

PRIVACY POLICY OF THE NATIONAL CERTIFICATE

This privacy policy shall specify what data is collected and for what purpose when you are using the portal www.gpasas.lt, from which you were redirected to <https://gp.esveikata.lt/> (hereinafter referred to as the Portal), with a purpose to generate and issue a National Certificate, as well as to inform of your rights pursuant to the legal acts on protection of personal data that are in force in the Republic of Lithuania.

1. The controller of personal data is the Ministry of Health of the Republic of Lithuania (hereinafter referred to as the Ministry of Health), code 188603472, Vilniaus g. 33, LT-01506 Vilnius, Lithuania, Tel. (8 5) 268 5110, Fax (8 5) 266 1402, e-mail ministerija@sam.lt. You can contact the Data Protection Officer of the Ministry of Health at: Vilniaus g. 33, LT-01506, Vilnius, Lithuania (address your letter to the Data Protection Officer of the Ministry of Health), or by e-mail: duomenu.apsauga@sam.lt.

2. The processor of personal data is the State Enterprise Centre of Registers (hereinafter referred to as the Centre of Registers), code 124110246, Lvovo g. 25-101, LT- 09320, Vilnius, Lithuania, Tel. (8 5) 268 8262, e-mail info@registrucentras.lt. You can contact the Data Protection Officer of the Centre of Registers at Lvovo g. 25-101, LT- 09320, Vilnius, Lithuania (address your letter to the Data Protection Officer of the Centre of Registers), or by e-mail: duomenusauga@registrucentras.lt.

3. Data subjects shall be persons whose data are processed in the Information System of Electronic Health Services and Collaboration Infrastructure (hereinafter referred to as the ESPBI IS) and who seek to exercise the right to less restrictive quarantine measures.

4. Legal basis for processing of personal data.

Your data in the ESPBI IS are processed while fulfilling a legal obligation of the Controller and for overriding reasons of public interest in implementing measures for the prevention and control of COVID-19 (coronavirus infection) pursuant to:

4.1. GDPR¹ Article 6(1)(c) and Article 9 (2)(g);

4.2. Resolution No 1226 of the Government of the Republic of Lithuania of 4 November 2020 On Declaring Quarantine on the Territory of the Republic of Lithuania² (hereinafter referred to as the Resolution);

4.3. Decision No V-891 of the Minister of Health of the Republic of Lithuania – the State Commander of National Emergency Operations of 21 April 2021 On the Approval of the Right of Individuals to Less Restrictive Quarantine Measures³.

5. Purposes for processing of personal data.

Your personal data (including health data) are processed with a purpose of determining if a person complies with at least one of the criteria set out in Point 2² of the Resolution enabling those persons to exercise the right to less restrictive quarantine measures in the cases specified in the Resolution and implementing the COVID-19 (coronavirus infection) prevention and control measures.

6. Categories of personal data being processed.

6.1. To generate the National Certificate, the following personal data of special categories are processed: diagnosis that a person has recovered from COVID-19 disease; records about testing: COVID-19 test performed (SARS-CoV-2 PCR test or antigen test); testing or test result (positive, negative); date and time of sampling; data on vaccination: name of the vaccine (Comirnaty; COVID-19 Vaccine Moderna; COVID-19 Vaccine Janssen; Vaxzevria), date of vaccination; vaccine dose according to the vaccination schedule (first, second).

¹ Regulation (EU) 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)

² <https://e-seimas.lrs.lt/portal/legalAct/lt/TAD/a2b5da801f4a11eb9604df942ee8e443/asr>

³ <https://www.e-tar.lt/portal/lt/legalAct/9cc27380a2bd11ebb9bbd96a0c51af2c>

6.2. To issue the National Certificate, the following data are processed (visually displayed on a device): 1) general data - your name, surname and year of birth; 2) special data of the National Certificate: the beginning and expiry date of validity of the National Certificate (year, month, day) and time (hour, minute), and QR code, which encodes your general data, the beginning date of validity and expiry of the National Certificate (year, month, day) and time (hour, minute), or information that contact activities are limited;

6.3. To verify the National Certificate, the following data are processed: QR code, which encodes your general data and information about the starting date of validity and expiry of the National Certificate (year, month, day) and time (hours, minutes).

7. Time limits for the storage of personal data.

7.1. The data from the ESPBI IS, which are prepared and selected for the purpose of generating the National Certificate, are stored until the criteria set out in Point 2² of the Resolution are valid; those criteria make the basis for selection of data required to generate the National Certificate;

7.2. The data required for issuing the National Certificate are stored until the moment you disconnect from the Portal. If you save data of the National Certificate in PDF format on your device, it will be stored until you delete it yourself.

7.3. The data for verification of the National Certificate are stored until the moment of disconnection from the Portal.

8. Data provision.

8.1. You may present the National Certificate yourself to the officer who controls the implementation of quarantine measures or the service provider as well as to other natural persons or legal entities who make decisions on the use of less restrictive quarantine measures in cases specified in Point 2.2 of the Resolution.

8.2. With reference to the Data Provision Agreement, the Data Controller may transfer your personal data specified in Point 6.1 of this Policy to the Police Department under the Ministry of the Interior of the Republic of Lithuania to determine the person's compliance with the criteria specified in Point 2² of the Resolution, to enable these persons to exercise the right to less restrictive quarantine measures in cases specified in the Resolution and to implement the measures for prevention and control of COVID-19 disease (coronavirus infection).

8.3. Data may be provided to the officer who controls the implementation of quarantine measures or the service provider as well as to other natural persons or legal entities who make decisions on the use of less restrictive quarantine measures in cases specified in Point 2.2 of the Resolution.

8.4. The data of the National Certificate may be provided to other natural persons and legal entities without your consent only if such a right is provided for in legal acts governing the activities of these persons and entities.

8.5. The data shall not be transferred to third countries.

9. Your rights.

When using the National Certificate, you have the following rights related to the processing of personal data:

The rights set out in Articles 15, 16, 18 and 22 of the GDPR: the right of access to the data, the right to rectification of inaccurate data, the right to restriction of processing of the data and the right not to be subject to a decision based solely on automated processing, which produces legal effects concerning you or similarly significantly affects you, when personal data is used to assess certain personal aspects of a natural person in order to analyse or predict aspects related to the state of health of that natural person.

These rights are implemented by the Centre of Registers on behalf of the Ministry of Health in accordance with the Description of the Procedure for Implementing the Rights of Data Subjects in the Information System of Electronic Health Services and Collaboration Infrastructure⁴.

⁴ <https://e-seimas.lrs.lt/portal/legalAct/lt/TAD/d7960af1804a11e89188e16a6495e98c/asr>

You may exercise your right not to be subject to a decision based solely on automated processing, including profiling, in the following ways:

- If you meet at least one of the criteria set out in Point 10 but you cannot get a National Certificate (i.e. the National Certificate is not generated, or information is provided that your contact activities are limited), submit an application to the Centre of Registers using the contact details provided for in Point 2;
- If the data required for generation of your National Certificate (specified in Point 6.1), which is recorded in the ESPBI IS, is inaccurate or missing, please contact the institution that must provide this data to the ESPBI IS.

If you have any question related to the processing of personal data and the exercise of the rights under the GDPR, contact the Data Protection Officer at the Ministry of Health or at the Centre of Registers (Article 38 (4) of the GDPR).

If you believe that your rights regarding the processing of personal data have been violated, you have the right to lodge a complaint with the State Data Protection Inspectorate or a court.

10. Automated decision-making.

The National Certificate is generated and issued automatically in accordance with the data in the ESPBI IS if a person complies with at least one of the following criteria (Point 2² of the Regulations):

2².1. Has been vaccinated against COVID-19 (coronavirus infection) with a vaccine registered in the Union Register of Medicinal Products:

2².1.1. One week after a person received the second dose of vaccine Comirnaty or COVID-19 Vaccine Moderna according to the vaccination scheme;

2².1.2. Two weeks after a person received a dose of vaccine COVID-19 Vaccine Janssen;

2².1.3. Four weeks after a person received the first dose of vaccine Vaxzevria but not more than 13 weeks;

2².1.4. After a person received the second dose of vaccine Vaxzevria according to the vaccination scheme;

2².1.5. Has recovered from COVID-19 disease (coronavirus infection) and two weeks has passed since the first dose of any vaccine.

2².2. Has recovered from COVID-19 disease (coronavirus infection) and the diagnosis was confirmed by a positive SARS-CoV-2 PCR test or antigen test, and not more than 180 days elapsed since the positive test (but not before the end of the established self-isolation period);

2².3. Has a negative result to a SARS-CoV-2 PCR test, which was received no earlier than 72 hours from the time of sampling or has a negative result to an antigen test, which was received no earlier than 48 hours from the time of sampling"

You can get the National Certificate on your phone or computer, or download the PDF version by logging in to the website <https://gpasas.it/>. To obtain the National Certificate, you have to authenticate yourself, i.e., to connect through the E-Government Gateway using mobile signature or internet banking. During the authentication, a request is sent from the website www.gpasas.it to the web service (WS), which has a connection with the data on the fact of vaccination, illness or testing of a person, which has been already generated and selected from the ESPBI IS. Search is performed in the generated data set by the personal identity code (obtained after authenticating the person through the E-Government Gateway) and the response is sent to your device. If you meet the criteria described above, you will be notified that you can perform contact activities and receive a QR code. You can download this information in PDF format to your device and save it. If you do not meet the criteria described above, you will be notified that you may not perform contact activities. No information is stored on your device, except for the information you saved in PDF format. You can delete this information yourself.

The officer who controls the implementation of quarantine measures, service provider or other natural person or legal entity who makes decisions on the use of less restrictive quarantine measures in cases specified in Point 2.2 of the Resolution (hereinafter referred to as the User) and who wants to check the validity of your National Certificate, can do this on the website

<https://tikrink.esveikata.lt/>. When you open this website on the device, a public key is received, which can be used to read the QR code (the public key is not stored on the device, it remains on the website). The QR code information is not stored on the user's device.