

# Notice to patient on cross-border processing of personal data via the National Contact Point for eHealth (SiNCP)

## Patients receiving prescription medicines in another country

The purpose of this notice is to inform patients travelling from Slovenia about the processing of their personal data.

### 1. What is the eHealth Digital Service Infrastructure (eHDSI)?

The eHealth Digital Service Infrastructure (eHDSI or eHealth DSI) is an information and communication infrastructure that enables safe and simple access to a patient's health data in the case of medical treatment or the dispensation of medicinal products in pharmacies when the patient is receiving healthcare or medicinal products outside their country of origin. The data can be accessed at any time by health professionals anywhere in the EU.

The cross-border exchange of health data takes place via a network of secure communication hubs known as National Contact Points for eHealth (NCPeH), which are managed by Member States. Every EU Member State is responsible for managing personal data in its territory.

The National Contact Point for eHealth in Slovenia is called **SiNCP**. The authorised administrator of SiNCP is the National Institute of Public Health (NIJZ), which is also the controller responsible for processing personal data in the context of cross-border exchange.

The transmission, recording and storing of your personal data in the context of cross-border exchange is carried out in accordance with the General Data Protection Regulation and the national legislation of the Member States participating in the cross-border exchange.

### 2. What categories of personal data are processed?

#### *Electronic prescription and dispensation of medicinal products*

A healthcare provider in Slovenia issues an electronic prescription for a medicinal product, which can be dispensed to you in a pharmacy in another EU Member State. The electronic prescription (ePrescription) contains exactly the same information as a standard paper prescription, including details identifying the doctor and the patient and details of the prescribed medicinal product. The electronic dispense record contains data identifying the pharmacist and data on the medicinal products dispensed.

These data are available if appropriately recorded in the ePrescription.

### 3. What is the legal basis for the processing of your personal data?

The authorised institutions of EU Member States have signed an “Agreement between National Authorities or National Organisations responsible for National Contact Points for eHealth”. This agreement sets out the criteria that Member States must meet in order to participate in cross-border eHealth information services, including data protection obligations.

The legal basis for collecting and processing your data in Slovenia is the [Healthcare Databases Act \(Uradni list Republike Slovenije \[Official Gazette of the Republic of Slovenia\] \(UL RS\), Nos 65/00, 47/15, 31/18\)](#).

In other countries your personal data are processed on the basis of your consent, in accordance with Article 14c of the [Healthcare Databases Act \(UL RS, Nos 65/00, 47/15, 31/18\)](#).

You must give your consent via the zVEM portal, which is the entry point to eHealth services (<https://zvem.ezdrav.si>).

When a medicinal product is dispensed to you in a pharmacy abroad, your data will be recorded in the Member State where you receive the medicinal product. The data will be processed in accordance with the EU’s General Data Protection Regulation (GDPR) and the national legislation of the Member State of treatment.

### 4. What is the purpose of processing?

Your health data will be used exclusively for the purpose of the dispensation of medicinal products in another Member State.

In some EU Member States these personal data can be used under specific conditions for other purposes as defined by law, such as statistics, research and development, or planning measures to improve public health. Participating EU Member States have undertaken to establish adequate technical and organisational safeguards such as anonymisation for such secondary use of data.

### 5. Who processes and has access to the data? (recipients of personal data)

Only authorised health professionals involved in your treatment or the dispensation of medicinal products to you in accordance with the legislation of the Member State where you are being treated will have access to your personal data.

Each Member State provides health professionals (including doctors, nurses, pharmacists and other health professionals involved in the cross-border exchange of health data) with relevant information, instructions and training on their obligations and competences in connection with safeguarding your personal data.

In the case of transmission of data to another EU Member State via the eHDSI service, every recipient of data assumes responsibility for processing the data within the context of its authorisations. Authorised recipients of data are:

- the pharmacy where your medicinal products are dispensed,
- the National Institute of Public Health (NIJZ), which under Slovenian legislation is the administrator of national eHealth infrastructure and the Slovenian National Contact Point for eHealth (SiNCP),
- the National Contact Point for eHealth (NCPeH) in the country to which the data are transmitted.

More information is available on the websites of the Member States involved ([https://health.ec.europa.eu/ehealth-digital-health-and-care/electronic-cross-border-health-services\\_sl](https://health.ec.europa.eu/ehealth-digital-health-and-care/electronic-cross-border-health-services_sl)).

## **6. Where and how long are personal data stored?**

Your personal data can be stored in the information systems of healthcare institutions in your country of origin and the country of treatment. Data are stored for as long as is necessary under the legislation of the respective Member State.

The period for the storage of data in Slovenia is defined by the [Healthcare Databases Act \(UL RS, Nos 65/00, 47/15, 31/18\)](#).

Details of transactions (log of consultations or audit trail) are stored within the national eHealth infrastructure for five years after the end of the calendar year in which the transaction took place.

Information on the period for which data are stored in other countries can be found on the eHDSI website ([https://health.ec.europa.eu/ehealth-digital-health-and-care/electronic-cross-border-health-services\\_en#which-services-are-available-in-which-countries](https://health.ec.europa.eu/ehealth-digital-health-and-care/electronic-cross-border-health-services_en#which-services-are-available-in-which-countries)).

## **7. Your rights**

The transmission of your data via the eHDSI service and access to them by health professionals are only possible with your explicit consent, which you give via the zVEM portal (<https://zvem.ezdrav.si>). You can revoke your consent via the zVEM portal at any time.

If you do not consent to the processing of your data via the eHDSI service, your data will not be available during treatment that you receive during a stay in another EU Member State. The dispensation of prescription-only medicinal products in the pharmacies of other Member States will also not be possible.

For information on the personal data that are processed, you can contact the administrator of the National Contact Point for eHealth, which in Slovenia is the NIJZ (email: [vop@nijz.si](mailto:vop@nijz.si)).

If you believe that your data in the ePrescription are inaccurate, contact the administrator of the National Contact Point for eHealth, i.e. the NIJZ (email: [vop@nijz.si](mailto:vop@nijz.si)).

You have the right to submit a complaint to the supervisory authority in Slovenia or the supervisory authorities responsible for the protection of personal data in participating Member States in which you receive treatment or prescribed medicinal products.

The supervisory authority in Slovenia is the Information Commissioner (<https://www.ip-rs.si/>).

Contact details of the supervisory authorities of other Member States are available on the website of the European Data Protection Board: [https://edpb.europa.eu/about-edpb/about-edpb/members\\_en](https://edpb.europa.eu/about-edpb/about-edpb/members_en).

#### Contact details:

##### Administrator of eHealth and National Contact Point in Slovenia

NIJZ

Trubarjeva 2

SI-1000 Ljubljana

e: [ezdravje@nijz.si](mailto:ezdravje@nijz.si)

www: <https://ezdrav.si/en/solutions/sincp/>

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##### Personal data protection officer at the administrator of the National Contact Point for eHealth

e: [vop@nijz.si](mailto:vop@nijz.si)

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##### Personal data protection supervisory authority (Information Commissioner)

e: [gp.ip@ip-rs.si](mailto:gp.ip@ip-rs.si)