

INFORMATION CLAUSE OF THE MANAGING AUTHORITY - THE MINISTER COMPETENT FOR REGIONAL DEVELOPMENT

In order to comply with the obligation imposed by Articles 13 and 14 of the GDPR[1], in connection with Article 88 of the Act on the principles of implementation of tasks financed from European funds in the financial perspective 2021-2027[2], we inform you about the rules for the processing of your personal data:

I. Administrator

A separate administrator of your data is the Minister competent for regional development with its registered office at 2/4 Wspólna Street, 00-926 Warsaw.

II. Purpose of data processing

Personal data will be processed in connection with the implementation of FERS, in particular for monitoring, reporting, communication, publication, evaluation, financial management, verification and auditing and for the purpose of determining the eligibility of participants. Providing data is voluntary, but necessary to achieve the above-mentioned purpose. Refusal to provide them is tantamount to the inability to take appropriate action.

III. Basis for processing

We will process your personal data in connection with the fact that:

1. We are obliged to do so by law (Article 6(1)(c), Article 9(2)(g) and Article 10[3] of the GDPR)[4]:
 - Regulation (EU) 2021/1060 of the European Parliament and of the Council of 24 June 2021 laying down common provisions on the European Regional Development Fund, the European Social Fund Plus, the Cohesion Fund, the Just Transition Fund and the European Maritime, Fisheries and Aquaculture Fund and financial rules for those and for the Asylum, Migration and Integration Fund, the Internal Security Fund and the Instrument for Financial Support for Border Management and Visa Policy,
 - Regulation (EU) 2021/1057 of the European Parliament and of the Council of 24 June 2021 establishing the European Social Fund Plus (ESF+) and repealing Regulation (EU) No 1296/2013 (OJ L 2021/2013, p. EU L 231, 30.06.2021, p. 21, as amended. amended)
 - Act of 28 April 2022 on the rules for the implementation of tasks financed from European funds in the financial perspective 2021-2027, in particular Articles 87-93,
 - Act of 14 June 1960 – Code of Administrative Procedure,
 - Act of 27 August 2009 on Public Finance.

IV. How data is acquired

We obtain data directly from the data subjects or from institutions and entities involved in the implementation of the Programme, including in particular from applicants, beneficiaries and partners.

V. Access to personal information

Access to your personal data is granted to the administrator's employees and associates. In addition, your personal data may be entrusted or made available:

1. entities to which we have commissioned the performance of tasks in FERS,

2. the bodies of the European Commission, the minister competent for public finances, the president of the social insurance institution,

3. entities that provide us with services related to the operation and development of ICT systems, as well as ensuring communication, e.g. IT solution providers and telecommunications operators.

VI. Data retention period

Personal data is stored for the period necessary to achieve the purposes set out in point II.

VII. Rights of data subjects

You have the following rights:

1. the right to access your data and receive a copy of it (Article 15 of the GDPR),
2. the right to rectify your data (Article 16 of the GDPR),
3. the right to delete your data (Article 17 of the GDPR) – if the circumstances referred to in Article 17(3) of the GDPR have not occurred,
4. the right to request the controller to restrict the processing of your data (Article 18 of the GDPR),
5. the right to transfer your data (Article 20 of the GDPR) – if the processing is based on a contract: for the purpose of its conclusion or performance (in accordance with Article 6(1)(b) of the GDPR), and in an automated manner[5],
6. the right to lodge a complaint with the supervisory authority of the President of the Office for Personal Data Protection (Article 77 of the GDPR) – if a person considers that the processing of their personal data violates the provisions of the GDPR or other national regulations governing the issue of personal data protection in force in Poland.

VIII. Automated decision-making

Personal data will not be subject to automated decision-making, including profiling.

IX. Transfer of data to a third country

Your personal data will not be transferred to a third country.

X. Contact with the Data Controller and Data Protection Officer

If you have any questions regarding the processing of personal data by the minister competent for regional development, please contact the Data Protection Officer (DPO) as follows:

- by traditional mail (2/4 Wspólna Street, 00-926 Warsaw),
- electronically (e-mail address: IOD@mfipr.gov.pl).

Signature of the project participant

[signed: qualified electronic signature; trusted profile; handwritten signature; electronic authorization]