

Data Subject Information

Registration no.:	29000-148/325/2018.RAV
Title of data processing	Database of cross-border commuters.
The purpose of data processing	Data processing to ensure the right to expedited border crossing for persons who regularly cross the border and commute.
Legal basis of data processing	– Article 5 (1) point (a) of Act CXII of 2011 on the Right of Informational Self-Determination and on Freedom of Information; – Article 8 of Regulation (EU) 2016/399 of the European Parliament and of the Council of 9 March 2016 on the Union Code on the rules governing the movement of persons across borders (hereafter: the Schengen Borders Code); – Act XXXIV of 1994 on the Police (hereinafter: Rtv.) Section 91/N (1)–(8); – Government Decree 329/2025 (X. 30.) on the detailed rules governing the operation of the border police database for cross-border commuters.
Categories of personal data processed	Pursuant to Article 20(1)(e) and Annex VII, point 5, of the Schengen Borders Code, the police shall, upon request, process the data of cross-border commuters in a separate database: – surname and first name, – date (year, month, day) and place of birth, – gender, – nationality, – number, type and issuing country of travel document, – facial image, – electronic availability, – the names of border crossing point(s) used for commuting, – the date and direction of border crossing in connection with commuting.
Duration of retention of processed personal data, aspects of determining the duration	– the police shall process data relating to the date and direction of border crossings in connection with commuting for a period of 180 days from the date of the border crossing and shall delete such data upon expiry of this period; – if the cross-border commuter a) no longer meets the conditions for crossing the border, b) does not cross the border regularly as defined by law, c) during the inspection specified by law, a match is found in the database referred to in Section 91/K. § of the Rtv.

	d) submits a request to be removed from the database of cross-border commuters the police shall process the cross-border commuter's data for 180 days after the expiry of the right to fast-track border crossing and delete it upon expiry of this period; – The employer of a cross-border commuter may provide the police with preliminary information on the data of the cross-border commuter employed by them, - with the exception of the date and direction of the border crossing in connection with commuting-, which data shall be processed by the police for 60 days from the date of transfer.
Addressees of data forwarding	The police provide data from the database of cross-border commuters to the courts, the public prosecutor's office, the investigating authorities, the immigration authorities, the asylum authorities, the national security services, and the state tax and customs authorities in order to fulfil their duties as defined by law.
Source of the personal data processed	Data relating to the identity and travel documents presented by persons crossing the state border, as well as biometric data (facial image)
Name and contact details of the processor	IdomSoft Ltd. 1138 Budapest, Váci út 133.
Rights of the data subject As regards data processing, by way of the data protection official of the organization dealing with data procession: – can request information on data processing and may ask for access to data processed in connection with his/her person, – in case of inaccurate data, may ask for rectification, or completion or deletion in case of incomplete data, – may ask for a restriction of data processing. As regards data processing by police data processing units, the right to data portability cannot be exercised. The person concerned, based on an information request, may learn (if it is not subject to a restriction based on interest specified in a legal act) if a police data processing unit processes his/her data and is entitled to receive information in connection with data processed related to his/her person: – for what purpose is his/her data processed, – what is the legal basis for data processing, – since when and until when is his/her data processed (duration), – what data are processed - is entitled to receive a copy of it, – addressees of the personal data and categories of the addressees, – forwarding to a third country or international organization, – rights concerning data processing, – legal remedy possibilities.	

The police data processing unit shall reply to **requests for information and access** within 25 days. For additional copies of the processed personal data of the person concerned, the police data processing unit may request a reasonable fee based on administrative costs. In certain cases (such as prevention or fighting crimes), the police data processing unit may deny providing information. In this case, the reply includes the legal provision providing a ground for denying information and also information on legal remedies.

In the case of a request for **rectification (modification) of data**, the data subject must substantiate the accuracy of the data requested to be amended and must also prove that the person entitled to the amendment is the person who requests the amendment.

If it is not clear whether the data processed is correct or accurate, the police data processing unit does not correct the data, but only flags it, i.e., indicates that it has been challenged by the data subject, but it may not be incorrect. The data controller shall, without undue delay, correct inaccurate personal data or supplement the data concerned by the request, after confirming the authenticity of the request. The police data processing unit shall notify the data subject of the correction or flagging.

You may request that **personal data related to You**, that has been unlawfully processed **be deleted**, or that certain data not be processed.

A request for restriction of processing shall be complied with by the police data processing unit if one of the following conditions is met:

- the data subject contests the accuracy of the personal data, in which case the restriction applies for the period of time necessary to allow the controller to verify the accuracy of the personal data,
- the data processing is unlawful, and the data subject opposes the erasure of the data and instead requests the restriction of their use,
- the controller no longer needs the personal data for the purposes of the processing, but the data subject requests them for the establishment, exercise, or defence of legal claims or against the processing concerning him or her.

If the data is subject to a restriction, personal data other than storage may only be processed:

- with the consent of the data subject,
- to bring, assert or defend legal claims,
- to protect the rights of another natural or legal person, or
- based on an important public interest of the European Union or of a Member State.

The police data processing unit shall inform the data subject in advance of the lifting of the restriction on processing.

If the data subject considers that the processing is in breach of the provisions of the relevant regulation or that the processing of his or her personal data by the police data processing unit is prejudicial, he or she should contact the data protection official with the complaint. All complaints will be investigated.

If, despite having received a response to your complaint, you still have a grievance about the way your data is handled by the police data controller or you wish to contact the data protection authority directly, you can lodge a complaint with the National Authority for Data Protection and Freedom of Information, whose contact details can be

found at <https://naih.hu/kozerdeku-adatok/1-szervezeti-szemelyzeti-adatok/1-1-kapcsolat-elerhetoseg>.

To protect your data, you have the right to apply to the courts, which will rule on the case out of turn. In this case, you can decide whether to bring your claim in the court of your domicile (permanent address) or the court of your residence (temporary address) (<https://birosag.hu/ugyfeleknek/birosagok/torvenyszekek>).

You can find the court in your place of residence or domicile at <https://birosag.hu/birosag-kereso> .