



## **SPECIFIC PRIVACY NOTICE ON PERSONAL DATA PROTECTION REGARDING PROVISION OF FIXED AND MOBILE TELEPHONY SERVICES**

In the following staff is informed about the processing and data protection safeguards put in place by F4E to make sure any processing of their personal data is in line with Regulation (EC) No 45/2001 *on the protection of individuals with regard to the processing of personal data by the Community institutions and bodies and on the free movement of such data*.

### **Identity of the Controller**

Mr Hans Jahreiss  
 Head of Administration Department  
 Fusion for Energy  
 C/ Josep Pla, nº 2,  
 Torres Diagonal Litoral, B3  
 08019 Barcelona, Spain

### **1. Purpose of the processing operation**

This notification concerns the data processing of the provision of fixed and mobile telephony services. The purpose of this procedure is the Management and administration of the contracts for the provision of fixed and mobile telephony services to F4E staff, including:

- Assignment of telephone devices and SIMs,
- Administration of SIM cards, telephone numbers and terminals,
- Management of invoicing and payments,
- Recovering of personal costs,
- Termination of use of telephone devices and SIMs,
- Monitoring of the services,
- User support.

This Notification replaces the Notification "F4E Mobile Telephone assignment and billing system" F4E\_D\_26F5G4

### **2. Legal Basis**

Council Decision of 27 March 2007 "establishing the European Joint Undertaking for ITER and the Development of Fusion Energy and conferring advantages upon it" - 2007/198/Euratom, as last amended by Council Decision of 10th February 2015 (2015/224 Euratom), O.J. L 37, 13.2.2015, p.8, in particular Article 6 thereof;

Statutes annexed to the Council Decision (Euratom) No 198/2007 "establishing the European Joint Undertaking for ITER and the Development of

Fusion Energy and conferring advantages upon it", as last amended on 10th February 2015, in particular Article 10 thereof;

Staff Regulations of Officials (SR) and the Conditions of Employment of Other Servants of the European Communities (CEOS).

F4E Policy on the allocation and use of mobile phones (<https://idm.f4e.europa.eu/?uid=22TYYZ>).

### **3. Lawfulness of the processing**

Processing is necessary for the performance of F4E tasks on the basis of the F4E founding instrument or other legal instrument adopted on the basis thereof or in the legitimate exercise of official authority vested in F4E or in a third party to whom the data are disclosed (Regulation (EC) 45/2001, Article 5(a).

### **4. Data Subject(s) concerned**

F4E staff members, members of F4E Governing Board entitled to use the service.

### **5. Categories of data**

Identification data: name, family name, F4E fixed phone number, F4E mobile phone number, logs of calls inbound and outbound with caller/called ID and duration.

### **6. Recipients of the data processed**

ICT responsible officers in charge of the manual processing.

External contractors delivering the services.

### **7. Retention period of data**

Ten (10) years after termination of the contracts.

### **8. Rights of the data subject**

Right of access:

The data subjects have the right of access to the personal data that are being processed specifically (regarding):

- confirmation if data related to him or her are

- being processed;
- information on the purposes of the processing operation;
- categories of data concerned;
- recipients or categories of recipients to whom the data are disclosed;
- communication in an intelligible form of the data undergoing processing and their source;
- the logic involved in any automated decision process concerning him/her.

Data subjects shall always have their right of access granted to control if the data reflect the facts and perceptions that they wanted to transmit and if their statements are as complete and accurate as possible.

#### Right of rectification:

The data subjects have the right to obtain from the data Controller the rectification of any inaccurate or incomplete personal data, without delay.

#### Right of blocking:

The data subjects have also the right to obtain the blocking of their personal data when:

- they contest the accuracy of the data;
- the controller no longer needs them but they need to be maintained for purposes of proof;
- the processing is unlawful and the data subject requests blocking instead of erasure.

Personal data blocked shall only be processed for the purpose of proof (with the consent of the data subject) or for the protection of the rights of a third party.

#### Right of erasure

The data subjects can request the cancellation of their personal data if they consider that they are subject to an unlawful processing.

#### Right to object:

The data subjects can object the processing of their personal data, unless the processing is needed for the purposes of Article 5b) and d) of Regulation 45/2001:

- on legitimate grounds relating to his/her particular situation;
- before their personal data are disclosed to third parties.

#### Limitations:

The data Controller may restrict, according to Article 20(1) of Regulation 45/2001, access to the information/documents to safeguard:

- a) the prevention, investigation, detection and prosecution of criminal offences;
- b) any important financial or economic interest of the Member States;

- c) the protection of the data subject or the rights of freedoms of others;
- d) the national security, public security or defence of the Member States;
- e) the monitoring, inspection or regulatory task connected with the exercise of official authority in cases referred to in a) and b).

In that case, the data subject will be informed of the principle reasons for applying such restrictions.

#### Common steps for the exercise of the above mentioned rights:

Any request concerning the rights above should be addressed to the Controller through the following contact e-mail address:

[Resources-Controller@f4e.europa.eu](mailto:Resources-Controller@f4e.europa.eu).

Notwithstanding the right to obtain the rectification of inaccurate and incomplete data without delay, the Controller shall provide an answer to the data subject concerning his/her request on the exercise of his/her rights defined above, within 10 working days. Any contestation by the data subject to the Controller's reply shall be submitted within 10 working days of the response received and the Controller shall have another 10 working days to provide a replica revising his previous decision or confirming it.

The data subject may put in place the procedure established in article 90 of the Staff Regulations to contest any action of the data controller related to his/her rights.

If you feel your Data Protection rights have been breached you can file a complaint with the F4E's Data Protection Officer [DataProtectionOfficer@f4e.europa.eu](mailto:DataProtectionOfficer@f4e.europa.eu) or have recourse at any time to the European Data Protection Supervisor: [EDPS@edps.europa.eu](mailto:EDPS@edps.europa.eu).

Version dated September 2016