Enclosure nr 4

INFORMATION CLAUSE ON PERSONAL DATA PROCESSING

at the National Centre for Nuclear Research

In accordance with Article 13 of the 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, we inform you that:

1. The Personal Data Controller of your personal data processed in connection with the conduct of the public procurement procedure is the National Centre for Nuclear Research (hereinafter referred to as the Controller or NCBJ) with its registered office in Otwock, 7 Andrzeja Sołtana Street, 05-400 Otwock.
2. If you have any questions concerning the manner and scope of processing of your personal data, or your rights, you can contact the Data Protection Officer at NCBJ at the address given above or by an e-mail at [iod@ncbj.gov.pl](mailto:iod@ncbj.gov.pl) or by phone at 22 273 22 31.
3. The Personal Data Controller processes your personal data on the basis of applicable laws, i.e. in particular:

1) the Act of 11 September 2019 Public procurement law and its implementing acts, including the one on the types of documents that may be required by the contracting authority from the contractor

2) the Act of 14 July 1983 on the national archival resource and archives

1. Your personal data is processed in order to:

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| **Purpose of processing** | **Legal basis for processing** |
| Conducting public procurement proceedings | processing is necessary for the compliance with a legal obligation to which the controller is subject; (Art. 6.1.c GDPR) |
| Execution of agreements concluded with contractors | processing is necessary for the performance of a contract  (Article 6.1.b GDPR) |
| Handling activities related to the conducted contract | processing is necessary for the performance of a contract  (Article 6.1.b GDPR)  processing is necessary for the compliance with a legal obligation to which the controller is subject; (Art. 6.1.c GDPR) |
| Data processing on the basis of consent | the condition legalizing the processing is the consent expressed through the act of participation in a public procurement procedure (Article 6.1.a GDPR) |

1. With regard to the processing of personal data for the purposes referred to in point 4, your personal data shall be provided to interested entities and persons, as in principle the public procurement procedure is open to the public. Moreover, recipients of personal data may be other entities and persons who, on the basis of appropriate agreements signed with NCBJ, process personal data for which the Controller is NCBJ.
2. Your personal data will be stored pursuant to Article 78 of the Public Procurement Law, i.e. for a period of 4 years from the date of completion of the contract award procedure, and in the case of conclusion of a public procurement contract, which duration exceeds 4 years, the storage period shall be consistent with the duration of the contract and consistent with achieving the objectives set out in point 4 above.
3. With regard to the processing of your personal data, you have the following rights:

1) Art. 15 GDPR - the right to access personal data and to receive a copy of it,

2) Art. 16 GDPR - the right to request rectification or completion of personal data, however such a request may not result in changing the outcome of the public procurement procedure or the provisions of the public procurement agreement to the extent inconsistent with the Act (Art. 19.2 of the Public Procurement Law).

3) Art. 17 GDPR - the right to demand erasure of personal data (the so called ‘right to be forgotten’), unless erasure of personal data is impossible pursuant to Art. 17.3b), d) or e) of GDPR.

4) Art.18 GDPR - the right to request restriction of processing of personal data, unless the restriction of processing will not have the effect of limiting personal data until the end of these proceedings (Art. 19.3 of the Public Procurement Law).

1. If you become aware of unlawful processing of your personal data at NCBJ, you have the right to lodge a complaint to the supervisory authority responsible for personal data protection.
2. Your personal data will not be subject to a decision based solely on automated processing, pursuant to Article 22 of GDPR.
3. The above rights should be addressed to NCBJ in accordance with the details provided at the beginning. If NCBJ is unable to determine the content of the request or identify the person submitting the request on the basis of the notification made, NCBJ will ask the applicant for additional information. The request will be responded to promptly, but no later than one month after receipt. If it is necessary to extend the deadline, NCBJ will inform the applicant of the reasons for such extension. The answer will be given to the e-mail address from which the application was sent, and in case of applications sent by letter, by registered mail to the address indicated by the applicant, unless the content of the letter indicates the desire to receive feedback to the e-mail address (in this case the e-mail address should be provided).