

(To be filled out in the EDPS' office)
REGISTER NUMBER: 1385

(To be filled out in the EDPS' office)

NOTIFICATION FOR PRIOR CHECKING

DATE OF SUBMISSION: 29/07/2016

CASE NUMBER: 2016-0695

INSTITUTION: ECB

LEGAL BASIS: ARTICLE 27-5 OF THE REGULATION CE N° 45/2001⁽¹⁾

INFORMATION TO BE GIVEN

1/ NAME AND ADDRESS OF THE CONTROLLER

*European Central Bank
Sonnemannstrasse 20
D-60314 Frankfurt am Main
Germany*

2/ ORGANISATIONAL PARTS OF THE INSTITUTION OR BODY ENTRUSTED WITH THE PROCESSING OF PERSONAL DATA

*Jean Marie Connes,
Head of Division Security and Safety
Directorate General Administration*

3/ NAME OF THE PROCESSING

Automated vehicle license plate recognition system

¹ OJ L 8, 12.01.2001.

4/ PURPOSE OR PURPOSES OF THE PROCESSING

The purpose of the processing of vehicle license plate data is to control the access of vehicles to the premises, as part of the security and safety concept of the ECB. To mitigate security threats to the ECB, it is necessary to prevent general access of unknown vehicles to the security perimeter of the ECB Main Building (e.g. by means of physical barriers). The (automated) vehicle license plate recognition system aims at ensuring that only registered vehicles of ECB staff members are granted access to the ECB Main Building premises where the ECB staff parking area is located.

5/ DESCRIPTION OF THE CATEGORY OR CATEGORIES OF DATA SUBJECTS

The data subjects are ECB staff members who have registered for parking at the staff parking facilities on the grounds of the main premises.

6/ DESCRIPTION OF THE DATA OR CATEGORIES OF DATA (including, if applicable, special categories of data (Article 10) and/or origin of data).

- *Staff member identification data: name, picture of staff member, staff ID number*
- *Identification data of the car of the staff member: license plate number, brand of the car, model of the car, colour of the car*
- *Photographic image of the front image of vehicle licence plate as captured by a video camera for each access lane to the staff members' garage (see **Annex 1** regarding sample picture of access lanes).*
- *Licence plate data string, combining data captured under the staff ID with car registration data (see **Annex 2**).*

7/ INFORMATION TO BE GIVEN TO DATA SUBJECTS

- **Privacy statement**

*A privacy statement (see **Annex 3**) is provided to staff members via the ECB Intranet. The privacy statement is presented on the dedicated information page on car registration in the Intranet.*

- **Information on parking rules**

*General information on parking rules is available in the Business Practice Handbook of the ECB, which is also published on the Intranet (see **Annex 4**)*

In addition, data subjects are informed about the fact that video surveillance is in place via a notice at the barrier directly before the entrance to the staff members' garage.

8/ PROCEDURES TO GRANT RIGHTS OF DATA SUBJECTS

(Rights of access, to rectify, to block, to erase, to object)

*Each individual staff member can add, delete or rectify the information both as regards staff identification data and car registration data by entering into the ECB's personnel management system with their login details (see **Annex 5** for registration page).*

9/ AUTOMATED / MANUAL PROCESSING OPERATION

Automated:

1:n match of badge number against vehicle license plate

The vehicle license plate recognition system complements the ECB's standard access control system, in which a personalised badge is used for identification.

*ECB staff members who wish to enter the Staff Members garage must register the details of their cars via the ECB's personnel management system (see **Annex 5** for registration page).*

*The vehicle license plate recognition system captures a picture of the front of a vehicle (see **Annex 1** for sample pictures of both entry lanes). Via a dedicated technical algorithm the alphanumerical license plate characters are extracted and transferred to the access control system. The access control system compares the extracted license plate number with the license plate numbers assigned to the dedicated staff ID identified by the badge reader (a specific license plate number gets assigned to a staff member's ID, when the staff member submits the said license plate number via the Intranet form). If a data match is found, the barrier automatically rises, if not, a manual interaction by the security guard at the entry point is necessary.*

Manual processing following a mismatch:

If a match is not available, the license plate is shown together with the staff ID, name, first name and picture of the staff at a dedicated access control client at the entry control point. The barrier can be opened via a manual interaction of the guard following clarification.

10/ STORAGE MEDIA OF DATA

The data is centrally stored within the access control system located in a dedicated physical security network without connection to external networks.

The vehicle registration database is centrally administered by the Security Service Centre following individual registration or deregistration by the individual staff member via the ECB's personnel management system.

11/ LEGAL BASIS AND LAWFULNESS OF THE PROCESSING OPERATION

1. *Video Surveillance Policy: Article 11.6 of Protocol (no 4) on the Statute of the European System of Central Banks and of the European Central bank stipulates that the Executive Board of the ECB shall be responsible for the current business of the ECB which includes ensuring the security of the site. On 31 January 2012 the Executive Board approved the video-surveillance framework for the ECB site under construction. The current Video Surveillance Policy is an extension of the framework for the construction site (see **Annex 6, in particular Section 3.2.13, page 15 as regards the automated vehicle license plate recognition system**). The Executive Board will be asked for its approval of the entire Video Surveillance Policy for the ECB Main Building, following the receipt and implementation of the EDPS recommendation on the automated license plate recognition system.*
2. *Access to staff member parking: The Business Practice Handbook approved by the Executive Board refers to the need to register a car, in order to gain access to the staff member parking area (see **Annex 4** – excerpt of Business Practice Handbook).*
3. *The specific processing of personal data by the automated vehicle license plate recognition system is based on art. 5(d) of the Regulation, i.e. consent of the data subjects as they unambiguously give their explicit consent when registering the license plate(s) of the vehicle(s) which they wish to be authorised to enter the staff parking areas at the ECB's premises. This consent is freely given as staff members do not need to use the ECB parking area but also have the option to park their cars outside the ECB premises. The consent form for the security badge already contains a reference to the use of the security badge to gain physical access to restricted areas at the ECB (see **Annex 7** – consent form badge).*

12/ THE RECIPIENTS OR CATEGORIES OF RECIPIENT TO WHOM THE DATA MIGHT BE DISCLOSED

- *Within the ECB:*

The data may be disclosed to ECB security staff and security guards deployed by an external contractor of the ECB.

13/ RETENTION POLICY OF (CATEGORIES OF) PERSONAL DATA

The personal data related to the security badge and the vehicle registration are stored for the duration of the employment of the staff member and for a period of one year after this relationship has been terminated.

The personal data that are generated by using the ECB security badge in the access control system (audit-trail data) are stored for a limited period of time not exceeding three months.

The personal data captured by the cameras of the vehicle license plate recognition system are not stored beyond the access process and are, as a rule, deleted immediately after the vehicle has been admitted to the Staff Members' garage.

13 A/ TIME LIMIT TO BLOCK/ERASE ON JUSTIFIED LEGITIMATE REQUEST FROM THE DATA SUBJECTS

N.A. (See Box 8).

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.

N.A.

15/ PROPOSED TRANSFERS OF DATA TO THIRD COUNTRIES OR INTERNATIONAL ORGANISATIONS

No transfers to third countries or international organisations are foreseen.

16/ THE PROCESSING OPERATION PRESENTS SPECIFIC RISK WHICH JUSTIFIES PRIOR CHECKING (*Please describe*):

This prior checking is based on the EDPS Video-Surveillance Guidelines of 17 March in 2010. Paragraph 6.9 of the Guidelines foresees that high-tech video-surveillance tools or systems are subject to prior checking, mentioning specifically car registration data for automatic number plate recognition. In this instance, the fact that the vehicle licence plate recognition system is based on a link with biometric data (photograph in the staff member's badge) fulfils the criteria mentioned.

17/ COMMENTS

Ex-Post prior checking

List of annexes:

Annex 1: Sample pictures of entrance lanes captured by license plate recognition cameras

Annex 2: Personal data captured by license plate recognition system

Annex 3: Privacy statement on license plate recognition system in registration page

Annex 4: Excerpt of ECB Business Practice Handbook on parking facilities

Annex 5: Screenshot of registration page in personnel management system

Annex 6: Video Surveillance Policy

Annex 7: Consent form ECB security badge

PLACE AND DATE: FRANKFURT, 29 JULY 2016

DATA PROTECTION OFFICER: BARBARA EGGL

INSTITUTION OR BODY: EUROPEAN CENTRAL BANK