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Regulation No 206

## **Regulation on the Availability of the Statistical Data for Research Purposes**

Issued pursuant to  
Paragraph two of Section 70  
of the Law on Latvijas Banka

### **I. General Provision**

1. The Regulation establishes the requirements for receiving the statistical data collected for the performance of Latvijas Banka's tasks and allowing for an indirect identification of the reporting agent or any other person (hereinafter referred to as the "indirectly identifiable data") and for using these data for research examining and analysing the situation, developing conceptual recommendations or performing impact assessments (hereinafter referred to as "research") and the procedure pursuant to which Latvijas Banka grants or refuses access to the indirectly identifiable data for research purposes.

### **II. Use of the Indirectly Identifiable Data for Research and the Availability of Information**

2. For research purposes, Latvijas Banka shall grant access to the indirectly identifiable data that it can protect by relevant methods of data disclosure control preventing the use of data for inapplicable purposes.

3. Latvijas Banka shall publish the following information in the section "Statistics" of its website [www.bank.lv](http://www.bank.lv):

- 3.1. on the indirectly identifiable data available for research;
- 3.2. on the manner in which a request for the indirectly identifiable data is submitted;
- 3.3. on the agreements concluded on the use of the indirectly identifiable data;
- 3.4. on the publicly available results of research making use of the indirectly identifiable data.

### **III. Request for the Indirectly Identifiable Data for Research and its Clarification**

4. To be entitled to use the indirectly identifiable data for research, the data requester shall submit to Latvijas Banka an application specifying:

- 4.1. the purpose of the use of the indirectly identifiable data;
- 4.2. the description of the research project to be carried out;
- 4.3. the reasons why the indirectly identifiable data are needed for research;
- 4.4. the necessary indirectly identifiable data and their breakdown;
- 4.5. the period for which the indirectly identifiable data are needed;

- 4.6. the persons who will have access to the indirectly identifiable data;
- 4.7. the persons who will conduct the relevant research and the description of their qualifications and experience (including information on previous research);
- 4.8. the planned deadline for completing research;
- 4.9. the information on the publication of research results;
- 4.10. the information on the methods of data protection and disclosure control;
- 4.11. the contact information of the data requester.

5. Upon Latvijas Banka's request, the data requester shall be obliged to clarify or supplement the information specified in the application.

6. If the data requester is a public institution, the information referred to in Paragraph 4.2 of the Regulation may be excluded from the application, provided that the description of the research project foresees disclosing restricted information and the application contains a relevant indication thereof.

#### **IV. Granting Access to the Indirectly Identifiable Data**

7. In the absence of the circumstances referred to in Paragraphs 11 or 13 of the Regulation, Latvijas Banka shall grant access to the indirectly identifiable data by concluding an agreement on the use of the indirectly identifiable data for research (hereinafter referred to as the "agreement").

8. The agreement shall contain the following provisions:

- 8.1. the purpose of the use of the indirectly identifiable data and the validity period of the agreement corresponding to the deadline for completing research;
- 8.2. the technical method for transferring the indirectly identifiable data and the rights and obligations of the parties concerning the use of this method;
- 8.3. the procedure for compensating losses incurred due to a breach of the agreement if it is concluded with a private person<sup>1</sup>;
- 8.4. other conditions relevant to a particular request for the indirectly identifiable data.

9. Latvijas Banka shall have the right to terminate the agreement unilaterally if the data requester violates the data processing rules specified in the legal acts or the agreement.

10. If the data requester needs further indirectly identifiable data to conduct research indicated in the agreement, the data requester shall submit an additional request to Latvijas Banka.

11. Latvijas Banka shall not grant access to the indirectly identifiable data where one of the following circumstances is present:

- 11.1. the data requester has not specified the information referred to in Paragraph 4 of the Regulation and has not clarified or supplemented it pursuant to Paragraph 5 of the Regulation;
- 11.2. the use of the indirectly identifiable data is not associated with research;
- 11.3. the indirectly identifiable data are not needed for research;
- 11.4. the requested indirectly identifiable data do not enable the relevant research;
- 11.5. the data requester does not ensure an adequate protection and disclosure control regarding the indirectly identifiable data.

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<sup>1</sup> Translator's note: private person is a natural person, a legal person governed by private law or an association of such persons.

12. Latvijas Banka shall not refuse access to the indirectly identifiable data pursuant to Paragraphs 11.1–11.4 of the Regulation if the public institution requesting the data has not provided information or has provided partial information in accordance with Paragraph 4.2 of the Regulation based on the circumstances referred to in Paragraph 6 of the Regulation.

13. Latvijas Banka may decide on refusing the data requester access to the indirectly identifiable data for a period of up to five years if, within the framework of a previously concluded agreement, the data requester has violated the data processing rules specified in the legal acts or the agreement.

#### **V. Use of the Indirectly Identifiable Data and the Protection of the Data Received for Research**

14. The data requester that has been granted access to the indirectly identifiable data is obliged to:

14.1. ensure the verification of research results to ascertain that they do not contain information indirectly identifying the reporting agent or any other person;

14.2. following the expiry of the agreement's validity period, destroy the received indirectly identifiable data and any other data allowing for the identification of the reporting agent or any other person;

14.3. ensure that the data requester's employed or authorised person with access to the indirectly identifiable data uses the received indirectly identifiable data as per the agreement and signs a confirmation of the compliance with the rules established in the legal acts and the agreement;

14.4. notify Latvijas Banka of the publication of research results and the destruction of data.

15. Persons having received the indirectly identifiable data pursuant to Chapter IV of the Regulation shall be prohibited from disclosing the data to third persons or using them for the purpose other than that for which these data have been requested and provided.

16. Liability for disclosure or use of the statistical data received for research contrary to the objective for which they have been requested and provided shall be imposed according to Paragraph two of Section 72 of the Law on Latvijas Banka.

#### **VI. Final provision**

17. The Regulation shall take effect on 1 January 2023.

Governor of Latvijas Banka

Mārtiņš Kazāks