INFORMATION WITH REGARD TO THE PROCESSING OF PERSONAL DATA CONCERNING THE ReGIS SYSTEM

The National Bank of Romania, in its quality as a personal data operator, processes the personal data willingly supplied to, or in possession of which it comes indirectly, pursuant to the applicable national legislation, to the *Regulation (EU) 2016/679 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 - GDPR)*, hereafter referred to as GDPR and to the *Law no. 506/2004 on the processing of personal data and the protection of privacy in the electronic communications sector*, in a secure manner, and intended solely only for the purposes described below.

The National Bank of Romania is constantly preoccupied with ensuring a high protection of personal data, that it processes under the legal framework in force.
In order to respect the right of ReGIS participants under *Regulation (EU) 2016/679* to be informed on how their personal data is processed at the level of the **National Bank of Romania**, we would like to notify you on the following:

DEFINITIONS

"Personal data" represents any information relating to an identified or identifiable natural person ("data subject").
An identifiable natural person is one 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 elements specific to the physical, physiological, genetic, mental, economic, cultural or social identity of that natural person.
Processing represents any operation or set of operations which is performed on personal data or on sets of personal data, either by automated means or otherwise, such as collection, recording, organization, structuring, storage, adaptation or alteration, retrieval, consultation, use, disclosure by transmission, dissemination or otherwise making available, alignment or combination, restriction, deletion or destruction.

LEGAL BASIS FOR PERSONAL DATA PROCESSING

The legal basis for the processing is represented by the ReGIS Participation Agreement signed by NBR with ReGIS participants, processing being necessary for the execution of a Participation Agreement pursuant to art. 6 par. 1 (b) of the GDPR.

THE PURPOSE OF PERSONAL DATA PROCESSING

The National Bank of Romania processes this data for the purpose of operating the ReGIS system in accordance with the applicable law in force.

COLLECTED PERSONAL DATA

- name, surname;
- personal identification number;
- workplace, department;
- occupation;
- telephone and fax number;
- e-mail address, post address;
- signature.

PERIOD OF STORAGE OF PERSONAL DATA

Personal data are stored for the period of application of the Participation Agreement or for the period for which the collected data are required, as imposed by the applicable legal provisions, namely by the legal provisions on archiving.

TRANSFER OF PERSONAL DATA TO THIRD COUNTRIES

We do not transfer the data to countries within/outside the European Union, with the exception of those expressly provided by the law or where this is required for the purpose of the collection. Where any changes occur, we will inform you accordingly.

ACCESS TO PERSONAL DATA AND THE DESTINATION OF THESE DATA

Access to personal data is only permitted to the staff of the National Bank of Romania assigned to this activity. Such data may be communicated to persons outside the National Bank of Romania when required with the view to attaining the objective of the processing and/or in the circumstances provided by the law.

CONSEQUENCES OF NOT DISCLOSING REQUIRED PERSONAL DATA

In the event that disclosing the information or image processing are not required, the National Bank of Romania reserves the right to not granting access in the premises of the National Bank of Romania.

SAFEGUARDING THE DATA

When processing personal data, the National Bank of Romania shall employ technical and organizational measures to ensure an adequate level of protection and security against accidental or illegal destruction, loss, modification, disclosure or unauthorized access thereto.

YOUR RIGHTS

Provided that the conditions laid down by the applicable legal framework are met, the persons whose data are processed have the following rights:

Right of access (art. 15 of GDPR)

The right to receive confirmation of the processing of personal data by the National Bank of Romania and the right of access to this data.

Right to rectification (art. 16 of GDPR)

The right to receive from the National Bank of Romania the rectification of inaccurate personal data regarding the data subject. Taking into account the scope for which the data were processed, the right to receive the completion of incomplete personal data.

The right to delete data ("the right to be forgotten") (art. 17 of the GDPR)

Where

(1) the data are no longer required for the purposes,

(2) the data subjects oppose to the data processing and there are no legitimate reasons to prevail concerning the processing,

or

(3) the personal data were processed unlawfully,

the right to have the data deleted.

The right to restrict processing (art. 18 of GDPR)

The right to have the data processing restricted by the National Bank of Romania, provided that:

(a) the accuracy of the personal data is contested by the data subject, for a period enabling the controller to verify the accuracy of the personal data;

(b) the processing is unlawful and the data subject opposes the erasure of the personal data and requests 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 the data subject for the establishment, exercise or defence of legal claims;

(d) the data subject has objected to processing pursuant to Article 21(1) pending the verification whether the legitimate grounds of the controller override those of the data subject.

The right to data portability (art.20 of GDPR)

The right to receive the personal data concerning him or her, which he or she has provided to a controller, in a structured, commonly used and machine-readable format and have the right to transmit those data to another controller without hindrance from the controller to which the personal data have been provided, where:

- the processing is based on consent pursuant to point (a) of Article 6(1) or point (a) of Article 9(2) or on a contract pursuant to point (b) of Article 6(1); and
- the processing is carried out by automated means.

The right not to be the subject of a decision based solely on automatic processing (art. 22 of the GDPR)

The right not to be subject to a decision based solely on automated processing, including profiling, which produces legal effects concerning him or her or similarly significantly affects him or her.

This right shall not apply if the decision:

- is necessary for entering into, or performance of, a contract between the data subject and a data controller;
- is authorised by Union or Member State law to which the controller is subject and which also lays down suitable measures to safeguard the data subject's rights and freedoms and legitimate interests; or
- is based on the data subject's explicit consent.

If the data processing rights are violated, the data subjects have the right to file a complaint with the National Supervisory Authority for Personal Data Processing or the right to address the matter in the competent court.

EXERCISE OF RIGHTS

For any questions or concerns regarding the processing of personal data or for the exercise of legal rights in relation to the processed data, the data subjects may contact the data protection officer of the National Bank of Romania at the following e-mail: datepersonale@bnro.ro and/or in writing to the following postal address: National Bank of Romania, 25 Lipscani Street, Bucharest 3, 030031 Romania.

The legal deadline for answering the requests is 30 calendar days, which can be extended.

UPDATE

This information may be subject to further modifications. All updates and changes thereto are effective as of the date of notification, which will be carried out by amendment of the ReGIS System Rules and by publication on the National Bank of Romania website.

DATA PROTECTION CONTACT DATES

The Data Protection Officer designated by the National Bank of Romania may be contacted at the following e-mail: datepersonale@bnro.ro and/or in writing to the following postal address: National Bank of Romania, 25 Lipscani Street, Bucharest 3, 030031 Romania.