

Privacy standards for registry information services

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Statement



In the modern information society data protection has to find the balance between the rights of the data subject (residents) on privacy and the need of private organisation to protect their Business against fraud.

Personal Data



Request Data

- Full name
- Former names
- Last known address
- Gender
- Date of birth
- Personal ID number

Result data

- Full name
- Current address
- Person deceased
- Date of deregistration

Only if person has been identified unambiguously!

Legal framework



- European Data Protection Directive 95/46/EC stipulates the processing of personal data on behalf of the customer for private and public sector
- The national data protection acts are based on the European Data Protection Directive 95/46/EC
- Legal interest in the data has to be provided by customer in some countries (e.g. debt collection)

Implementation



- RISER acts on behalf of the customer
- Data remains property of the customer
- RISER does not store registry data for own purposes
- RISER Customer can proof legal interest to national authorities
- Content data will be deleted after billing process
- RISER is consulted by Independent Centre for Privacy Protection Schleswig-Holstein
- RISER goes for the Privacy Seal (Gütesiegel)

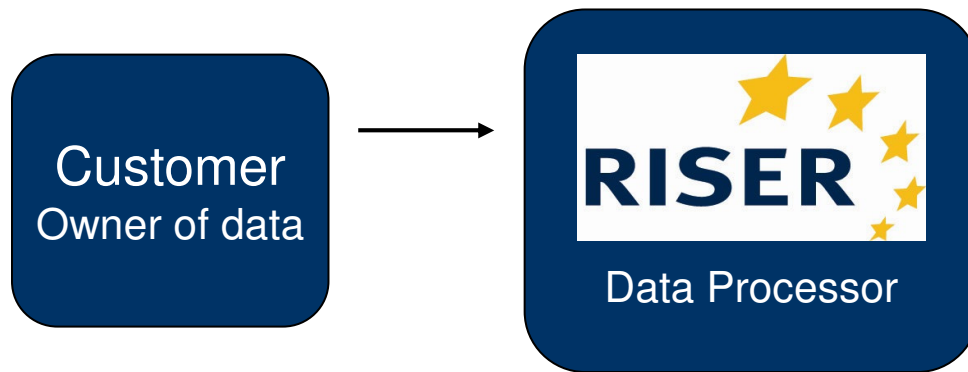
Processing I



Customer
Owner of data

- The RISER Customer is in possession of the request data

Processing II



- Request data (name, address, DoB, Gender) is processed by the customer to RISER via secure channel.
- Adjustment of request data to requirements of national authority

Processing III



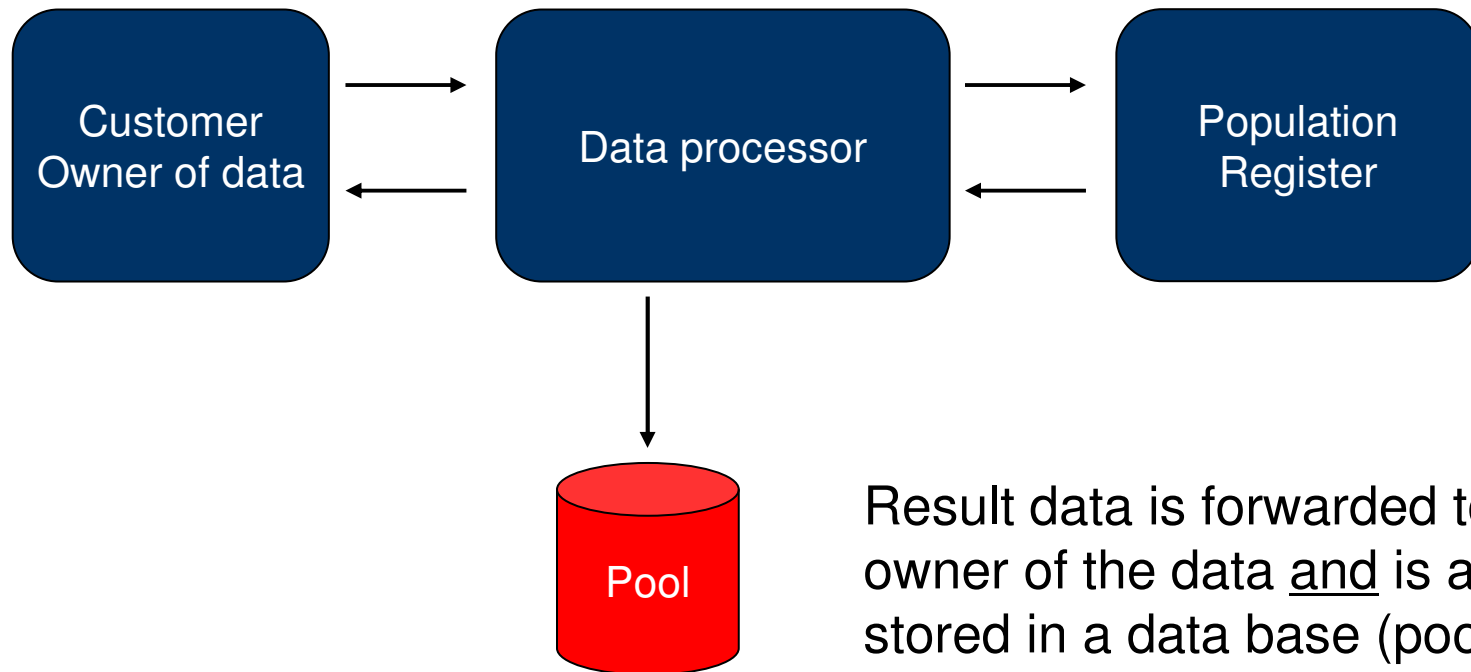
- Population Register is processing the request data and forwards the result data to RISER via secure channel.

Processing IV



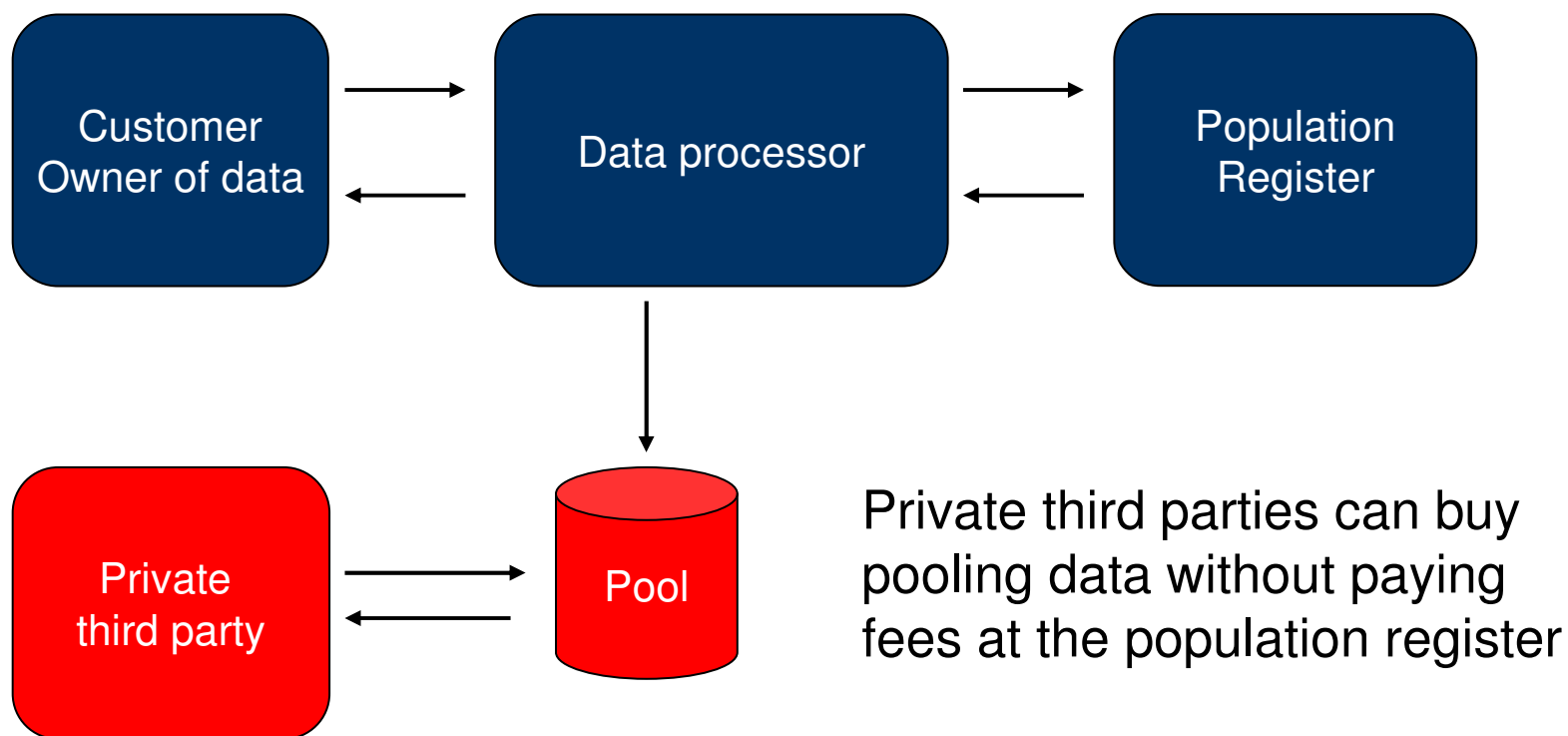
- Result data will be disclosed only to the owner of the data (RISER Customer).

Address pooling I : German phenomena?



Result data is forwarded to the owner of the data and is also stored in a data base (pool) of the data processor for own purposes.

Address pooling II : German phenomena?



Address pooling: German phenomena?



- Reason for the phenomena of address pooling
 - Private sector has need for address verification of individuals
 - High fees (up to 8 EUR per request)
 - Financial interest of private data processors
- Danger of address pooling
 - Data processors build up „shadow registers“
 - Authorities loose control on disclosure of data
 - Safeguards of public registers are circumvented
 - Violation of subject right
- Reactions
 - First data processors do not get registry information in some German states anymore.
 - End Customers have a stronger awareness regarding privacy of their data

No data for private organisations



- A number of European countries does not disclose registry data to private organisations at all or to private organisations from other member states
- Reason: Privacy Protection
- Personal data is collected and marketed by private data providers
- Quality of private data is often worse than official registry data.
- Authorities loose the control about the trade of personal data
- Result:
 - Less protection of personal data
 - Violation of subject right

Possible safeguards



- In Austria and Hungary the end customers have to proof their legal interest to the authority to be allowed to request registry data.
- The end customer has to accept the terms & conditions of the national authority.
- The end customer is only allowed to use the data for the purpose related to the legal interest – no reselling.
- The national authority keeps the disclosure of registry data under its control.

Conclusion



- RISER is processing personal data inline with European and national regulations
- RISER does not keep any data bases for reselling registry data
- No access for private organisations to registry information results in less privacy protection
- Proof of legal interest by the end customer could be a solution
- For registry information services a privacy seal should be mandatory



Thank you for your attention!

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