

## **Information pursuant to art. 13 of the EU Regulation 2016/679 (GDPR) for Parents and Pupils, relating to data and processing carried out for the prevention of infection by COVID-19**

This information is provided pursuant to Article 13 of the EU Regulation 2016/679, also known as GDPR.

### **Data Controller**

The data controller is the Institute as a whole, legally represented by the Headmaster of School. The contact details of the owner are made explicit in the header of this document.

### **Treatment purposes**

The personal and particular data are processed by the owner for the protection of the health of people who, for any reason, enter the premises of the Institute, with particular reference to the prevention of contagion from COVID-19, to the collaboration with public authorities (in particular health authorities), for the reconstruction of the chain of any "close contacts" with subjects tested positive to COVID-19, and for the implementation of safety protocols against contagion prepared by the Institute.

### **Types of processed data**

the main processed data are the following:

1. Body temperature detected in real time, without recording or storage, except in the case of the following n. 2
2. Identification data and recording of the exceeding of the temperature threshold only if it is necessary to document the reasons that have prevented access to the premises or the stay in the same; as well as, in this case, the recording of data relating to the temporary isolation, such as the time of exit and the circumstances reported by the person concerned to justify the exit from temporary isolation;
3. Situations of danger of Covid-19 infection, including those reported or declared by the subject, including data related to health status, such as, but not limited to, body temperature/flu symptoms; origin/non-origin from epidemiological risk areas; presence/absence of contact, in the last 14 days, with subjects who have tested positive for Covid-19
4. Attestations or certifications from which it results the "happened negative" of the COVID-19 swab
5. Any situations of fragility in which the student is.

### **Legal basis of data processing and no need for consent to data processing**

The legal basis that provides legitimacy to the processing of data is found in the following regulatory measures:

- Anti-contagious security protocols pursuant to art. art. 1, no. 7, letter d) of the DPCM March 11, 2020, in particular Shared Protocol March 14, 2020; Protocol April 24, 2020 and subsequent additions and modifications
- Prime Ministerial Decree of August 7, 2020 containing further provisions for the implementation of Decree-Law no. 19 of March 25, 2020, containing urgent measures to cope with the epidemiological emergency caused by COVID-19, and Decree-Law no. 33 of May 16, 2020, containing further urgent measures to cope with the epidemiological emergency caused by COVID-19
- Memorandum of Understanding to ensure the start of the school year of August 06, 2020
- Decree-Law no. 83 of July 30, 2020, on urgent measures connected with the expiry of the declaration of epidemiological emergency from COVID-19 resolved on January 31, 2020
- Fulfillments foreseen by Legislative Decree 81/08 regarding health and safety in the workplace
- art. 32 Constitution
- art. 2087 c.c.

Given the legal basis referred to in the previous points, the processing can be carried out without the consent of the interested party.

### **Compulsory or optional nature of data conferment and consequences of failure to provide data**

The provision of data (including self-declaration pursuant to Articles. 46 and 47 of DPR 445/2000) is mandatory. In case of failure to provide data, it will not be possible to access the premises of the Institute.

### **Scope of data communication**

The data will be processed by persons formally designated and authorized to the treatment, pursuant to art. 29 of the GDPR. The data may be communicated or brought to the attention of persons for whom the communication is required by law or is necessary for the performance of institutional functions or activities entrusted by the owner. These subjects may operate as data processors or operate in a regime of autonomous ownership.

### **Data retention time**

Identification data and the exceeding of the temperature threshold, recorded only when necessary to document the reasons that prevented access or stay inside the premises, as well as information relating to temporary isolation are kept until the end of the state of emergency provided by the competent public authorities. No records and/or retention shall be made in the event that the temperature threshold is not exceeded. This is without prejudice to storage for a longer period in relation to requests from public authorities. It is subject to the storage of personal data, including special data, for a longer period, within the limitation period of rights, in relation to needs related to the exercise of the right of defense in case of disputes.

### **Data Protection Manager**

The Data Protection Officer (DPO) is \_\_\_\_\_ based in \_\_\_\_\_, can be reached at the email \_\_\_\_\_ or at the number \_\_\_\_\_

**Rights of the interested parties**

The interested parties have the right to obtain from the owner, in the cases provided for, access to personal data and the rectification or cancellation of the same or the limitation of the treatment that concerns them or to oppose the treatment (art. 15 and ss. of the Regulation). The appropriate request is made by contacting the Data Protection Officer \_\_\_\_\_, email \_\_\_\_\_, mobile phone \_\_\_\_\_.

**Right to complain**

Data subjects who believe that their personal data is being processed in breach of the provisions of the Regulations have the right to lodge a complaint with the Data Protection Authority, as provided for by art. 77 of the Regulations, or to take legal action (art. 79 of the Regulations).