



## Privacy statement

### Processing of personal data on “Preventing Harassment – Informal and formal procedure”

Personal data will be processed in accordance with Regulation (EU) No 2018/1725 of the European Parliament and of the Council on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001.

#### Purpose:

The purpose of the personal data processing is the processing of cases of alleged harassment by the HR Department and the network of confidential counsellors under the informal procedure. In accordance with the procedure in place, data are collected and processed for the following purpose:

- to provide support and protection to the alleged victims and direct them, if appropriate towards the relevant department;
- to ensure that cases are handled efficiently and try to solve the problem on the basis of detailed information;
- to deal with the information received in strict confidentiality so as to ensure the protection of the alleged victims;
- to attempt conciliation whenever possible;
- to put in place preventive measures;
- to monitor the policy and assess its impact and effectiveness;
- to analyse the request, monitor and prevent psycho-social risks;
- to identify persons involved in a recurrent or multiple case and to advise the Appointing Authority accordingly;
- to forward the appropriate information to the authorised actors (AACC, Disciplinary Board, Legal Department) whenever the alleged victim wishes to start a formal procedure;
- to answer questions from the Legal Department or the national or Community judicial authorities

#### Personal data collected and further processed:

EASA processes the data of the following data subjects:

- Temporary agents
- Contract agents
- Seconded National Experts (SNEs)
- Trainees
- Interims

Categories of personal data:

- First name, surname; personnel number; job title; administrative status, grade, function and duties; telephone number, address; assignment
- data being used to evaluate personal aspects of the data subject (ability, efficiency, conduct);
- data concerning the data subject's career;
- data concerning the data subject's recruitment and contracts.

With the consent of the alleged victim the confidential counsellors will take personal notes, therefore the type of data collected will be of subjective nature dependant on the case in question and the willingness of the data subject to share information. It may only be transmitted in the informal procedure to the parties involved, in the course of procedures relating to harassment and with the explicit consent of victims, except in the exceptional cases provided for by Regulation, when it is necessary to ensure the protection of the persons concerned.



With regard to the Confidential Counsellors the personal data processed are the ones provided in the application form and motivation letter, in particular:

- Personal data allowing the applicant to be identified, i.e. surname, first name, personnel number, category and grade;
- Information provided by the applicant to allow the practical organisation of the selection, i.e. address information: street, postcode, town, country, telephone, fax, email;
- Information provided by the applicant to verify whether he/she fulfils the eligibility and selection criteria laid down in the related Work Instruction, i.e. information about languages, education, previous work experience etc.;
- Notes and results of the interview.

**Data controller:**

Head of Human Resources Department; [hr.info@easa.europa.eu](mailto:hr.info@easa.europa.eu)

**Recipients of personal data:**

Data and information transmitted to the confidential counsellors and the HR Department are dealt with strict confidentiality. These data will only be transmitted to the competent actors (AACC and Legal Department) when a formal procedure is launched and with the prior consent of the person who gave them to the recipients. Transmission without prior consent can only occur in exceptional cases, i.e. when necessary to ensure the protection of the alleged victims.

In case of the opening of a formal procedure, it might be necessary to provide information to the investigation team or expert, appointed by the AACC to pursue the complaint. In rare cases the HR Department may be required to answer any questions from national or EU judicial authorities.

In the context of the informal procedure, the HR Department and the confidential counsellors may have to share some information with other departments/services (medical service/medical advisor). This transmission will be restricted to the information necessary for the competent entity to carry out its task.

With regard to the selection and appointment of Confidential Counsellors: authorised members of the HR Department, the Staff Committee Representative nominated for the selection procedure, an external expert invited to support the selection procedure and the AACC.

This is without prejudice to a possible transfer to bodies in charge of a monitoring, auditing or inspection function in accordance with European Union legislation.

**Data retention:**

Collected personal data are recorded and stored as long as 5 years.

Data are stored for a further 5 years when a judicial or administrative procedure requiring that this documentation to be consulted is still ongoing when the first term expires (e.g. request for compensation, action before the European Court of Justice or national judicial authorities).

If the other concerned person has not been informed of the existence of an informal procedure, no data related to that person may be kept in the archives of the HR Department when the case is closed.



With regard to the selection of Confidential Counsellors the data retention period for selected applicants is seven years, following the retention of all HR documents as laid down in PO.HR.00001-001. In the case of non-selected applicants, the data retention period is two years following the conclusion of the selection procedure.

**Contact & exercise of rights:**

Should you require further information concerning the processing of your personal data or exercise your rights (e.g. access or rectify any inaccurate or incomplete data), please contact the Data Controller.

**Recourse:**

Data subjects have at any time the right to make a complaint regarding the processing of their personal data to [the European Data Protection Supervisor](#).