

## Data processing

Data processed by Istat for the purposes of this survey is protected by statistical secret (Article 9 of Legislative Decree No. 322/1989) and subject to legislation on personal data protection (Regulation (EU) 2016/679, Legislative Decree No. 196/2003 and Legislative Decree No. 101/2018).

### Information on personal data processing provided under Article 13 of Regulation (EU) 2016/679:

- **Data Controller:** the Data Controller is Istat - National Statistics Institute, Via Cesare Balbo, 16 - 00184 Rome, which, for the data collection and processing activities, has allocated specific tasks and functions associated with the personal data processing to the Head of the Central Directorate for Data Collection and to the Head of the Central Directorate for Demographic Statistics and Census of the Population respectively (Article 2-quaterdecies of Legislative Decree No. 196/2003).
- **Data Protection Officer:** Istat's data protection officer can be contacted at the following addresses: Istat – Data Protection Officer, Via Cesare Balbo, 16 - 00184 Rome; e-mail address: [responsabileprotezionedata@istat.it](mailto:responsabileprotezionedata@istat.it).
- **Processing purposes:** the data is collected and processed to produce an informative statistical framework on the main structural characteristics of the population at national, regional and local level. The census objectives and the field of observation are specified in the general census plan, which you can consult on the Istat website at: <https://www.istat.it/it/censimenti/popolazione-e-abitazioni/documentazione>.
- **Legal ground:** the data is processed to produce official statistical information and, therefore, in the exercise of a public interest task allocated to Istat (Article 1, paragraph 2, and Article 15 of Legislative Decree No. 322/1989); the survey is included in the 2017-2019 National Statistical Program – 2019 Update (code IST-02493), approved by means of Presidential Decree of 25 November 2020. The National Statistical Program in force can be consulted on the Istat website at: <https://www.istat.it/it/organizzazione-e-attività/organizzazione/normativa>.
- **Sources of data:** besides the data collected with the questionnaire, use will be made of data from administrative sources and from other statistical works, as envisaged by Law No. 205 of 27 December 2017 (Article 1, paragraph 228), from the National Statistical Program in force, and from the general census plan, which can be consulted on the Istat website at: <https://www.istat.it/it/censimenti/popolazione-e-abitazioni/documentazione>.
- **Data Supervisors** (Article 28 of the Regulation): the Managers of the Municipal Census Offices (UCC), the Managers of the Provincial Census Offices (UPC) and the contact person of the company tasked with managing the toll free number 800.188.802 are appointed in that capacity.
- **Disclosure of data:** the data will be disclosed by Istat in aggregate form, and generally in a manner that precludes the possibility of tracing it back to the persons who provide it or to whom it relates, thereby ensuring maximum confidentiality for the data subjects. Wherever necessary to meet particular knowledge-related needs, of an international and European nature as well, the data originated by the census may be disclosed by Istat even with a frequency of less than three units, as stipulated by Article 1, paragraph 232, letter c) of Law No. 205/2017, within the limits traced in the National Statistical Program, in accordance with Article 13, paragraph 3-bis of Legislative Decree No. 322/1989.
- **Communication of data:** the data may be communicated by Istat, exclusively for statistical purposes, to the national statistical system subjects (Article 6, paragraph 1, letter b) of Legislative Decree No. 322/1989) and to the European Commission (EUROSTAT) (Regulation (EC) No. 763/2008). The same data, without direct identifiers, may be communicated exclusively for scientific research purposes according to the terms and methods laid down by Article 5-ter of Legislative Decree No. 33/2013 and by Regulation (EU) No. 557/2013.
- **Data storage:** for the purpose of this survey, the data will be stored for 120 years for the sake of implementing further statistical processes aimed at checking the quality of the statistical data and setting up longitudinal databases.
- **Rights of the data subjects:** Istat guarantees to data subjects, within the limits laid down by the Regulation, the exercise of their rights (Article 15 ff.), save for the right to object to the processing (Article 21, paragraph 6) and the right to data portability (Article 20, paragraph 3). Exercise of the right to rectification is guaranteed in conformity with the methods set out in Article 6-bis of Legislative Decree No. 322/1989 and in Article 11 of the "Ethical rules on processing for statistical or scientific research purposes carried out within the scope of the national statistical system" (Annex A.4 to Legislative Decree No. 196/2003). To exercise said rights, you can write to Istat's data protection officer at the aforementioned addresses. The data subject is furthermore entitled to lodge a complaint with the Personal Data Protection Authority or approach the competent judicial venues (Article 77 and Article 79 the Regulation).
- **Obligation to provide the requested data and related susceptibility to penalties:** provision of the data requested by Istat is compulsory under Article 7 of Legislative Decree No. 322/1989 and Presidential Decree of 25 November 2020 approving the 2017-2019 National Statistical Program – 2019 Update and the associated lists of surveys that place an obligation to reply on private persons: breach of such obligation will be punished in accordance with Articles 7 and 11 of Legislative Decree No. 322/1989 and with the Presidential Decree of 25 November 2020 itself (annex headed "List of works (Sdi and Sda) included in the 2017-2019 National Statistical Program – 2019 Update in respect of which the failure to provide data amounts to a breach of the obligation to reply"). The lists of surveys with obligation to reply for private

persons and those for which, in the event of breach of the obligation, the administrative penalty is imposed, can be consulted on the Istat website at: <https://www.istat.it/it/organizzazione-e-attività/organizzazione/normativa>. It should therefore be noted that, once the deadline for the interview, set for 18 November 2021, has elapsed in vain, Istat will launch all the activities aimed at activating the procedure for ascertaining and charging the breaches of Article 7 of Legislative Decree No. 322/1989, with a view to applying the administrative fine, in accordance with the provisions of the aforementioned enactment and pursuant also to the findings of the activities implemented by the local network bodies.

## Legislative references

- Regulation (EC) No. 763/2008 of the European Parliament and of the Council of 9 July 2008, relating to population and housing censuses;
- Regulation (EC) No. 2017/543 of the Commission of 22 March 2017, laying down methods of application of Regulation (EC) No. 763/2008 of the European Parliament and of the Council, relating to population and housing censuses, as regards the technical specifications of variables and their classifications;
- Regulation (EC) No. 2017/712 of the Commission of 20 April 2017, which lays down the reference year and the statistical data and metadata program for population and housing censuses referred to in Regulation (EC) No. 763/2008 of the European Parliament and of the Council;
- Regulation (EC) No. 2017/881 of the Commission of 23 Maggio 2017, implementing Regulation (EC) No. 763/2008 of the European Parliament and of the Council, relating to population and housing censuses, as regards the methods and structure of quality reports and the technical format for the transmission of data, which amends Regulation (EU) No. 1151/2010;
- Law No. 205 of 27 December 2017, Article 1, paragraphs 227 to 237, laying down the budget forecast of the State for the 2018 financial year and multi-year budget for the 2018-2020 three-year period;
- Decree-Law No. 179 of 18 October 2012 converted with amendments into Law No. 221 of 17 December 2012, Article 3 (Permanent census of the population and housing and National Archive of urban street numbers);
- Prime Ministerial Decree of 12 May 2016 on census of the population and National Archive of urban streets and street numbers (ANNCSU);
- Legislative Decree No. 322 of 6 September 1989, "Rules on the national statistical system and on the reorganisation of the National Statistical Institute" – Article 6 (duties of statistical offices), Article 6-bis (personal data processing), Article 7 (obligation to provide statistical data), Article 8 (professional secrecy of statistical offices staff), Article 9 (provisions for the protection of statistical secrecy), Article 11 (administrative penalties), and Article 13 (National Statistical Program);
- Presidential Decree No. 166 of 7 September 2010, "Regulation on the reorganisation of the National Statistical Institute";
- Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016, relating to the protection of natural persons with regard to personal data processing and relating to the free movement of such data, which abrogates Directive 95/46/EC (General Data Protection Regulation);
- Legislative Decree No. 196 of 30 June 2003, "Personal Data Protection Code";
- Legislative Decree No. 101 of 10 August 2018, "Provisions for the adaptation of national legislation to the provisions of Regulation (EU) 2016/679 of the European Parliament and of the Council" of 27 April 2016 (General Data Protection Regulation);
- Ethical rules on processing for statistical or scientific research purposes carried out within the scope of the national statistical system (Annex A.4 to Legislative Decree No. 196/2003);
- Legislative Decree No. 33 of 14 March 2013 "Reorganisation of the rules concerning the right of civic access and obligations of publicity, transparency and information disclosure by Public Administrations" - Article 5-ter (access for scientific purposes to the elementary data collected for statistical reasons);
- Presidential Decree of 25 November 2020, approving the 2017-2019 National Statistical Program – 2019 Update and the associated lists of surveys with obligation to reply for private persons and works in respect of which the failure to provide data amounts to a breach of the obligation to reply laid down by Articles 7 and 11 of Legislative Decree No. 322 of 6 September 1989 (Ordinary Supplement no. 8 to the Official Gazette of 11 February 2021 – general series - no. 35);
- General plan for the census of the population and housing (<https://www.istat.it/it/censimenti/popolazione-e-abitazioni/documentazione>).