

From: [REDACTED]
To: [REDACTED]
Sent at: 19/03/10 17:30:57
Subject: case 2009-0281

Dear [REDACTED],

I have revised all the information sent to us and I found some additional questions. Some aspects still need clarification:

1) Who would make the transfer of data to third countries, FRONTEX or the Organising MS? (contradicting information has been provided)

2) What is the state of the discussion about chartering of aircraft by FRONTEX?

3) In your last e-mail with information it is expressed:
"...when processing the data related to the health of the returnees, Article 20(1)(c) applies, since this is done in order to be able to provide appropriate medical care during the JRO."
Then, how this purpose (provide medical care) be fulfilled if FRONTEX don't have the medical file (just healthy/not healthy)?

4) In the retention policy it is said:

The data is stored for the following purposes:

- organisation of JRO
- evaluation of JRO (internal within Frontex Return Operations Sector and then also together with MS/SAC)
- internal and external controls, audits.

4.1) Why personal data is needed for the evaluation of the JRO?

4.2) The audit purpose is only applicable if FRONTEX rents an aircrafts, then, answer to question 2 is also relevant here.

Please note that the procedure will be suspended until the reception of your answers (Art.27.4 of Reg. 45/2001).

Thank you very much.

Best regards,

[REDACTED]
Legal adviser

European Data Protection Supervisor
Contrôleur Européen de la Protection des Données

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