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Frame of the cards: identical structure for each country

THEME	Databases of the data of the youth	
Identification of technology	Centralised database of Information from School Registers – primary, secondary and high schools (RgS)	
Technology used/tool (For each teams, a card pro tool)	School registers database	
Country/ use area	Czech republic/ Prague	
Frame of use	Registers were established for statistical, analytical and budgetary purposes of state educational policy ¹ and economical and organisational purposes of the individual school institutions. The files on individual students are created by school administration in individual schools and than submitted to the regional government which passes the information to the Ministry of education. Some schools also submit data directly to Ministry of education ² which passes the data o special state research and statistical institution - Institute for Information on Education. ³	
Population concerned: target and age	Pupils, students of primary, secondary and high schools	

¹ Education Act No. 561/2004 On Pre-primary, Basic, Secondary and Tertiary Professional Education

² Education Act No. 561/2004 On Pre-primary, Basic, Secondary and Tertiary Professional Education, Ordinances no 364/2005., no. 389/2006 and no. 226/2007 of the Ministry of education

³ from the response of the Institute for Information on Education (*Ústav pro informace ve vzdělávání*) to the request of Iuridicum Remedium of 2009/5/21

% of users/of young users	Overwhelming majority of a data subjects are youngsters under 26 years of age ⁴	
Trends (measured / supposed)	Growing numbers of a subjects of a data included in database. Process started in 2005/06 by collecting data from high schools, in 2006/07 data on students of secondary schools and art schools were included, in 2008/09 data on pupils and students of most of the schools offering primary, secondary and high school education were included in the system. ⁵ By the May 2009 data on approx. 800 thousand students and pupils were included, in a future number is expected to be doubled. ⁶	
Known or potentials dangers /Risks	Suspected leakages of a data from registers to a commercial subjects led DPA to start investigation. ⁷	
Others		
Generated data bases		
Associated data base/ creation (a line pro database)	Data from registers of pupils and students of individual schools are twice a year submitted in the electronical form to the central database of the Ministry of education.	
What justifies the inscription in the file /Risks?	Statistical, analytical and budgetary purposes of state educational policy and economical purposes of schools. The state subsidy to the school institution is set according to the actual number of pupils in fields and forms of education put in the school register ⁸	
Purposes /contents, main data included / Risks?	Following data are processed in central database : birth number, year and month of birth, nationality, code of adress, information on previous education, information on actual year, type, form and specialisation of the class attended, foreign languages, information on	

⁴ from the response of the Institute for Information on Education (*Ústav pro informace ve vzdělávání*) to the request of Iuridicum Remedium of 2009/5/21

⁵ *Information on transfer of a data from the school registers of primary, secondary, high schools and art schools for central processing*, http://skoly.praha-mesto.cz/78409_Informace-k-predavani-udaju-ze-skolnich-matrik-ZS-SS-VOS-a-konzervatori-k-centralnimu-zpracovani

⁶ from the response of the Institute for Information on Education (*Ústav pro informace ve vzdělávání*) to the request of Iuridicum Remedium of 2009/5/21

⁷ Vladimír Křivka - Fond ohrožených dětí čelí trestnímu oznámení, in Týden weekly 2009/1/8

⁸ *Jana Kohoutková: UNION STUDENTS' REGISTER:Data Integration to Support National Education Management*, presentation of 2000/4/14
www.man.poznan.pl/ist/eunis/programme/EUNIS2000/slides/kohoutkova/eunis-kohoutkova.PPT

	interruptions of education or repetitions of classes, information on type of finished exams and numbers of certificates of reached education levels. ⁹	
File masters? Risks?	Ministry of education – processor. Data on subjects are filled into the system by the administrators at individual schools. ¹⁰	
Who accesses the files/ Sharing of the data base? Access limits? /Risks	Authorised access of limited number of administrators and analytics. Access to the files is audited and each user needs special login. ¹¹	
Data retention delays/ risks Right to be forgotten	Unclear/according to information of Institute for Information on Education are data after finishing of education of the subject kept in anonymised form ¹²	
Rights to know or to modify data?	Subjects (their parents) can ask processor of their data at their individual school register to correct the data. ¹³ They are not asked to give their consent with the procession of their data according to the Institute for Information on Education parents are also informed by the school administration of the way data of their children are further processed, shared and how they can modify them. However detail information on the way data are processed is not so far publicly available.	
Covert purposes/ Risks/uncontrolled future evolution	Risks evolving from unclear system of administration of users rights, possible extension of the rights to share files on other subjects (state administration, private companies providing services to the ministry?)	
Others (interconnections...)		
Legislation in application		
Law /rules / others (?) (implemented for this data base or this technology)	Education Act No. 561/2004 On Pre-primary, Basic, Secondary and Tertiary Professional Education, Ordinances no 364/2005., no. 389/2006 and no. 226/2007 of the Ministry of education	
Risks for freedoms despite the law	Subjects are not informed of the extend and ways of the processing of their data nor their related rights. Discrimination in	

⁹ from the response of the Institute for Information on Education (*Ústav pro informace ve vzdělávání*) to the request of Iuridicum Remedium of 2009/5/21

¹⁰ FAQs at Institute for Information on Education web pages
<http://www.uiv.cz/clanek/525/1181>

¹¹ from the response of the Institute for Information on Education (*Ústav pro informace ve vzdělávání*) to the request of Iuridicum Remedium of 2009/5/21

¹² from the response of the Institute for Information on Education (*Ústav pro informace ve vzdělávání*) to the request of Iuridicum Remedium of 2009/5/21

¹³ from the response of the Institute for Information on Education (*Ústav pro informace ve vzdělávání*) to the request of Iuridicum Remedium of 2009/5/21

	access to the education or social benefits related to the mistaken data or faults in databases may occur.	
If revision of the regulation: reasons? Result: improvement or aggravation (compared to the protection of the DP)	Not foreseen	
Conformity with the European right (Charter of fundamental rights, directives...)	Probably not conforming with Convention for the Protection of Individuals with regard to Automatic Processing of Personal Data (Council of Europe, CETS No. 108), The Czech Republic ratified the Convention CETS No. 108 on 9 July 2001 and it entered into force in the Czech Republic on 1 November 2001.	
Implementation (or not) of the legislation? / Risks		
Others		
This tools and young public or young adults		
How far are young people concerned?	See % of users/of young users	
Awareness of issues or of risks	None research made so far, probably very low	
Indifference or reaction	None	
Awareness campaigns/ results	None	
Good practises	Auditing of the access to the files	
Campaign to be led. On which themes?	Awareness campaign on extend of data currently processed, importance of free consent with data protection and legislation change	
Others		
Conclusions		
Recommendations	Clarification of a concept of the registers. Inclusion of free consent of the students with the procession of the data. Replacing the system of identification of the students by their birth number with source identification number. Clear and strict measures on right to access the data. Information campaign on purposes and practice of operation of central database.	

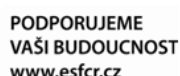
Podpořili nás:



Ministerstvo práce a sociálních věcí

Trust for Civil Society in Central & Eastern Europe

Open Society Fund Praha



Lichtenštejska a Norska v rámci

Podpořeno grantem z Islandu,

Finančního mechanismu EHP a Norského finančního mechanismu
prostřednictvím Nadace rozvoje občanské společnosti.