

PRIVACY POLICY

ADMINISTRATION CONNECTED WITH ADVICE ON REFUGEE RIGHTS

I. About the Data Controller

Name of data controller:	National Youth Council of Hungary
Controller registration number:	06-02-0003128
Data Controller's registered office:	6726 Szeged, Fő fasor 11. I/6.
E-mail address of the controller:	titkar@ifjusagitanacs.hu
Representative of the Data Controller:	Péter Kovács, President

II. Main governing legislation in relation to data management

- Act CXII of 2011 on the Right to Informational Self-Determination and Freedom of Information (hereinafter referred to as Info. tv.),
- Regulation (EU) 2016/679 of the European Parliament and of the Council 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) (hereinafter: Regulation or GDPR),
- Act V of 2013 on the Civil Code (hereinafter: Civil Code).

III. Principles governing data management

- The Controller processes personal data lawfully and fairly and in a transparent manner.
- The Controller collects personal data only for specified, explicit and legitimate purposes and does not process them in a way incompatible with those purposes.
- The Data Controller shall take all reasonable steps to ensure that the data it processes are accurate and, where necessary, kept up to date, and shall promptly delete or rectify any personal data it has obtained that are inaccurate.
- The Controller shall store the personal data in a form that allows identification only for the period specified by law and/or for the necessary period.
- The Data Controller shall ensure adequate security of personal data by applying appropriate technical and organisational measures to prevent unauthorised or unlawful processing, accidental loss, destruction or damage to personal data.

IV. Characteristics of data processing

Purpose of data processing

The Data Controller, as a youth organization, aims to provide free of charge assistance to young people from Ukraine in submitting applications for immigration and resettlement in Hungary, as well as in answering legal questions related to the rights and opportunities of third-country nationals from Ukraine.

The provision of this service is not possible without personal data, which will be provided as set out in this notice.

Personal data processed

The Data Controller processes the following data of data subjects:

- a) e-mail address
- b) any other information necessary for the provision of legal advice.

Legal basis for data processing

The legal basis for the processing is Article 6(1)(b) of the Regulation, i.e. the performance of a contract between the Data Controller and the data subject in relation to the service.

Source of personal data

The personal data are provided by the data subject.

Recipients of personal data made available

The personal data provided by the data subject are processed by the Data Controller only by its employees' agents who are involved in the provision of the consultancy service.

The Data Controller uses the services of the electronic mail system developed by Google LLC (Business G-mail) to provide the service. Google LLC does not have the right to determine the purposes and methods of data processing in connection with the Data Controller's mailing activities and is therefore considered a data processor.

Google LLC may process the personal data of the data subject only for the purposes specified by the Controller and contractually agreed (i.e. to deliver the Controller's message to the recipient), in accordance with the Controller's instructions, and without any autonomous right of decision with regard to the processing. The Processor has undertaken confidentiality obligations and contractual guarantees with regard to the retention of personal data obtained in the course of its tasks.

The Google LLC Privacy Policy is available at the following link: <https://policies.google.com/privacy?hl=hu>

Transfer of personal data to a third country or international organisation

The Controller will not transfer personal data to third countries or international organisations.

Duration of processing of personal data

The Data Controller shall keep the data for 30 days after the end of the counselling session.

Automated decision-making and profiling

Neither of these occurs during the processing.

Provision of personal data

The processing of personal data is a condition for the provision of advice.

V. Rights of the data subject in relation to data processing

Right to information

The data subject has the right to be informed about the processing of his or her personal data, which the Data Controller shall provide by means of this notice.

Consent-based processing

Where the legal basis for a processing operation is the data subject's consent, he or she has the right to withdraw his or her consent to the processing at any time. It is important to note, however, that the withdrawal of consent may only relate to data for which there is no other legal basis for processing. If there is no other legal basis for the processing of the personal data concerned, the Controller will permanently and irretrievably erase the personal data following the withdrawal of consent. Withdrawal of consent under the Regulation shall not affect the lawfulness of the processing carried out on the basis of consent prior to its withdrawal.

Right of access

At any time thereafter, the Data Controller shall, upon request, inform the data subject whether or not his or her personal data are being processed and, if so, provide access to the personal data and the following information:

- a) the purposes of the processing;
- b) the categories of personal data concerned;
- c) the recipients or categories of recipients to whom or with which the Controller has disclosed or will disclose the personal data, including in particular recipients in third countries or international organisations;
- d) the envisaged period of storage of the personal data or, if this is not possible, the criteria for determining that period;
- e) may request the Controller to rectify, erase or restrict the processing of personal data concerning him or her and may object to the processing of such personal data;
- f) the right to lodge a complaint with a supervisory authority or to take legal action;
- g) where the data have not been collected by the Controller directly from the data subject, any available information about their source;
- h) where automated decision-making is carried out, the fact of such processing, including profiling, and, at least in those cases, the logic used, i.e. the significance of such processing and the likely consequences for the data subject.

Right to rectification of personal data

The data subject shall have the right at any time, upon request and without undue delay, to obtain from the Controller the rectification of inaccurate personal data relating to him or her. Taking into account the purposes of the processing, the data subject shall also have the right to request the completion of incomplete personal data, including by means of a supplementary declaration.

The Data Controller draws the attention of the data subject to the need to notify any changes in his/her personal data as soon as possible, thus facilitating lawful processing and the exercise of his/her rights.

Right to erasure

The data subject shall have the right to obtain from the Data Controller, upon his or her request, the erasure of personal data relating to him or her without undue delay where one of the following grounds applies:

- a) the personal data are no longer necessary for the purposes for which they were collected or otherwise processed by the Controller;
- b) in the case of processing based on consent, withdraws the consent on which the processing is based and there is no other legal basis for the processing;
- c) the data subject objects to the processing and there are no overriding legitimate grounds for the processing or objects to processing for direct marketing purposes;
- d) the Controller has unlawfully processed the personal data;
- e) the personal data must be erased in order to comply with a legal obligation under Union or Member State law applicable to the Data Controller;
- f) personal data are collected in connection with the provision of information society services.

Right to restriction of processing

The data subject shall have the right to obtain, at his or her request, the restriction of processing by the Controller if one of the following conditions is met:

- a) contests the accuracy of the personal data; in this case, the restriction applies for the period of time that allows the Controller to verify the accuracy of the personal data;
- b) the data processing is unlawful and you oppose the erasure of the data and instead request the restriction of their use;
- c) the Controller no longer needs the personal data for the purposes of processing, but the data subject requires them for the establishment, exercise or defence of legal claims; or
- d) the data subject has objected to the processing; in this case, the restriction applies for the period until it is established whether the legitimate grounds of the controller override those of the data subject.

Right to object

Where the processing of personal data is based on the legitimate interest of the controller (Article 6(1)(f) of the Regulation) or is necessary for the performance of a task carried out in the exercise of official authority vested in the controller (Article 6(1)(e) of the Regulation), the data subject shall have the right to object at any time, on grounds relating to his or her particular situation, to processing of his or her personal data, including profiling based on those provisions.

If the controller processes personal data for direct marketing purposes (e.g. sending out information letters), the data subject has the right to object at any time to the processing of personal data concerning him or her for such purposes, including profiling, where it is related to direct marketing. If the data subject objects to the processing of his or her personal data for direct marketing purposes, the personal data may no longer be processed for those purposes.

Right to data portability

The data subject shall have the right to receive the personal data concerning him or her which he or she has provided to the Controller in a structured, commonly used, machine-readable format and the right to have those data transmitted by the Controller to another controller if:

- (a) the processing is based on the data subject's consent or on a contract within the meaning of Article 6(1)(b) of the Regulation; and
- b) the processing is carried out by automated means.

Procedures to enforce the rights of the data subject

The data subject can exercise the above rights by sending an e-mail to titkar@ifjusagitanacs.hu, by post to the Data Controller's head office or by visiting the Data Controller's head office in person. The controller shall investigate and process the data subject's request without undue delay upon receipt. The Controller shall inform the data subject of the action taken on the basis of the request within 30 days of its receipt. If the request cannot be complied with, the Data Controller shall inform the data subject of the reasons for the refusal and of his or her rights of appeal within 30 days.

Within five years of the death of the data subject, the rights of the deceased as set out in this notice, which the data subject enjoyed during his or her lifetime, may be exercised by a person authorised by the data subject by means of an administrative arrangement or a declaration in a public or private document of full probative value made to the controller or, if the data subject made several declarations to a controller, by a declaration made at a later date. Even if the data subject has not made a corresponding declaration, his or her close relative within the meaning of the Civil Code shall still be entitled to exercise the rights under Articles 16 (right of rectification) and 21 (right to object) of the Regulation and, where the processing was unlawful during the data subject's lifetime or the purpose of the processing ceased to exist upon the death of the data subject, under Article 17 (right of access) of the Regulation. (right to erasure) and 18 (right to restriction of processing) of the Regulation within five years of the death of the data subject. The right to exercise the rights of the data subject under this paragraph shall be exercised by the next of kin who first exercises that right.

VI. The data subject's right of redress

In order to enforce his or her right to judicial remedy, the data subject may take legal action against the Controller if he or she considers that the Controller or a processor acting on his or her behalf or under his or her instructions is processing his or her personal data in breach of the requirements laid down by law or by binding legal acts of the European Union relating to the processing of personal data. The court or tribunal shall rule on the case out of turn. The Tribunal shall have jurisdiction to hear the case. The lawsuit may be brought, at the choice of the data subject, before

the court of the place of residence or domicile of the data subject or before the court of the seat of the Data Controller (Metropolitan Court).

Anyone may file a complaint with the National Authority for Data Protection and Freedom of Information (NAIH) against the Data Controller, alleging that the processing of personal data has resulted in a violation of rights or an imminent threat thereof, or that the Data Controller has restricted the exercise of rights related to the processing or has refused to exercise such rights. The notification can be made using one of the following contact details:

National Authority for Data Protection and Freedom of Information (NAIH)

Postal address: 1363 Budapest, Pf.: 9.

Address: 1055 Budapest, Falk Miksa utca 9-11.

Phone: +36 (1) 391-1400

Fax: +36 (1) 391-1410

E-mail: ugyfelszolgalat@naih.hu

URL: <http://naih.hu>

Budapest, 4 March 2022.

National Youth Council of Hungary
Represented by Péter Kovács, President