

 <p>LE GOUVERNEMENT DU GRAND-DUCHÉ DE LUXEMBOURG Ministère de la Santé et de la Sécurité sociale Direction de la santé</p>	EHIS	 <p>LUXEMBOURG INSTITUTE OF HEALTH</p>
	Data Protection Notice	

Participants data protection notice

Study Title: Residents' Health Survey

Acronym: EHIS

Study Sponsor: Directorate of Health

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The Residents' Health Survey is an initiative by the European Union. It is implemented across all member states. The survey aims to collect data to gain a detailed understanding of the health status of residents through a representative sample of the population of the Grand Duchy. The statistics generated from this data are also used to calculate health indicators, published by the European Union's statistical office (Eurostat) and the Directorate of Health (in the form of fact sheets).

In this context, the Directorate of Health is responsible for the collection, analysis, and overall processing of personal data, as well as its protection, in accordance with the General Data Protection Regulation (EU) 2016/679 of April 27, 2016 (**known as GDPR**) and all subsequent legislation that supplements or replaces this regulation, including Luxembourg's Law of August 1, 2018, which governs the National Commission for Data Protection and implements GDPR (collectively referred to as the **Data Protection Law**), particularly Articles 63 to 65 of the law. The Luxembourg Institute of Health (LIH) has been commissioned as a subcontractor by the Directorate of Health to conduct the European Health Interview Survey (EHIS) in Luxembourg.

What types of data will be processed?

The Government IT Center (CTIE) will select a random sample from the National Register of Natural Persons (RNPP) and process nominative and postal data to invite selected residents to participate in the study on behalf of the Directorate of Health. The CTIE will send all invitation letters containing a personal code (token) that provides access to the questionnaire. The Directorate of Health and the LIH will not have access to identifiable data, which will only be processed by the CTIE. Thus, it will not be possible to link questionnaire responses to individual participants.

The questionnaire will collect the following data:

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- Health-related data: general health status, diseases, accidents and injuries, functional limitations, personal care activities, pain, mental health, healthcare, health determinants (weight, height, physical activity, eating habits, consumption of psychoactive substances like tobacco, alcohol, etc.).
- Other data categories: employment status, educational qualifications, household income, social support, housing, and environment.

It is important to note that participation is voluntary. Although this information is crucial for the study, it is not mandatory. These data alone will not allow the identification of participants. They are needed to reflect the actual health status of Luxembourg's population, adapt the healthcare system to its needs, evaluate health policies, and analyze trends over time while enabling comparisons with other European countries.

What is the legal basis for data processing?

EHIS is mandatory across all European Union member states to collect reliable and comparable health data to guide public health policies. Data processing relies on the following regulations:

- Delegated Regulation (EU) 2024/297 of the Commission of October 31, 2023, supplementing Regulation (EU) 2019/1700 on variables for the health domain.
- Implementing Regulation (EU) 2023/2529 of the Commission of November 17, 2023, specifying technical data elements and data transmission formats.
- Regulation (EU) 2018/255 of the Commission of February 19, 2018, on health interview statistics.
- Regulation (EU) 1338/2008 of the European Parliament and the Council of December 16, 2008, on public health statistics.

How will participant responses be processed?

Responses to the questionnaires will be aggregated to ensure anonymity. They will only be used for statistical purposes. The data will not be employed for fully automated decision-making or profiling.

All collected data will be transmitted to Eurostat, in compliance with Article 3.1 of Regulation (EU) 2018/255, to generate European-level statistics. Eurostat will publish anonymous, aggregated indicators, allowing comparisons with other European countries.

Who will have access to the data?

The following categories of personnel will access the data, depending on their roles:

- CTIE: contact details, age, gender, and residence for population sampling and questionnaire distribution.
- LIH survey team: access to anonymized questionnaire responses for scientific and statistical purposes.
- Directorate of Health: access to questionnaire responses for public health monitoring and promotion.
- Eurostat: access to anonymized questionnaire responses for European statistical analyses.
- National entities: in certain cases, and only upon request, responses may be transmitted to the National Health Observatory of Luxembourg. The LIH, in accordance with the instructions of the Directorate of Health, will then share these data either as microdata or anonymized

aggregated data, depending on the justified request of the National Health Observatory, in compliance with the law of March 2, 2021, establishing the National Health Observatory.

IT subcontractors of the LIH (responsible for hosting or maintenance services) may also access pseudonymized data for system maintenance and hosting purposes. These organizations are bound by strict security and confidentiality obligations as required by law, and the services they provide are governed by contractual agreements with the LIH. In cases of audits or inspections, competent authorities may access pseudonymized data.

How long will the data be retained?

Response coupons containing addresses will be destroyed after paper questionnaires are sent.

Paper questionnaires will be securely stored in a database and destroyed two years after collection ends (December 31, 2027).

The database of questionnaire responses (paper and online) will be retained for subsequent EHIS waves as required by the EU. Personal codes (tokens) will be destroyed at the end of data collection, and information on residence's commune will be deleted two years after.

What are participants' data protection rights?

Participants may withdraw from the survey at any time. They have the right to:

Access and correct their personal data.

Object to data usage, request data erasure, restrict data processing, and request data portability until the end of the collection phase, i.e., December 31, 2025. After this date, it will no longer be possible to establish a link between the questionnaire responses (held by the LIH) and the personal data of the participants (held by the CTIE).

To exercise these rights or inquire about data protection, participants must provide their personal code (token) which constitutes the only means of linking to your questionnaire, and indicate the request concerns the EHIS study. To exercise your rights or for any questions related to data protection, you can contact the Data Protection Officer (DPO) of the Directorate of Health by email at info_donnees@ms.etat.lu or by mail at the following address:

Data Protection Service
13a Rue de Bitbourg,
L-1273 Luxembourg

Participants have also the right to file a complaint with the National Commission for Data Protection (CNPD) regarding the processing of their personal data, should they believe that their data has not been handled properly.

National Commission for Data Protection
5 Bd du Jazz,
L-4370 Belvaux