

PROTECTION OF YOUR PERSONAL DATA

This privacy statement provides information about the processing and the protection of your personal data.

Processing operation: EU Talent Pool Pilot project in the EURES portal for persons displaced from Ukraine

Data Controller: European Labour Authority, Information and EURES Unit, EURES Team (ELA EURES Team)

Record reference: DPR-ELA-2022- 0048

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1. Introduction

The European Labour Authority (hereafter 'ELA') is committed to protect your personal data and to respect your privacy. ELA collects and further processes personal data pursuant to [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 (repealing Regulation (EC) No 45/2001).

This privacy statement explains the reason for the processing of your personal data, the way we collect, handle and ensure protection of all personal data provided, how that information is used and what rights you have in relation to your personal data. It also specifies the contact details of the responsible Data Controller with whom you may exercise your rights, the Data Protection Officer and the European Data Protection Supervisor.

The information in relation to processing operation 'EU Talent Pool Pilot project in the EURES portal for persons displaced from Ukraine' undertaken by the European Labour Authority, Information and EURES Unit, EURES Team (ELA EURES Team) is presented below.

2. Why and how do we process your personal data?

Purpose of the processing operation: ELA EURES Team collects and uses your personal information to facilitate the implementation of the Temporary Protection Directive ('Council Directive 2001/55/EC of 20 July 2001 on minimum standards for giving temporary protection in the event of a mass influx of displaced persons and on measures promoting a balance of efforts between Member States in receiving such persons and bearing the consequences thereof') and of the guidance on access to the labour market, the European Commission is working on the Talent Pool Pilot Project for persons displaced from Ukraine.

The European Labour Authority (ELA) in support of those fleeing to the EU since the Russian aggression against Ukraine started, has offered limited access to the EURES Job Mobility Portal (EURES Portal) to support this Talent Pool Pilot Project from the European Commission.

The EURES Portal will allow beneficiaries of temporary protection to express their interest in looking for a job, and national authorities – in particular Public Employment Services – to match them with vacancies, in line with the rights of beneficiaries of temporary protection under the Directive.

Your personal data will not be used for an automated decision-making including profiling.

3. On what legal ground(s) do we process your personal data

We process your personal data, because, according to Article 5(1)(d) you have given consent to the processing of your personal data for one or more specific purposes.

We do not process **special categories of personal data**, therefore Article 10 of the Regulation does not apply.

Even though is not listed among the special categories of personal data and taking into consideration the imbalance in the relationship between the position of the data subject and the controller, ELA is committed to treat the information related to temporary protection status (refugee status), as sensitive information and therefore adopt appropriate technical and organisational measures to protect it.

4. Which personal data do we collect and further process?

In order to carry out this processing operation ELA EURES Team collects the following categories of personal data:

Account: Username, name, surname, address, e-mail address;

Non-mandatory information (optional): phone, mobile phone, fax number, date of birth, nationality, language preferences, gender.

Temporary protection status

The CVs introduced should indicate that they are third country nationals benefiting of the temporary protection status.

CV/jobseeker profile: Educational and professional background, language and personal skills, desired location, desired occupation,

Desired employment information (as defined in the registered jobseeker profile): Preferred occupation, preferred job title, preferred position, desired location of employment, desired contract type and duration,

Saved search profiles of a registered jobseeker :Name of the profile, frequency of the notification, language, e-mail (prefilled), chosen search criteria,

Enquiries: The text of the question to another user.

The provision of personal data is not mandatory.

In some cases, we will obtain your data from the EURES Members and Partners, after obtaining your freely given, specific, informed and unambiguous consent.

5. How long do we keep your personal data?

ELA EURES Team only keeps your personal data for the time necessary to fulfil the purpose of collection or further processing, namely for:

Registered jobseekers personal data: 1 year. The personal data will remain until the temporary protection finishes or the data subject withdraw his/her consent.

Helpdesk personal data : The data collected may be stored for quality assurance purposes for a period not exceeding two years

Chat service personal data: Unless otherwise agreed during the chat or stated elsewhere, the chat conversations may be stored for quality assurance purposes for a period not exceeding twelve months.

6. How do we protect and safeguard your personal data?

All personal data in electronic format (e-mails, documents, databases, uploaded batches of data, etc.) are stored either on the servers of the European Labour Authority or of its contractors.

ELA's contractors are bound by a specific contractual clause for any processing operations of your data on behalf of ELA, and by the confidentiality obligations deriving directly from the General Data Protection Regulation in the EU Member States ('GDPR' [Regulation \(EU\) 2016/679](#).)

In order to protect your personal data, ELA has put in place a number of technical and organisational measures in place. Technical measures include appropriate actions to address online security, risk of data loss, alteration of data or unauthorised access, taking into consideration the risk presented by the processing and the nature of the personal data being processed. 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.

7. Who has access to your personal data and to whom is it disclosed?

Access to your personal data is provided to ELA staff responsible for carrying out this processing operation and to authorised staff according to the “need to know” principle. Such staff abide by statutory, and when required, additional confidentiality agreements.

ELA EURES Team has access to all data categories to the extent they have provided authorization, on a “need to know” basis.

All portal users can access contact details of EURES advisers.

Jobseekers and employers can mutually enquire contact details.

Employers can search published jobseekers CVs

Please note that pursuant to Article 3(13) of the Regulation, public authorities (e.g. Court of Auditors, EU Court of Justice) which may receive personal data in the framework of a particular inquiry in accordance with Union or Member State law shall not be regarded as recipients. The processing of those data by those public authorities shall be in compliance with the applicable data protection rules according to the purposes of the processing.

The information we collect will not be given to any third party, except to the extent and for the purpose we may be required to do so by law.

8. What are your rights and how can you exercise them?

You have specific rights as a ‘data subject’ under Chapter III (Articles 14-25) of Regulation (EU) 2018/1725, in particular the right to access, your personal data and to rectify them in case your personal data are inaccurate or incomplete. Where applicable, you have the right to erase your personal data, to restrict the processing of your personal data, to object to the processing, and the right to data portability.

You have consented to provide your personal data to ELA EURES Team for the present processing operation. You can withdraw your consent at any time by notifying the Data Controller. The withdrawal will not affect the lawfulness of the processing carried out before you have withdrawn the consent.

You can exercise your rights by contacting the Data Controller, or in case of conflict the Data Protection Officer. If necessary, you can also address the European Data Protection Supervisor. Their contact information is given under Heading 9 below.

Where you wish to exercise your rights in the context of one or several specific processing operations, please provide their description (i.e. their Record reference(s) as specified under Heading 10 below) in your request.

9. Contact information

- The Data Controller

If you would like to exercise your rights under Regulation (EU) 2018/1725, or if you have comments, questions or concerns, or if you would like to submit a complaint regarding the collection and use of your personal data, please feel free to contact the Data Controller:

ela-eures-ecg@ela.europa.eu

- The Data Protection Officer (DPO) of ELA

You may contact the Data Protection Officer (data-protection@ela.europa.eu) with regard to issues related to the processing of your personal data under Regulation (EU) 2018/1725.

- The European Data Protection Supervisor (EDPS)

You have the right to have recourse (i.e. you can lodge a complaint) 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 the Data Controller.

10. Where to find more detailed information?

ELA Data Protection Officer (DPO) publishes the register of all processing operations on personal data by ELA, which have been documented and notified to him. You may access the register via the following link: <https://www.ela.europa.eu/en>

This specific processing operation has been included in the DPO's public register with the following Record reference: 'DPR-ELA-2022- 0048 EU Talent Pool Pilot project in the EURES portal for persons displaced from Ukraine'.

This processing operation is performed in the EURES Portal, the general record on this Portal could be found also on the ELA Public Register of processing operations with personal data under the following reference 'DPR-ELA-2022- 0009 European Network of Employment Services (EURES)'.