



## Personal data protection and the central database for the processing of applications for action.

This privacy statement explains the reasons for processing your personal data, the way they are collected, handled and the way protection of all your personal data is ensured.

The competent customs authority of a Member State are the controller(s) of the processing operation. To this respect the controller(s) processes personal data contained in this extension request in accordance with Regulation (EU) 2016/679 of the European Parliament and of the Council on the protection of natural persons with regard to the processing of personal data and on the free movement of such data.

The European Commission acts as a processor on behalf of Member States and processes personal data contained in this extension request in accordance with Regulation (EU) 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.

The purpose of the processing of personal data of the extension request is the enforcement of intellectual property rights (IPR) by customs authorities in the Union in accordance with Regulation (EU) No 608/2013 of the European Parliament and of the Council of 12 June 2013 concerning customs enforcement of intellectual property rights.

The legal basis for processing the personal data for the enforcement of IPR are Articles 31 and 33 of Regulation (EU) No 608/2013.

The processing activity of the Commission, acting on behalf of Member States and within their mandate, consists of storing and maintaining of the personal data related to extension requests and its attachments in the central database COPIS. This includes maintaining adequate technical and organizational arrangements for the reliable and secure operation of the database COPIS. 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. The access to personal data is granted on a need-to-know basis and via personal accounts to authorised personnel of Member States custom authorities and the European Commission. The contact point within the European Commission for questions on the processing activity in COPIS is Directorate-General for Taxation and Customs Union: TAXUD-DP-COPIS@ec.europa.eu.

For a deeper analysis of the infringements data and to improve the understanding of the geographical scope and impact of infringements of IPR, the Commission within the mandate provided by the Member States will send, together with the infringement data, the name of the respective holder of the decision based on which the customs acted, to the European Union Intellectual Property Office. The record reference of EUIPO's processing operation is DPR-2019-051

([https://euiipo.europa.eu/tunnel-web/secure/webdav/guest/document\\_library/contentPdfs/data\\_protection/rpt\\_register\\_en.pdf](https://euiipo.europa.eu/tunnel-web/secure/webdav/guest/document_library/contentPdfs/data_protection/rpt_register_en.pdf)).

Replies to data fields marked with an \* are obligatory to be filled in. In case of failure to fill in these obligatory data, the extension request shall be rejected.

Customs authorities will delete the data no later than six months from the date the decision granting the application has been revoked or the relevant period during which customs authorities are to take action has expired. The period during which customs authorities are to take action shall be specified by the competent customs department when granting the extension request and shall not exceed one year from the day following the date of adoption of the decision granting the extension request. However, where customs authorities have been notified of proceedings initiated to determine a possible infringement of goods under the application, they will delete the data no later than six months after the proceedings have been concluded in a final way.

In case of a data breach, the customs authorities in the Member States will fulfil their obligations in compliance with their duties stipulated in the GDPR. Where that personal data breach is likely to result in a high risk to your rights and freedoms the customs authorities in the Member States are committed to inform you immediately in order to allow you to take the necessary precautions. You are at any given moment entitled to access and rectify your personal data in case the data is inaccurate or incomplete. You have the rights to (if applicable) request restriction of processing or erasure ('right to be forgotten'), to object to the processing, to withdraw your consent, and not to be subject to automated individual decision making, including profiling. All requests shall be submitted to and processed by the competent customs department where the extension request was submitted. For the list of competent customs departments in the Member States see

[https://ec.europa.eu/taxation\\_customs/sites/taxation/files/resources/documents/customs/customs\\_controls/counterfeit\\_piracy/right\\_holders/defend-your-rights\\_en.pdf](https://ec.europa.eu/taxation_customs/sites/taxation/files/resources/documents/customs/customs_controls/counterfeit_piracy/right_holders/defend-your-rights_en.pdf)

If you feel that your rights are violated in any way, you are entitled to file a complaint with the National Supervisory Authority responsible for data protection (contact info here: [https://edpb.europa.eu/about-edpb/board/members\\_en](https://edpb.europa.eu/about-edpb/board/members_en)) following the applicable national procedure. If you have comments, questions or any concerns regarding the collection and use of your personal data, please feel free to contact the Data Protection Officer (DPO) in the Member State's Customs Organisation. If your complaint concerns an action of the European Commission, you should lodge it with the European Data Protection Supervisor.

**EUROPEAN UNION – REQUEST FOR EXTENSION**

**2**

**COPY FOR THE APPLICANT**

1\*. Holder of the decision  
 Name\*:  
 EORI-No\*:  
 Address\*:  
 Town\*:  
 Postal Code:  
 Country\*:  
 Telephone: (+)  
 Mobile: (+)  
 Fax: (+)  
 Email\*:

**For official use**  
 Date of receipt

INTELLECTUAL PROPERTY RIGHTS  
 REQUEST FOR EXTENSION OF THE PERIOD FOR ACTION  
 under Article 12 of Regulation (EU) No 608/2013

2. Representative of the holder of the decision  
 Company:  
 Name\*:  
 EORI-No\*:  
 Address\*:  
 Town\*:  
 Postal Code:  
 Country\*:  
 Telephone: (+)  
 Mobile: (+)

Evidence of the representatives power to act is enclosed

Fax: (+)  
 Email\*:  
 Website:

3\*. I request the extension of the period during which the customs authorities are to take action in respect of the following application  
 Registration number of application: /

- I confirm, that there are no changes in the information concerning the application for action and its annexes.
- I provide the following information concerning the application for action.

**2**

See enclosed annex no .....

I agree that all the data submitted with this extension request may be processed by the Member States and the European Commission, acting as a processor on behalf of Member States, and the European Union Intellectual Property Office.

Any request for extension of the period that customs authorities are to take action should be received by the competent customs department at the latest 30 working days before the expiry date.

4\*. Signature  
 Date (DD/MM/YYYY)  
 Place

Signature of the holder of the decision  
 Name (Block capitals)

**For official use**  
 Decision by customs authorities (within the meaning of Section 2 of Regulation (EU) 608/2013)

- The request for extension is completely granted.
- The request for extension has been partially granted (for the granted rights see attached list).

Date (DD/MM/YYYY)                      Signature and stamp                      Competent customs department

Expiry date of the application:

- The request for extension has been rejected.

A reasoned decision stating the grounds for partial or complete rejection and information concerning the appeal procedure are attached.

Date (DD/MM/YYYY)                      Signature and stamp                      Competent customs department

\* these are mandatory fields and shall be filled in

(+) at least one of these fields shall be filled in

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