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Roskomnadzor explains the specifics of using thermal imagers by employers - operators of personal data - in order to prevent the spread of coronavirus

[print version](#)

March 10, 2020

In connection with the requests of employers - operators personal data - on the admissibility of use thermal imagers for measuring the temperature of workers, visitors to enterprises and organizations, Roskomnadzor explains.

Body temperature is information about the state of health and, accordingly belongs to a special category personal data. Processing such data without consent subject in accordance with part 2.3 of article 10 of the Federal of the Law "On Personal Data" is allowed if carried out in accordance with labor

legislation.

In accordance with Art. 88 of the Labor Code of the Russian Federation, the employer does not have the right to request information about the state of health employee, with the exception of data indicating the possibility of the employee performing labor functions. Since measures to detect the disease are associated with determining the possibility of performing labor functions, the consent of the employee to measure the temperature is not required.

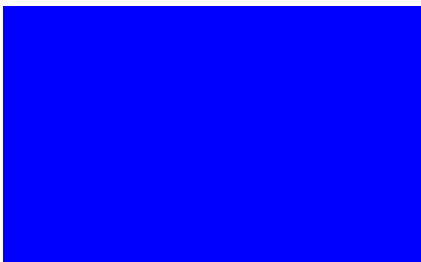
Visitors who do not have an employment relationship with the organization will agree to collect information about body temperature (without identification) by means of conclusive actions, expressed in the intention to visit the organization. At the same time, if an increased visitor temperature is detected, refer to a doctor for consultation.

Employees, as well as visitors to the organization, must be duly notified of the temperature measurements. For this purpose, it is recommended to place at the entrance to the organization a corresponding ad.

It is recommended to destroy the indicators of the thermal imager within 24 hours after receiving them due to the achievement the purpose of collecting these indicators.

(ATTENTION: these explanations may be adjusted by employers taking into account regional regulations adopted in connection with the threat of the spread of coronavirus, for example, Decree of the Mayor of Moscow No. 12-UM dated March 5, 2020)

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