

## PROTECTION OF YOUR PERSONAL DATA

**This privacy statement provides information about the processing and the protection of your personal data.**

**Processing operation:** Social services for ELA staff & family members:

[Pre-school and school costs for children of ELA staff](#)

**Data Controller:** European Labour Authority, Resources Unit

**Record reference:** DPR-ELA-2022-0007

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## **1. Introduction**

The European Labour Authority (hereafter 'ELA') is committed to protect your personal data and to respect your privacy. ELA collects and further processes personal data pursuant to [Regulation \(EU\) 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 (repealing Regulation (EC) No 45/2001).

This privacy statement explains the reason for the processing of your personal data, the way we collect, handle and ensure protection of all personal data provided, how that information is used and what rights you have in relation to your personal data. It also specifies the contact details of the responsible Data Controller with whom you may exercise your rights, the Data Protection Officer and the European Data Protection Supervisor.

The information in relation to processing operation "*DPR-ELA-2022-0007 Social services for ELA staff & family members*" undertaken by the European Labour Authority, Resources Unit is presented below.

## **2. Why and how do we process your personal data?**

Purpose of the processing operation: ELA Resources Unit collects and uses your personal information to cover education costs for your children, as part of the staff of European Labour Authority.

According to the Decision No 1/2020 of 19 February of the Management Board on pre-school facilities costs for children of European Labour Authority staff and Decision No2/2020 of 19 February 2020 of the Management Board on education costs for children of European Labour Authority staff, ELA staff with a contract duration of at least one year, with the place of employment in Bratislava, shall have access to this special measure, with regard to their dependent children.

The costs covered by the Authority shall be:

- a) the registration and attendance fees at international schools
- b) the transport cost

Your personal data will not be used for an automated decision-making including profiling.

## **3. On what legal ground(s) do we process your personal data**

We process your personal data, because, according to Article 5(1) of Regulation (EU)2018/1725:

(a) processing is necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the Union institution or body;

(b) processing is necessary for compliance with a legal obligation to which the controller is subject.

Legal basis:

- Decision No 1/2020 of 19 February of the Management Board
- Decision No2/2020 of 19 February 2020 of the Management Board

- Regulation No 31 (EEC), 11 (EAEC), laying down the Staff Regulations of Officials and the Conditions of Employment of Other Servants of the European Economic Community and the European Atomic Energy Community (Staff Regulations)
- Regulation (EU, Euratom) 2018/1046 of the European Parliament and of the Council of 18 July 2018 on the financial rules applicable to the general budget of the Union (Financial Regulation)
- Regulation (EU) 2019/1149 of the European Parliament and of the Council of 20 June 2019 establishing a European Labour Authority.

We do not process **special categories of personal data**, therefore Article 10 of Regulation (EU)2018/1725 does not apply.

#### **4. Which personal data do we collect and further process?**

In order to carry out this processing operation ELA Resources Unit collects the following categories of personal data:

##### Pre-school and school costs for children of ELA staff

###### **identification data:**

Name and Surname of the child, Date of birth of the child, Language of education, Selected educational institution and starting data at the educational institution, Name and Surname of father/mother (ELA Staff), and self-declaration on rights and duties dated and signed.

###### **Private international kindergartens/schools related information**

Invoices of tuition fees, registration fees, and bus transport.

*This process operation refers to personal data of minors.*

The reimbursement of your expenses is a voluntary process, once you request the reimbursement, the provision of your personal data is mandatory to meet a *statutory and legal* requirement: Decision 1/2020 and 2/2020 of the Management Board, Financial Regulation and Staff Regulations. If you do not provide your personal data, we will not be able to fulfil our duties.

#### **5. How long do we keep your personal data?**

The ELA Resources Unit only keeps your personal data for the time necessary to fulfil the purpose of collection or further processing, namely for a period of five (5) years after the end of the school year N/N+1 (article 10 of the Decision C(2013) 4886 of 1 August 2013)

Requests for locking or erasing in case of illicit or incorrect data will be dealt with within 10 working days, in case the request is considered well- founded by the data controller.

#### **6. How do we protect and safeguard your personal data?**

All personal data in electronic format (e-mails, documents, databases, uploaded batches of data, etc.) are stored either on the servers of the European Labour Authority or of its contractors.

ELA's contractors are bound by a specific contractual clause for any processing operations of your data on behalf of ELA, and by the confidentiality obligations deriving directly from the General Data Protection Regulation in the EU Member States ('GDPR' Regulation (EU) 2016/679.)

In order to protect your personal data, ELA has put in place a number of technical and organisational measures in place. Technical measures include appropriate actions to address online security, risk of data loss, alteration of data or unauthorised access, taking into consideration the risk presented by the processing and the nature of the personal data being

processed. Organisational measures include restricting access to the personal data solely to authorised persons with a legitimate need to know for the purposes of this processing operation.

## **7. Who has access to your personal data and to whom is it disclosed?**

Access to your personal data is provided to ELA staff responsible for carrying out this processing operation and to authorised staff according to the “need to know” principle. Such staff abide by statutory, and when required, additional confidentiality agreements.

We will share data with different private international kindergartens/schools located in Bratislava or Vienna selected by you for your children:

ELA has so far concluded Service Level Agreements (SLAs) with the following schools: British International School in Bratislava, Cambridge International School in Bratislava, Funiversity Cambridge Kindergarten, American International School in Vienna, Lycee Francais Vienna, Primary School Benovskeho, QSI International School Bratislava and Montessori Kindergarten. The list will be updated for ELA colleagues in the internal Sharepoint.

*Please note that pursuant to Article 3(13) of the Regulation, public authorities (e.g. Court of Auditors, EU Court of Justice) which may receive personal data in the framework of a particular inquiry in accordance with Union or Member State law shall not be regarded as recipients. The processing of those data by those public authorities shall be in compliance with the applicable data protection rules according to the purposes of the processing.*

The information we collect will not be given to any third party, except to the extent and for the purpose we may be required to do so by law.

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

You have specific rights as a ‘data subject’ under Chapter III (Articles 14-25) of Regulation (EU) 2018/1725, in particular the right to access, your personal data and to rectify them in case your personal data are inaccurate or incomplete. Where applicable, you have the right to erase your personal data, to restrict the processing of your personal data, to object to the processing, and the right to data portability.

You have the right to object to the processing of your personal data, which is lawfully carried out pursuant to Article 5(1)(a) on grounds relating to your particular situation.

You can exercise your rights by contacting the Data Controller, or in case of conflict the Data Protection Officer. If necessary, you can also address the European Data Protection Supervisor. Their contact information is given under Heading 9 below.

Where you wish to exercise your rights in the context of one or several specific processing operations, please provide their description (i.e. their Record reference(s) as specified under Heading 10 below) in your request.

## **9. Contact information**

### **- The Data Controller**

If you would like to exercise your rights under Regulation (EU) 2018/1725, or if you have comments, questions or concerns, or if you would like to submit a complaint regarding the collection and use of your personal data, please feel free to contact the Data Controller:

[hr@ela.europa.eu](mailto:hr@ela.europa.eu)

- **The Data Protection Officer (DPO) of ELA**

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

- **The European Data Protection Supervisor (EDPS)**

You have the right to have recourse (i.e. you can lodge a complaint) 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 the Data Controller.

**10. Where to find more detailed information?**

ELA Data Protection Officer (DPO) publishes the register of all processing operations on personal data by ELA, which have been documented and notified to him. You may access the register via the following link: <https://www.ela.europa.eu/en/privacy-policy>

This specific processing operation has been included in the DPO's public register with the following Record reference: DPR-ELA-2022-0007 Social services for ELA staff & family members.