



ELITE

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This report contains information about ethical and security aspects concerning activities of the ELITE project from January 2014 to June 2014.

Ethics

European legislation on the processing of personal data

The EU Directive 95/46/EC on the protection of individuals with regard to the processing of personal data and on the free movement of such data has been adopted or transposed through the ELITE project

FP7 ICT Contract No. 214986 1 February 2008 – 31 January 2011 Page 11 of 49 national acts by the EU member states. This indicates that data-processing systems are designed to serve man, contribute to economic and social progress, to the expansion of trade operations, and the wellbeing of individuals while respecting the fundamental rights and freedoms of people, namely the right to privacy, irrespectively of their nationality or place of residence. The objective of this directive is that the member states protect the fundamental rights and freedoms of natural persons, and in particular their right to privacy in what concerns the processing of personal data. This directive does not apply to the processing of data performed by a natural person in activities which are exclusively personal or domestic, e.g., postal correspondence and keeping records of addresses. It does not apply either to the processing of data which has been published in the media, e.g., newspapers. This directive also recognises risks to the rights of people as it may result from the use of new technologies, article 53 (p. L 281/36). The exclusion of a person from a right, benefit or a contract are mentioned as possible risks derived from the use of new technologies in data processing operations [1].

The directive on privacy and electronic communications, 2002/58/EC, was adopted in order to harmonise the provisions of the Member States required to ensure the rights and freedoms of natural persons within the processing of personal data and to ensure the free flow of personal data [2]. It applies to the processing of personal data in connection with the provision of publicly available electronic communications services in public communications networks and particularise and complement [3] within this area.

The directive indicates that the provider of a publicly available service must take appropriate measures to safeguard the security of its services. In case of particular risk of a breach of the security, the provider must inform the user of the service concerning such risk (Article 4). The confidentiality of communications shall be protected through national legislation (Article 5). Furthermore, [2] states that location data other than traffic data may only be processed when made anonymous or with the consent of the users. The provider must inform the user of the type of data, the purpose and duration of the processing and whether the data will be sent to a third party for the purpose of providing the value added service (Article 9) [2].

Applications of the European legislation

All the research conducted in the ELITE project will follow the good scientific practice guide published by the European Science Foundation (ESF) [3]. Furthermore, the system designed in ELITE project will observe the Charter of Fundamental Rights of the EU [4]. The articles of this Charter that apply directly to this project are:

- Article 1: Human dignity is inviolable. It must be respected and protected.
 - Article 7: Everybody has the right to respect for his/her private and family life, home and communications.
 - Article 8.1: Everybody has the right to the protection of the personal data concerning him or her.
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- Article 8.2: Such data must be processed fairly for specified purposes and on the basis of the consent of the person concerned or some other legitimate basis laid down by law.
- Article 8.3: Compliance with these rules shall be subject to control by an independent authority.
- Article 25: The Union recognises and respects the rights of the elderly to lead a life of dignity and independence and to participate in social and cultural life.

Apart from personal data protection of the ELITE CoP there is not any remarkable Ethical aspect as the ELITE project:

- Does not involve children
- Does not involve patients or persons not able to give consent
- Does not involve adult healthy volunteers
- Does not involve Human Genetic Material
- Does not involve Human biological samples
- Does not involve Human data collection
- Does not involve Human Embryos
- Does not involve Human Fetal Tissue/Cells
- Does not involve Human Embryonic Stem Cells
- Does not involve processing of genetic information or personal data (eg. health, sexual lifestyle, ethnicity, political opinion, religious or philosophical conviction)
- Does not involve tracking the location or observation of people
- Does not involve research on animals
- Does not use resources from developing countries
- Does not have potential military/terrorist application

Security

Elite project has not been classified as a sensitive project.

The content of this project related information remains unclassified. This project related information can not cause prejudice to EU interests, or to one or more of its Member States. During the project we have only used public information

Regarding information integrity, information and documents used within this project come from trusted sources.

The developed application, the ELITE living document, is not a critical application to be used during the most serious phase of a disaster occurrence, so standard availability measures have been implemented to the server where it has been implemented.

REFERENCES

- [1] "On the Protection of Individuals With Regard to the Processing of Personal Data and the Free Movement of Such Data," Directive 95/46/EC of the European Parliament and of the Council of 24 October 1995", Official Journal of the European Communities, No L 281, 1995, pp 31-50.
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- [3] "Good Scientific Practice in Research and Scholarship", European Science Foundation Policy Briefing, December 2000. Available: http://www.esf.org/index.php?eID=tx_nawsecuredl&u=0&file=fileadmin/be_user/research_areas/social_sciences/documents/Good_research_practice.pdf&t=1217178823&hash=849e4742ddc12be73598aee0bfa83f65
- [4] "Charter of Fundamental Rights of the European Union," (2000/C 364/01), Official Journal of the European Communities, no. C364, pp 1-22, 2000.