

## Information on the processing of personal data

*in accordance with Article 13 of 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) (hereinafter referred to as "GDPR") and in accordance with Section 19 of Act No 18/2018 on the protection of personal data and amending and supplementing certain acts as amended (hereinafter referred to as "the Act")*

Since the processing of personal data takes place in connection with the implementation of the calls (hereinafter referred to as the "Calls" in Component 9 and Component 10 in the framework of the implementation of the **Recovery and Resilience Plan** (hereinafter referred to as the "Recovery Plan"), we would like to inform you, as a data subject, of your rights and the conditions for the processing of your personal data.

### IDENTIFICATION AND CONTACT DETAILS OF THE CONTROLLER AND THE DATA PROTECTION OFFICER

**Institution: Government Office of the Slovak Republic**

Address: Námestie slobody 1, 813 70 Bratislava, Slovak Republic

Registration number: 00 151 513

Data protection officer contact: +421 2 209 25; [zodpovedna.osoba@vlada.gov.sk](mailto:zodpovedna.osoba@vlada.gov.sk)

### IDENTIFICATION AND CONTACT DETAILS OF THE PROCESSOR AND THE DATA PROTECTION OFFICER

#### Processor 1:

Institution: Research Agency

Address: Plynárenská 7/A, 821 09 Bratislava

Registration number: 31 819 494

Data protection officer contact: [Jan.Sodoma@vyskumnaagentura.sk](mailto:Jan.Sodoma@vyskumnaagentura.sk)

#### Processor 2:

Institution: Ministry of Education, Research, Development and Youth of the Slovak Republic

Address: Stromová 1, 813 30 Bratislava

Registration number: 00 164 381

Data protection officer contact: [zodpovednaosoba@minedu.sk](mailto:zodpovednaosoba@minedu.sk), + 421904389270

#### Processor 3:

Institution: Ministry of Economy of the Slovak Republic

Address: Mlynské nivy 44/a, 827 15 Bratislava

Registration number: 00 686 832

Data protection officer contact: [osobne.udaje@mhsr.sk](mailto:osobne.udaje@mhsr.sk)

#### Processor 4:

Institution: Slovak Innovation and Energy Agency

Address: Bajkalská 27, 827 99 Bratislava

Registration number: 00 002 801

Data protection officer contact: [gdpr@siea.gov.sk](mailto:gdpr@siea.gov.sk)

Processors process personal data on the basis of effective contracts concluded between them and the controller.

### PURPOSE OF THE PROCESSING OF PERSONAL DATA

The purpose of processing your personal data is to assess the application for Recovery and Resilience Facility funds, as well as organisational provision, financial management and monitoring of the Call. If the conditions in each Call are met, the other purpose of the processing of personal data is the conclusion and execution of the agreement on the provision of Recovery and Resilience Facility funds (hereinafter referred to as the "Agreement"), including checking and auditing the fulfilment of the terms of this Agreement.

### SCOPE OF PERSONAL DATA PROCESSED

The following scope of personal data will be a subject of the processing:

- **personal data relating to the integrity of the statutory body, a member of the statutory body or other persons acting on its behalf, as well as data necessary to request an extract from the criminal record** pursuant to Section 13(5) of the Mechanism Act:
  - **applicant** - as an entity authorised to submit an application for Recovery and Resilience Facility funds;
  - **beneficiary** – as an entity to which the facility funds are provided;
  - **partner** - as an entity that participates in the implementation of the investment on the basis of a written contract with the beneficiary or which participates in the preparation of the implementation of the investment;
- **personal data of researchers** - in particular CV, name and surname, date of birth, gender, educational data, last/current workplace, contact details, citizenship;
- **personal data of other persons involved in the implementation of the projects** – in particular name and surname, CV, date of birth, gender, educational data, job/job title, last/current workplace, contact details, citizenship;
- **personal data of the beneficial owner and user**<sup>1</sup> – in particular first name and surname, date of birth, address of residence;
- **personal data of persons deemed as potential applicants** – persons contacting the controller or processor via e-mail or electronic form for the purpose of enquiries on the announced call – in particular name and surname, organisation, e-mail address;
- **personal data of expert evaluators** – in particular name and surname, address, e-mail address, telephone number, date of birth, identity card or passport number, citizenship, account number;
- **other personal data processed on the basis of Section 25 of the Act No 368/2021 on the Recovery and Resilience Facility and amending certain acts** (hereinafter referred to as **“the Mechanism Act”**).

## PROCESSING OPERATIONS

In order to achieve the above-mentioned purpose, we process the collected personal data by processing operations, which, according to the GDPR and the Act, may be:

- Consultation
- Collection/retrieval
- Recording
- Adaptation/alteration
- Restriction of processing
- Copying/backup
- Making available/providing
- Disclosures
- Erasure/destruction
- Cross-border transfer
- Storage
- Organisation/structuring
- Use
- Alignment/combination

## LEGAL BASIS FOR THE PROCESSING OF PERSONAL DATA

- **pursuant to Article 6(1)(a) of the GDPR (Section 13(1)(a) of the Act), the data subject has given consent to the processing of his or her personal data for one or more specific purposes.** In particular, it concerns the processing of personal data of persons acting on behalf of potential applicants in order to answer their questions about Calls.
- **pursuant to Article 6 (1) (b) of the GDPR (Section 13(1)(b) of the Act) – processing is necessary for the performance of a contract to which the data subject is a party or in order to take measures at the request of the data subject prior to entering into a contract.** In particular, it concerns the processing of personal data of persons acting on behalf of applicants and beneficiaries necessary for the preparation of Agreement and mutual performance. It also concerns the processing of personal data of

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<sup>1</sup> As defined in section 1.6 of the [Slovak Republic's Recovery and Resilience Plan Implementation System](#) (hereinafter referred to as **“SIPOO”**)

expert evaluators for the purpose of preparing a contract governing mutual relations and performance thereof.

- **pursuant to Article 6 (1) (c) of the GDPR (Section 13(1)(c) of the Act) – processing of personal data is necessary for compliance with a legal obligation of the controller.** In particular, it concerns the processing of personal data pursuant to Section 25 of Act No 368/2021 on the Recovery and Resilience Facility and amending certain acts.

#### **RECIPIENT OF PERSONAL DATA**

**Your personal data may be disclosed to the following categories of recipients:**

Within the process of fulfilling the Calls and the Agreement: National implementing and coordinating authority, expert evaluators, other state administration bodies within the framework of mutual cooperation.

As part of the mandatory publication of data of successful and unsuccessful applicants and beneficiaries: the public.

As part of the control and audit: the competent control and audit authorities and the competent authorities of the European Union.

In the case of legal proceedings: court and law enforcement authorities.

#### **TRANSFER OF PERSONAL DATA TO A THIRD COUNTRY OR AN INTERNATIONAL ORGANISATION**

The transfer of personal data will be allowed exclusively to EU/EEA countries and countries that guarantee an adequate level of protection of personal data in accordance with the list maintained by the European Commission.

#### **RETENTION PERIOD OF PERSONAL DATA**

In accordance with the Registry Rules of the controller: 10 years.

#### **INFORMATION ON THE RIGHTS OF THE DATA SUBJECT**

In accordance with Art. 13-21 GDPR (Art. 19-27 of the Act) you have as a data subject:

- a) the right to request** from the controller **access to personal data** relating to you **and confirmation as to whether personal data concerning you are being processed** (Art. 15 of the GDPR);  
You have the right to receive a copy of the personal data we hold about you, as well as information about how we use your personal data.
- b) the right to rectification** of inaccurate or incomplete personal data (Art. 16 of the GDPR)  
We take reasonable steps to ensure the accuracy, completeness and timeliness of the information we hold about you. If you believe that the data we hold is inaccurate, incomplete or outdated, please do not hesitate to ask us to correct, update or supplement this information.
- c) the right to erasure (to be forgotten)** of your personal data if the purpose of their processing has ended or one of the conditions of Art. of the 17 GDPR is fulfilled;  
You have the right to request the erasure of your personal data, for example, if the personal data we have collected about you are no longer necessary for the fulfilment of the original purpose of the processing. However, your right must be assessed in the light of all relevant circumstances. For example, we may have certain legal and regulatory obligations, which means that we will not be able to comply with your request.
- d) the right to restrict** the processing of personal data in cases pursuant to Art. 18 of the GDPR;  
In certain circumstances, you are entitled to ask us to stop using your personal data. This is the case, for example, where you believe that the personal data we hold about you may be inaccurate or where you believe that we no longer need to use your personal data.
- e) the right to data portability** pursuant to Art. 20 of the GDPR;  
In certain circumstances, you have the right to ask us to transfer the personal data you have provided to us to another third party of your choice. However, the right to portability applies only to personal data that we have obtained from you on the basis of consent or on the basis of a contract to which you are one of the parties.
- f) the right to object** to the processing of personal data in cases pursuant to Art. 21 of the GDPR;  
You have the right to object to the processing of data based on our legitimate interests. If we do not have a compelling legitimate reason for the processing and you object, we will no longer process your personal data.
- g) right to initiate a procedure for the protection of personal data** – if you believe that your personal data are being processed unfairly or unlawfully, you can submit a proposal to the supervisory authority of the Office for Personal Data Protection of the Slovak Republic, Hraničná 12, 820 07 Bratislava 27, Tel.:

+ 421/2/3231 3214; mail: statny.dozor@pdp.gov.sk. More information can be found at [www.dataprotection.gov.sk](http://www.dataprotection.gov.sk).

- h) **withdrawal of consent** – only in cases where we process your personal data on the basis of your consent, you have the right to withdraw this consent at any time. You may withdraw consent from the controller, processor or data protection officer on the contact details provided in the heading of this document. However, the withdrawal of consent does not affect the lawfulness of the processing of personal data that we have processed about you on its basis.

#### **SPECIFIC INSTRUCTIONS ON THE RIGHT TO OBJECT TO DATA PROCESSING**

The data subject shall have the right to object at any time to processing of personal data concerning him or her on grounds relating to his or her particular situation, which is based on point (e) or (f) of Art. 6(1) of the GDPR, including profiling based on these provisions. The controller shall no longer process the personal data in the event of the objection, unless we can demonstrate compelling legitimate grounds for the processing which override the interests, rights and freedoms of the data subject, or for the establishment, exercise or defense of legal claims.

**You may exercise your rights in writing to the controller, processor or data protection officer on the contact details indicated in the heading of this document. For this purpose, you can use the *Data Subject's Rights Form*, which is located at the end of this document. If you have any questions, do not hesitate to contact us.**

We will respond to your request regarding the processing of personal data without undue delay, at the latest within one month of its receipt. In specific cases, the time limit may be extended by another two months, we will inform you about the reasons for the extension within one month of receipt of the request. When processing your request, we are obliged to verify your identity. We will inform you about the procedure for verifying your identity when responding to your request. Information shall be provided free of charge. However, if your requests are disproportionate or frequently repetitive, we may require a reasonable administrative fee for handling them.

#### **THE PROVISION OF YOUR PERSONAL DATA IS VOLUNTARY**

The provision of your personal data is a requirement:

- a) that is necessary in order for an application for Recovery and Resilience Facility funds to be assessed. In the event of failure to provide the requested personal data, the application will not be further assessed;
- b) necessary for the conclusion and performance of the Agreement, including checking and auditing the fulfilment of the terms of this Agreement;
- c) which is necessary in order to respond to your question on the announced Calls;
- d) which is necessary to become an expert evaluator within the Calls.

#### **AUTOMATED DECISION-MAKING, INCLUDING PROFILING**

When processing personal data for a given purpose, the controller does not use automated individual decision-making.

#### **WHEN PROCESSING PERSONAL DATA, WE ARE COMMITTED TO FOLLOWING THESE BASIC PRINCIPLES**

##### **Principle of lawfulness**

We process personal data only in a lawful manner and in such a way that the fundamental rights of the data subject are not violated.

##### **Purpose limitation principle**

We collect personal data only for a specified, explicit and legitimate purpose and may not be further processed in a way that is incompatible with that purpose.

##### **Principle of minimisation of personal data**

We process personal data to a reasonable, relevant and limited extent, which is necessary for the purposes for which they are processed.

##### **Accuracy principle**

We process only accurate, complete and, where necessary, updated personal data in relation to the purpose of the processing; personal data which are inaccurate in view of the purposes for which they are processed shall be erased or rectified without delay.

##### **Principle of storage limitation**

We retain personal data in a form that allows the identification of data subjects for no longer than is necessary for the purposes for which the personal data are processed.

**Principle of integrity and confidentiality**

We process personal data in a manner that ensures adequate security of the personal data, including protection against unauthorised processing of personal data, unlawful processing of personal data, accidental loss of personal data, erasure of personal data or damage to personal data.

**Principle of accountability**

We process personal data in accordance with good morals and in a manner that is not contrary to the law. We are responsible for compliance with the basic principles of the processing of personal data, for compliance of the processing of personal data with the principles of personal data processing.

**SUBJECT: Form for exercising the right of the data subject**

*(Complete this form only if you wish to exercise your data protection rights under the GDPR.)*

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) (hereinafter referred to as "GDPR"), I hereby exercise the following right as a data subject:

Right of access to personal data (Art. 15 GDPR) relating to:  
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Right to rectification of personal data (Art. 16 GDPR) relating to:  
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Right to erasure of personal data (Art. 17 GDPR)  
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Right to restriction of processing of personal data (Art. 18 GDPR)  
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Right to data portability (Art. 20 GDPR)  
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Right to object to the processing of personal data (Art. 21 GDPR) concerning:  
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Rights relating to automated individual decision-making, including profiling (Art. 22 GDPR) relating to:  
.....

**This request is made by:**

Name and surname of the person concerned: .....

Contact address: .....

Date: .....

.....

Signature

*Please send us the completed application electronically to the above-mentioned e-mail address or in paper form to the address of the operator's or intermediary's address and we will reply to you within the legal deadline.*