

STOP FRAUD WITH EU FUNDS



PRIVACY STATEMENT

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stopfraud.eu
Luxembourg, 2018

PRIVACY STATEMENT

For the initiators, supporters and contributors of the European Citizens' Initiative to improve prevention, detection and sanctioning of fraud and abuse of EU funds [*“the Initiative”*].

Although the European Citizens' Initiative is initiated by private individuals, as the data of the first seven members of the “Citizens' Committee” i.e. the initiators from different EU member states and of supporters donating more than 500 euros have to be communicated to the European Commission and the data of other initiators and contributors may have to be shared with other initiators, contributors and supporters, the organisers have set up a record of the processing of personal data and provide the information below on the processing of your data.

Signatures are collected only through the collection system provided by the European Commission.

I.

IDENTITY AND THE CONTACT DETAILS OF THE CONTROLLER

SZABÓ, László, laszloleaving@outlook.com, resident of Luxembourg

KERESZTÉNY, Zoltán, info@stopfraud.eu, joint controller, resident of Hungary.

2.

DATA SUBJECTS

“Initiators” are the first seven members of the Citizens' Committee [*defined in the REGULATION (EU) No 211/2011 OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL of 16 February 2011 on the citizens' initiative as “organisers”*] from seven different member states.

“Supporters” are persons who provide funds or free or discounted priced services to the Initiative.

“Contributors” are other members of the Citizens' Committee and persons who assist the initiators in promoting the Initiative and in collecting the signatures.

“Contact persons” are the representative and the deputy representative designated as such in the submission of the Initiative to the European Commission.

3.

PURPOSES OF THE PROCESSING FOR WHICH THE PERSONAL DATA ARE INTENDED AS WELL AS THE LEGAL BASIS FOR THE PROCESSING

The purpose of the processing is to enable to maintain contact between the initiators, supporters and contributors (see point 2) and to communicate to the European Commission the data required of the initiators and supporters. Therefore the e-mail addresses will be used in the e-mail tools of the controller, the joint controllers, the initiators, the contributors or the supporters, if necessary for the contact.

Legal basis of the processing: the individuals provide their data freely and voluntarily. The legitimate interest of the processor is to be able to run the Initiative and to ensure the communication between the initiators, supporters and contributors. *[Paragraph 1 (f) of Article 6 of the REGULATION (EU) 2016/679 OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation)].*

The data to be communicated to the Commission and their processing are described and regulated in REGULATION (EU) No 211/2011 OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL of 16 February 2011 on the citizens' initiative.

4.

RECIPIENTS OR CATEGORIES OF RECIPIENTS OF THE PERSONAL DATA

The data of initiators and contributors are shared with the other initiators and contributors *[but see point 7]*.

The data of initiators and supporters are only shared with the European Commission according to REGULATION (EU) No 211/2011 OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL of 16 February 2011 on the citizens' initiative. Only the names of the initiators (organisers) and the e-mail addresses of the two contact persons will be made available on the public website of the on the citizens' initiatives. Other personal data will only be accessible by relevant Commission departments. They will not be shared with third parties.

We will under no circumstances share your data with anybody other than the recipients in this point and will not use your data for direct marketing. Before giving you any further information than that needed for the purposes of the Initiative, we will ask for your preliminary consent.

The above is without prejudice to a possible disclosure by transmission in response to a legitimate request from an official law enforcement agency [e.g. the police or an investigating magistrate] or from bodies entitled by European or national law to conduct an investigation or in charge of a monitoring, inspection or regulatory task e.g. the European Anti-Fraud Office [OLAF].

The supporters can ask that their data are published on the website of the Initiative. The data of the initiators and of supporters donating more than 500 euros are published on the Commission website about European Citizens' Initiatives.

Processing of the data by the Commission is described in the document on <http://ec.europa.eu/citizens-initiative/public/privacy>

5.

RETENTION PERIOD

The data are retained until either the collection period of the Initiative expires without the collection of a sizable number [*several hundred thousand*] of signatures or when the legislation proposed by the European Commission is voted. If the European Commission does not propose a legislation, the legislation proposed is rejected or a sizable number of signatures but less than one million is collected, the data subjects may be asked whether they are ready to participate in a follow-up action. The data of those who do not accept to participate will be erased immediately afterwards. The processing of those who accept to participate in a follow-up action, will be subject to a new privacy statement.

No data except of those who accept to be in contact with the initiators longer will be kept longer than 3 years from the submission of the Initiative to the European Commission.

6.

WHAT RIGHTS DO YOU HAVE AND HOW TO EXERCISE THEM?

You have the right to request *access to and rectification of your data* by writing an e-mail to the controller or one of the joint controllers. The request for rectification shall be accompanied by documentation justifying the request, i.e. demonstrating that the data stored are incorrect.

Right to erasure ["right to be forgotten"]:

Notwithstanding the right to object below, the data of the seven initiators and of the supporters have to be kept during the retention period described in point 5.

The contributors can at any moment

- *request to limit the processing*

- *withdraw from contribution and ask to erase their data, without affecting the lawfulness of processing before this withdrawal; - this means that they will not be contacted any more*

You can object, on grounds relating to your particular situation, at any time to processing of your data.

If there are no overriding legitimate grounds for the processing, your data will be erased.

You can ask that your data are only communicated to the initiators and – if REGULATION (EU) No 211/2011 OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL of 16 February 2011 on the citizens' initiative requires it – to the European Commission.

Data portability: You can ask to send you your data in machine readable format, namely Excel or comma separated values.

To exercise your rights, please send an e-mail to the controller or one of the joint controllers to the e-mail address in point I.

7.

WHAT CAN YOU DO IF YOU HAVE A COMPLAINT?

You can complain against a decision of the controller or the joint controllers or the processing of your data to the DPA of your country or that of any of the controller or the joint controllers, the lead DPA who will deal with your complaint will be determined based on REGULATION (EU) 2016/679 OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC [*General Data Protection Regulation*].

8.

OTHER INFORMATION

The data are only processed by the controllers, no processor is employed.

As the Initiative is politically neutral, no special categories of data are processed.

No personal data are transferred to third countries [*i.e. to countries other than members of the European Economic Area*].