



Specific Privacy Notice – Financial transactions

We process your personal data based on Regulation (EU) 2018/1725 of the European Parliament and of the Council on the protection of individuals with regard to the processing of personal data by the Union institutions and 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 (hereinafter “the EUDPR”). We provide you with the information that follows based on Articles 15 and 16 of the EUDPR.

Who is the controller and processor?

The European Banking Authority (EBA) represented by the executive director and the head of the Finance and Procurement unit.

Email addresses: ExecutiveOffice@eba.europa.eu; Finance@eba.europa.eu

The European Commission is a joint controller:

- DG BUDGET manages ABAC, the financial and accounting application set up by the European Commission, to monitor the execution of its budget and to prepare its accounts.
- DG DIGIT implements and maintains the accounting IT tool ABAC. Privacy statement ABAC: [here](#).

What personal data do we process and who can access it?

Personal data we process

For the purpose of processing payments of contractors, experts and beneficiaries, the EBA staff (or through a processor) processes the following personal data:

Experts:

- Name (first name, family name)
- Title, function
- Contact information: e-mail address, business telephone number, mobile telephone number, fax number, postal address, company and department, country of residence, internet address, and bank account.
- Fees

Contracts:

Contractors and subcontractors who are natural persons, participants.

- Name (first name, family name)
- Contact information: title, function, e-mail address, business telephone number, mobile telephone number, fax number, postal address, company and department, country of residence, internet address, and bank account.
- Fees

Staff members of the contractor

- Personal data contained in the documents supporting reimbursable costs.

Who can access it?

The recipients of your personal data will be:

- The Finance team for treatment of the financial file;
- The Operational Initiating Agent (OIA) for treatment of the financial file;
- Heads of Units/team leaders/project officers concerned by the financial procedure;
- The European Commission ABAC system's operators and internal auditors;
- On a need to know basis and in compliance with the relevant current legislation, bodies charged with monitoring or inspection tasks in application of EU law (e.g. EC internal audit, Court of Auditors, European Anti-fraud Office (OLAF), the European Ombudsman, the European Data Protection Supervisor).
- Other organizations operating in third countries such as the United States of America, in the context of data processing from the use of Adobe Sign.

For what purpose do we process your personal data?

The purpose of processing of your personal data is to implement the budget of the EBA by executing payments to experts, contractors and beneficiaries. The financial transactions are made of budgetary commitments, legal commitments, including contracts and purchase orders, and payments.

What is the legal basis for processing your personal data?

Processing of your personal data is necessary based on the following legal basis:

- Article 5(a) of Regulation EU 2018/1725 because processing is necessary for the performance of a task carried out in the public interest (or in the exercise of official authority vested in the Union institution or body).
- Article 5 (b) of Regulation EU 2018/1725 because processing is necessary for compliance with a legal obligation to which the controller is subject.
- Article 5 (c) of Regulation EU 2018/1725 because processing is necessary for the performance of a contract to which the data subject is party.
- Having regard to Regulation (EC) 1093/2010 of the European Parliament and of the Council of 24 November 2010 establishing a European Supervisory Authority (European Banking Authority), amending Decision No 716/2009/EC and repealing Commission Decision 2009/78/EC, and in particular Article 65 thereof, and as amended by Regulation

(EU) No 1022/2013 of the European Parliament and of the Council of 22 October 2013.

- EBA Financial Regulation of 2019¹

Where did we get your personal data?

The experts and the beneficiaries/contractors provide the data.

How long do we keep your personal data?

Files relating to financial transactions are to be retained in the archives for a period of 5 years following the discharge of the financial exercise. The discharge of the financial exercise generally takes place 2 years after the financial year, meaning a total of 7 years for holding the personal data or until the end of a possible audit if it started before the end of the above period.

What are your rights regarding your personal data?

You have the right of access to your personal data and to relevant information concerning how we use it. You have the right to rectify your personal data. Under certain conditions, you have the right to ask that we delete your personal data or restrict its use. You have the right to object to our processing of your personal data, on grounds relating to your particular situation, at any time. We will consider your request, take a decision and communicate it to you.

You can send your request by post in a sealed envelope or via email (see section on contact details below).

You have the right to lodge a complaint.

If you have any remarks or complaints regarding the way we process your personal data, we invite you to contact the DPO of the EBA (see section on contact details below).

You have, in any case, the right to lodge a complaint with the EDPS as a supervisory authority: https://edps.europa.eu/data-protection/our-role-supervisor/complaints_en.

Contact details for enquiries regarding your personal data

Should you wish to contact the EBA, we encourage you to do so by email: (provide functional email of the unit that is in charge of the processing of the personal data) by stating in the subject “**Data Protection Enquiry**”.

If you wish to contact the DPO of the EBA personally, you can send an e-mail to dpo@eba.europa.eu or a letter to the postal address of the EBA marked for the attention of the DPO of the EBA.

¹ Regulation (EU, Euratom) 2018/1046 of the European Parliament and of the Council of 18 July 2018 on the financial rules applicable to the general budget of the Union, amending Regulations (EU) No 1296/2013, (EU) No 1301/2013, (EU) No 1303/2013, (EU) No 1304/2013, (EU) No 1309/2013, (EU) No 1316/2013, (EU) No 223/2014, (EU) No 283/2014, and Decision No 541/2014/EU and repealing Regulation (EU, Euratom) No 966/2012



The postal address of the EBA is:

DEFENSE 4 – EUROPLAZA
20 Avenue André Prothin
CS 30154
92927 Paris La Défense CEDEX

You can also find contact information on the EBA's website: <https://eba.europa.eu/contacts>