



INSTRUCTION No.17 / 29.08.2019

FOR BENEFICIARIES

of the Joint Operational Programme Black Sea Basin 2014-2020 regarding their obligations during project implementation resulting from the entry into force of Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 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)

Having regard to the entry into force of Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 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) and the obligations resulting thereof,

Taking into consideration the provisions of the grant contract article 1.12, the Managing Authority issues the following:

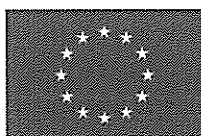
INSTRUCTION FOR BENEFICIARIES

Article 1. During the implementation of the projects financed under Joint Operational Programme Black Sea Basin 2014-2020, the Beneficiaries shall undertake to preserve the confidential nature of the Personal Data, according to the provisions of Directive (EU) 2016/680 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data by competent authorities for the purposes of the prevention, detection, investigation or prosecution of criminal offences or the execution of criminal penalties, and on the free movement of such data, and repealing Council Framework Decision 2008/977/JHA and according to the provisions of the Regulation No 679 of 27 April 2016 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).

Article 2

2.1 Personal Data collection, processing and storage shall be performed according to the provisions of the Regulation No 679/2016 for the purpose of project implementation and monitoring, fulfilment of its objectives, as well as statistical purpose.

2.2 Personal Data, as classified by Regulation No 679/2016, shall be processed in accordance with the legislation aforementioned throughout the contractual period, including during the



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period of monitoring and verification of the contractual objectives, for the purpose and the legal basis for which this contract was concluded.

2.3 The beneficiaries shall take appropriate technical and organizational actions, according to their own responsibilities and institutional competencies, in order to ensure a proper Personal Data security level, during their processing and re-processing, their transfer to third-parties and publishing on internal or external public sources.

2.4 The beneficiaries shall ensure, according to their own responsibilities and institutional competencies, all the technical and organizational conditions to preserve the confidentiality, integrity and availability of Personal Data.

2.5 The beneficiaries shall inform and notify the Managing Authority about any security breaches regarding the processing of Personal Data related to their contract, in order to be urgently adopted the required technical and organizational actions and to be notified the Romanian National Supervisory Authority for Personal Data Processing (ANSPDCDP), according to the obligations arising from the provisions of Regulation No 679/2016.

2.6 The beneficiaries, through their representatives assigned to process the Personal Data related to this contract and its possible addenda, shall keep records of the processing activities according to Article 30 of the Regulation No 679/2016.

2.7 In order to maintain security and to prevent processing in infringement of the Regulation No 679/2016, the beneficiaries shall evaluate the risks related to Personal Data collection, processing and storage and implement measures to mitigate those risks. When a high risk results, it is necessary to carry out an assessment of the impact of the envisaged processing operations on the protection of personal data, as foreseen by art 35 of Regulation No 679/2016.

2.8 Each beneficiary has the obligation of obtaining and keeping the records of the acknowledgements of the persons which are part of the project's target group, as well as of all the persons involved in the implementation of the project whose Personal Data are being used (e.g project team members, external experts, guests to events, etc.), for the activities in their responsibility, for the attainment and implementation of the project's objectives.

Article 3 This instruction will be communicated by the Joint Technical Secretariat to the beneficiaries via electronic email and publication on the Programme's website.

Article 4 This instruction entries into force at the date of its communication by the Joint Technical Secretariat to the beneficiaries.

Julia HERTZOG
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Head of the Managing Authority for

Joint Operational Programme Black Sea Basin 2014-2020



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