



DATA PROTECTION NOTICE

In order to monitor the evolution of the pandemic, the Luxembourg government has started a new phase of the Large Scale Testing (LST) programme. At present, testing is the most effective way to help break the chains of infection by identifying positive cases and effectively tracing their contacts. In this regard, the personal data of the residents and cross-border workers invited to participate, and of the participants in the testing are collected and processed by the following four data controllers (i.e. the entity that determines the purposes and means of processing personal data):

- The Luxembourg Health Directorate, because it defines the strategy, coordinates the programme and analyses the personal data of the participants in order to monitor the process and make epidemiological decisions as well as appropriate public health policy decisions.
- The General Inspectorate of Social Security as it provides the pseudonymised data from which the lists of residents and cross-border workers to be invited will be defined, on the basis of the testing strategy in place.
- The Laboratoires Réunis, which are responsible for organising samples, taking samples, carrying out tests, from making appointments to sending results.
- The National Health Laboratory, which will carry out the analyses as part of the serological tests.

They process personal data in accordance with Regulation 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC General Data Protection Regulation, hereinafter the «Regulation»).

The personal data processing of the new LST phase is carried out in order to (i) be able to invite residents and cross-border workers making up representative samples of the population, (ii) allow participants to carry out the test, (iii) provide participants with the results, and (iv) monitor the evolution of COVID-19 infection in the population in order to control and maintain, through appropriate public health decisions, the infection rate at the lowest possible level.

The legal basis for these treatments is to be found in:

- The decision of the Government Council of 8 July 2020
- The law of 23 September 2020 amending the amended law of 17 July 2020 on measures to combat the COVID-19 pandemic
- The law of 24 July 2020 authorising the State to participate in the financing of the second phase of the LST programme in the context of the COVID-19 pandemic

The categories of personal data processed by the different stakeholders in the LST are as follows; they depend on the participation of individuals:

- personal identification data (e.g. name, address, telephone numbers, e-mail address) ;
- personal details (e.g. gender, date of birth) ;
- socio-demographic data to enable sampling (e.g. occupation, household)

- identification data issued by public services (e.g. national identification number) ;
- data regarding the organisation of the appointment (e.g. date, time, testing station) ;
- health-related data (e.g., information obtained during the test, information about COVID-19 infection)

Personal data may be transferred by the various stakeholders involved to the following categories of recipients:

- The Government IT Centre (CTIE), in charge of sending out invitations and providing the appointment scheduling platform ;
- LDL CONNECT SA, in charge of providing a hotline for all questions relating to the Large Scale Testing;
- The General Inspectorate of Social Security, which pseudonymises the data in order to make them available to public research bodies for the purpose of making projections to observe the evolution of the pandemic and to produce monitoring charts (for example: monitoring the positivity rate by municipality, by age group, or by professional sector);
- The eSanté Agency, which is responsible for ensuring the technical transfer of test results to the Health Inspection Division of the Luxembourg Health Directorate; and
- The Health Inspection Division of the Luxembourg Health Directorate, which receives test results in order to ensure not only the tracing but also the epidemiological monitoring of the pandemic.

Personal data will be kept by each stakeholder for a period not exceeding that necessary for the purposes pursued, in accordance with their respective legal obligations. For instance, the Luxembourg Health Directorate retains personal data on the basis of the requirements of the law of 23 September 2020 amending the amended law of 17 July 2020 on measures to combat the COVID-19 pandemic.

Each individual whose data is processed has the right to request access to his or her personal data and to obtain a copy of it and, in the event that the personal data is incomplete or erroneous, to have it corrected. They also have the right to limit the processing of their personal data, the right to object to their use and the right to obtain their erasure, under the conditions and within the limits laid down by the General Data Protection Regulation.

It is possible to request to exert the rights listed above by submitting a written request, signed and with proof of identity.

- For processing relating to sampling, to the General Inspectorate of Social Security - igss@igss.etat.lu - 26, rue Zithe, L-2763 Luxembourg
- For processing relating to invitation management, appointment scheduling and pandemic monitoring, contact the Luxembourg Health Directorate - info_donnees@ms.etat.lu - 13a, rue de Bitbourg, L-1273 Luxembourg.
- For processing relating to PCR screening tests, at the Laboratoires Réunis - dpo@labo.lu - 38, rue Hiehl, Z.A.C. Laangwiss, L-6131 Junglinster
- For processing relating to serological tests, at the National Health Laboratory - dpo@lns.etat.lu - 1, rue Louis Rech, L-3555 Dudelange

It is also possible to lodge a complaint to the National Commission for Data Protection by post at the following address: 15, boulevard du Jazz, L - 4370 Belvaux or by completing the online form which is available on the CNPD website in the “Individuals” section.

-> Assert your rights.