

**NOTIFICATION TO THE DATA PROTECTION OFFICER
(ARTICLE 31 REGULATION 2018/1725)**

NAME OF PROCESSING ACTIVITY¹: Management of telework surveys for the Evaluation Report of the Working Time and Hybrid Working Decision

1) Controller(s)² of data processing operation (Article 31.1(a))	
Controller: European Maritime Safety Agency (EMSA)	
Organisational unit responsible³ for the processing activity: 4.1 Unit – Human Resources and Internal Support	
Contact person: Cristina Romay Lopez - 4.1 Unit – Human Resources and Internal Support	
Data Protection Officer (DPO): Radostina Nedeva-Maegerlein: dpo@emsa.europa.eu	
2) Who is actually conducting the processing? (Article 31.1(a))⁴	
The data is processed by EMSA itself	<input checked="" type="checkbox"/>
The organisational unit conducting the processing activity is: 4.1 Unit – Human Resources and Internal Support	
The data is processed by a third party (contractor) or the processing operation is conducted together with an external third party.	<input checked="" type="checkbox"/>
European Commission for the use of the EU Survey: EUSurvey - Privacy Statement	
Contact point at external third party (e.g. Privacy/Data Protection Officer): data-protection-officer@ec.europa.eu	

¹ **Personal** data is any information relating to an identified or identifiable natural person, i.e. someone who can be identified, directly or indirectly, in particular by reference to an identifier such as a name, an identification number, location data, an online identifier or to one or more factors specific to the physical, physiological, genetic, mental, economic, cultural or social identity. This information may, for example, be the name, date of birth, a telephone number, biometric data, medical data, a picture, professional details, etc.

Processing means any operation or set of operations which is performed on personal data, whether or not by automatic means, such as collection, recording, organisation, structuring, storage, adaptation or alteration, retrieval, consultation, use, disclosure by transmission, dissemination or otherwise making available, alignment or combination, restriction, erasure or destruction.

² In case of more than one controller (e.g. joint operations), all controllers need to be listed here

³ This is the unit that decides that the processing takes place and why.

⁴ Is EMSA itself conducting the processing? Or has a provider been contracted?

3) Purpose of the processing (Article 31.1(b))

Why are the personal data being processed? Specify the rationale and underlying reason for the processing and describe the individual steps used for the processing.

The purpose of processing your personal data is to manage two staff surveys that will support the report on the evaluation of the Working Time and Hybrid Working Decision. The Human Resources and Support Unit must draft this report, which will assess the impact of teleworking 18 months after its implementation on EMSA.

To achieve this, the 4.1 Unit has created two anonymous surveys via EU Survey:

- A general survey for all staff members (including officials, temporary agents, contract agents, and seconded national experts), which are invited to complete in their capacity as a staff member.
- A dedicated survey for managers, focusing on your personal experience with teleworking in a managerial role.

The processing of personal data is limited to name, surname and e-mail address to send out individual invitations to participate in each staff survey. To facilitate this, the creator of the survey in the EU Survey platform will encode the names and surnames associated with the email addresses of the participants. This encoding is necessary to generate personalised invitations, the surveys themselves are anonymous.

4) Lawfulness of the processing (Article 5(a)–(d)): Processing necessary for:

Mention the legal basis which justifies the processing

- (a) a task carried out in the public interest or in the exercise of official authority vested in EMSA (including management and functioning of the institution)
Article 16(2) of the [Working Time and Hybrid Working Decision](#)
- (b) compliance with a legal obligation to which EMSA is subject
- (c) necessary for the performance of a contract with the data subject or for the preparation of such a contract
- (d) Data subject has given consent (*ex ante*, explicit, informed)
Describe how consent will be collected and where the relevant proof of consent will be stored

5) Description of the categories of data subjects (Article 31.1(c))

Whose personal data are being processed?

EMSA staff Officials, Temporary Agents and Contract Agents	<input checked="" type="checkbox"/>
Non-EMSA staff (contractors staff, external experts, trainees) Seconded National Experts	<input checked="" type="checkbox"/>
Visitors to EMSA building	<input type="checkbox"/>
Relatives of the data subject	<input type="checkbox"/>
Other (please specify):	
6) Categories of personal data processed (Article 31.1(c)) <i>Please tick all that apply and give details where appropriate</i>	
(a) General personal data:	
The personal data contains:	
Personal details (name, address etc) Surname, first name	<input checked="" type="checkbox"/>
Education & Training details	<input type="checkbox"/>
Employment details Professional email address	<input checked="" type="checkbox"/>
Financial details	<input type="checkbox"/>
Family, lifestyle and social circumstances	<input type="checkbox"/>
Goods or services provided	<input type="checkbox"/>
Other (please give details):	
(b) Sensitive personal data (Article 10)	

The personal data reveals:

- | | |
|--|--------------------------|
| Racial or ethnic origin | <input type="checkbox"/> |
| Political opinions | <input type="checkbox"/> |
| Religious or philosophical beliefs | <input type="checkbox"/> |
| Trade union membership | <input type="checkbox"/> |
| Genetic, biometric or data concerning health | <input type="checkbox"/> |
| Information regarding an individual's sex life or sexual orientation | <input type="checkbox"/> |

7) Recipient(s) of the data (Article 31.1 (d))

Recipients are all parties who have access to the personal data

- | | |
|---|-------------------------------------|
| Data subjects themselves | <input checked="" type="checkbox"/> |
| Managers of data subjects | <input type="checkbox"/> |
| Designated EMSA staff members | <input checked="" type="checkbox"/> |
| • Creator of the survey in the Unit 4.1 | <input type="checkbox"/> |
| Travel agency | |
| Other (please specify): | |

8) Transfers to third countries or recipients outside the EEA (Article 31.1 (e))

If the personal data are transferred outside the European Economic Area, this needs to be specifically mentioned, since it increases the risks of the processing operation.

Data are transferred to third country recipients:

Yes

No

If yes, specify to which country:

If yes, specify under which safeguards:

Adequacy Decision of the European Commission

Standard Contractual Clauses

Binding Corporate Rules

Memorandum of Understanding between public authorities

9) Technical and organisational security measures (Article 31.1(g))

Please specify where the data are stored during and after the processing

How is the data stored?

EMSA network shared drive

Outlook Folder(s)

Hardcopy file

Cloud (give details, e.g. public cloud)

Servers of external provider

EU Survey only

Other (please specify):

10) Retention time (Article 4(e))

How long will the data be retained and what is the justification for the retention period? Keep in mind that there are pre-determined retention periods for most types of files. Those are explained in the Records Management Policy and Procedure of the Agency. You can check EMSA Records Management Policy and Procedure at the Intranet of the Agency.

Personal data will be deleted from the EU Survey when EMSA closes the survey for participation.

