

## **PROTECTION OF YOUR PERSONAL DATA**

**This privacy statement provides information about the processing and the protection of your personal data.**

**Processing operation: *DG MARE Effort and Catch Reporting (ECR) process***

**Data Controller: *DG MARE/C4 - Data Management Unit***

**Record reference: *DPR-EC-00510***

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## **1. Introduction**

The European Commission (hereafter 'the Commission') is committed to protect your personal data and to respect your privacy. The Commission collects and further processes personal data pursuant to [Regulation \(EU\) 2018/1725](#) of the European Parliament and of the Council of 23 October 2018 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 data (repealing Regulation (EC) No 45/2001).

This privacy statement explains the reason for the processing of your personal data, the way we collect, handle and ensure protection of all personal data provided, how that information is used and what rights you have in relation to your personal data. It also specifies the contact details of the responsible Data Controller with whom you may exercise your rights, the Data Protection Officer and the European Data Protection Supervisor.

The information in relation to the processing operation of the "DG MARE Catch Reporting (CR) process for aggregated catch data" undertaken by DG MARE/C4 - Data Management Unit is presented below. The goal of the process is to create and maintain aggregated catch data reporting system, which is a necessary tool for implementing the rules of the Common Fisheries Policy, especially as regards data exchanges on catch reports, quota follow-up and international obligations on catch data reporting.

## **2. Why and how do we process your personal data?**

Purpose of the processing operation: The data controller stores and uses vessel identifiers (CFR numbers) which can be linked to a natural person, namely owners and operators of concerned vessels – by combining effort and catch data with data accessible in the EU Fleet register (for authorised users only). Vessel identification data processing and storage is required for the fulfilment of the international obligations on catch reports.

If you are the authorised user of the Effort and Catch Reporting application, the data controller stores and uses your personal information to control that the access to the ECR application is allowed only for the authorised users.

Your personal data is communicated electronically to the Commission by the Member States authorities.

Your personal data will not be used for an automated decision-making including profiling.

## **3. On what legal ground(s) do we process your personal data**

We process your personal data in line with Article 5(1)(a) and (b), because:

(a) 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 Union institution or body;

(b) processing is necessary for compliance with a legal obligation to which the controller is subject;

The basis for the processing referred to in points (a) and (b) has been laid down in Article 33(2) and (4) of the Council Regulation (EC) No 1224/2009 establishing a Community control system for ensuring compliance with the rules of the common fisheries policy and Article 2(1) in connection with Articles 28 and 31 Regulation (EU) 1380/2013 on the Common Fisheries Policy.

#### **4. Which personal data do we collect and further process?**

In order to carry out this processing operation the Data Controller, i.e. DG MARE/C4 collects the following categories of personal data:

- *Name, family name and email address of the registered ECR application users;*
- *Vessel identification number (CFR).*

We have obtained your personal data from the Member State administrations.

#### **5. How long do we keep your personal data?**

The Data Controller, i.e. DG MARE/C4 keeps vessel identifier numbers as long as it is needed for ensuring compliance with and controlling and evaluating the application of the rules of the common fisheries policy by the Member States as defined in Article 96 of Regulation (EC) 1224/2009. It shall in any case not be hold longer than for a period of 25 years after the time period for which the data refers to, after which it shall be deleted.

The registered ECR application users' data is kept as long as the user is authorised to access the aggregated effort and catch data. When the user is no longer authorised to access the data, this information is removed from the system within 10 working days. Backup procedures applicable to the system will keep this information for at most 6 months. Audit trails store the user name until the objects are deleted from the system.

#### **6. How do we protect and safeguard your personal data?**

All personal data in electronic format are stored on the servers of the European Commission. All processing operations are carried out pursuant to the [Commission Decision \(EU, Euratom\) 2017/46](#) of 10 January 2017 on the security of communication and information systems in the European Commission.

In order to protect your personal data, the Commission has put in place a number of technical and organisational measures in place. Technical measures include appropriate actions to address online security, risk of data loss, alteration of data or unauthorised access, taking into consideration the risk presented by the processing and the nature of the personal data being processed. Organisational measures include restricting access to the personal data solely to authorised persons with a legitimate need to know for the purposes of this processing operation.

#### **7. Who has access to your personal data and to whom is it disclosed?**

Access to your personal data is provided to the Commission staff responsible for carrying out this processing operation and to authorised staff of the Commission and Member States administrations according to the "need to know" principle. Such staff abide by statutory, and when required, additional confidentiality agreements.

The information we collect will not be given to any other third party, except to the extent and for the purpose we may be required to do so by law.

The controller will transfer your personal data (vessel identification numbers) to the recipients in third countries, with whom the Union has concluded sustainable fisheries partnership agreements (SFPA) in accordance with Regulation (EU) 2018/1725. The transfer is based on an adequacy decision as provided for in Article 47 of Regulation (EU) 2018/1725, where such a decision is in force. <sup>(1)</sup> For other SFPAs, the controller will transfer your personal data based on

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<sup>(1)</sup> A list can be found on [Data protection adequacy for non-EU countries](#).

a legally binding and enforceable instrument providing for appropriate safeguards as specified in Article 48(2)(a) or exceptionally on Article 50(1)(d) of Regulation (EU) 2018/1725.

## **8. What are your rights and how can you exercise them?**

You have specific rights as a 'data subject' under Chapter III (Articles 14-25) of Regulation (EU) 2018/1725, in particular the right to access, your personal data and to rectify them in case your personal data are inaccurate or incomplete. Where applicable, you have the right to erase your personal data, to restrict the processing of your personal data, to object to the processing, and the right to data portability.

You have the right to object to the processing of your personal data, which is lawfully carried out pursuant to Article 5(1)(a) and (b) on grounds relating to your particular situation.

You can exercise your rights by contacting the Data Controller, or in case of conflict the Data Protection Officer. If necessary, you can also address the European Data Protection Supervisor. Their contact information is given under Heading 9 below.

Where you wish to exercise your rights in the context of one or several specific processing operations, please provide their description (i.e. their Record reference(s) as specified under Heading 10 below) in your request.

## **9. Contact information**

### **- The Data Controller**

If you would like to exercise your rights under Regulation (EU) 2018/1725, or if you have comments, questions or concerns, or if you would like to submit a complaint regarding the collection and use of your personal data, please feel free to contact the Data Controller, MARE.C4 at [MARE-DATA-MANAGEMENT@ec.europa.eu](mailto:MARE-DATA-MANAGEMENT@ec.europa.eu).

### **- The Data Protection Officer (DPO) of the Commission**

You may contact the Data Protection Officer ([DATA-PROTECTION-OFFICER@ec.europa.eu](mailto:DATA-PROTECTION-OFFICER@ec.europa.eu)) with regard to issues related to the processing of your personal data under Regulation (EU) 2018/1725.

### **- The European Data Protection Supervisor (EDPS)**

You have the right to have recourse (i.e. you can lodge a complaint) to the European Data Protection Supervisor ([edps@edps.europa.eu](mailto:edps@edps.europa.eu)) if you consider that your rights under Regulation (EU) 2018/1725 have been infringed as a result of the processing of your personal data by the Data Controller.

## **10. Where to find more detailed information?**

The Commission Data Protection Officer (DPO) publishes the register of all processing operations on personal data by the Commission, which have been documented and notified to him. You may access the register via the following link: <http://ec.europa.eu/dpo-register>.

This specific processing operation has been included in the DPO's public register with the following Record reference: DPR-EC-00510.