



RECORD OF DATA PROCESSING

Record of EFCA activities processing personal data, based on Article 31 of Regulation (EU) 2018/1725 ¹

1. TITLE	Processing of personal data in the context of the EFCA JDPs in International Waters
2. REF NUMBER	DPR-43

PART I (PUBLIC)

CONTROLLER/S OF THE DATA PROCESSING OPERATION	
3. CONTROLLER	HEAD OF UNIT 3 EUROPEAN FISHERIES CONTROL AGENCY (EFCA) AVDA. GARCÍA BARBÓN, 4, E-36201 VIGO
ORGANISATIONAL UNIT	Unit 3 Coast Guard and International Programmes Mediterranean and Black Sea
CONTACT PERSON/S	+34 986 120610 Clara Fernandez, Head of Sector Mediterranean and Black Sea EFCA-MED at efca.europa.eu
4. DATA PROTECTION OFFICER (DPO)	Stefano DONADELLO +34 986 12 06 24 EFCA-DPO at efca.europa.eu

WHERE APPLICABLE:

5. JOINT CONTROLLER	N/A
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WHERE APPLICABLE:

6. PROCESSOR	N/A
EXTERNAL CONTACT	

¹ Regulation (EU) [2018/1725](#) of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC

<p>7. PURPOSE/S</p>	<p>To ensure a proper monitoring of compliance with the applicable EU legislation, sharing information to facilitate investigations and proceedings in cases of infringement, and facilitating the risk analysis for the inspection activities to be developed by the Member States authorities, in order to guarantee an effective and efficient coordination of Joint Control operations.</p> <ul style="list-style-type: none"> • <u>General context of the Joint Deployment Plans (JDPs):</u> <p>EFCA's Founding Regulation foresees control and inspection activities being organised jointly through the JDPs. The JDPs are adopted by the Agency within the scope of the Common Fisheries Policy (CFP) as a tool to ensure cooperation and coordination of control activities between the Member States (MS). To facilitate the implementation of the JDPs, there is a permanent exchange of information between the MS and EFCA including the list of authorised inspectors in RFMOs, which may contain personal data. In particular, when Union inspectors submit to EFCA a copy of the full inspection report including cases with alleged infringements.</p> <p>In the context of operational coordination, information on the positioning of fishing vessels, (VMS), catches and landing data, (ERS), concerning fishing activities carried out in the area under JDPs are provided by MS authorities to EFCA and shared through EFCA Vessel Monitoring System (EFCA-VMS), and the EFCA FISHNET platform. EFCA provides access to the ERS to designated persons as authorised by the competent authorities in the Member States. The credentials include a Single Sign-On (SSO) username and password with restricted permissions for each application.</p> <p>For JDPs covering waters under the competence of Regional Fisheries Management Organisations (RFMO), EFCA has the mandate to transmit the inspection reports with alleged infringements to:</p> <ul style="list-style-type: none"> - In case of GFCM, to the GFCM Secretariat, the Flag State Authorities and to the European Commission. - In the case of ICCAT, to the European Commission. 												
<p>8. CATEGORIES OF DATA SUBJECTS</p>	<table border="1"> <tr> <td><input checked="" type="checkbox"/></td> <td>EFCA STAFF (TA, CA, SNE)</td> </tr> <tr> <td><input checked="" type="checkbox"/></td> <td>EFCA EXTERNAL STAFF, TRAINEES</td> </tr> <tr> <td><input checked="" type="checkbox"/></td> <td>OTHER :</td> </tr> </table> <p>PLEASE SPECIFY:</p> <p>Data Subject list as per Data Elements contained within Annex XII, Annex XXIII and Annex XXVII of Commission Implementing Regulation (EU) No 404/2011:</p> <ul style="list-style-type: none"> — Vessel Master — Vessel Crew member(s) — Vessel Owner(s) — Vessel Beneficial Owner(s) — Vessel Owners Representative(s) — Vessel Charterer(s) — Vessel Agent(s) — Observer(s) — Transporter(s) — Driver(s) — Registered Buyer(s) — Inspector in charge — Inspector(s) other — Reporting Official(s) <p>List of Union inspectors to be inspectors in RFMOs as ICCAT and GFCM.</p>	<input checked="" type="checkbox"/>	EFCA STAFF (TA, CA, SNE)	<input checked="" type="checkbox"/>	EFCA EXTERNAL STAFF, TRAINEES	<input checked="" type="checkbox"/>	OTHER :						
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<input checked="" type="checkbox"/>	OTHER :												
<p>8BIS. CATEGORIES OF PERSONAL DATA</p>	<table border="1"> <tr> <td><input checked="" type="checkbox"/></td> <td>NAME AND SURNAME</td> </tr> <tr> <td><input checked="" type="checkbox"/></td> <td>CONTACT DETAILS</td> </tr> <tr> <td></td> <td>EDUCATION, TRAINING, EMPLOYMENT</td> </tr> <tr> <td></td> <td>FAMILY, LIFESTYLE, SOCIAL CIRCUMSTANCES</td> </tr> <tr> <td></td> <td>FINANCIAL DETAILS</td> </tr> <tr> <td><input checked="" type="checkbox"/></td> <td>OTHER.</td> </tr> </table> <p>PLEASE SPECIFY:</p> <p>Name, address and, on a voluntary basis, signature of the data subjects in the inspection report.</p>	<input checked="" type="checkbox"/>	NAME AND SURNAME	<input checked="" type="checkbox"/>	CONTACT DETAILS		EDUCATION, TRAINING, EMPLOYMENT		FAMILY, LIFESTYLE, SOCIAL CIRCUMSTANCES		FINANCIAL DETAILS	<input checked="" type="checkbox"/>	OTHER.
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	FINANCIAL DETAILS												
<input checked="" type="checkbox"/>	OTHER.												

9. TIME LIMIT		3 years: Data from the inspection reports and VMS data. 2 years: Personal data related to ERS on the Member States request.	
10. RECIPIENTS	<input checked="" type="checkbox"/>	DESIGNATED EFCA STAFF	
	<input type="checkbox"/>	CONTRACTORS	
	<input checked="" type="checkbox"/>	EU INSTITUTIONS AND BODIES	
	<input checked="" type="checkbox"/>	MEMBER STATES AUTHORITIES	
	<input checked="" type="checkbox"/>	OTHER	
PLEASE SPECIFY: — Members of the Steering Group and the Technical Joint Deployment Group of the JDP. — MS National Experts in the Fisheries Monitoring Centres. — The European Commission (DG MARE competent Unit for the area). — Executive Secretary of GFCM — Flag State authorities. Within EFCA, access to personal data is limited to EFCA Data Administrators (FIS information), Coordinators of Control Operations and Head of Sectors involved in the implementation of JDPs (FIS information and paper inspection reports).			
11. ARE THERE ANY TRANSFERS OF PERSONAL DATA <u>OUTSIDE THE EU/EEA</u> ?			
YES	NO		
<input checked="" type="checkbox"/>	<input type="checkbox"/>	TO THIRD COUNTRY RECIPIENTS	Inspection reports to Contracting Parties and Cooperating non Contracting parties of GFCM
<input checked="" type="checkbox"/>	<input type="checkbox"/>	TO INTERNATIONAL ORGANISATIONS	Inspection reports to GFCM Secretariat List of inspectors to GFCM and ICCAT
<input type="checkbox"/>	<input checked="" type="checkbox"/>	PUBLISHED ON THE INTERNET	N/A
<u>IF YES, ON WHAT GROUNDS?</u> EFCA will assess and verify that the transfer of inspection reports is done in conformity with the obligation under the EU law and GFCM recommendations before transmitting any report or other documents. The EFCA Head of Sector in charge of GFCM keeps a central register in ARES of any transfer of data to recipients outside the EU (Contracting Parties national authorities and Cooperating non Contracting parties) together with the legal justification for making the transfer.			
12. GENERAL DESCRIPTION OF SAFEGUARDS TAKEN			
A number of technical and organisational measures have been put in place by the Agency. Technical measures include appropriate actions to address online security, risk of data loss, alteration of data or unauthorised access. Organisational measures include restricting access to the personal data solely to authorised persons with a legitimate need to know for the purposes of this processing operation.			
13. SPECIFIC PRIVACY STATEMENT (WHERE APPLICABLE)			
Available at the EFCA Website: EFCA Records Register EFCA (europa.eu)			