

## Data Subject Information

<b>No.</b>	<b>29000-148/190-1/2018.RAV</b>
<b>Title of data processing</b>	<b>Records relating to social security</b>
<b>The purpose of data processing</b>	Registering and collecting social security payments and determining benefits.
<b>Legal basis of data processing</b>	<ul style="list-style-type: none"> <li>– Article 6 (1.) c) of Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 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);</li> <li>– Article 1 (4) and Articles 55-60 of Act CXXII of 2019 on Entitlements to Social Security Benefits and on Funding These Services (hereafter: Tbj.);</li> </ul>
<b>Categories of personal data processed</b>	<p>Based on Article 60 (1) of the Tbj., the following information of the data subject:</p> <ul style="list-style-type: none"> <li>– name;</li> <li>– name at birth;</li> <li>– mother's name;</li> <li>– place and date of birth;</li> <li>– marital status;</li> <li>– nationality;</li> <li>– permanent and temporary residence;</li> <li>– occupation, workplace, job, work activities;</li> <li>– data on the degree of disability, rehabilitability, health status, and the status of the partner or dependent relative, which are necessary for the determination of social security benefits;</li> <li>– income-relating data;</li> <li>– Social security number;</li> </ul>
<b>Addressees of data forwarding</b>	<ul style="list-style-type: none"> <li>– Hungarian State Treasury;</li> <li>– based on Article 60 (3) of the Tbj., the judiciary, the public prosecutor's office, law enforcement and prison services, and national security services, in the performance of their duties, provided that the purposes and conditions laid down in the laws applicable to them are fulfilled;</li> <li>– Based on Article 61 (1) of the Tbj., the National Tax and Customs Administration, the municipal tax authority, the labour and social administration bodies, the health care bodies, the district (metropolitan district) offices of the capital and county government offices, the National Directorate General for Aliens Policing, the state health administration body, bodies authorised by law to recover public debts, the</li> </ul>

	rehabilitation authority, the body registering the employee in the register of chambers of commerce and industry with regard to the existence of his/her employment relationship, and the operator of the Electronic Health Service Space are entitled to request data in order to perform their duties.
<b>Addressees of forwarding data to a third country or international organization, data to forward and its objective and legal basis</b>	No data forwarding takes place.
<b>Duration of processing</b>	In accordance with Article 117 of Annex 1 of HNP HQ Decree No. 40/2017 (XII. 29.) on Documentation Regulations: 3 years.
<b>Is the data providing based on legal act or contractual obligation, or is it a precondition for a contract</b>	The data providing is based on provisions of the GDPR and the Tbj.
<b>Will the data managed be subject to automated decision-making or profiling</b>	No.
<p><b>Rights of the data subject</b></p> <p>As regards data processing, by way of the data protection official of the organization dealing with data procession:</p> <ul style="list-style-type: none"> <li>– <b>can request information on data processing and may ask for access to data processed in connection with his/her person,</b></li> <li>– <b>in case of inaccurate data, may ask for rectification, or completion in case of incomplete data,</b></li> <li>– <b>may object the processing of personal data,</b></li> <li>– <b>may ask for a restriction of data processing.</b></li> </ul> <p>As regards data processing by police data processing units, the right to data portability cannot be exercised.</p> <p>The person concerned, <b>based on an information request</b>, 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:</p> <ul style="list-style-type: none"> <li>– for what purpose is his/her data processed,</li> <li>– what is the legal basis for data processing,</li> <li>– since when and until when is his/her data processed (duration),</li> <li>– what data are processed - is entitled to receive a copy of it,</li> <li>– addressees of the personal data and categories of the addressees,</li> <li>– forwarding to a third country or international organization,</li> <li>– rights concerning data processing,</li> </ul>	

- legal remedy possibilities.

The police data processing unit shall reply to **requests for information and access** within 30 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.

**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 General Data Protection 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://www.naih.hu/1.1-kapcsolat,-elerhet-seg.html>.

**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/torvenyszekek>).

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