

## DATA PROTECTION NOTICE – *Personal details of experts involved in Shift2Rail’s European DAC Delivery Programme* [PO-3-04]

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*Personal details of experts involved in Shift2Rail’s European DAC Delivery Programme involves processing of personal data, which shall comply with Regulation (EU) N° 2018/1725<sup>1</sup> (the “Regulation”).*

This data protection notice explains how the Shift2Rail Joint Undertaking (here after referred to as S2R JU) uses any information you give to us, and the way we protect your privacy. Furthermore, it describes the rights you have as a data subject and how you can exercise these rights.

S2R JU protects the fundamental rights and freedoms of natural persons and in particular their right to privacy with respect to the processing of personal data.

We provide the following information based on Article 15 of the Regulation.

### **What is the purpose of the processing?**

Personal data is collected via EU Survey Tool, the “DAC Identification Grid for Operation” (<https://ec.europa.eu/eusurvey/runner/DACIdentificationGridforOperation>) and “DAC Identification Grid for Governance” forms for the purpose of identifying competent experts who will represent the different parties’ interests involved in the European DAC Delivery Programme and actively contribute to the creation of technical outputs.

Additionally, personal data is collected for the purpose of informing the general public about the programme experts involved in the S2R JU European DAC Delivery Programme (<https://shift2rail.org/european-dac-delivery-programme/>).

For experts, observers and representatives nominated to the DAC Supervisory and Programme Boards, personal data is collected for the purpose of identifying potential conflicts of interests and ensuring confidentiality according to the Rules of Procedure of the respective boards.

### **Which personal data do we process?**

Personal data:

- Personal details (name, surname)
- Job title and employer
- Country of residence/employment
- Language skills
- Contact details (e-mail address, phone number)
- Photos (i.e.: for programme managers of DAC)
- Past and current activities, current financial or family interest or actual or potential conflict of interest situations for nominated members of DAC Supervisory and Programme Boards)

### **Why do we process your personal data and under what legal basis?**

Personal data:

- Explicit consent Article 5 d) of Regulation 2018/1725

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<sup>1</sup> Regulation (EU) N° 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC (“EUDPR”).



- Public interest Article 5 a) of Regulation 2018/1725

### **Who is the controller and other actors involved in the processing?**

Controller: The Shift2Rail Joint Undertaking, legally represented by Mr Carlo Borghini, Executive Director, White Atrium building – 2nd floor, 56-60 Avenue de la Toison d’Or 1060 St Gilles, Bruxelles.

Joint controller: European Commission (EU Survey only). More information is available in the [European Commission privacy statement](#)

### **How is S2R JU processing the personal data?**

See the S2R JU Data Protection & Legal Notices web page for more information

### **How do we protect and safeguard your information?**

- Data kept according to the security measures adopted by the European Commission
- Access control and technical measures such as physical locks and/or secure connections and firewalls (i.e.: conflict of interest situations members of DAC Supervisory and Programme Boards)
- Secure transfer of data
- Staff dealing with this processing operation is designated on a need-to-know basis

### **Who can access to your personal data and to whom is it disclosed?**

- General public: visitors of the S2R JU DAC webpage (only parts of personal data i.e.: name, surname, photos) for the purpose of informing the general public of experts involved in the European DAC Delivery Programme.
- Data subject themselves
- S2R JU Executive Director and S2R JU Programme Office (declaration of conflict of interest situations for nominated members of DAC Supervisory and Programme Boards only)
- European Commission and its services: Authorized staff (declaration conflict of interest situations for nominated members of DAC Supervisory and Programme Boards only)

### **What are your rights and how can you exercise them?**

You have the right of access to your personal data and to relevant information concerning how we use it. You have the right to rectify your personal data. Under certain conditions, you have the right to ask that we delete your personal data or restrict its use. You have the right to object to our processing of your personal data, on grounds relating to your particular situation, at any time. In addition, you have the right not to be subject to a decision based solely on automated processing of data, including profiling, if such decision has legal effect on him or her, except for certain situations, such as entering into a contract (as required by articles 14-16 & 24 of EU DPR Regulation).

Information on action taken on the data subject’s request to exercise her/his rights shall be provided without undue delay and in any case within one month of receipt of the request. In case of complex or voluminous requests, this period may be extended by another two months, in which case the JU will inform the data subject.

In case data subjects wish to exercise their rights, they should send an email to the S2R JU Data Protection Officer at [DataProtection@s2r.europa.eu](mailto:DataProtection@s2r.europa.eu).

### **How to withdraw your consent and the consequences of doing this**

Data subjects have the right to withdraw their consent at any time by sending a written request to the above-mentioned email address. Please note that withdrawing your consent does not affect the lawfulness of any processing based on your consent before this consent is withdrawn.

*Possible restrictions as laid down in Article 25 of the EU DPR Regulation can apply.*

### **How long is the data retained?**

- 5 years: personal details of experts names published on the S2R web site, unless mandate extended; declaration of conflict of interest situations for nominated members of DAC Supervisory and Programme Boards
- Until the data subject leaves his/her expert role or one month after the end of the European DAC Delivery Programme, whichever is the earliest.

### **Complaints, concerns and recourse**

Should you have any complaint or concern you may contact:

- the Data Protection Officer of the S2R JU at [DataProtection@s2r.europa.eu](mailto:DataProtection@s2r.europa.eu)

In addition, as a data subject, you have a right to recourse to the European Data Protection Supervisor (EDPS) at any time by e-mail to [edps@edps.europa.eu](mailto:edps@edps.europa.eu) or a letter to the EDPS postal address marked for the attention of the EDPS DPO:

European Data Protection Supervisor, Rue Wiertz 60, B-1047 Brussels, Belgium

For more information on the EDPS, please consult their website: <https://edps.europa>

### **Additional information**

More information on Data Protection at the S2R JU can be obtained in the [Data Protection Register](#) and in the [privacy notices](#) published in the S2R JU web site: