

PRIVACY NOTICE

The Survey ‘Your Rights Matter – Share Your Experiences’

The European Union Agency for Fundamental Rights (FRA or Agency) processes the personal data of a natural person in compliance with Regulation 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 data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC.

This privacy notice explains FRA’s policies and practices regarding its collection and use of your personal data, and sets forth your privacy rights. We recognise that information privacy is an ongoing responsibility, and we will update this notice where necessary.

1. Why we collect personal data?

The purpose of the survey of the personal data is to provide the Agency with information concerning the opinions and everyday experiences in areas such as employment, health and housing, and whether persons have felt discriminated against or treated fairly.

The survey is carried out among persons who themselves or whose at least one parent were born in Turkey, Sub-Saharan Africa, North Africa and Syria; who are aged 16 years and over, who have been living in the [\[COUNTRY\]](#) for at least 12 months before the survey.

2. What kind of data does the Agency collect?

The data processed consist of survey respondents’ answers to the survey ‘Your Rights Matter – Share Your Experiences’, which is voluntary. The survey will collect respondents’ answers regarding personal opinions and experiences of perceived discrimination in employment, education, housing, healthcare and other public or private services; experiences of crime and with police stops, and awareness of rights. In addition to these topics, the survey also includes questions related to respondents’ self-perceived health status as well as self-identified religion, country of birth and sexual orientation. Answering these, as well as other questions in the survey, is voluntary. These data are necessary to analyse the extent to which fundamental rights are a reality for people with different backgrounds, including ethnic or racial origin.

In order to manage survey data collection, the Agency’s contractor will access information such as names and addresses from a national register, where these are available. These data will only be used for managing the data collection, they will be stored separately from respondents’ answers to the survey questions, they will not be transmitted to the Agency and the contractor will destroy these data after data collection and quality control has been completed.

In countries where respondents are invited to complete the survey online, for the quality control and validation of the data, the survey will collect cookies and IP address (in order to allow respondents to take a break from completing the survey and to continue at another time where they left off). For the management and assessment of the data collection, the survey will also collect anonymous metadata and paradata such as information concerning the type of device used to complete the online survey. In administering the survey, respondents names and addresses will be used in contacting them, using the available survey sampling frames available in each country, such as population registers and other frames. Personal data such as

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names and addresses will only be used for administering the survey data collection, and these will be stored separately from the respondents' answers, which are stored anonymously.

3. How we collect your personal data?

Most of the data collected is based on your answers to the survey questions. As described above, in order to manage survey data collection, the Agency's contractor will access information from national registers where these are available and can be used for drawing a representative sample for the survey, but these data are stored separately from your answers to survey questions, they will not be transmitted to the Agency, and the contractor will destroy these data after data collection and quality control has been completed. In countries where the survey is carried out online, the survey tool will automatically collect cookies and respondents' IP address to help manage the survey data collection. These data will be destroyed after data collection and quality control have been completed. Anonymous information concerning the type and technical characteristics of the device used when completing the survey will be stored to help assess any impact of the device used for data quality in the online survey.

The online data collection will be carried out through Dimensions (Unicom Intelligence) software, info@unicomsi.com.

4. Who is responsible for the processing of the data?

The Agency is the legal entity for the processing of personal data and who determines the objective of this processing activity. The Head of Research and Data Unit is responsible for this processing operation.

The data collection (the survey) is being carried out by Ipsos NV, an independent survey agency, on behalf of the European Union Agency for Fundamental Rights (FRA).

5. Which is the legal basis for this processing operation?

Data collection through the survey is necessary for the performance of a task carried out in the public interest by the Agency. FRA is tasked with this activity by Article 4(1) of its founding Regulation (EC) 168/2007. Therefore, the processing is lawful under Article 5(a) of the Regulation (EU) No 2018/1725. The processing of special categories of personal data is lawful under Article 10(2)(j) of the same Regulation.

In addition, since participation in the survey is not mandatory and is based on the consent given by the respondents, the processing of the personal data is also in accordance with Article 5(d) of Regulation (EU) No 2018/1725.

6. Who can see my data?

Data can be accessed by the responsible head of the unit, delegated members of the project team, as well as contractors working for the Agency to manage data collection activities. The anonymised data set may be shared with third parties for research purposes.

7. Do we share your data with other organisations?

The personal data, including name, address or IP address will only be used by the Agency's contractor for managing the data collection and quality assurance. These data will be destroyed after data collection and

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quality control measures have been completed, and only anonymous survey data are stored. This anonymous data may be shared with third parties for research purposes to ensure that the research community can benefit from the collected data when examining how people's experiences and opinions differ across countries.

8. Do we intend to transfer your personal data to Third Countries/International Organizations?

As described above, personal data will not be shared with anyone, while anonymous data may be shared for research purposes. This may include researchers in third countries or researchers working in international organisations.

9. When will we start the processing operation?

The Agency and its contractor will start the processing operation in **May 2021**.

10. How long will we keep your data?

The Agency and its contractor will be keeping the personal data listed under section 2, until the end of **June 2022**. After this point the collected data will be anonymised i.e. any metadata that could possibly identify an individual will be deleted. The anonymised dataset will be stored indefinitely.

11. How can you control your data?

You can access, modify or delete your personal data by sending an email request to [\[email address to local agency\]](#). More details are provided below.

11.1 How valuable is your consent for us?

As participation in the survey is voluntary, it will not be possible for the Agency to collect data about you without your consent. When completing the survey, you can also choose not to answer questions which you don't want to answer. You can also withdraw your consent at any time by sending a request to [\[email address to local agency\]](#). More details are provided below.

11.2 Your data protection rights

Under data protection law, you have a number of rights of which we need to make you aware. The rights available to you depend on our reason for processing your information.

a. Can you access your data?

You have the right to receive confirmation whether or not we process your personal data. Furthermore, you can have access to such data, as well as obtain copies of your data undergoing processing at any time by **30 June 2022** (after this moment the data collected will be anonymised) and free of charge, by sending an email request to [\[email address to local agency\]](#).

b. Can you modify your data?

You have the right to ask us to rectify your data if you think it is inaccurate or incomplete at any time by **30 June 2022** (after this moment the data collected will be anonymised) by sending an email request to [\[email address to local agency\]](#).

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c. Can you restrict us from processing your data?

You have the right to block the processing of your personal data at any time by **30 June 2022** (after this moment the data collected will be anonymised) by sending an email request to [\[email address to local agency\]](#) when you contest the accuracy of your personal data or when the Agency no longer needs the data for completing its tasks. You can also block the processing activity when the operation is unlawful, and you oppose to the erasure of the data.

d. Can you ask for your data to be deleted?

You have the right to ask us to delete your data at any time by **30 June 2022** (after this moment the data collected will be anonymised) by sending an email request to [\[email address to local agency\]](#) when the processing activity is unlawful.

e. Can you request the transfer of your data to a third party?

This only applies to information you have given us. You have the right to ask that we transfer the information you gave us from one organisation to another, or give it to you. The right only applies if we are processing information based on your consent or under a contract, or in talks about entering into a contract and the processing is automated.

You are not required to pay any charges for exercising your rights, which you can use by sending an email request at any time by **30 June 2022** (after this moment the data collected will be anonymised) by sending an email request to [\[email address to local agency\]](#). The [\[LOCAL AGENCY\]](#) will have 15 working days to respond to you.

f. Do you have the right to object?

Yes, you have the right to object at any time by **30 June 2022** (after this moment the data collected will be anonymised) by sending an email request to [\[email address to local agency\]](#) when you have legitimate reasons relating to your particular situation.

The [\[LOCAL AGENCY\]](#) will address your requests within **15 working days** from the receipt of the request.

12. What security measures are taken to safeguard your personal data?

The Agency and its contractor has in place several security controls to protect your personal data from unauthorised access, use or disclosure. We keep your data stored on computer systems in an anonymised way with limited access to a specified audience only.

13. What can I do in the event of a problem?

- a) The first step is to notify the Agency by sending an email to EUMIDIS@fra.europa.eu
- b) The second step, if you obtain no reply from us or if you are not satisfied with it, is to contact our data protection officer (DPO) at dpo@fra.europa.eu.
- c) At any time you can lodge a complaint with the EDPS at <http://www.edps.europa.eu>, who will examine your request and adopt the necessary measures.

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14. How do we update our privacy notice?

We keep our privacy notice under regular review to make sure it is up to date and accurate.

Note: As the Agency and its contractor intends to anonymise the data collected in the survey, it might not be able to exercise the above rights after 30 June 2022, since there will not be a way to identify the individual records after data has been anonymised.

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