



UNDEB EWROPEAIDD
EUROPEAN UNION



Llywodraeth Cymru
Welsh Government

**Cronfeydd Strwythurol a
Buddosoddi Ewropeaidd**
**European Structural
and Investment Funds**



Llywodraeth Cymru
Welsh Government

Welsh Government – European Maritime and Fisheries Fund 2014-2020

General Data Protection Regulation - Privacy Notice

General Data Protection Regulation: Privacy Notice

1.1 This notice informs you about the Welsh Government's use of the information provided on the Project Idea Form, Project Outline Form, Application Form and supporting documentation, Claim Form and supporting documentation or any other document used in connection with your application for aid under the European Maritime and Fisheries Fund 2014 – 2020. It also explains the Welsh Government's processing and use of your personal data and your rights under the General Data Protection Regulation.

The data controller for the information submitted as part of your application is the **Welsh Government, Cathays Park, Cardiff, CF10 3NQ.**

The data protection officer for the same information is the **Data Protection Officer, Welsh Government, Cathays Park, Cardiff, CF10 3NQ.**
Email: DataProtectionOfficer@gov.wales

1.2 The information will be processed and managed by the Welsh Government in accordance with its obligations and duties under the following European Regulations:

- Council Regulation (EU) No 1303/2013
- Council Regulation (EU) No 1379/2013
- Council Regulation (EU) No 1380/2013
- Council Regulation (EU) No 508/2014
- Commission Regulation (EU) No 717/2014
- Commission Implementing Regulation (EU) No 1242/2014
- Commission Implementing Regulation (EU) No 1243/2014 (amended by Commission Implementing Regulation (EU) No 2017/788)
- Commission Implementing Regulation (EU) No 821/2014
- Commission Delegated Regulation (EU) No. 2015/288 (amended by Commission Delegated Regulation (EU) No. 2015/2252)
- Commission Delegated Regulation (EU) No. 2015/531
- Commission Implementing Decision 2014/464/EU
- General Data Protection Regulation (EU) No 679/2016

1.3 The information will primarily be used for the purposes of processing and determining applications and claims for financial support. However, the Welsh Government may also make use of the information supplied for other purposes, which will include audit, research, the prevention and detection of fraud and meeting statutory obligations, including those connected with the Welsh Government's functions and duties under the Common Fisheries Policy of the European Community, its statutory environmental obligations and with statutory obligations under maritime legislation.

1.4 The lawful basis for the processing is that it is necessary for the performance of a task carried out in the exercise of official authority vested in the Welsh Government.

1.5 The personal data provided will be held on a database and processed by Welsh Government for the purposes of progressing applications and claims for EMFF assistance, including through an automated process of business rules in the Welsh European Funding Office (WEFO) Programme and Project Information Management System (PPIMS). The PPIMS Project Number is the primary key for the majority of reports.

1.6 Your information will be stored in accordance with the Commission Implementing Regulation (EU) No 821/2014, "System to record and store data".

2 Reasons for sharing personal data

2.1 EU legislation states that receipt of financial support will be dependent, among other things, on meeting the requirements of audit, cross compliance and admissibility of applications, as set out in Article 10 of Council Regulation (EU) 508/2014. The organisations and agencies currently involved in enforcing these directives and with whom the Welsh Government may share information are:

- Natural Resources Wales
- Environment Agency
- CEFAS
- Animal and Plant Health Agency
- Veterinary Medicine Directorate
- Local Authorities
- Food Standards Agency Wales
- DEFRA
- Marine Management Organisation
- Maritime and Coastguard Agency
- National Wildlife Crime Unit
- Wales Audit Office
- The European Commission
- The European Court of Auditors

2.2 The information may be used for the following:

- audit, cross compliance and cross checking between Governmental organisations to prevent breaches of the Common Fisheries Policy, Council Regulation (EU) No 508/2014 and environmental and maritime legislation
- compilation of reports of aggregated data and/or summary statistics to be made publicly available
- informing decisions relating to policy changes and funding including research studies conducted on behalf of the Welsh Government to inform Monitoring and Evaluation of the European Maritime and Fisheries Fund
- protecting applicant's interest in issues that may arise due to funding queries
- allowing partner organisations to fulfil their legal duties
- disclosure to regulatory authorities, such as HM Revenue and Customs, Marine Management Organisation, Maritime and Coastguard Agency, CEFAS, Local Authorities and the Police
- publication of certain information and responding to requests for information. For more about this see paragraphs 3.2- 3.3 in this Notice.

2.3 Data may also be passed to Welsh Government support contractors for the purpose of resolving system problems. These contractors will not be permitted to make any other use of this data.

3 The Publication and Disclosure of Information

3.1 The information will be managed and used by the Welsh Government in accordance with its obligations and duties under the:

- Freedom of Information Act 2000
- Data Protection Legislation
- Environmental Information Regulations 2004
- General Data Protection Regulation (EC) 679/2016

3.2 Your information, including your personal information, may be the subject of a request by another member of the public. When responding to such requests the Welsh Government may be required to release information, including your personal information.

3.3 In accordance with Council Regulation (EC) No 1303/2013 and Council Regulation (EC) No 508/2014, the Welsh Government is obliged to publish, at least every six months, details about the beneficiaries receiving EMFF payments. The details published will be:

- The first name and surname of the beneficiary or the name of the company, partnership or organisation which is the beneficiary;
- The Community fleet register (CFR) identification number (where the project is linked to a fishing vessel);
- The project name and a summary of the project;
- The project start date and end date;
- The total eligible expenditure and the contribution from the EMFF;

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- The Post Code for the project and the country where the project is located;
- The name of the Union Priority;
- The date of the last update of the list of projects.

This information will be published on <http://gov.wales/?lang=en>.

4 Rights under the General Data Protection Regulation (GDPR)

4.1 The GDPR gives individuals rights in respect of the personal data held on them. These rights include:

- the right to be informed (this notice)
- the right to ask for and receive copies of the personal data that the Welsh Government holds about them, although the Welsh Government can sometimes withhold some data or not provide copies
- the right, in some circumstances, to prevent or restrict the Welsh Government processing personal data
- the right, in some circumstances, to have wrong data rectified
- the right, in some circumstances, to have data erased (to be forgotten).

If you wish to exercise any of your rights under the GDPR, you should contact the Welsh Government at the address provided at the beginning of this notice.

4.2 Individuals also have the right to ask the Information Commissioner, who enforces and oversees the GDPR, to assess whether or not the processing of their personal data is likely to comply with the GDPR. The Information Commissioner can be contacted at:

Information Commissioner's Office, 2nd floor, Churchill House, Churchill Way, Cardiff, CF10 2HH, Tel: 029 2067 8400, Fax: 029 2067 8399, Email: wales@ico.org.uk