

Privacy statement regarding the Stakeholder Database of the European Institute of Innovation and Technology

This privacy statement provides information relating to the processing of personal data by the European Institute of Innovation and Technology (EIT) when managing the EIT Stakeholder Database. The processing of personal data of the data subjects follows the provisions of Regulation (EU) 2018/1725 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data¹ (hereinafter “Regulation 2018/1725”).

What is personal data and what is personal data processing?

Personal data shall mean any information relating to an identified or identifiable natural person (“data subject”). An identifiable person is one who can be identified, directly or indirectly, in particular by reference to an identifier such as a name, and identification number, location data, an online identifier or to one or more factors specific to the physical, physiological, genetic, mental, economic, cultural or social identity of that natural person.

Processing means any operation or set of operations which is performed on personal data or on sets of personal data, whether or not by automatic means, such as collection, recording, organization, structuring, storage, adaptation or alteration, retrieval, consultation, use, disclosure by transmission, dissemination or otherwise making available, alignment or combination, restriction, erasure or destruction.

Who is the controller of the data collection?

The data controller is the Head of Communications and Stakeholder Relations Unit of the EIT.

Who are the data subjects?

The data subjects are those persons who have professional contacts with the EIT and the EIT staff members in relation to the EIT activities.

What is the purpose of the personal data collection?

The purpose of collecting personal data is to enable the EIT to contact persons with whom it has professional relations in the context of its activities, in particular the organisation of the annual Stakeholder Forum. This may include direct contacts by an EIT staff member, email invitations to the EIT events or/and email notifications concerning the EIT activities.

The data processing operations include the collection, recording, organisation, storage, consultation, use, disclosure by transmission, erasure and destruction of personal data. In particular, the personal information of the candidates contained in their application are accessed, evaluated, stored and eventually destroyed.

¹ OJ L 295 of 21.11.2018, p. 39.

What types of personal data are collected?

The following types of personal data are processed for the above mentioned purposes in accordance with Regulation 2018/1725:

- Personal data provided by the data subject allowing his/her identification (full name);
- Contact information provided by the data subject (e-mail address, office telephone/ fax);
- Professional information (name of organisation, unit, position);
- For specific categories (Permanent Representatives to the EU, Members of the European Parliament, Regional Representatives) the country is indicated.

Some of these personal data are publicly available on the internet (e.g. name and contact details of the Members of the European Parliament).

Who has access to the personal data of data subjects and to whom can they be disclosed?

Within the EIT:

For the purposes indicated above, access to personal data is provided to the EIT Stakeholder Relations Team, to the EIT management and to other EIT staff members on a need-to-know basis.

To the extent necessary for the fulfilment of its tasks, the EIT Internal Audit Capability may also have access to the EIT Stakeholders Database.

Within the Commission and other EU institutions/bodies/agencies:

Access may also be provided, for the fulfilment of their tasks, to the Internal Audit Service of the Commission, the Court of Auditors (audit purposes), to the European Data Protection Supervisor or the European Court of Justice and the General Court (in case of complaints or litigation).

Third parties subject to the GDPR² and third parties not subject to the GDPR:

In certain cases, contractors operating on behalf of the EIT may also be granted access, in particular for the purposes of IT management. In these cases a written contract (following the model contractual clauses of the DG Budget of the European Commission) is signed between the EIT and the contractor, ensuring that Article 29 of the Regulation on data protection is respected by the data processor.

How long do we keep your data?

The retention period of the personal data is four years unless data subjects agree to the further processing of their data. Every four years, data subjects receive an email allowing to confirm consent to

² Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation)

remain in the EIT Stakeholder Database. In case of the absence of confirmation, or a negative reply, the personal data is erased.

What are the rights of the data subjects?

The data subjects have the right to access their data processed by the EIT in accordance with Article 17 of the Regulation 2018/1725. Pursuant to Article 18 of the abovementioned Regulation the data subjects have the right to rectify their data that is inaccurate or incomplete at any time.

The rights for information and of access include a right of a data subject to be aware of what kind of information contains in the EIT Stakeholder Database about him/her. The EIT notes that in case this data is not accurate or complete, the data subject has a right to provide the EIT with the correct information.

Data subjects have the right to obtain erasure of their data in accordance with Article 19 of the Data Protection Regulation and in particular in the case of unlawful processing.

Data subjects have the right to restriction of processing of personal data in relation with Article 20 of the Data Protection Regulation.

Restrictions to the rights of data subjects may be applied by the EIT, in accordance with Article 25 of the Data Protection Regulation of the European institutions and the EIT internal rules on restrictions³.

Who should be contacted in case of queries or complaints?

The rights of data subjects can be exercised based on a written request. In case of any queries concerning the processing of personal data, data subjects may send their written requests to **EIT-Stakeholder-relations@eit.europa.eu**. As a general rule, requests for access, rectification, erasure and restriction are handled within 15 working days from the date of submission of the request. In case the data subject contests the accuracy of the data, upon request, the data is restricted immediately for the period of verification of the accuracy of the data, not exceeding 15 working days.

The data subjects have the right of recourse at any time to the Data Protection Officer of the EIT (**EIT-DPO@eit.europa.eu**) and to the European Data Protection Supervisor (**EDPS@edps.europa.eu**) for matters relating to the processing of their personal data.

What is the legal basis of the processing?

Regulation (EC) No 294/2008 of the European Parliament and of the Council of 11 March 2008 establishing the European Institute of Innovation and Technology⁴, as amended by Regulation (EU) No 1292/2013 of the European Parliament and of the Council of 11 December 2013⁵; and in particular Article 5 point 1 (k) and Section 4 point 3 (f) of the Statutes of the EIT annexed to the EIT Regulation.

Grounds for lawfulness:

³ Currently under adoption. The final version will be published at the following link: <https://eit.europa.eu/who-we-are/legal-framework/data-protection>

⁴ OJ L97 of 09.04.2008, p. 1.

⁵ OJ L347 of 20.12.2013, p. 174.

Lawfulness of the processing operation is ensured under Article 5(a) of the Regulation 2018/1725: the processing is necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the EIT. The collection of all the personal data is justified due to tasks of the EIT, in particular the annual holding of the Stakeholder Forum (including the special configuration of Member States' Representatives within the Forum). Moreover, the processing is necessary to enable the EIT to maintain professional contacts with the stakeholders interested in the EIT activities and to provide them information on EIT events and activities.

Furthermore, a part of the personal data processed by the EIT is additionally based on Article 5(d) of Regulation No. (EU) 2018/1725.