

Pursuant to Article 40, Paragraph 7, of the Official Statistics Act (Official Gazzete, Nos 103/03, 75/09 and 59/12), the Director General of the Croatian Bureau of Statistics has adopted the

## **ORDINANCE ON THE ACCESS TO CONFIDENTIAL STATISTICAL DATA**

### **I. GENERAL PROVISIONS**

#### **Article 1**

This Ordinance defines conditions of handing over of confidential statistical data of the Croatian Bureau of Statistics (hereinafter: the Bureau) to other producers of official statistics in the Republic of Croatia as well as methods of applying the safekeeping measures of the confidential statistical data handed over to the Bureau by other producers of the official statistics in the Republic of Croatia.

#### **Article 2**

In this Ordinance, particular expressions have the following meanings:

- 1) **Confidential statistical data** are data that enable a direct or indirect identification of a statistical unit, which leads to the disclosure of individual information. In order to define if the identification of a statistical unit is enabled, all relevant means that the third party may reasonably use in the identification of the statistical unit are taken into account.
- 2) **Direct identification** is the identification of a statistical unit on the basis of its name/name and surname, address or publicly accessible identification number.
- 3) **Indirect identification** is the identification of a statistical unit on the basis of any other means but the direct identification.
- 4) **Producers of official statistics** are bodies who are, according to the Programme of Statistical Activities of the Republic of Croatia in charge for the implementation of particular statistical surveys.

### **II. CONDITIONS UNDER WHICH THE BUREAU TAKES OVER CONFIDENTIAL STATISTICAL DATA TO OTHER PRODUCERS OF OFFICIAL STATISTICS**

#### **Article 3**

In carrying out the official statistics activities and aimed at reducing the burden of reporting units and ensuring the harmonisation of the need to produce the official statistics or to estimate the quality of the official statistics results, the Bureau may provide other producers of official statistics in the Republic of Croatia the access to confidential statistical data that the Bureau collected in the statistical surveys, under the condition that it contributes to the effective development, production, dissemination or increasing the quality of the official statistics within the scope of activities of the producers of official statistics who requires the data and that the delivery of such data is legitimate.

#### **Article 4**

A producer of official statistics who requires the delivery of confidential statistical data from the Bureau shall clearly elaborate in the application the need and purpose of using the Bureau's confidential statistical data as well as methods used in the implementation of protection measures to the required confidential statistical data.

The producer of official statistics who requires the Bureau's confidential statistical data shall explain in the application why the purpose for which the data concerned are required cannot be achieved by the use of non-confidential data.

In case the application of the producer of official statistics does not contain explanations defined in Paragraphs 1 and 2 of this Article, the Bureau shall reject the application to the delivery of required data.

#### **Article 5**

The opinion on the legitimacy to provide the Bureau's confidential statistical data to other producers of official statistics shall be given by the director of a directorate that is in charge of the confidential statistical data required by the producer of official statistics based on the explanation of the need and purpose of using of the confidential statistical data that the producer of official statistics listed in the application.

The opinion on the method of handing over and technical protection measures of the required data shall be given by the director of the Information Technologies Directorate and the director of the Statistical Infrastructures Directorate in cooperation with the director of Directorate that is in charge of the required data.

On the basis of opinions defined in Paragraphs 1 and 2 of this Article, the decision on the handing over of the required data shall be made by the Director General of the Bureau.

#### **Article 6**

The organisational units of the Bureau that exchange the confidential statistical data with other producers of official statistics shall submit to the organisational unit in charge of statistical infrastructures the information on exchanged data for recording.

### **III PROTECTION MEASURES OF CONFIDENTIAL STATISTICAL DATA HANDED OVER TO THE BUREAU BY OTHER PRODUCERS OF OFFICIAL STATISTICS**

#### **Article 7**

The Bureau shall use the confidential statistical data handed over to the Bureau by other producers of official statistics (hereinafter: handed over data) exclusively for statistical purposes.

#### **Article 8**

The Bureau shall undertake all necessary regulatory, administrative, technical and organisational measures to ensure the physical and logistical protection of the handed over data pursuant to implementation regulations of the Bureau.

### **Article 9**

The handed over data provided on physical media (optical, magnetic etc.) shall be kept and safeguarded in locked premises to which the accession is allowed only to persons authorised for the collection and processing of statistical data within their specific scopes of work.

The handed over data received via net services for data transfer or entered from physical media shall be kept on the central computer, servers or personal computers on locations to which the accession is allowed only to persons authorised for the collection and processing of statistical data within their specific scopes of work.

### **Article 10**

Authorised persons defined in Article 9 of this Ordinance shall access the handed over data exclusively via their own user names and associated passwords with which they may access the locations with confidential data for which they have the clearance.

Persons without the access clearance may not access the confidential data by use of their user names.

### **Article 11**

The Bureau may not make available the handed over data to the third party without the exclusive written clearance of the producer of official statistics who handed over the data.

## **IV TRANSITION AND FINAL PROVISIONS**

### **Article 12**

This Ordinance shall enter into force on the day of its adoption.

### **Article 13**

This Ordinance shall be published in the Bureau's "Notices".

DIRECTOR GENERAL  
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