06/2007

Case number: 2007-383

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: JANSSENS Augustin

3) Title: Head of Unit

4) Directorate, Unit or Service to which the Controller is attached: H.04

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

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:

LCIE Landauer  
Forschungszentrum Karlsruhe  
SCK Mol

3/ Name of the processing

Occupational radiation exposure data

4/ Purpose or purposes of the processing

The data processing is one of the measures necessary for the occupational radiological protection of the data subject.

5/ Description of the category or categories of data subjects

14) Data Subject(s) concerned:

Commission staff members classified as occupationally exposed to ionising radiation in the course of their work.

16) Category(ies) of Data Subjects:

Commission staff members classified as occupationally exposed to ionising radiation. (Inspectors for nuclear safeguards, Article 35, nuclear safety, industrial safety, nuclear laboratory staff, safety surveillance staff)

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

Forename, Surname, date and place of birth, address  
radiological protection monitoring results, ascertainment of physical fitness which fall under Art. 10, paragraph 2 (b) and Art. 10, paragraph 3 of the regulation.

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

Contact details and radiological protection data which fall under Art. 10, paragraph 2 (b) and Art. 10, paragraph 3 of the regulation.

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'

Written notification letter (see attachment).

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' :

The data is shown in the individual personal radiation pass book and therefore accessible to the Data Subject at any time. Corrections or additional verification rights may be exerted orally or in written form to the head of the Health Protection Cell or to the Commission medical service.

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)"

Under special service contracts, approved laboratories deliver occupational radiological protection monitoring results of Commission staff members classified as occupationally exposed to ionising radiation. For each individual classified staff member, a contractor evaluates monthly external exposures to ionising radiation, another contractor performs annually radiotoxic excretion analysis and a third contractor carries out whole body monitoring for detection of intake of radioactive substances.

Following an occupational health examination, the Commission medical service submits (yes/no) information concerning the individual physical fitness of these staff members.

The data processing executed by DG TREN-H-CPS (Health Protection Cell) consists of an assignment of the submitted occupational protection data to personal data of individual Commission staff members. This

8) Automated Processing operation(s):

There is no automated data processing performed

9) Manual Processing operation(s):

The radiological surveillance and occupationally monitoring data is entered manually into the Microsoft ACCESS based Personal Dosimetry database. The data are transmitted on paper form to the Commission medical service. Furthermore, data relevant for the personal radiological protection and surveillance are registered in individual radiation pass books.

10/ Storage media of data

Microsoft ACCESS database on PC network servers, CD-ROM, magnetic tape and a paper form pass book;

11/ Legal basis and lawfulness of the processing operation

11) Legal basis of Processing:

Council Directive 96/29/Euratom, laying down the basic safety standards for the protection of the health of workers and the general public against the danger arising from ionising radiation; Title VI on fundamental principles governing operational protection of exposed workers, apprentices and students for practices;

Council Directive 90/641/Euratom, on the operational protection of outside workersexposed to the risk of ionising radiation during their activities in controlled areas, Title III on obligations of outside undertakings and operators and Article 7 on the obligation of outside workers;

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)"

This processing is necessary and lawful under article 5 a) of regulation (EC) 45/2001.  
It has to comply with article 27 -2a) of the regulation. Article 20 does not apply.

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

20) Recipient(s) of the Processing:

Inside the Commission: the DG TREN-H-CPS (Health Protection Cell) and the Commission medical service;  
Outside the Commission: in case of necessary clarification of uncertainties personal data will be exchanged between the CPS and the radiation protection service or the medical service of nuclear operators.

21) Category(ies) of recipients:

European Commission services, radiation protection or medical services of nuclear operators;

13/ retention policy of (categories of) personal data

Individual dose data shall be retained during working life and afterwards until the individual Data Subject has or would have attained the age of 75 years. In any case the data has to be retained not less than 30 years from the termination of occupationally exposed classified work period.

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

10 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

Not foreseen

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.

not applicable

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

not applicable

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

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

Article 27.2.(a) Processing of data relating to health

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

n/a

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:

The Microsoft ACCESS Personal Dosimetry database is installed on the DG TREN internal secure network.

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 :

not applicable

PLACE AND DATE:06/06/2007

DATA PROTECTION OFFICER: RENAUDIERE Philippe

INSTITUTION OR BODY:European Commission