

## V. BELGIUM

### 1. Nature of right of access

Anyone has the right to indirect access to any personal data concerning them which has been processed by police authorities. In order to exercise that right a request must be sent to the Privacy Protection Commission.

### 2. Contact details of the body to which requests for access should be addressed

Commissie voor de bescherming van de persoonlijke levenssfeer  
Drukpersstraat 35, 1000 Brussel

Commission de la protection de la vie privée  
Rue de la Presse, 35, 1000 Bruxelles

+32 (0)2 274 48 00

+32 (0)2 274 48 35

[commission@privacycommission.be](mailto:commission@privacycommission.be)

Website: <http://www.privacycommission.be>

### 3. Formalities for the request: information and documents to be supplied

Requests should be submitted to the Commission by dated and signed letter. The letter should contain the surname and first name, date of birth and nationality of the person concerned plus a photocopy of their identity card.

The name of the authority or service concerned and all relevant information relating to the challenged data – nature, circumstances and source of discovery of data and any corrections desired – should be indicated *if known*.

The procedure is free of charge.

#### **4. Expected outcome of requests for access. Content of the information supplied**

When it receives a request for indirect access to personal data processed by a police authority the Commission makes the necessary checks with the authority concerned.

Once the checks have been completed the Commission informs the person concerned that they have been carried out. Where appropriate, when data has been processed by a police authority with a view to identity checks, and following consultation of the authority concerned, the Commission sends the person concerned any other information it considers appropriate.

#### **5. References of the main national laws that apply**

- The Act of 8 December 1992 relating to the protection of privacy with regard to the processing of personal data, as amended by the Act of 11 December 1998 transposing Directive 95/46/EC of 24 October 1995, in particular Article 13 thereof;
- The Royal Decree of 13 February 2001 implementing the Act of 8 December 1992 on the protection of privacy with regard to the processing of personal data, in particular Articles 36 to 46 thereof.