

ANNEX 12
PRIVACY STATEMENT
FOR PROCESSING OF PERSONAL DATA
FOR THE IMPLEMENTATION OF
THE EUROPEAN JOINT MASTER'S IN STRATEGIC BORDER MANAGEMENT

under the Call for Proposals 2023/FPA/TRU/01

This privacy notice 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.

1. Purpose of the personal data processing operation

The personal data is collected and processed, to:

1. Manage grant procedures;
2. Enable execution of the grant agreement;
3. Evaluate proposals with a view to award FPA/SGA grants.
4. Evaluate factsheets and financial/operational reports for the purpose of progress monitoring and final acceptance of projects with a view to make payment to the grant beneficiary.
5. Communicate with persons responsible for the proposal.
6. Signing of the grant agreement by legal representatives.

The data is received from the organizations applying for the FPA/SGA grants. The applying organizations are expected to gain permission for processing personal data of any individual whose data is included in the application in line with the national law of the applicant.

By submitting an application under this Call for Proposals, the applicants provide their consent to Frontex for processing the personal data they provide in their grant application for the purposes listed above.

2. Data controller

The Data Controller is Head of Training Unit in Frontex. The Controller can be reached at: hou.tru@frontex.europa.eu

3. Legal basis

The legal basis for processing personal data is:

- The legal basis for the processing personal data is the Regulation (EU) 2018/1725 of 23 October 2018 on protection of natural person 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.
- Article 5(1)(b) ("processing is necessary for compliance with a legal obligation to which the controller is subject") of Regulation 2018/1725. Your data will be processed for compliance with legal obligation as per 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, amending Regulations (EU) No 1296/2013, (EU) No 1301/2013, (EU) No 1303/2013, (EU) No 1304/2013, (EU) No 1309/2013, (EU) No 1316/2013, (EU) No 223/2014, (EU) No 283/2014, and Decision No 541/2014/EU and repealing Regulation (EU, Euratom) No 966/2012 (hereafter "the Financial Regulation") in particular Articles 180-200 for the grant application, and Regulation (EU) 2016/1624 of 14 September 2016 on the European Border and Coast Guard (OJ L 251, 16.9.2016, p. 1) and its Article 48 (1)(a)(i) and (iv). In addition, financing decisions form part of the legal basis for a processing operation, where applicable, in line with Article 110 of the Financial Regulation.

4. Types of personal data collected

Depending on the stage of procurement different personal data may be processed once submitting a tender and then during implementation of contract once awarded by Frontex, including:

- Identification data: name, surname, passport number, ID number, IP address;
- Function;
- Contact details (e-mail address, business telephone number, mobile telephone number, fax number, postal address, company name and department, country of residence, internet address);
- Information for the evaluation of selection criteria or eligibility criteria: title, position, expertise, technical skills and languages, educational background, professional experience including details on current and past employment of people who are also members of the project team, and of other key staff involved in the project implementation.

5. Automated decision making including profiling

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

6. Recipients

The recipient/s of your personal data are Frontex staff involved in the treatment of the procurement file, staff responsible for execution of the contract, as well as staff of Frontex and other EU institutions involved in the audits and other control activities related to the contract on a need-to-know basis.

In addition, in line with art 40 of Frontex Financial Regulation¹, for the purposes of safeguarding the financial interests of the Union, the personal data submitted in the course of the procurement procedure or during the contract stage may be transferred to “internal audit services, to the European Court of Auditors, or to the European Anti-Fraud Office and between authorising officers of the Union bodies, the Commission and the executive agencies.”

7. Data retention

For unsuccessful applicants, data specific to the tenderer are retained for 5 years following the closure of the procedure.

For successful applicants, all application documents submitted in the course of the agreement including those containing personal data will be retained for 10 years after the completion of the activity, in line with the policy on retention of documentation concerning financial documents and activities.

8. International data transfer

The international data transfer will not occur in relation to this procurement.

9. Data subject rights

You have the right to request access to the personal data or its rectification. Under certain conditions you have the right to ask for your data to be deleted or its use restricted. You have the right to object to processing of your personal data, on grounds relating to your particular situation, at any time. You can exercise your rights to the Data Controller.

You may contact Frontex Data Protection Officer at dataprotectionoffice@frontex.europa.eu with regard to any issue related to the processing of your personal data under Regulation (EU) 2018/1725.

You have the right to lodge a complaint to the European Data Protection Supervisor (edps@edps.europa.eu or through the EDPS complaint form: https://edps.europa.eu/data-protection/our-role-supervisor/complaints/edps-complaint-form_en) 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 Frontex.

(Signed by applicant representatives providing personal data)

Full name	
Date	
Signature	

¹ adopted through Frontex Management Board Decision 19/2019