

## INFORMATION DUTY

As the provisions 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) (OJ L No 119) entered into force on 25 May 2018, the Institute of the European Network Remembrance and Solidarity seated in Warsaw would like to notify you of the following:

1. The Controller of your personal data acquired by the Institute in the context of your participation in the Events, including data revealing your image, racial or ethnic background, political, religious or worldview-related convictions, trade union membership, as well as those related to your health, sexuality and sexual orientation (jointly referred to as the '**Personal Data**') shall be the **state cultural institution Institute of the European Network Remembrance and Solidarity seated in Warsaw** at ul. Zielna 37, 00-108 Warsaw, acting on the basis of an entry into the register of cultural institutions kept by the Minister of Culture and National Heritage under the number of RIK 90/2015, holding the unique taxpayer's NIP number 701-045-62-60 (hereinafter the '**Controller**'). You can get in touch with the Controller using the following email address: [iod.enrs@enrs.eu](mailto:iod.enrs@enrs.eu).
2. You can get in touch with the personal data inspector by sending a message to the following email address: [iod.enrs@enrs.eu](mailto:iod.enrs@enrs.eu).
3. Your Personal Data shall be processed by the Controller pursuant to the Act of 29 August 1997 on personal data protection (OJ of 2016, item 922, as amended), and as of 25 May 2018 pursuant to 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) (OJ L No 119), hereinafter the '**GDPR**', **for the purpose of** using them in the context of all activities related to the Events, including *inter alia* organisational purposes related to such events as well as for the purpose of promotion of such events.
4. Your Personal Data shall be processed on the basis of the following legal bases:
  - a) pursuant to Article 6(1)(b) of the GDPR - processing is necessary for the performance of a contract to which the data subject is party, which in this specific case shall be the '**Rules Governing the Participation in Events of the Institute of the European Network Remembrance and Solidarity**';
  - b) pursuant to Article 9(2)(a) of the GDPR – the data subject has given explicit consent to the processing of those personal data for one or more specified purposes.
5. Your Personal Data shall be received by the following categories of entities:

- a) providers of technical services (including, for instance, telecommunications, hosting, owners of servers and spaces where data are stored, *inter alia* Google LLC) by means of which the Controller carries out its activities,
  - b) coordinators of the Events to which you subscribed through the Form,
  - c) other entities cooperating with the Controller in the context of the said Events (i.e. the Ministry of Culture and National Heritage of the Republic of Poland (with its registered seat in Warsaw, 00-071, Poland, Krakowskie Przedmieście 15/17) and Partners of the Event *inter alia*: The Mémorial de la Shoah, France, The Institute of Contemporary History (USD), Czech Rep., The Herder Institute for Historical Research on East Central Europe, Germany, The Committee of National Remembrance (NEB), Hungary, The Federal Institute for Culture and History of the Germans in Eastern Europe (BKGE), Germany, The European Observatory on Memories (EUROM), Spain, Fundació Solidaritat Universitat de Barcelona, Spain, The European Solidarity Centre (ECS), Poland, The Polish History Museum (MHP), Poland, The European Centre for Sociology and Political Science (CESSP), France.
  - d) entities with which the Controller concludes any contracts concerning works containing your image or statements recorded in the context of your participation in the said Events,
  - e) entities supervising the Controller's activities (i.e. by the European Commission),
  - f) entities disseminating content in the internet (e.g. on the YouTube channel) and maintaining social media in the internet (e.g. Facebook, Instagram),
  - g) broadly understood media (the press, television, etc.),
  - h) entities transferring funds or supporting the said events in other ways (*inter alia* sponsors and intermediaries in collection of funds),
  - i) participants of the said Events,
  - j) subscribers to the Newsletter of the Institute of the European Network Remembrance and Solidarity and the Foundation European Network 'Remembrance and Solidarity'.
6. Using services offered by Google (in compliance with the definition below), the Controller intends to transmit your personal data to the company Google LLC of Delaware seated at Amphitheatre Parkway nr 1600, Mountain View, California 94043, USA ('Google'), which may process (including transmission and storage) them also outside of the European Economic Area (EEA), including the United States of America and other countries where Google or its partners has/have relevant infrastructure.

Using services offered by Facebook (in compliance with the definition below), the Controller intends to transmit your personal data to the company Facebook Ireland Ltd., 4 Grand Canal Square, Grand Canal Harbour, Dublin 2 Ireland ('Facebook'), which may process (including transmission and storage) them also outside of the European Economic Area (EEA), including the United States of America and other countries where Facebook or its partners has/have relevant infrastructure.

By its Decision 2016/1250, the European Commission found that the United States of North America ensured an adequate level of protection of personal data transmitted from the Union to entities in the United States in the context of the EU-U.S. Privacy Shield.

To ensure safety, contracts with Google LLC feature also standard contractual clauses approved by the European Commission. Google gives its assurances that when processing your personal data it at all times applies appropriate safeguards. You can find more details concerning this on: <https://policies.google.com/privacy?gl=PL&hl=pl#enforcement>.

Facebook uses standard contractual clauses approved by the European Commission and its decisions acknowledging an adequate level of data protection with regard to specific countries, in relevant cases, as regard data transmission from the EEA to the United States and other countries. Facebook gives its assurances that when processing your Personal Data it at all times applies appropriate safeguards. You can find more details concerning this on: <https://www.facebook.com/privacy/explanation>.

The Controller intends to transmit your Personal Data also to countries outside of the European Economic Area for which the European Commission has not found an adequate level of personal data protection.

7. Your Personal Data shall be processed as of their submission throughout the period when the Controller exercises its rights stemming from these Rules and in the case of data to the processing of which a consent has been granted until its revocation.
8. You shall have the right to request from the Controller access to your Personal Data, i.e. you can obtain from the Controller a confirmation whether Personal Data concerning your person are processed, and if that is the case you shall be entitled to information as to such processing in the scope provided for in Article 15(1) of the GDPR and you may receive from the Controller, free of charge, one copy of the Personal Data subject to processing, while the Controller may charge you for each successive copy.

You may send the request referred to in this paragraph to the following email address: [iod.enrs@enrs.eu](mailto:iod.enrs@enrs.eu).

9. You shall have the right to request from the Controller that your incorrect Personal Data be rectified without delay as well as to request (considering the purpose for which the data are processed) that incomplete Personal Data be completed. You can make that latter request by means of submitting an additional declaration.

You may send the requests referred to in this paragraph to the following email address: [iod.enrs@enrs.eu](mailto:iod.enrs@enrs.eu).

10. You shall have the right to request from the Controller that your Personal Data be erased without delay and the Controller shall be obliged to erase such Personal Data without undue delay (subject to the exceptions provided for in Article 17(3) of the GDPR), in the case of one of the following circumstances:
- a) your Personal Data are not necessary any more for the purposes for which they were collected or otherwise processed;
  - b) you have revoked your consent which is the basis for the processing of your Personal Data and there exists no other legal basis for their processing;
  - c) you have objected pursuant to Article 21(1) of the GDPR against the processing of your Personal Data and there are no overriding legitimate grounds for the processing, or you have raised the objection referred to in the last sentence of paragraph 13 below (objection against Personal Data processing for the purposes of direct marketing, including profiling);
  - d) your Personal Data have been unlawfully processed;
  - e) your Personal Data have to be erased for compliance with a legal obligation;
  - f) your Personal Data have been collected on the basis of a consent expressed by an authorised entity or entities, in relation to the offer of information society services directly to a child, referred to in Article 8(1) of the GDPR.

You may send the request referred to in this paragraph to the following email address: [iod.enrs@enrs.eu](mailto:iod.enrs@enrs.eu).

11. You shall have the right to request from the Controller that the processing of your Personal Data be restricted, when:
- a) you contest the accuracy of the Personal Data - for a period enabling the Controller to verify their accuracy;
  - b) the processing is unlawful and you oppose the erasure of the Personal Data and request the restriction of their use instead;
  - c) the Controller no longer needs the Personal Data for the purposes of the processing, but they are required by you for the establishment, exercise or defence of legal claims;
  - d) you have objected to the processing of your Personal Data pursuant to Article 21(1) of the GDPR (described in the second sentence of paragraph 13 below) pending the verification whether the legitimate grounds of the Controller override yours.

You shall be informed by the Controller before the restriction of the processing of your Personal Data referred to above is lifted.

You may send the request referred to in this paragraph to the following email address: [iod.enrs@enrs.eu](mailto:iod.enrs@enrs.eu).

12. You shall have the right to transmit the Personal Data you provide, i.e. you shall have the right to receive from the Controller, in a structured, commonly used and machine-readable format, your Personal Data you provide the Controller with and that you shall have the

right to transmit those Personal Data to another controller unhindered by the Controller, if the processing takes place by automated means and is performed on the basis of consent granted or a contract.

In exercising the right referred to above, you shall have the right to request that the Personal Data be transmitted directly from one controller to another, where technically feasible.

You may send the request referred to in this paragraph to the following email address: [iod.enrs@enrs.eu](mailto:iod.enrs@enrs.eu).

- 13. You shall have the right to object to the processing of your Personal Data pursuant to Article 21 of the GDPR. This right, however, shall concern only cases where there are reasons related to your special circumstances and the processing: a) takes place on the basis of legitimate purposes pursued by the Controller or a third party, or b) is necessary for the performance of a task carried out by the Controller in the public interest or in the exercise of official authority entrusted to the Controller, including the performance of profiling on the bases specified in letters a) or b) above. You shall have the right to object to the processing of your Personal Data also when on the basis of legitimate interests pursued by the Controller or a third party they are processed for direct marketing purposes, including profiling to the extent that it is related to such direct marketing.**

You may send the objection referred to in this paragraph to the following email address: [iod.enrs@enrs.eu](mailto:iod.enrs@enrs.eu).

14. You shall have the right to revoke your data processing consent at any time with no bearing on the legality of the processing performed under the consent prior to its revocation – this pertains to cases when your data are processed on the basis of your data processing consent.
15. Pursuant to Article 77 of the GDPR, you shall have the right to lodge a complaint with the President of the Office for Personal Data Protection (Polish abbreviation: PUODO) or another body competent for personal data protection to replace the PUODO, as well as another supervising authority, should you find that the processing of your Personal Data infringes on the provisions of the GDPR.
16. The submission of your Personal Data shall be voluntary, yet not submitting the mandatory Personal Data shall make it impossible for you to participate in the Events to which you subscribed using the Form.
17. You shall not be subject to any decisions based solely on automated processing which produce legal effects concerning you or similarly significantly affect you.