

(To be filled out in the EDPS' office)
REGISTER NUMBER: 1309

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NOTIFICATION FOR PRIOR CHECKING

DATE OF SUBMISSION: 09/06/2015

CASE NUMBER: 2015-0500

INSTITUTION: EUROPEAN PARLIAMENT

LEGAL BASIS: ARTICLE 27-5 OF THE REGULATION CE N° 45/2001⁽¹⁾

INFORMATION TO BE GIVEN²

1/ NAME AND ADDRESS OF THE CONTROLLER

Antoine CAHEN
SQM 08Y031, Brussels
Tel 322 2840660

2/ ORGANISATIONAL PARTS OF THE INSTITUTION OR BODY ENTRUSTED WITH THE PROCESSING OF PERSONAL DATA

Secretariat of the Committee on Civil Liberties, Justice and Home Affairs
DG Internal Policies
Brussels

3/ NAME OF THE PROCESSING

Selection procedure Director European Union Agency for Fundamental Rights (FRA)

4/ PURPOSE OR PURPOSES OF THE PROCESSING

Consideration of candidates for appointment as Director of the European Union Agency for Fundamental Rights (FRA)

¹ OJ L 8, 12.01.2001.

² **Please attach all necessary backup documents**

5/ DESCRIPTION OF THE CATEGORY OR CATEGORIES OF DATA SUBJECTS

Any shortlisted candidate by the European Commission for appointment as Director of the European Union Agency for Fundamental Rights.

6/ DESCRIPTION OF THE DATA OR CATEGORIES OF DATA

(including, if applicable, special categories of data (Article 10) and/or origin of data)

Data used to evaluate personal aspects of data subject (ability, efficiency, reliability or conduct), concerning the data subject's career, concerning recruitment and contracts.

Data contained in the CVs of the candidates: personal data such as name, surname, address, date of birth, studies, career, languages spoken and any additional information provided by the candidate.

7/ INFORMATION TO BE GIVEN TO DATA SUBJECTS

The data subjects will be informed when they will be contacted for the hearing. They will be informed of the identity of the data controller, the categories of data processed, the recipients or categories of recipients concerned, the existence of the right of access and rectification of the data processed by the parliament and possible limitations to the rights, the retention period applicable by the Parliament **via the privacy statement**. The data subjects will be informed of their rights with respect to Decision of 22 June 2005 of the Bureau (Art 8 to 13) which establishes procedures in terms of access rights, rectification, blocking and erasure.

8/ PROCEDURES TO GRANT RIGHTS OF DATA SUBJECTS

(Rights of access, to rectify, to block, to erase, to object)

We provide the data subjects with the privacy statement containing the information referred to in point 7/ (a copy of the privacy statement is annexed).

9/ AUTOMATED / MANUAL PROCESSING OPERATION

Collection from data subject (direct)

Manual processing of a structured set of data accessible according to given criteria

10/ STORAGE MEDIA OF DATA

Parliament network: LIBE network, restricted access to LIBE Staff. DG ITEC for maintenance of the network system.

11/ LEGAL BASIS AND LAWFULNESS OF THE PROCESSING OPERATION

Council Regulation (EC) N° 168/2007 of 15 February 2007 establishing a European Union for Fundamental Rights, in particular Article 15

12/ THE RECIPIENTS OR CATEGORIES OF RECIPIENT TO WHOM THE DATA MIGHT BE DISCLOSED

Members of the EP LIBE Committee assessing the candidates to the post of FRA Director; Management Board of FRA (in the respect of Art 15 Council Regulation (EC) N° 168/2007 of 15 February 2007 establishing a European Union for Fundamental Rights), staff of the Political Groups.

Within (on a need to know basis):- Data of candidates are transferred to Members of Parliament of the LIBE Committee, their assistants, the political advisors and to the staff of the Committee in order to conduct the hearing of candidates.

Between: - Final Opinion is transmitted to the Management Board of FRA pursuant to Article 15 Council Regulation 168/2007

13/ RETENTION POLICY OF (CATEGORIES OF) PERSONAL DATA

6 months from date of LIBE Committee hearing of candidates, then relevant information is kept in the EU archives

13 A/ TIME LIMIT TO BLOCK/ERASE ON JUSTIFIED LEGITIMATE REQUEST FROM THE DATA SUBJECTS
(Please, specify the time limits for every category, if applicable)

Following rules established in Bureau Decision 22/06/2005

14/ HISTORICAL, STATISTICAL OR SCIENTIFIC PURPOSES

(If you store data for longer periods than mentioned above, please specify, if applicable, why the data must be kept under a form which permits identification)

After the 6 months retention within LIBE: European Institutions Archives in view of assuring transparent process. Retention rules applying to EU archives

15/ PROPOSED TRANSFERS OF DATA TO THIRD COUNTRIES OR INTERNATIONAL ORGANISATIONS

N/A

16/ THE PROCESSING OPERATION PRESENTS SPECIFIC RISK WHICH JUSTIFIES PRIOR CHECKING *(Please describe)*

AS FORESEEN IN:

Article 27.2.(a)

(Processing of data relating to health and to suspected offences, offences, criminal convictions or security measures,)

Article 27.2.(b)

(Processing operations intended to evaluate personal aspects relating to the data subject,)

Article 27.2.(c)

(Processing operations allowing linkages not provided for pursuant to national or Community legislation between data processed for different purposes,)

Article 27.2.(d)

(Processing operations for the purpose of excluding individuals from a right, benefit or contract)

Other (general concept in Article 27.1)

17/ COMMENTS

PLACE AND DATE: LUXEMBOURG, 04 JUNE 2015

DATA PROTECTION OFFICER: SECONDO SABBIONI

INSTITUTION OR BODY: EUROPEAN PARLIAMENT