

## PRIVACY NOTICE

### Stakeholder consultation via online survey or telephone interviews for evaluation of FRA projects

We understand that you are aware of and care about your personal privacy interests, and we take that seriously. The processing of an individual's personal data carried out by the European Agency for Fundamental Rights (FRA) is performed 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 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 as we undertake new personal data practices or adopt new privacy policies .

#### **1. Why do we collect personal data?**

We collect personal data in order to facilitate an evaluation of different FRA projects.

#### **2. What kind of personal data does the Agency collect?**

Relevant FRA's stakeholders will be invited by the Agency to respond to an online survey and/or to a telephone interview. Stakeholders responses to the telephone interviews will not be recorded, but assessed based on notes taken during the interview.

The responses both to the online surveys as well as to the telephone interviews will be collected and summarized in an evaluation report by an external evaluator (ICF - [www.icf.com](http://www.icf.com)) contracted by the Agency, which will not contain personal data.

#### **3. How do we collect your personal data?**

The data will be collected via online surveys or through telephone interviews conducted by an external evaluator (ICF - [www.icf.com](http://www.icf.com)) with those stakeholders who gave their permission to be contacted.

#### **4. Who is responsible for the processing your personal 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 Corporate Services Unit is responsible for this processing operation.

You can contact our Data Protection Officer at: [dpo@fra.europa.eu](mailto:dpo@fra.europa.eu)

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

Stakeholder consultation for FRA projects is necessary for the management and functioning of the Agency. Therefore, the processing is lawful under Article 5(a) of the Regulation (EC) No 45/2001. In addition, since the participation in the above mentioned stakeholder consultation(s) is not mandatory, the processing of the personal data is also in accordance with Article 5(d) of Regulation (EU) No 2018/1725.

### **6. Who can see your data**

The phone numbers of those stakeholders who gave permission will be distributed to the external evaluator. ICF will have access to these personal data as well as to the data collected via telephone interviews. A limited number of FRA staff assigned to this activity have also access to the personal data. The responses provided by the relevant stakeholders will only be available to and assessed by the external evaluator. No other parties (also not the FRA) will have access to the responses prior to anonymization.

### **7. Do we share your data with other organisations?**

Personal data is processed by the Agency and by the external evaluator only. In case that we need to share your data with third parties, you will be notified to whom your personal data has been shared with.

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

No, we will not transfer your personal data.

### **9. When will we start the processing operation?**

We will start the processing operation together with the external evaluator on 28/10/2019.

### **10. How long do we keep your data?**

ICF will keep the data until **17/01/2020**. After this date, all personal data will be deleted.

### **11. How can you control your data?**

You can access, modify or delete your personal data by sending an email request to FRA - Planning [planning@fra.europa.eu](mailto:planning@fra.europa.eu). More details are provided below.

#### **11.1. How valuable is your consent for us?**

Since the participation in the above mentioned stakeholder consultation(s) is not mandatory, the processing is lawful because “the data subject has unambiguously given his or her consent”. The consent for the telephone interviews will be collected through an email message to preselected stakeholders in a separate and distinct manner. The consent for the survey will be given by each respondent to the survey. Moreover, you have the right to withdraw your consent at any time, and we will delete your data or restrict its processing.

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### 11.2. Your data protection rights

Under data protection law, you have rights we need to make you aware of. 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 and free of charge, by sending an email request to [planning@fra.europa.eu](mailto:planning@fra.europa.eu).

#### b) Can you modify your data?

You have the right to ask us to rectify your data you think is inaccurate or incomplete at any time by sending an email request to [planning@fra.europa.eu](mailto:planning@fra.europa.eu).

#### 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 sending an email request to [planning@fra.europa.eu](mailto:planning@fra.europa.eu) 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 delete your data?

You have the right to ask us to delete your data at any time by sending an email request to [planning@fra.europa.eu](mailto:planning@fra.europa.eu) 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 organization to another, or give it to you. The right only applies if we are processing information based on your consent or under, or in talks about entering into a contract and the processing is automated.

#### f) Do you have the right to object?

Yes, you have the right to object at any time by sending an email request to [planning@fra.europa.eu](mailto:planning@fra.europa.eu) when you have legitimate reasons relating to your particular situation. Moreover, you will be informed before your information is disclosed for the first time to third parties, or before it is used on their behalf, for direct marketing purposes.

The Agency will address your requests within 15 working days from the receipt of the request.

#### g) Do we do automated decision making, including profiling?

No.

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### **12. What security measure are taken to safeguard your personal data?**

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

### **13. What can you do in the event of a problem?**

- a) The first step is to notify the Agency by sending an email to FRA-Planning [planning@fra.europa.eu](mailto:planning@fra.europa.eu) and ask us to take action.
- b) The second step, if you obtain no reply from us or if you are not satisfied with it, contact our data protection officer (DPO) at [dpo@fra.europa.eu](mailto: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.

### **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.

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