

Data Protection Notice
(regarding case-handling by the OCFR)

Controller: Office of the Commissioner for Fundamental Rights (1051 Budapest, Nádor utca 22.)

Data Protection Officer of the Controller: Attila Gulyás (e-mail: gulyas.attila@ajbh.hu)

When handling complaints and whistle-blower protection cases (together the complaints), the Office of the Commissioner for Fundamental Rights (the OCFR) *shall process personal data provided by the complainants in their submissions and personal data discovered in connection with investigating the complaint.* Personal data are processed by the OCFR for such purposes as *protecting fundamental rights*, archiving data of public interest, facilitating historical research, as well as for statistical purposes, in order to

- carry out its tasks of public interest in exercising its public powers;
- protect the vital interests of those concerned or other natural persons in connection with the enforcement of their fundamental rights;
- comply with the statutory obligations of the Commissioner for Fundamental Rights and the OCFR.

The provisions of *Act CXI of 2011 on the Commissioner for Fundamental Rights (the Ombudsman Act)*, applied together with Article 6, Paragraph (1), Subparagraphs c), d), and e) of the GDPR provide the legal foundation for processing, as well as supplying personal data. If the complainant fails to provide his/her *name and address* (postal address), his/her complaint shall be *rejected without any examination of its merits.* In order to *facilitate the inquiry into the complaint*, data may be shared *with the authority (organization qualified as an authority under the Ombudsman Act) subject to investigation or with its supervisory organ.* The complainant *may request not to share his/her personal data*; however, if such a request makes the investigation impossible, the complaint shall be *rejected without any examination of its merits.*

Any person concerned whose data have been processed by the OCFR *may request access to, the correction, deletion, or the restriction of processing of his/her personal data, or may object to processing such personal data.* The requests mentioned above may be forwarded to the *aforementioned contact points of the Controller.* Compliance with requests regarding the deletion or restricted processing of personal data may be limited when the data concerned are processed in the public interest or when exercising public powers and fulfilling legal obligations; by the same token, those concerned do not have the so-called right to data portability as regards their data processed by the OCFR. Data may only be deleted if and when they are not required anymore, in any way, for achieving the aforementioned objectives of data processing and complying with the Controller's statutory obligations.

Should you have any objection to data processing by the Office of the Commissioner for Fundamental Rights, you may lodge *your complaint* with the following authority:

National Authority for Data Protection and Freedom of Information (1125 Budapest, Szilágyi Erzsébet fasor 22/c; Phone: +36-(1)-391-1400; online submission: <https://naih.hu/online-uegyinditas.html>)