

August 2019

**PRIVACY NOTICE FOR
EVALUATION OF REGULATION 515/97
Record DPR-OLAF-01886.1**

1. DESCRIPTION OF THE PROCESSING OPERATION

Regulation 515/97 on mutual administrative assistance in the customs area is a key instrument to ensure the correct application of the EU customs legislation and the protection of the financial interests of the EU. In the framework of the better regulation procedure Regulation 515/97 is currently under evaluation. For the purpose of the evaluation OLAF – Unit D4 collects information to analyse the overall functioning of Regulation 515/97 in the context of the evaluation of the latter.

A number of consultations addressed to identified stakeholders (including national authorities, carriers' organisations etc.) will be conducted to provide input to the evaluation. The objective of the different consultation actions is to gather views and evidence from stakeholders in relation to their experience and practice in using the provisions and tools provided for in the Regulation.

In this context, personal data will be collected from our direct interlocutors via dedicated questionnaires, personal interviews or other means. These will be conducted in person, by e-mail or by one of the better regulation tools (EU survey). The collection of personal data is meant to identify the data source and/or points of contact for further queries, when needed. Personal data will not be disclosed in any evaluation related documentation.

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

2. LEGAL BASIS FOR THE PROCESSING

The legal basis for this processing is Article 5 paragraph (1)(a) of Regulation(EU) 2018/1725. In particular the processing is based on Regulation 515/97 and the Better regulation guidelines of the European Commission.

3. CATEGORIES OF PERSONAL DATA COLLECTED

In order to carry out this processing operation OLAF.D4 collects personal data:

In the framework of web questionnaire:

Identification data:

- gender (needed for the right title)
- name and surname

- function
- organisation/company/department
- contact and location details (e-mail address, telephone number, mobile telephone number, postal address, country)

HR data:

- professional expertise data

In case of personal interviews or related experts meetings in the EC premises, the following data relating to the participants would be collected:

identity or passport n^o, date of birth (for access control purpose by security guards to the Commission's premises), information about the form of transport used and hotel, banking information (for purpose of reimbursement of travel expenses/allowances).

The provision of the personal data is mandatory. In case of failure to provide the data we cannot take into account your input for the evaluation of Regulation 515/97.

4. WHO HAS ACCESS TO YOUR INFORMATION AND TO WHOM IS IT DISCLOSED?

OLAF staff responsible for carrying out this processing operation has access to your personal data.

5. HOW DO WE PROTECT AND SAFEGUARD YOUR INFORMATION?

In order to protect your personal data, a number of technical and organisational measures have been put 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 data being processed. Organisational measures include restricting access to the data to authorised persons with a legitimate need to know for the purposes of this processing operation.

6. HOW LONG DO WE KEEP YOUR DATA?

Your personal data may be retained by OLAF for a maximum of 5 years.

OLAF.D4 only keeps your personal data for the time necessary to fulfil the purpose of collection or further processing, namely for the evaluation and the impact assessment of Regulation 515/97.

The personal data will be erased when it is no longer needed.

7. WHAT ARE YOUR RIGHTS AND HOW YOU CAN EXERCISE THEM?

You have the right to request access to your personal data, rectification or erasure of the data, or restriction of their processing.

You have the right to object to the processing of your data.

Any request to exercise one of those rights should be directed to the Controller (OLAF-FMB-DATA-PROTECTION@ec.europa.eu). Where you wish to exercise your rights in the context of one or several specific processing operations or files, please provide their description and reference(s) in your request.

Exceptions based on Regulation 2018/1725 may apply.

8. CONTACT DETAILS OF THE DATA PROTECTION OFFICER

You may contact the Data Protection Officer of OLAF (OLAF-FMB-DPO@ec.europa.eu) with regard to issues related to the processing of your personal data under Regulation(EU)2018/1725.

9. RIGHT OF RECOURSE

You have the right to have recourse to the European Data Protection Supervisor (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 OLAF.