



**PRIVACY NOTICE ON PERSONAL DATA PROTECTION REGARDING
 H&S MANAGEMENT SYSTEM – PROCEDURE FOR THE OCCUPATIONAL ACCIDENTS / INCIDENTS
 INVESTIGATION AND FOLLOW-UP OF CORRECTIVE MEASURES (F4E_D_2DTJDC)**

The objective of this Notice is to inform you about the collection and processing of your personal data in line with the applicable Data Protection Regulation 2018/1725¹.

TABLE OF CONTENT

- [1. Why does F4E process my personal data? Whose data is processed?](#)
- [2. What is the justification for the processing?](#)
- [3. Which data is F4E processing?](#)
- [4. Who has access to my data?](#)
- [5. How long does F4E store my data?](#)
- [6. Does F4E intend to transfer my data to third countries or International Organizations?](#)
- [7. What are my rights in relation to my data and how can I exercise them?](#)
- [8. Contact details of the Data Protection Officer](#)
- [9. Right of recourse](#)

**1. Why does F4E process my personal data?
Whose data is processed?**

The data processing concerns all F4E Staff and Seconded National Experts (SNEs).

The Procedure for the Occupational Accidents/ Incidents Investigation and follow-up of Corrective Measures (F4E_D_2DTJDC) establishes the process by which F4E shall investigate the accidents or incidents involving an F4E staff member and implement the corresponding corrective measures.

The H&S Coordinator or the F4E H&S Site responsables in Garching or Cadarache shall gather the information on the accident / incident in order to keep a list of all the eventualities in F4E and determine the implementation

of the necessary measures to avoid future accidents / incidents.

The H&S Coordinator shall fill the Accident / Incident Investigation Report (F4E_D_2JA796) with the information collected from the investigation of the event.

2. What is the justification for the processing?

Processing of your data is necessary for the **performance of F4E tasks** on the basis of the F4E founding instrument or other legal instrument adopted on the basis thereof or for compliance with a specific legal obligation F4E is subject to.

It is based on:

Council Decision of 27 March 2007 “establishing the European Joint Undertaking for ITER and the Development of Fusion Energy and conferring advantages upon it” - 2007/198/Euratom, as last amended by Council Decision of 10 February 2015 (2015/224 Euratom), O.J. L 37, 13.2.2015, p.8, in particular Article 6 thereof;

Statutes annexed to the Council Decision (Euratom) No 198/2007 “establishing the European Joint Undertaking for ITER and the Development of Fusion Energy and conferring advantages upon it”, as last amended on 10 February 2015, in particular Article 10 thereof;

Council Directive of 12 June 1989 on the introduction of measures to encourage improvements in the safety and health of workers at work (89/391/EEC), in particular Article 9.1 thereof;

F4E Health & Safety Policy ([F4E_D_282GG4](#)).

3. Which data is F4E processing?

The investigation of an accident / incident shall entail the collection of the following information by the H&S Coordinator or the F4E H&S Site Responsibles:

(a) General personal data:

Surname/ name of the F4E staff member involved in the accident/ incident, years of employment in F4E, years in the workplace, unit/ job position of the staff member, personal protective equipment worn/ held by the staff member, training received.

(b) Sensitive personal data:

Injuries suffered by the concerned data subject, if any.

4. Who has access to my data?

The following people have access to your personal data (on a need to know principle):

- H&S Coordinator,
- Senior Manager responsible for H&S
- Line Manager,
- Head of CSU (in case of accident/ incident in Barcelona HQ)
- Medical Advisor (in case of a staff member suffering an injury as a consequence of the accident/ incident)
- F4E H&S Site Responsibles (in case of a staff member suffering an injury in Cadarache or Garching).

- External H&S Officer (in case of a staff member suffering an accident/ incident in a working or visiting destination outside Barcelona HQ or permanent sites of Garching & Cadarache).
- IDM Manager, if necessary for support
- ICT officer responsible, if necessary for technical support.

Also, if appropriate and necessary, for monitoring or inspection tasks, access may be granted to:

- Director of F4E
- Head of Admin
- Head of the Legal Service Unit, and/or responsible Legal Officer
- F4E Data Protection Officer and Anti-Fraud & Ethics Officer

5. How long does F4E store my data?

Records of the accidents / incidents shall be kept for a period of 5 years since the date in which the investigation is closed.

6. Does F4E intend to transfer my data to third countries or International Organizations?

F4E does not intend to transfer the personal data to third parties.

7. What are my rights in relation to my data and how can I exercise them?

You have the right to access your personal data, to correct any inaccurate or incomplete data, to request restriction or erasure, or to object to the processing, pursuant to Articles 14(3) and 17-23 of Regulation 2018/1725.

Any request to exercise one of those rights should be directed to the Controller, the Senior Manager responsible for H&S, at h&sdataprotection@f4e.europa.eu. Where you wish to exercise your rights in the context of one or several specific processing operations or files, please provide their description and reference(s) in your request.

Exceptions based on Article 25 of Regulation 2018/1725 may apply. [See Governing Board Decision of 9 December 2019²]. In that case, the data subject

shall be informed of the principal reasons for applying such restrictions.

8. Contact details of the Data Protection Officer

You may contact the Data Protection Officer (DPO) of F4E (DataProtectionOfficer@f4e.europa.eu) with regard to issues related to the processing of your personal data under Regulation 2018/1725.

9. Right of recourse

You have the right to have recourse to the European Data Protection Supervisor (edps@edps.europa.eu), if you consider that your rights under Regulation (EU) 2018/1725 have been infringed as a result of the processing of your personal data by F4E.

April 2020

(Based on template version F4E_D_2CJF8A v1.9)

¹ Regulation 2018/1725 of 23 October 2018 “on the protection of individuals with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data”. O.J 21.11.2018, L295/39.
This Privacy Notice is in line with Article 14 and 15 of that Regulation (Principle of Transparency).

² [O.J., 10.02.2020, L 37/18.](#)