

Government Decree 479/2020 (3 November)
on further protective measures applicable during the period of state of danger

The Government,
acting within its original legislative power laid down in Article 53 (2) of the Fundamental Law, having regard to section 51/A of Act CXXVIII of 2011 on disaster management and amending certain related Acts,
acting, with respect to sections 13 and 14, on the basis of authorisation under section 247 (1b) c) of Act CLIV of 1997 on healthcare and under section 12 (1) a) of Act CLXIV of 2005 on trade,
acting within its function laid down in Article 15 (1) of the Fundamental Law,
decrees as follows:

1.

Section 1

2.

Section 2

3.

Section 3

Section 4

Section 5

4.

Section 6

Section 7

5.

Section 8

6.

Section 9

6/A. Information about voluntary vaccination against coronavirus to persons receiving pension benefits

Section 9/A (1) The Hungarian State Treasury (hereinafter the “MÁK”), with a view to increasing vaccination coverage within the population among persons that are most exposed to the coronavirus infection and reaching the persons concerned, and for the performance of tasks relating to the distribution of free voluntary vaccination against coronavirus (hereinafter “vaccination”), shall send information to the groups of persons receiving benefits or allowances disbursed by the MÁK Pension Payment Directorate (hereinafter “entitled persons”). For this purpose and to the extent and for the duration necessary for reaching these objectives, the MÁK shall process the name, address, date of birth and social security identifier of the entitled persons.

(2) As part of the contribution under section 9/B, to verify whether the data transmitted are accurate and up to date, the MÁK shall compare the data provided by the persons concerned and transmitted to the MÁK with data recorded in the pensions payment register kept in accordance with section 96 (1) *a*) of Act LXXXI of 1997 on social security pension benefits. If the comparison shows that the data transmitted are not accurate and up to date, then the MÁK shall notify of this fact the National Healthcare Insurance Fund (hereinafter “NEAK”) specifying the data to be clarified and sending to it, at the same time, the data considered corrected or up to date by the MÁK.

(3) For the performance of its tasks under section 9/B (1) and (2), the NEAK shall, on the basis of personal data received in connection with the notification under paragraph (2), initiate data reconciliation by post, telephone or other electronic means relating to data relevant to the natural person concerned to establish whether the data are accurate and up to date; the NEAK shall clarify data in accordance with the results of data reconciliation as necessary and on the basis of a statement to that effect by the person concerned.

6/B. Performance of organisational tasks relating to voluntary vaccination against coronavirus

Section 9/B (1) As part of its tasks set out in section 7 (1) *o*) and *p*) of Government Decree 386/2016 (2 December) on health insurance organs, the NEAK shall perform its organisational task relating to using vaccination with the involvement of healthcare service providers, healthcare state administration organs, the National Directorate-General for Hospitals, the MÁK, the Educational Authority, the National Office of Vocational Education and Training and Adult Learning, and capital and county government offices (hereinafter jointly “contributing organ”).

(2) The NEAK and the contributing organ shall notify the persons registered for vaccination specified by the NEAK of the order of vaccination by mail, electronic means or telephone.

(3) For the purpose set out in paragraph (2), the NEAK shall transfer to the contributing organ the mail address, phone number or other electronic contact details provided as part of registration by the person registering for vaccination and any health and personal identification data required for vaccination.

(4) After vaccination in accordance with the notice provided under paragraph (2), the contributing organ shall delete any data received pursuant to paragraph (3) without delay.

(5) Where a person without social security identifier registers for vaccination, the organ maintaining the vaccination registration interface shall transfer the name, age, electronic contact details and contact address provided upon registering for vaccination, and

a) the document identifier of the passport, the personal identification number and the document identifier of the identity card of that person to the Ministry of Interior,

b) for a person holding a residence permit, the document identifier of the passport, the personal identification number and the document identifier of the identity card and the details of the residence permit of that person by way of the Ministry of Interior to the National Directorate-General for Aliens Policing,

(hereinafter jointly “registration organ”) for comparing them with the registers kept by the registration organs for identifying the person concerned and for the purpose set out in paragraph (2).

(6) The registration organ shall immediately delete data received pursuant to paragraph (5) after the data of a person provided through the registration interface is compared with data in specific registers and verified (hereinafter “validation”) and transmitted in accordance with paragraph (7). If the data received does not match the registered data, but the registered person can still be identified from the data received, the registration organ shall clarify the

data received relying on registered data and, if necessary, after consulting the person concerned. If the validation of data provided through the registration interface and the clarification of data fails, the registration organ shall delete data received after six months of receipt.

(7) The Ministry of Interior shall send to the operator of the National eHealth Infrastructure (hereinafter “EESZT”) the name, age, contact address, electronic contact details, the date of birth recorded in the registers kept by the registration organ and the data under paragraph (5) *a)* and *b)* of a person validated in accordance with paragraph (6).

(8) For registering vaccination data, the operator of the EESZT shall create in the EESZT for the person concerned an identifier within the meaning of section 35/F (1) *a)* of Act XLVII of 1997 on the processing and protection of health data and related personal data (hereinafter “technical identifier”), to which it shall assign the data of the person concerned under paragraph (7). The operator of the EESZT shall transmit to the NEAK the technical identifier and the data under paragraph (7) of the person concerned.

(9) The NEAK shall process the technical identifier for the performance of its tasks under this Decree, and transfer it to the healthcare service provider administering the vaccination.

(10) For an applicant under paragraph (5), the Ministry of Interior shall examine, by way of the data link register, whether the person concerned has a social security identifier. If the person concerned has a social security identifier, the Ministry of Interior shall notify accordingly the operator of the EESZT upon data transmission. The operator of the EESZT shall not create a technical identifier to a person that has a social security identifier.

(11) If the person concerned has a social security identifier, the operator of the EESZT shall transmit the social security identifier and the data under paragraph (7) of the person concerned to the NEAK for finalising vaccination registration.

(12) The operator of the EESZT shall inform a person concerned under paragraph (11) who did not declare his social security identifier upon registration

a) that his registration was successful; however, appointments for vaccination have to be booked through the appointment booking interface where he has to enter his social security identifier, and

b) of his social security identifier through the electronic mail address provided by him upon registration.

6/C.

Section 9/C

6/D Information about voluntary vaccination against coronavirus to persons employed in public upbringing institutions, vocational training institutions and nursery care

Section 9/D (1) With a view to reducing the exposure to coronavirus infection of persons employed in public upbringing institutions, vocational training institutions and nursery care in an employment-related relationship (hereinafter “employed persons”), the following shall send information for the purpose of vaccination and the necessary registration:

- a)* the Educational Authority to persons employed in public upbringing institutions,
- b)* the National Office of Vocational Education and Training and Adult Learning to persons employed in vocational training institutions,
- c)* the MÁK, consulting those responsible for the professional management of nurseries, to institutions and service providers providing nursery care.

(2) For the purpose of, and to the extent and duration necessary for, providing information under paragraph (1), the Educational Authority and the National Office of Vocational Education and Training and Adult Learning shall process the full current name, birth name, address, place and date of birth and social security identifier of natural persons to be informed by them under paragraph (1). For verifying registration for vaccination, the Educational Authority and the National Office of Vocational Education and Training and Adult Learning shall send to the NEAK the full current name, birth name, address, place and date of birth and social security identifier of natural persons to be informed by them.

(3) The Educational Authority and the National Office of Vocational Education and Training and Adult Learning shall compare data transmitted to it within the framework of contribution under section 9/B and provided by the person concerned as part of registration for vaccination, that is the full current name, address and social security identifier of natural persons, with data recorded by the Educational Authority or the National Office of Vocational Education and Training and Adult Learning, respectively, for verifying whether the data are accurate and up to date. If the comparison shows that the data transmitted are not accurate and up to date, then the Educational Authority or the National Office of Vocational Education and Training and Adult Learning shall notify of this fact the NEAK specifying the data to be clarified and sending to it, at the same time, the data considered corrected or up to date by the Educational Authority or the National Office of Vocational Education and Training and Adult Learning.

(4) For the performance of its tasks under section 9/B (1) and (2), the NEAK shall, on the basis of personal data received in connection with the notification under paragraph (2), initiate data reconciliation by post, telephone or other electronic means relating to data relevant to the natural person concerned to establish whether the data are accurate and up to date; the NEAK shall clarify data in accordance with the results of data reconciliation as necessary and on the basis of a statement to that effect by the person concerned.

(5) The MÁK shall transmit to the NEAK the full current name, birth name, address, place and date of birth and social security identifier of natural persons employed by service providers or institutions providing nursery care maintained by local governments and their associations.

(6) The maintainer not mentioned in paragraph (5) of a service provider or institution providing nursery care shall send to the NEAK the full current name, birth name, address, place and date of birth and social security identifier of persons employed in nursery care by a service provider or institution maintained by the maintainer if so requested by the MÁK, and in accordance with, and within the time limit set, in the request.

(7) For organising the vaccination of persons employed in nursery care and verifying whether the data transmitted are accurate and up to date, the NEAK shall compare data transmitted to it under paragraphs (5) and (6) with data of persons registered for vaccination, and, if necessary and on the basis of personal data received, it shall initiate data reconciliation by post, telephone or other electronic means relating to data relevant to the natural person concerned to establish whether the data are accurate and up to date; the NEAK shall clarify data in accordance with the results of data reconciliation as necessary and on the basis of a statement to that effect by the person concerned. For this purpose and to the extent and for the duration necessary for reaching these objectives, the NEAK shall process data under paragraphs (5) and (6) transmitted to it.

(8) For the performance of its tasks relating to vaccination, the NEAK shall process the full current name, birth name, address, place and date of birth and social security identifier of persons employed in public upbringing institutions, vocational training institutions and nursery care.

6/E Provisions relating to registration for voluntary vaccination against coronavirus

Section 9/E (1) When registering for vaccination against SARS-CoV-2 virus, a Hungarian citizen without a social security identifier shall provide all data available from the following:

- a)* full current name,
- b)* age,
- c)* document identifier of identity card,
- d)* document identifier of passport,
- e)* personal identification number,
- f)* address or contact address (address at which the immunity certificate is to be served),
- g)* electronic contact details (email and phone number).

(2) When registering for vaccination against SARS-CoV-2 virus, a non-Hungarian citizen without a social security identifier who legally stays for more than 90 days in any 180-day period in the territory of Hungary shall provide all data available from the following:

- a)* full current name,
- b)* age,
- c)* document identifier of identity card,
- d)* document identifier of passport,
- e)* residence permit number,
- f)* personal identification number,
- g)* address or contact address (address to which the immunity certificate is to be served),
- h)* electronic contact details (email and phone number).

(3) When registering for vaccination against SARS-CoV-2 virus, a person holding a Hungarian nationality certificate (“Magyar igazolvány”) or a Hungarian relationship certificate (“Magyar hozzátartozói igazolvány”) (hereinafter jointly “Hungarian nationality certificate”) in a country falling within the scope of Act LXII of 2001 on Hungarians living in neighbouring states (hereinafter the “Státusz tv.”) who is not recorded in the register of personal data, address and contact address of citizens under Act LXVI of 1992 on the registration of personal data and address of citizens, shall provide the following data:

- a)* family and given name in accordance with section 21 (3) *a)* of the Status Act,
- b)* age,
- c)* document identifier of identity card,
- d)* document identifier of passport,
- e)* address or contact address (address to which the immunity certificate is to be served),
- f)* electronic contact details (email and phone number).

(4) The registration of a person referred to in paragraph (3) shall take place

a) in the district offices or government windows of the capital and county government offices as listed in Annex 1 if he appears in person and presents his Hungarian nationality certificate and provides his date of birth, or

b) by electronic means on the vaccination registration platform.

The operator of the electronic platform shall transmit to the organ appointed in Annex 1 the data provided in the course of registration by electronic means.

(5) If registration takes place in accordance with paragraph (4) *b)*,

a) the number of the Hungarian nationality certificate shall also be provided, in addition to the data set out in paragraph (3),

b) the person under paragraph (3) shall be required to present the Hungarian nationality certificate issued with his name and provide his date of birth at the vaccination point, before the vaccination against SARS-CoV-2 virus is administered.

(6) The organ referred to in paragraph (4) *a*) may request from the organ keeping the register of Hungarian nationality certificates the data set out in section 21 (6) of the Státusz tv. in order to verify the data in the Hungarian nationality certificate.

(7) By way of derogation from section 2 (1) *b*) and *c*) of Government Decree 60/2021 (12 February) on certifying immunity to coronavirus (hereinafter “Government Decree 60/2021”), for a person referred to in paragraph (3) who does not have a passport and a personal identification card, the document identifier provided at his registration shall be indicated in the passport number box of the immunity certificate.

(8) The district office and the government window shall enter into the EESZT the data referred to in paragraph (3) and the date of birth of the data subject and shall transmit them to the operator of the EESZT.

(9) If the person concerned has no social security identifier, the operator of the EESZT shall create in the EESZT for recording the vaccination data of the person referred to in paragraph (3) in the EESZT an identifier within the meaning of section 35/F (1) *a*) of Act XLVII of 1997 on the processing and protection of health data and related personal data (hereinafter “technical identifier”), to which it shall assign the data under paragraph (7) of the person referred to in paragraph (3). The operator of the EESZT shall transmit to the NEAK the technical identifier relating to the person referred to in paragraph (3) and the data under paragraph (3).

(10) The NEAK shall process the technical identifier for the performance of its tasks under this Decree, and transfer it to the healthcare service provider administering the vaccination.

(11) Section 7/A (4) and (6) to (9) of Government Decree 60/2021 shall not apply to a person referred to in paragraph (3).

(12) If a person referred to in paragraph (3) has no social security identifier, the operator of the EESZT shall, by way of derogation from section 3 (2) and (3) of Government Decree 60/2021, transmit the technical identifier of the person referred to in paragraph (3) in place of the social security identifier.

(13) If a person referred to in paragraph (3) so requests, the immunity certificate shall be served through a diplomatic mission, by personal delivery.

(14) For the performance of the tasks referred to in paragraph (13), the Ministry of Foreign Affairs and Trade and the diplomatic mission shall process the data under paragraph (3) until service takes place.

6/F.

Section 9/F

7. Final provisions

Section 10

Section 11 (1) With the exception specified in paragraph (2), this Decree shall enter into force on 4 November 2020.

(2) Section 1 and section 12 shall enter into force on 5 November 2020.

Section 12 (1) Section 9/B (11) and (12) shall apply to also applications for registration submitted pursuant to subtitle 6/E before the entry into force of Government Decree 616/2021 (8 November) amending Government Decree 479/2020 (3 November) on further protective measures applicable during the period of state of danger (hereinafter “Amending Decree1”).

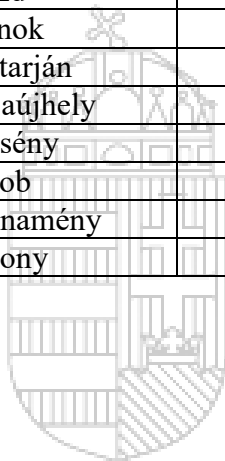
(2) The operator of the EESZT shall provide for transmitting the data of, and informing, the persons concerned under paragraph (1) within 5 days of the entry into force of Amending Decree1.

Section 13

Section 14

Annex 1 to Government Decree 479/2020 (3 November)

	A	B
1.	District office	Government window
2.	District Office Balassagyarmat	Balassagyarmat
3.	District Office Cigánd	Cigánd
4.	District Office Edelény	Edelény
5.	District Office Encs	Encs
6.	District Office Esztergom	Dorog, Esztergom, Nyergesújfalu
7.	District Office Fehérgyarmat	Fehérgyarmat
8.	District Office Gönc	Abaújszántó, Gönc
9.	District Office Győr	Győr
10.	District Office Komárom	Bábolna, Komárom
11.	District Office Mosonmagyaróvár	Mosonmagyaróvár, Jánossomorja
12.	District Office Ózd	Ózd
13.	District Office Putnok	Putnok
14.	District Office Salgótarján	Salgótarján
15.	District Office Sátoraljaújhely	Sátoraljaújhely
16.	District Office Szécsény	Szécsény
17.	District Office Szob	Szob
18.	District Office Vásárosnamény	Vásárosnamény
19.	District Office Záhony	Záhony



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HUNGARY