

## INFORMATION OBLIGATIONS

In accordance with Article 13 (1) and (2) of the General Regulation on the Protection of Personal Data of 27 April 2016, I inform you that the controller of personal data is the Polish Air Navigation Services Agency, Wieżowa Street 8, 02-147 Warsaw. Contact to the Data Protection Officer: [inspektorochronydanych@pansa.pl](mailto:inspektorochronydanych@pansa.pl)

Personal data will be processed on the basis of art. 6, sec. 1, letter c GDPR for the purposes related to the conduct of these proceedings for the award of a public contract and its settlement, as well as, if the prerequisites specified in Articles 255-256 of the PPL are not fulfilled - for the purpose of concluding a public contract and its execution, as well as for the purpose of documenting the procurement proceedings and its archiving.

Recipients of personal data may be: suppliers of systems and services with which the Contracting Authority cooperates, entities providing advisory services, including legal services and consulting services, and, entities to whom the documentation of the proceedings will be made available on the basis of the provisions of the PPL or on the basis of other legal regulations, in particular to entities conducting control activities with respect to the Contracting Authority, and if the proceedings are carried out as part of an EU project, also its other participants.

Personal data obtained in connection with the conduct of this public procurement procedure will be retained, for a period of 5 years from the end of the calendar year in which the completion of the public procurement procedure took place, and if the duration of the contract exceeds 5 years, the retention period covers the entire duration of the public procurement contract. If the proceedings will be carried out within the framework of an EU project, the retention period may be extended and be 10 years from the time the project is completed. Notwithstanding the provisions of this section, if a public procurement contract is concluded, personal data will be processed until the expiration of the statute of limitations for claims arising from the public procurement contract.

No automated decisions, including profiling, will be made on the basis of personal data obtained in connection with the conduct of this public procurement..

The person to whom the personal data obtained in connection with the conduct of these proceedings applies has the right:

- access to their personal data - in accordance with Article 15 of the GDPR, however, in a situation where the fulfillment of the obligations referred to in Article 15 sec.1-3 of the GDPR would require a disproportionate effort, the Contracting Authority may require the indication of additional information to clarify the request, in particular the name or date of the current or completed public procurement proceedings;
- to rectify their personal data - in accordance with Article 16 of the GDPR, however, the exercise of the right to rectify or supplement personal data referred to in Article 16 of the GDPR may not result in a change in the outcome of the public procurement procedure, nor may it change the provisions of the agreement to an extent inconsistent with the PPL, and may not affect the integrity of the protocol and its annexes;
- to require the Contracting Authority - as controller - to restrict the processing of personal data, subject to the cases referred to in Article 18 sec. 2 of the GDPR, with the right to restrict processing not applying to storage, to ensure the exercise of legal remedies or to protect the rights of another natural or legal person, or for compelling reasons of public interest of the European Union or a Member State; this right does not restrict the processing of personal data until the end of the public procurement procedure;

- lodge a complaint to the President of the Office for Personal Data Protection ([uodo.gov.pl](http://uodo.gov.pl), Ul. Stawki 2, Warsaw) in the event that the processing of its personal data is deemed to violate personal data protection regulations, including the provisions of the GDPR.

The obligation to provide personal data is a statutory requirement specified in the PPL, related to participation in the public procurement procedure; the consequences of not providing certain data are specified in the PPL.

A person whose personal data was obtained by the Contracting Authority in connection with the conduct of this public procurement procedure is not entitled to:

- The right to erasure of personal data, as exaggerated by Article 17, sec. 3 letter b, d or e of the GDPR,
- The right to the portability of personal data referred to in Article 20 of the GDPR, the right to object to the processing of personal data set forth in Article 21 of the GDPR, due to the fact that the legal basis for the processing of personal data is Article 6, sec.1 letter c of the GDPR.

The contracting authority shall process the personal data collected in this public procurement procedure in a manner that guarantees protection against unlawful dissemination.

The Contracting Authority shall make available the personal data referred to in Article 10 of the GDPR for the purpose of enabling the use of legal remedies referred to in Section IX of the PPL until the deadline for their filing.