

REGISTER NUMBER: 362

NOTIFICATION FOR PRIOR CHECKING

Date of submission: 06/05/2008

Case number: 2008-280

Institution: European Parliament

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

(1) OJ L 8, 12.01.2001

INFORMATION TO BE GIVEN⁽²⁾

(2) Please attach all necessary backup documents

1/ Name and address of the controller

Emilio De Capitani, RMD 04J034, Brussels, tel.: 43508

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

LIBE Committee, DG Internal Policies, Brussels

3/ Name of the processing

Selection procedure for EDPS and Assistant

4/ Purpose or purposes of the processing

Consideration of candidates for appointment as EDPS and Assistant EDPS

5/ Description of the category or categories of data subjects

Candidates for appointment as EDPS and Assistant EDPS

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

Data used to evaluate personal aspects of data subject (ability, efficiency, reliability or conduct), concerning the data subject's career in the form of CVs of candidates

7/ Information to be given to data subjects

To be determined

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

In general, implementing rules relating to Regulation (EC) No 45/2001 contained in the Bureau decision of 22 June 2005 provide for the rights of data subjects in Articles 8 - 13. It should be noted that the LIBE Committee proposes to treat the CVs of candidates as (public) committee documents.

<p>9/ Automated / Manual processing operation Manual processing of a structured set of data accessible according to given criteria</p>
<p>10/ Storage media of data Hard copies</p>
<p>11/ Legal basis and lawfulness of the processing operation Regulation (EC) No. 45/2001, in particular Article 42</p>
<p>12/ The recipients or categories of recipient to whom the data might be disclosed MEPs and their assistants (members of the LIBE committee), staff in LIBE committee secretariat and of the political groups and other persons present during a LIBE meeting (open to public)</p>
<p>13/ retention policy of (categories of) personal data 6 months from the date of the LIBE committee hearing.</p>
<p>13 a/ time limits for blocking and erasure of the different categories of data (on justified legitimate request from the data subject) <i>(Please, specify the time limits for every category, if applicable)</i> General conditions concerning blocking and erasure are provided for in Articles 11 and 12 respectively of the Bureau decision of 22 June 2005.</p>
<p>14/ Historical, statistical or scientific purposes <i>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,</i> Not applicable</p>
<p>15/ Proposed transfers of data to third countries or international organisations None</p>
<p>16/ The processing operation presents specific risk which justifies prior checking (<i>please describe</i>):</p> <p>AS FORESEEN IN:</p> <p><input type="checkbox"/> Article 27.2.(a) Processing of data relating to health and to suspected offences, offences, criminal convictions or security measures,</p> <p><input type="checkbox"/> Article 27.2.(b)✓ Processing operations intended to evaluate personal aspects relating to the data subject,</p> <p>Yes</p> <p><input type="checkbox"/> Article 27.2.(c) Processing operations allowing linkages not provided for pursuant to national or Community legislation between data processed for different purposes,</p>

Article 27.2.(d)

Processing operations for the purpose of excluding individuals from a right, benefit or contract,

Other (general concept in Article 27.1)

17/ Comments

The LIBE Committee intends to make public the names of the candidates, their CVs and result of the vote. The LIBE Committee notes that the procedure is subject to prior checking by the European Data Protection Supervisor and is willing to follow any recommendations the Supervisor may make in the context of this check.

PLACE AND DATE: Luxembourg, 6 May 2008

DATA PROTECTION OFFICER: Jonathan Steele

INSTITUTION OR BODY: European Parliament