

RIGHTS RECOGNIZED TO THE INTERESTED PARTY - EXTRACT FROM EU REG. 2016/679 GDPR

Article 15 - Right of access of the interested party

1. The interested party has the right to obtain confirmation from the data controller as to whether or not personal data concerning him or her are being processed and, in this case, to obtain access to the personal data and the following information:

- a) the purposes of the processing;
- b) the categories of personal data in question;
- c) the recipients or categories of recipients to whom the personal data have been or will be communicated, in particular if recipients are from third countries or international organisations;
- d) when possible, the expected retention period of personal data or, if this is not possible, the criteria used to determine this period;
- e) the existence of the right of the interested party to ask the data controller to rectify or delete personal data or to limit the processing of personal data concerning him or to oppose their processing;
- f) the right to lodge a complaint with a supervisory authority;
- g) if the data are not collected from the interested party, all available information on their origin;
- h) the existence of an automated decision-making process, including profiling referred to in Article 22, paragraphs 1 and 4, and at least in such cases, significant information on the logic used, as well as the importance and expected consequences of such processing for the interested party.

2. If personal data are transferred to a third country or to an international organisation, the interested party has the right to be informed of the existence of adequate guarantees pursuant to Article 46 relating to the transfer.

3. The data controller provides a copy of the personal data being processed. In case of further copies requested by the interested party, the data controller may charge a reasonable fee based on administrative costs. If the interested party submits the request by electronic means, and unless the interested party indicates otherwise, the information is provided in a user-friendly electronic format.

common.

4. The right to obtain a copy referred to in paragraph 3 shall not adversely affect the rights and freedoms of others.

Article 16 - Right of rectification

The interested party has the right to obtain from the owner of the processing the rectification of inaccurate personal data concerning him without unjustified delay. Taking into account the purposes of the processing, the interested party has the right to obtain the integration of incomplete personal data, including by providing a supplementary declaration.

Article 17 - Right to erasure («right to be forgotten»)

1. The interested party has the right to obtain from the owner of the processing the deletion of personal data that concern them without unjustified delay and the data controller has the obligation to delete the personal data without unjustified delay, if one of the following reasons exists:

b) the interested party withdraws the consent on which the processing is based in accordance with Article 6, paragraph 1, letter a), or Article 9(2)(a) and if there is no other legal basis for the processing;

c) the interested party opposes the processing pursuant to Article 21, paragraph 1, and there are no legitimate reasons prevailing to proceed with the processing, or opposes the processing pursuant to Article 21, paragraph 2;

d) the personal data have been processed unlawfully;

e) the personal data must be deleted to fulfill a legal obligation under Union or State law member to which the data controller is subject;

f) the personal data were collected in relation to the offer of information society services referred to in Article 8, paragraph 1.

2. The data controller, if he has made personal data public and is obliged, pursuant to paragraph 1, to delete them, taking into account the available technology and implementation costs, adopts reasonable measures, including technical ones, to inform the data controllers who are processing the personal data of the interested party's request to delete any link, copy or reproduction of his/her personal data.

3. Paragraphs 1 and 2 do not apply to the extent that processing is necessary:

a) for the exercise of the right to freedom of expression and information;

b) for the fulfillment of a legal obligation that requires processing provided for by Union or State law member to which the data controller is subject or for the execution of a task carried out in the public interest or in the exercise of public powers vested in the data controller;

(c) for reasons of public interest in the field of public health in accordance with Article 9(2)(h) and (i) and Article 9(3);

d) for archiving purposes in the public interest, scientific or historical research or statistical purposes in accordance with the Article 89, paragraph 1, to the extent that the right referred to in paragraph 1 risks making it impossible or seriously jeopardizing the achievement of the objectives of such processing; or

e) for the establishment, exercise or defense of a right in court.

Article 18 - Right to limit processing

1. The interested party has the right to obtain from the owner of the treatment the limitation of treatment when one occurs of the following hypotheses:

a) the interested party disputes the accuracy of the personal data, for the period necessary for the data controller to verify the accuracy of such personal data;

b) the processing is unlawful and the interested party opposes the deletion of the personal data and requests it instead limited use;

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c) although the data controller no longer needs them for the purposes of the processing, the personal data are necessary to the interested party for the assessment, exercise or defense of a right in court;

d) the interested party has objected to the processing pursuant to Article 21, paragraph 1, pending verification of the possible prevalence of the legitimate reasons of the data controller with respect to those of the interested party.

2. If processing is limited pursuant to paragraph 1, such personal data shall be processed, except for storage, only with the consent of the interested party or for the establishment, exercise or defense of legal claims. or to protect the rights of another natural or legal person or for reasons of important public interest of the Union or of a Member State.

3. The interested party who has obtained the limitation of processing pursuant to paragraph 1 shall be informed by the data controller before said limitation is revoked.

Article 19 - Obligation to notify in case of rectification or deletion of personal data or limitation of processing

The data controller communicates to each of the recipients to whom the personal data were transmitted, any rectifications or cancellations or limitations of processing carried out pursuant to law of Article 16, Article 17(1) and Article 18, unless this proves impossible or involves a disproportionate effort. The data controller communicates these recipients to the interested party if the interested party requests it.

Article 20 - Right to data portability

1. The interested party has the right to receive in a format structured, commonly used and readable by automatic devices the personal data concerning you provided to a data controller and has the right to transmit such data to another data controller without impediments from the data controller to whom he provided them if:

a) the processing is based on consent pursuant to Article 6, paragraph 1, letter a), or Article 9, paragraph 2, letter a), or on a contract pursuant to Article 6, paragraph 1, letter b);

b) the processing is carried out by automated means.

2. When exercising his or her rights regarding data portability pursuant to paragraph 1, the interested party shall have the right to obtain the direct transmission of personal data from one data controller to another, if technically feasible.

3. The exercise of the right referred to in paragraph 1 of this article is without prejudice to Article 17. This right does not apply to processing necessary for the execution of a task of public interest or connected to the exercise of

public powers vested in the data controller.

4. The right referred to in paragraph 1 must not adversely affect the rights and freedoms of others.

Article 21 - Right to object

1. The interested party has the right to object at any time, for reasons connected to his particular situation, to the processing of personal data concerning him pursuant to Article 6, paragraph 1, letters e) or f), including profiling on basic

of these provisions. The data controller shall refrain from further processing the personal data unless he demonstrates the existence of compelling legitimate reasons to proceed with the processing which prevail over the interests, rights and freedoms of the interested party or for the assessment, exercise or the defense of a right in court.

2. If personal data are processed for direct marketing purposes, the interested party has the right to object at any time to the processing of personal data concerning him or her carried out for such purposes, including profiling to the extent that it is connected to such marketing direct.

3. If the interested party objects to the processing for direct marketing purposes, the personal data will no longer be processed for these purposes.

4. The right referred to in paragraphs 1 and 2 shall be explicitly brought to the attention of the interested party and shall be presented clearly and separately from any other information at the latest at the time of the first communication with the interested party.

5. In the context of using the company's services of the information and without prejudice to Directive 2002/58/EC, the interested party may exercise his right to object by automated means using specific techniques.

6. Where personal data are processed for scientific or historical research purposes or for statistical purposes in accordance with Article 89, paragraph 1, the interested party, for reasons related to his particular situation, has the right to object to the processing of personal data concerning him, unless the processing is necessary for the performance of a task of public interest.

Article 22 - Automated decision-making process relating to natural persons, including profiling

1. The interested party has the right not to be subjected to a decision based solely on automated processing, including profiling, which produces legal effects concerning him or her or which has a similarly significant impact on his person.

2. Paragraph 1 shall not apply where the decision:

a) is necessary for the conclusion or execution of a contract between the interested party and a data controller;

b) is authorized by Union or Member State law to which the data controller is subject, which also specifies adequate measures to protect the rights, freedoms and legitimate interests of the interested party;

c) is based on the explicit consent of the interested party.

3. In the cases referred to in paragraph 2, letters a) and c), the data controller shall implement appropriate measures to protect the rights, freedoms and legitimate interests of the data subject, at least the right to obtain human intervention on the part of the data controller of the treatment, to express your opinion and to contest the decision.

4. The decisions referred to in paragraph 2 shall not be based on the special categories of personal data referred to in Article 9(1), unless points (a) or (g) of Article 9(2) apply. and there are no adequate measures in place to protect the rights, freedoms and legitimate interests of the interested party.