

Data Protection Officer Privacy Notice F4E\_D\_2V7Q8Z Page 1/3

# PRIVACY NOTICE ON PERSONAL DATA PROTECTION REGARDING Use of Anonymous Surveys with EU Survey tool

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 (EU) 2018/1725<sup>1</sup>.

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- 1. <u>Why does F4E process your personal data?</u> <u>Whose data is processed?</u>

In order to gather input from its staff, visitors, external and/or other stakeholders, F4E may organise an anonymous survey using the EU Survey tool.

The data processing concerns any person invited to take part in the survey.

It may aim at, but is not limited to:

- Gathering feedback on: Tone at the Top, Ethics and Integrity, Governance and Control Environment, Compliance, Audit and Anti-Fraud, training performance, staf matters;
- Collecting proposals;
- Organising remote elections.

The EU Survey tool allows to set the survey in anonymous mode. This means that a questionnaire

cannot be linked back to an e-mail address, and the organiser cannot know who has and who has not participated in it.

It may happen that a participant becomes identifiable by combining answers to several items (e.g. gender, Unit, age). In such a case those items should be made optional.

In any event, if the case mentioned above arises, the survey results will be presented with aggregated, anonymised data.

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 22 February 2021 (2021/281 Euratom), O.J. L 62, 23.02.2021, 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 22 February 2021, in particular Article 10 thereof;

# 3. Which data is F4E processing?

For such anonymous surveys F4E only processes the e-mail addresses of the persons invited to take part in the survey. This is necessary to allows F4E to ensure that only the persons authorised to answer the survey do so, and only the permitted amount of times (usually just once).

#### 4. Who has access to your data?

The following people have access to your personal data:

 Process Owner: the person who organizes the survey, defines its purpose, its target, its content, etc.

To carry out such surveys, F4E resorts to an external provider, *EU-Survey*. You may consult their privacy policy here

#### https://ec.europa.eu/eusurvey/home/privacystatement.

As Controller F4E ensures that the Processor applies the necessary safeguards to process your data safely and in accordance with the Regulation (EU) 2018/1725.

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

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

The data is retained for as long as the survey is open.

6. <u>Does F4E intend to transfer my data to third</u> <u>countries or International Organizations?</u>

F4E does not intend to transfer your personal data to any third country or International Organization.

7. <u>What are your rights in relation to your data</u> <u>and how can you exercise them?</u>

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 (EU) 2018/1725.

Any request to exercise one of those rights should be directed to the Controller, whom in this case is the organiser of the survey. 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 (EU) 2018/1725 may apply [See Governing Board Decision of 9 December 2019<sup>2</sup>]. In that case, the data subject shall be informed of the principal reasons for applying such restrictions.

# 8. <u>Contact details of the Data Protection Officer</u>

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

9. Right to lodge a complaint

You have the right to lodge a complaint to the European Data Protection Supervisor (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.

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<sup>2</sup>O.J., 10.02.2020, L 37/18.

<sup>&</sup>lt;sup>7</sup> Regulation (EU) 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).