



## PRIVACY NOTICE ON PERSONAL DATA PROTECTION REGARDING INFORMATION DAYS AND MARKET SURVEYS

The objective of this Notice is to inform you about the collection and processing of your personal data in line with the applicable Data Protection Regulation 2018/1725<sup>1</sup>

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#### 1. Why does F4E process my personal data? Whose data is processed?

**An Information Day** is a public physical or virtual presentation session organised by Fusion for Energy (F4E) to the benefit of potential tenderers dealing with all or some aspects of a forthcoming or ongoing procurement procedure. In addition, some Information Days also intend to support the establishing of partnerships among participants in order to increase competition. Processing personal data occurs within the context of compiling an attendance list, communicating information regarding the information day to data subjects and controlling the access to the physical or virtual information day room.

**Market Surveys** are published online to gather information about potential candidates for a procurement activity in a given market (number of companies, their capabilities, specific experiences and interest in relation

to one or more business opportunities with F4E). Processing personal data occurs within the context of compiling the list of participants and communicating information regarding the Market Survey to data subjects.

For both the information days and the market surveys, in certain cases, upon the explicit request from the participant, the data can be used to support the finding of partners for the Call for Tender or for F4E to contact data subjects in regards to their (company's) competence.

Furthermore, the (professional) email addresses of all data subjects are stored on F4E's Market Intelligence Platform to enable F4E to contact the representatives in regards to their competence.

Data Subjects are representatives of the companies participating in the Information Day/Market Survey.

## 2. What is the justification for the processing?

Processing of your data is necessary for the performance of F4E tasks on the basis of the F4E founding instrument and/or other legal instrument adopted on the basis thereof or for compliance with a specific legal obligation F4E is subject to.

It is based on:

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 10 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 10 February 2015, in particular Article 10 thereof;

Fusion for Energy's [Industrial Policy](#), adopted by the Fusion for Energy Governing Board on 11th December 2012;

Fusion for Energy's Market Analysis Policy (F4E\_D\_25W8UB).

## 3. Which data is F4E processing?

Personal data shall mean any information relating to an identified (directly or indirectly) or identifiable natural person. The data processed can include:

- First name and family name
- (Professional) Email address
- (Professional) Phonenummer
- Country of registration of the company
- **Only for Market Surveys:** Professional position of the data subject

## 4. Who has access to my data?

The following recipients can have access to the personal data processed:

- Project Team members;
- Market Analysis Group;
- Market Intelligence Platform Users;
- Program Manager;
- Other Data Subjects, ILOs and other potential tenderers in case explicit consent has been given

(as described in section 1);

- IDM Manager, if necessary for support;
- ICT Officer responsible for the dedicated database, if necessary for technical support.

Also, only if appropriate and necessary, for monitoring or inspection tasks, access may be granted to:

- Director of F4E
- Head of Admin
- Head of the Legal Service Unit, and/or responsible Legal Officer
- F4E Data Protection Officer and Anti-Fraud & Ethics Officer
- IAC / IDOC

## 5. How long does F4E store my data?

Personal data collected in the context described here shall be stored by F4E for no more than 7 (seven) years after the uploading of the data to the Market Intelligence Platform.

Documents may be retained until the end of a possible audit or Court Proceeding if one started before the end of the above period.

## 6. Does F4E intend to transfer my data to third countries or International Organizations?

No.

## 7. What are my rights in relation to my data and how can I exercise them?

You have the right to access your personal data, to correct any inaccurate or incomplete data, to request restriction or erasure, or to object to the processing, pursuant to Articles 14(3) and 17-23 of Regulation 2018/1725. Any request to exercise one of those rights should be directed to the Controller: the F4E Commercial Department:

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

Where you wish to exercise your rights in the context of one or several specific processing operations or files, please provide their description and reference(s) in your request.

Exceptions based on Article 25 of Regulation 2018/1725 may apply [See Governing Board Decision of 9 December 2019: [O.J., 10.02.2020, L 37/18](#)]. In that case, the data subject shall be informed of the principal reasons for applying such restrictions.

## 8. Contact details of the Data Protection Officer

You may contact the Data Protection Officer (DPO) of F4E ([DataProtectionOfficer@f4e.europa.eu](mailto:DataProtectionOfficer@f4e.europa.eu)) with regard to issues related to the processing of your personal data under Regulation 2018/1725.

Fusion for Energy  
C/ Josep Pla, nº 2,  
Torres Diagonal Litoral, B3  
08019 Barcelona  
Spain.

## 9. Right of recourse

You have the right of recourse 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 F4E.

September 2020.

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<sup>1</sup> Regulation 2018/1725 of 23 October 2018 "on the protection of individuals with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data". O.J 21.11.2018, L295/39.  
This Privacy Notice is in line with Article 14 and 15 of that Regulation (Principle of Transparency).