



EUROPEAN COMMISSION

PROTECTION OF YOUR PERSONAL DATA

This privacy statement provides information about the processing and the protection of your personal data.

Processing operation: SURVEILLANCE

Data Controller: Directorate General for Taxation and Customs Union (DG TAXUD), Unit B5

MS	Surveillance	
	Cooperation	Personal data breach
Austria	Austrian Federal Ministry of Finance, Johannesgasse 5, 1010 Vienna, DPO: Stefan Lang; datenschutz@bmf.gv.at	Austrian Federal Ministry of Finance, Johannesgasse 5, 1010 Vienna, DPO: Stefan Lang; datenschutz@bmf.gv.at
Belgium	dataprotection@minfin.fed.be.	databreach@minfin.fed.be
Bulgaria	National Customs Agency 1202 Sofia, 47 Georgi S.Rakovski Str. gdpr@customs.bg	National Customs Agency 1202 Sofia, 47 Georgi S.Rakovski Str. gdpr@customs.bg
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Finland	Finnish Customs, Foreign Trade and Taxation Department, PL 512, 00101 Helsinki, Finland, tietosuoja@tulli.fi	Finnish Customs, Foreign Trade and Taxation Department, PL 512, 00101 Helsinki, Finland, tietosuoja@tulli.fi
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Lithuan	Customs Department	

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Luxembourg	Customs and Excise Administration Customs and Excise Management For the attention of the Data Protection Officer Postbox 1605 L-1016 Luxembourg dpo@do.etat.lu	Customs and Excise Administration Customs and Excise Management For the attention of the Data Protection Officer Postbox 1605 L-1016 Luxembourg dpo@do.etat.lu
Malta	Commissioner for Tax and Customs Malta Tax and Customs Administration	
Netherlands		
Poland	Head of National Revenue Administration, Swietokrzyska str. 12, 00-916 Warsaw, Poland, poland.dataprotectionalert@mf.gov.pl	Head of National Revenue Administration, Swietokrzyska str. 12, 00-916 Warsaw, Poland, poland.dataprotectionalert@mf.gov.pl
Portugal	Direção de Serviços de Tributação Aduaneira Autoridade Tributária e Aduaneira Rua da Alfândega, n.º 5 – R/C 1149-006 Lisboa, Portugal dsta@at.gov.pt	Direção de Serviços de Tributação Aduaneira Autoridade Tributária e Aduaneira Rua da Alfândega, n.º 5 – R/C 1149-006 Lisboa, Portugal at-databreach@at.gov.pt
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Spain	Data Protection Officer of the Spanish Tax Agency 16 Santa Maria Magdalena St., 28016 Madrid, Spain dpd@correo.aeat.es	Data Protection Officer of the Spanish Tax Agency 16 Santa Maria Magdalena St., 28016 Madrid, Spain dpd@correo.aeat.es
Sweden	National Board of Trade Chief Legal Adviser, Box 6803 113 86 Stockholm Sweden, registrar@kommerskollegium.se	National Board of Trade Chief Legal Adviser, Box 6803 113 86 Stockholm Sweden, registrar@kommerskollegium.se

Record reference: DPR-EC-08713.1

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1. Introduction

The European Commission (hereafter 'the Commission') is committed to protect your personal data and to respect your privacy. The Commission collects and further processes personal data pursuant to [Regulation \(EU\) 2018/1725](#) of the European Parliament and of the Council of 23 October 2018 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 (repealing Regulation (EC) No 45/2001).

This privacy statement explains the reason for the processing of your personal data, the way we collect, handle and ensure protection of all personal data provided, how that information is used and what rights you have in relation to your personal data. It also specifies the contact details of the responsible Data Controller with whom you may exercise your rights, the Data Protection Officer and the European Data Protection Supervisor.

The information in relation to processing operation *Surveillance undertaken by DG TAXUD/B5* is presented below.

2. Why and how do we process your personal data?

Purpose of the processing operation: *DG TAXUD/B5* collects and uses your personal information to identify trends in trade and monitor trade for statistical purposes in line with Article 55 of Implementing Regulation (EU) 2015/2447 (UCC IA), for statistical purposes. It is also used to implement specific measures prescribed by other Union provisions that have to be implemented at the border, such as trade measures.

The Commission and the Member States decided the specific purposes the monitoring would cover. The Surveillance data concern Economic Operators within the Member States. Economic operators enter data in the Member States National customs declaration systems. The data elements described in Annexes 21-01, 21-02 and 21-03 of Commission Implementing Regulation (EU) 2015/2447 (UCC IA) are collected in these systems and transmitted to the Surveillance system.

Your personal data will not be used for an automated decision-making including profiling.

3. On what legal ground(s) do we process your personal data

We process your personal data, because:

- (a) processing is necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the Union institution or body;
- (b) processing is necessary for compliance with a legal obligation to which the controller is subject;

The legal provisions concerning the procedures for surveillance and the confidentiality of surveillance information are contained, in particular, in:

- Articles 12 and 56(5) of Regulation (EU) No 952/2013 of the European Parliament and of the Council of 9 October 2013 laying down the Union Customs Code (UCC).
- Articles 55 and 56 and Annexes 21-01, 21-02 and 21-03 of Commission Implementing Regulation (EU) 2015/2447 of 24 November 2015 (UCC IA), and

- Various Council and Commission regulations on particular preferential tariff arrangements and trade measures impacting customs.

4. Which personal data do we collect and further process?

In order to carry out this processing, TAXUD/B5 collects the following categories of personal data:

- *Economic operator registration and identification number (EORI) for exporter, consignee, importer, declarant and holder of authorization, Movement Reference Number (MRN),*
- *Identification number,*
- *Import One Stop Shop (IOSS) Identification number,*
- *Container identification number*

The provision of personal data is mandatory to meet a statutory requirement in Article 56(5) of Regulation (EU) No 952/2013 of the European Parliament and of the Council of 9 October 2013 laying down the Union Customs Code (UCC), which states that that the release for free circulation or the export of goods may be made subject to surveillance.

If you do not provide your personal data, you may not release the goods for free circulation or the export goods.

We have obtained your personal data the Member States National customs declaration systems. The economic operators enter data in the Member States National customs declaration systems. The data elements described in Annexes 21-01, 21-02 and 21-03 of Commission Implementing Regulation (EU) 2015/2447 (UUC IA) are collected in these systems and transmitted to the Surveillance system.

5. How long do we keep your personal data?

TAXUD/B5 only keeps your personal data for the time necessary to fulfil the purpose of collection or further processing, namely for maximum ten years from the moment the personal data are processed by Member States in Surveillance system. The retention period can be shorter if Parties' national laws set shorter retention period.

6. How do we protect and safeguard your personal data?

All personal data in electronic format (e-mails, documents, databases, uploaded batches of data, etc.) are stored either on the servers of the European. All processing operations are carried out pursuant to the [Commission Decision \(EU, Euratom\) 2017/46](#) of 10 January 2017 on the security of communication and information systems in the European Commission.

In order to protect your personal data, the Commission has put in place a number of technical and organisational measures in place. Technical measures include appropriate actions to address online security, risk of data loss, alteration of data or unauthorised access, taking into consideration the risk presented by the processing and the nature of the personal data being processed. Organisational measures include restricting access to the personal data solely to authorised persons with a legitimate need to know for the purposes of this processing operation.

7. Who has access to your personal data and to whom is it disclosed?

Access to your personal data is provided to the Commission staff responsible for carrying out this processing operation and to authorised staff according to the “need to know” principle. Such staff abide by statutory, and when required, additional confidentiality agreements.

As per the legal basis, Commission has access to all data in the Surveillance system. Pursuant to Article 55(2) of UCC IA, the Commission shall only disclose the surveillance data in aggregated form. Member States shall have access to the Commission’s aggregated data, together with their own non-aggregated data as per Article 55(3) UCC. Based on Article 47(2) customs authorities and the Commission may also exchange with each other data received in the context of the entry and exit of goods, including postal traffic, moved between the customs territory of the Union and countries or territories outside the customs territory of the Union for the purpose of ensuring a uniform application of the customs legislation.

The European Public Prosecutor’s Office (EPPO) may also have access to personal data for the purposes of administering and operating the IT system which facilitates the processing operation. This access shall be subject to I.D. and password requirements.

What are your rights and how can you exercise them?

You have specific rights as a ‘data subject’ under Chapter III (Articles 14-25) of Regulation (EU) 2018/1725, in particular the right to access, your personal data and to rectify them in case your personal data are inaccurate or incomplete. Where applicable, you have the right to erase your personal data, to restrict the processing of your personal data, to object to the processing, and the right to data portability.

You have the right to object to the processing of your personal data, which is lawfully carried out pursuant to Article 5(1)(a) on grounds relating to your particular situation.

You can exercise your rights by contacting the Data Controller, or in case of conflict the Data Protection Officer. If necessary, you can also address the European Data Protection Supervisor. Their contact information is given under Heading 9 below.

Where you wish to exercise your rights in the context of one or several specific processing operations, please provide their description (i.e. their Record reference(s) as specified under Heading 10 below) in your request.

8. Contact information

- The Data Controller

If you would like to exercise your rights under Regulation (EU) 2018/1725, or if you have comments, questions or concerns, or if you would like to submit a complaint regarding the collection and use of your personal data, please feel free to contact the Data Controller, DG TAXUD/B5, TAXUD-UNIT-B5@ec.europa.eu.

MS	Suspensions	
	Cooperation	Personal data breach
Austria	Austrian Federal Ministry of Finance, Johannesgasse 5, 1010 Vienna, DPO: Stefan Lang; datenschutz@bmf.gv.at	Austrian Federal Ministry of Finance, Johannesgasse 5, 1010 Vienna, DPO: Stefan Lang; datenschutz@bmf.gv.at
Belgiu	dataprotection@minfin.fed.be .	databreach@minfin.fed.be

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Bulgaria	National Customs Agency 1202 Sofia, 47 Georgi S.Rakovski Str. gdpr@customs.bg	National Customs Agency 1202 Sofia, 47 Georgi S.Rakovski Str. gdpr@customs.bg
Croatia	Ministry of Foreign and European Affairs, Trg N.Š. Zrinskog 7-8, 10000 Zagreb, kvisu@mvep.hr	Ministry of Foreign and European Affairs, Trg N.Š. Zrinskog 7-8, 10000 Zagreb, Zastita.podataka@carina.hr, SzZOP@mvep.hr
Cyprus	Tariff Section Department of Customs and Excise 1096, Nicosia	
Czechia	General Directorate of Customs, Budějovická 7, 140 00 Praha 4, Czech Republic, podatelna@cs.mfcr.cz	General Directorate of Customs, Budějovická 7, 140 00 Praha 4, Czech Republic, podatelna@cs.mfcr.cz
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Finland	Finnish Customs, Foreign Trade and Taxation Department, PL 512, 00101 Helsinki, Finland, tietosuoja@tulli.fi	Finnish Customs, Foreign Trade and Taxation Department, PL 512, 00101 Helsinki, Finland, tietosuoja@tulli.fi
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Lithuania	Customs Department Ministry of Finance of the Republic of Lithuania	
Luxembourg	Customs and Excise Administration Customs and Excise Management For the attention of the Data Protection Officer Postbox 1605 L-1016 Luxembourg dpo@do.etat.lu	Customs and Excise Administration Customs and Excise Management For the attention of the Data Protection Officer Postbox 1605 L-1016 Luxembourg dpo@do.etat.lu
Malta	Commissioner for Tax and Customs Malta Tax and Customs Administration	
Netherlands		
Poland	Head of National Revenue Administration, Swietokrzyska str. 12, 00-916 Warsaw, Poland, poland.dataprotectionalert@mf.gov.pl	Head of National Revenue Administration, Swietokrzyska str. 12, 00-916 Warsaw, Poland, poland.dataprotectionalert@mf.gov.pl
Portugal	Direção de Serviços de Tributação Aduaneira Autoridade Tributária e Aduaneira Rua da Alfândega, n.º 5 – R/C 1149-006 Lisboa, Portugal dsta@at.gov.pt	Direção de Serviços de Tributação Aduaneira Autoridade Tributária e Aduaneira Rua da Alfândega, n.º 5 – R/C

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Romania	Romanian Customs Authority, 34 - 40 Alexandru Ivasiuc Street, District 6, 060305 Bucharest, protectiadatelor@customs.ro	Romanian Customs Authority, 34 - 40 Alexandru Ivasiuc Street, District 6, 060305 Bucharest, protectiadatelor@customs.ro
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Slovenia	(contact point for annexes I & IV) Ministry of Finance, Financial Administration of the Republic of Slovenia Šmartinska cesta 55, 1000 Ljubljana gfu.fu@gov.si	(contact point for annexes I & IV) Ministry of Finance, Financial Administration of the Republic of Slovenia Šmartinska cesta 55, 1000 Ljubljana gfu.fu@gov.si
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Sweden	National Board of Trade Chief Legal Adviser, Box 6803 113 86 Stockholm Sweden, registrator@kommerskollegium.se	National Board of Trade Chief Legal Adviser, Box 6803 113 86 Stockholm Sweden, registrator@kommerskollegium.se

- **The Data Protection Officer (DPO) of the Commission**

You may contact the Data Protection Officer (DATA-PROTECTION-OFFICER@ec.europa.eu) with regard to issues related to the processing of your personal data under Regulation (EU) 2018/1725.

- **The European Data Protection Supervisor (EDPS)**

You have the right to have recourse (i.e. you can lodge a complaint) to the European Data Protection Supervisor (edps@edps.europa.eu) if you consider that your rights under Regulation (EU) 2018/1725 have been infringed as a result of the processing of your personal data by the Data Controller.

9. Where to find more detailed information?

The Commission Data Protection Officer (DPO) publishes the register of all processing operations on personal data by the Commission, which have been documented and notified to him. You may access the register via the following link: <http://ec.europa.eu/dpo-register>.

This specific processing operation has been included in the DPO's public register with the following Record reference: DPR-EC-08713.