

Data protection notice

Access to a safe and quality vaccine against COVID-19 is a crucial part of the national response to the pandemic.

Combined with the other elements of the overall policy to fight the virus, namely prevention, diagnosis and screening (testing), isolation of infected persons, tracing and quarantining of contacts, management of COVID-19 patients and awareness raising and information, vaccination will play a crucial role in saving lives, containing the pandemic, protecting the health and care system and contributing to the recovery of our economy.

In this framework, the personal data of the persons invited to be vaccinated and of the vaccinated persons are collected and processed by the people responsible for treatment (i.e. the entities that determine the purposes and means of the processing of personal data):

- The Health directorate, as it is responsible for organising and managing the vaccination campaign, but also for monitoring vaccine safety and quality as well as vaccine uptake (proportion of people vaccinated with a certain dose of vaccine during a given period) and vaccination coverage (proportion of the population considered to be protected by vaccination, at the end of a given period) at the national level.
- The General Inspectorate of Social Security because the latter identifies, on the basis of the vaccination strategy, the people who will be invited to be vaccinated.

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 processing of personal data from the vaccination campaign is carried out in order to (i) be able to invite people to be vaccinated, (ii) enable those who wish to be vaccinated to be vaccinated, (iii) monitor the safety of the vaccine(s) as well as its/their quality, in particular by monitoring its/their effectiveness, and (iv) monitor the adoption and coverage of the vaccine(s).

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

- Amended law of 17 July 2020 introducing a series of measures to combat the COVID-19 pandemic
- Law of 24 November 2015 amending the amended law of 21 November 1980 on the organisation of the Health Directorate and the amended law of 16 August 1968 on the creation of a Centre de logopédie et de services audiométrique et orthophonique
- Law of 4 July 2000 on the responsibility of the State for vaccinations
- Amended Grand-Ducal regulation of 15 December 1992 on the marketing of medicinal products

The categories of personal data processed by the various parties involved in the vaccination campaign are as follows; they depend on people's participation in the vaccination campaign:

- identification data (surname, first names, date of birth, gender);
- contact details (telephone number and e-mail address);
- national identification number;
- the vaccine allocation criteria as defined by the strategy of vaccination;
- data to determine the possible presence of contraindications, the presence of health problems or other risk factors, and the possible occurrence of adverse effects; the administration of the vaccine (decision, date, place of vaccination);
- the characteristics of the vaccination (injection site, brand of vaccine product, batch number, administration number and expiry date).

Personal data may be transferred by the various parties involved to the following recipients:

- The Government IT Centre, in charge of sending invitations, providing the appointment scheduling platform and managing the information system through which personal data related to vaccination are processed;
- the national allergology immunology service of the CHL for urgent allergological advice after the visit to the vaccination centre of persons presenting a major allergic risk to the vaccine injection;
- when a pharmacovigilance file is opened, to the Centre Régional de Pharmacovigilance de Lorraine, and possibly to the European Medicines Agency, which collaborates with the Health Directorate to enable the registration of these pharmacovigilance reports in the European database, EudraVigilance. It should be noted that the Centre Régional de Pharmacovigilance de Lorraine will have access by default to the files of pregnant women at the time of the administration of the vaccine in order to be able to follow them until the end of their pregnancy through the sending of two e-mails; and
- the General Inspectorate of Social Security, which receives the data in order to make them available, in pseudonymised form, to various public research bodies for scientific research purposes.

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 amended law of 17 July 2020 introducing a series of 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, with proof of identity.

- For data processing relating to the organisation and management of the vaccination campaign as well as the monitoring of safety, quality and vaccination coverage, contact the Health Directorate - info_donnees@ms.etat.lu - 13a, rue de Bitbourg, L-1273 Luxembourg;
- For processing relating to the management of persons to be invited to be vaccinated, to

- the Inspectorate General of Social Security - igss@igss.etat.lu - 26, rue Zithe, L-2763
- Luxembourg.

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 -> Asserting your rights.