

RECORD OF PROCESSING ACTIVITIES

PUBLIC CONSULTATIONS

1. PROCESSING PARTIES

1.1 CONTROLLER NAME

Authority for Anti-Money Laundering and Countering the Financing of Terrorism (AMLA)
Address: MesseTurm
Friedrich-Ebert-Anlage 49
60308 Frankfurt am Main
Germany

RESPONSIBLE UNIT

Executive Director/Governance

1.2 DATA PROTECTION OFFICER name

DPO

CONTACT DETAILS

DPO@amla.europa.eu

1.3 PROCESSOR NAME (IF APPLICABLE)

EU COM – EU Survey
EU COM also acts as Controller for EU Login, the authentication tool to use EU Survey

CONTACT DETAILS

For EU Survey (EU COM)
<https://ec.europa.eu/eusurvey/home/support>
EU COM DPO DATA-PROTECTION-OFFICER@ec.europa.eu

1.4 JOINT CONTROLLERS NAME (IF APPLICABLE)

N/A

CONTACT DETAILS

N/A

2. PROCESSING ACTIVITY

2.1 NAME OF THE ACTIVITY

Public Consultations (Section 7 AMLA-Regulation)

2.2 PURPOSE OF THE PROCESSING OF PERSONAL DATA

The purpose of the processing activity is to receive the views of stakeholders or persons concerned by the topic of the public consultation upon matters which AMLA is mandated to conduct the consultation, as well as the management of the responses from the public and its further publication (including the collection, assessment, storage and publication of personal data contained therein).

2.3 OTHER PURPOSES

N/A

2.4 LEGAL BASIS

Choose applicable as per Article 5(1) of Reg. (EU) 2018/1725:

Check
(YES/NO)

Art. 5(1)(a) For the performance of a task carried out in public interest or under AMLA Regulation



Please name the task:
Art 49, 53, 54, 55 AMLA Regulation

Art. 5(1)(b) For complying with a legal obligation upon the Unit/Authority	<input type="checkbox"/>	<i>Please specify the legal obligation:</i> N/A
Art. 5(1)(c) For contractual reasons of the Data Subject	<input type="checkbox"/>	N/A
Art. 5(1)(d) The Data Subject has given consent for one (or more) purposes as listed above	<input checked="" type="checkbox"/>	<i>Please explain how the consent is gathered:</i> For the purpose of using EU Survey (the means used for the consultation) – consent is explicitly provided when creating the login credentials For more information on the processing of personal data by EU Survey of the European Commission you may read https://ec.europa.eu/eusurvey/home/dpa https://ec.europa.eu/eusurvey/home/privacystatement
Art. 5(1)(e) For protecting the vital interests of the data subject	<input type="checkbox"/>	<i>Please specify:</i> Click or tap here to enter text.

2.5 NECESSITY OF THE PROCESSING OF PERSONAL DATA

In Section 7, the AMLA-Regulation calls the Authority to conduct public consultations in the process of developing Common Instruments. The personal data of the submitter, either in its own capacity or on behalf of an organization, as well as the contact details of an individual contact person are necessary to assess the response and keep contact with the submitter. Thus, the processing of the personal data is indispensable to ensure the integrity and efficiency of the process, brings transparency and accountability to both the Authority and the respondents.

2.6 DATA SUBJECTS

<input type="checkbox"/> Staff (TA/CA) <input type="checkbox"/> SNEs <input type="checkbox"/> Trainees <input type="checkbox"/> Outsourced personnel	<input type="checkbox"/> Member States/ Competent authorities contacts <input type="checkbox"/> Other contacts (please specify) <input checked="" type="checkbox"/> Other (please specify) Individual submitters, submitters on behalf of an organization and contact persons of private entities, legal persons.
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2.7 CATEGORIES OF PERSONAL DATA

<input checked="" type="checkbox"/> Name <input checked="" type="checkbox"/> Surname <input type="checkbox"/> Place/Date of Birth <input type="checkbox"/> Gender (by inference) <input checked="" type="checkbox"/> Communication Data (Email Account, Telephone Number, Address Work or Personal - please specify) Email, IP address/Device ID, duration of the browsing session <input checked="" type="checkbox"/> Title, Function (please specify) Professional affiliation, including the name of the entity/company/legal entity where you work; your sector of employment	<input checked="" type="checkbox"/> Location: Country of residence <input checked="" type="checkbox"/> Others Your actual contribution to the consultation, including your opinions Any additional personal data you may voluntarily include in your contribution If uploading documents, metadata that may identify the author of the document
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2.8 DATA RETENTION

Data category	Time limit
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All data, including identifiers, opinions and views.	5 years since closing of the file (which starts at the moment the product of the consultation – Guidelines, regulatory or technical standards) are made public.
Technical data (Device ID and IP address, duration)	Only retained by COM (EU Survey) as processor for the time of answering the survey
Archive with Historical Archives of the European Union (HAEU)	Indefinitely. Preservation of files also ensures transparency and right of access and allows the opening to the public of the historical archives after 30 years.

3. DISCLOSURE OF PERSONAL DATA - RECIPIENTS WHERE PERSONAL DATA IS DISCLOSED

3.1 INTERNAL UNITS

(Please list all internal entities to whom the data will be disclosed):

The responsible business units who run the particular public consultation, management if requested, IT unit for technical support and Communications unit for engaging back to the individual respondents

3.2 MEMBER STATES AUTHORITIES OR THIRD PARTIES (i.e.: private sector) WITHIN THE EU

Public disclosure on AMLA's website

3.3 THIRD COUNTRIES AND/OR INTERNATIONAL ORGANISATIONS

(If this is the case, please document the additional safeguards in compliance with Art. 48 of the DPR):

Public disclosure on AMLA's website – the individual respondents are aware that whatever personal data they may provide will be made public unless objected upon the publication. The disclosure of all individual responses on the Authority's website amounts to an international data transfer, under the legal basis of Article 50(1)(a) and Article 50(1)(e) of the Data Protection Regulation (Regulation (EU) 2018/1725).

4. PRIVACY STATEMENT/ DATA PROTECTION NOTICE

FOR MORE INFORMATION INCLUDING HOW TO EXERCISE YOUR RIGHTS TO ACCESS, RECTIFICATION, OBJECT AND DATA PORTABILITY (WHERE APPLICABLE). FOR DRAFTING OF THE PRIVACY STATEMENT, PLEASE FOLLOW ART. 15-16 OF THE DPR.	4.1 Please insert a link if available, or the text of the Privacy Statement: N/A
	4.2 Please explain how you intend to provide the Privacy Statement to the Data Subjects (i.e. via email, teams, Website, etc.): Privacy Statement to the Data Subjects provided via the website inviting to participate in the Public Consultation and dedicated privacy statement on each public consultation.

5. DATA SECURITY

5.1 ORGANISATIONAL MEASURES

EU Survey stores the EU Login username as well as e-mail addresses of the survey owners at the Data Centre of the European Commission.

The European Commission has implemented security measures to protect server hardware, software and the network from accidental or malicious manipulations and loss of data. All data is stored on European Commission servers managed by DG DIGIT in line with the technical security provisions laid down in the Commission Decision (EU, Euratom) 2017/46 of 10 January 2017 on the security of communication and information systems in the European Commission, its subsequent versions, its implementing rules (as adapted from time to time) and the corresponding security standards and guidelines, as well as the Commission Decision (EU, Euratom) 2015/443 of 13 March 2015 on the security in the Commission, its implementing rules and the corresponding security

notices. These documents (as adapted from time to time) are available for consultation at the following address:
https://ec.europa.eu/info/publications/security-standards-applying-all-european-commission-information-systems_en

5.2 TECHNICAL MEASURES

	<i>Check (YES)</i>	<i>Description (if YES)</i>
Pseudonymisation or Encryption	<input checked="" type="checkbox"/>	
Measures to ensure:		
– Confidentiality of Data	<input checked="" type="checkbox"/>	yes
– Integrity of Data	<input checked="" type="checkbox"/>	yes
– Availability of Data	<input checked="" type="checkbox"/>	yes
Resilience of Systems and Services	<input type="checkbox"/> / <input type="checkbox"/>	yes
Restoration of availability and access to Personal Data in a timely manner	<input type="checkbox"/> / <input type="checkbox"/>	yes
Process for testing, assessing and evaluation of the effectiveness the measures	<input type="checkbox"/> / <input type="checkbox"/>	no