

Customer Information for Data Subjects Concerned

Registration number:	29000-148/67-2/2018.RAV
Title of processing	Schengen Information System
Goal of processing	Carrying out activities set forth in Act CLXXXI of 2012 (hereinafter referred to as: SIS II tv.) on the exchange of information in the framework of the second-generation Schengen Information System and amending certain acts on law enforcement in connection with this and the Magyary Simplification Programme (Programme for Public Administration Development), as well as in Regulation (EC) No 1987/2006 of the European Parliament and of the Council of 20 December 2006 on the establishment, operation and use of the second generation Schengen Information System (SIS II) (hereinafter referred to as: Rendelet), namely entering the alerts and additional data in SIS II by the authorities operating the alert system, allowing for the competent authorities to identify a person by taking a specific action based on the entirety of the personal data.
Legal basis for processing	<ul style="list-style-type: none"> - Item <i>a</i>) Section (1) Article 5 of Act CXII of 2011 on Informational Self-Determination and Freedom of Information ('Privacy Act') (hereinafter referred to as: Info tv.); - Articles 6-9 of SIS II. tv.; - Article 86, and Item <i>f</i>) Section (1) Article 91/K, and Item <i>d</i>) Section (1) Article 91/O of Act XXXIV of 1994 on the Police (hereinafter referred to as: Rtv.); - Section (2) Article 3 of Act LXXXVIII of 2013 on the Warrants Record System and the Search for and Identification of Persons and Objects (hereinafter referred to as: Körtv.);
Categories of the processed personal data	<p>Personal data set forth in Act SIS II, in particular the concerned data subject's:</p> <ul style="list-style-type: none"> - surname and first name, name at birth or previously used name, as well as any and all aliases, - place and date of birth, - sex, - photographs, - citizenship/nationality, - whether the concerned person is armed, - whether the concerned person is violent, as well as the reason for the alert.
Storage period for processed personal data, the criteria to set the storage period	<p>Pursuant to Articles 22-25 of SIS II. tv.:</p> <ul style="list-style-type: none"> - storage period of alerts concerning persons shall be 3 years;

	<ul style="list-style-type: none"> - storage period of alerts for discreet checks concerning persons shall be 1 year; (storage period of alerts concerning persons can be extended from time to time for a maximum of the original storage period); - personal data stored in the SIRENE Bureau database as a result of exchange of supplementary information can be stored up to 1 year following the erasure of the alerts concerning persons from SIS II. except if the domestic legislation on data requires a shorter term for storage;
Recipients of transfer of data	<ul style="list-style-type: none"> - the management authorities of the member states of the European Union, as well as - pursuant to the provisions set forth in SIS II tv., data controllers providing sufficient guarantees and safeguarding under international commitments.
The source of the processed personal data	Pursuant to Section (1) Article 4 of SIS II. tv., alert management.
Name and contact details of data processor	IdomSoft Informatikai Zártkörűen Működő Részvénytársaság (private limited company), 1134 Budapest, Tüzér u. 41.
<p>The rights of the data subjects concerned</p> <p>In any and all issues related to processing the data, the data subject can request the following information via the data protection officer of the organisation carrying out data processing:</p> <ul style="list-style-type: none"> – the information on data processing and access to processed personal data, – in case of inaccurate data, the rectification of data, or they can request that incomplete personal data be completed, – the erasure of the processed data, – the restriction of the processed data. <p>In case of data processing by police data controllers, the right to data portability cannot be exercised.</p> <p>Upon the request made by the data subject concerned, and unless such request is subject to restriction by legitimate interests as specified in the law, the data subject can learn whether or not processing their personal data is ongoing with the police data controllers, and is entitled, as regards any and all data relating to them, to receive information about the following:</p> <ul style="list-style-type: none"> – the goal of processing, – what is the basis of data processing (legal basis), – the from-to-timeframe of data processing (duration), – the types of data being processed, and the availability of their copies for the data subject concerned, – the recipient of the personal data, and the categories of recipients, respectively, – data transfer to any third country or international organisation, – the rights of the data subject concerned as regards data processing, – the availability of legal remedies. <p>As regards any and all requests concerning information and access, the police data controllers shall provide information within 30 days at the latest. For additional copies on</p>	

their processed personal data as requested by the data subject concerned, the police data controllers may charge reasonable costs based on administrative costs. In certain cases, the police data controllers, pursuant to the law – for instance prevention of criminal offences or prosecution of such offences – may refuse to provide information; in such cases, the provision of the law serving as the legal basis for refusal, and the information of legal remedies must be contained in the response.

In case of any and all requests concerning the rectification of data (amendment), the validity of the data to be amended must be duly justified by the data subject concerned, furthermore, they must duly justify and furnish proof that the person requesting is indeed the person entitled to request them amendment of data.

Unless it is clear that the processed data is accurate and complete, the police data controllers will not rectify such data, they shall only indicate that the certain data was disputed by the data subject concerned. Upon confirming the validity of the request, the controller, without undue delay, shall rectify the inaccurate personal data, and complete the data concerned by the request. As regards rectification or indication, the police data controller shall inform the data subject concerned.

The data subject concerned is entitled, at any time for reasons concerning their own situation, to **challenge and object the processing of their personal data**, in the exercise of official authority vested in the police data controller, furthermore it is entitled to the same as regards **data processing based on legitimate interests**. In such cases the police data controller cannot process the personal data any longer unless it has been proven that the data processing is justified by compelling legitimate grounds which shall take precedence over the interests, rights and freedom the data subject concerned, or which are related to the establishment, exercise or defence of legal claims.

The police data controllers cannot carry out **data erasure or blocking** whose processing is necessitated to comply with the exercise of official authority vested in them, in order to fulfil their legal obligations or which are necessary to the establishment, exercise or defence of legal claims, respectively; it shall be mandatory to use and store such data. The police data controllers shall inform the data subject concerned as regards data erasure and blocking.

The police data controllers shall comply with **requests regarding limitations of data processing** if one of the following conditions is fulfilled:

- the data subject concerned disputes the accuracy of the personal data; in such cases limitations shall apply to the time period that allows that the controller to verify the accuracy of the personal data,
- data processing is unlawful and the data subject concerned objects the erasure of data, and requests the restriction of their use instead,
- the controller no longer needs the personal data for the purpose of data processing, but the data subject concerned requires them to the establishment, exercise or defence of legal claims.

If the data are subject to restrictions, personal data can only be processed, with the exception of storing data, in case of as follows:

- with the consent of the data subject concerned,
- to the establishment, exercise or defence of legal claims,
- to the defence of rights of other natural or legal persons, or
- on the grounds of public interest of the European Union or any of its member countries, respectively.

The police data controllers shall provide the data subject concerned in advance information on releasing the restriction on data processing.

If the data subject concerned considers that the data processing is contrary to the normative legal provisions governing the matter, or considers the method how the police data controllers process their personal data detrimental or prejudiced, it is then advised and appropriate to contact the data protection officer with their complaints. The complaints will be investigated in any and all cases.

Notwithstanding the response received about the complaints, if you keep considering it detrimental or prejudiced how the police data controllers process your data, or you wish to directly seek remedy with the data protection authority, you may notify the Hungarian National Authority for Data Protection and Freedom of Information (NAIH) (contact: <https://www.naih.hu/general-information.html>).

In order to protect your data, you may seek judicial remedy, which will give priority to the particular case. In such cases, you may decide whether to submit your claim to the court (<http://birosag.hu/torvenyszekek>) in whose territorial jurisdiction you reside on (permanent address) or whose territorial jurisdiction you stay (temporary address).

Please find the competent court of the place of residence or stay on the following site: <https://birosag.hu/birosag-kereso>.