

Information Notice on Data Processing

(For data processing by the Curia in relation to pre-registration)

Introduction

With regard to data processing, the Curia does not carry out any automated decision-making or profiling when processing data in connection with attending a hearing as an attendee in a situation that requires pre-registration, or when dealing with administrative matters at the Case Management Office in a situation that requires pre-registration.

1. Data controller

Name: Curia of Hungary

Seat: 1055 Budapest, Markó utca 16.

Postal address: 1363 Budapest, Pf. 35.

E-mail address: Kurial@birosag.hu

Central telephone number: (+36-1)-268-4500

Central fax number: (+36-1)-268-4740

Website: www.kuria-birosag.hu

2. Contact details of data protection officer

Data protection officer: dr. Czipa Zsuzsanna Rebeka

Telephone number: (+36-1)-268-4500 / extension 4804

E-mail: Kurial-Adatkezeles@birosag.hu

3. Scope of personal data processed

In the case of data processing related to the attendance of a natural person (hereinafter 'the data subject') as an attendee at a hearing in a situation that requires pre-registration: the full name in a document with a photo proving the identity of the person, and e-mail address.

For data processing in relation to the data subject's handling of administrative matters at the Case Management Office in a situation that requires pre-registration: the full name in a document with a photo proving the identity of the person, and e-mail address.

4. Purpose of data processing

Ensuring attendance as an attendee at a hearing in a situation that requires pre-registration.

Ensuring the handling of administrative matters at the Case Management Office in a situation that requires pre-registration.

5. Legal basis for data processing

In the case of data processing related to the attendance as an attendee at a hearing in a situation that requires pre-registration, data processing is necessary for the exercise of public authority powers vested in the Curia or for the performance of the Curia's tasks carried out in the public interest [Article 6 (1) (e) 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 (General Data Protection Regulation, hereinafter: GDPR)], with regard to section 117 (1) (a), (t), and section 168 of the Act No. CLXI of 2011 on the Organisation and Administration of Courts (Bszi.), and section 46 (3) of Act No. XXXIV of 1994 on the Police, and subsections 6 (c), (cb), (cd) of Instruction No. 9/2014 (IV.14.) of the Hungarian National Police on Entry and Exit Rules Applicable to the Palace of Justice.

In the case of data processing related to the handling of administrative matters at the Case Management Office in a situation that requires pre-registration, data processing is necessary for the exercise of public authority powers vested in the Curia or for the performance of the Curia's tasks carried out in the public interest [Article 6 (1) (e) of GDPR], with regard to section 1, section 117 (1) (a), and section 168 of the Act No. CLXI of 2011 on the Organisation and Administration of Courts (Bszi.), and to the legal provision applicable to a situation that requires pre-registration.

6. Source of personal data

In relation to the Curia's processing of personal data related to pre-registration, the source of personal data is the data subject.

7. Duration of data processing

Filed in accordance with the Case Management Regulation of the Curia and handled as a registered document until its destruction or transfer to the archives.

8. Recipients of personal data

In the case of data processing related to the attendance as an attendee at a hearing in a situation that requires pre-registration, the full name in a document with a photo proving the identity of the person is transferred to the Standby Police Service.

In relation to the handling of administrative matters at the Case Management Office in a situation that requires pre-registration, no personal data is transferred by the Curia to recipients.

9. Data subject's rights in relation to data processing

9.1 Right to access

The data subject may request in writing to be informed by the Curia:

- of the processed personal data,
- of the legal basis for the processing,
- of the purpose of data processing,
- of the source of the data processed (if the data are not collected by the Curia from the data subject);
- of the planned storage period for the personal data or, if this is not possible, of the criteria for determining that period;
- of the recipients that the Curia has disclosed or will disclose personal data to, including in particular recipients in third countries or international organisations;
- if his/her personal data have been transferred to a third country or an international organisation, about the existence of appropriate safeguards regarding the transfer in accordance with Article 46 of the GDPR;
- of the right to lodge a complaint with the Supervisory Authority;
- of the fact that automated processing is being carried out and, in this context, about the significance of data processing and its consequences for the data subject.

9.2 Right to rectification

The data subject may request in writing, without giving reasons, that the Curia correct his/her inaccurate personal data or, if compatible with the purposes of the data processing, supplement his/her personal data.

The Curia shall inform those to whom the personal data have been disclosed about the rectification of personal data unless this is impossible or involves a disproportionately great effort. Upon the data subject's request, the Curia will inform him/her of these recipients.

9.3 Right to restriction

The data subject may request in writing that the processing of his/her personal data be restricted by the Curia where one of the following applies:

- (a) the accuracy of the personal data is contested by the data subject, for a period enabling the controller to verify the accuracy of the personal data;
- (b) the processing is unlawful and the data subject opposes the erasure of the personal data and requests the restriction of their use instead;
- (c) the Curia no longer needs the personal data for the purposes of data processing, but they are required by the data subject for the establishment, exercise or defence of legal claims;
- (d) the data subject has objected to the data processing; in this case, the restriction shall apply pending the verification whether the legitimate grounds of the controller override those of the data subject;
- (e) the Supervisory Authority orders it.

Where processing has been restricted, such personal data shall, except for storage, only be processed with the data subject's consent or for the establishment, exercise or defence of legal claims, or for the protection of the rights of another natural or legal person, or for reasons of important public interest of the European Union or of a Member State. The Curia shall inform the data subject before the restriction of processing is lifted.

The Curia shall inform those to whom it has disclosed the personal data about the restriction unless it is impossible or involves a disproportionately great effort. At the request of the data subject, the Curia shall inform him/her of the recipients.

9.4 Right to object

On grounds relating to his/her particular situation, the data subject may at any time object to the processing of his/her personal data, if the data processing is necessary for the performance of the Curia's tasks carried out in the public interest or for exercising public authority powers vested in the Curia.

The request may not be granted if the controller demonstrates compelling legitimate grounds for the processing which override the interests, rights, and freedoms of the data subject, or for the submission, enforcement, or defence of legal claims.

10. Exercising data subject's rights

To exercise the above rights, the data subject may submit a request to the Curia, which will be granted without undue delay but within a maximum of one month from the date it is received. This deadline may be extended by a further period of two months in consideration of the complexity of the request and the number of requests.

11. Legal remedy

If the data subject detects unlawful data processing practices, he/she may appeal to the supervisory authority or initiate a civil lawsuit against the Curia. The lawsuit may also be initiated before the High Court of Budapest having jurisdiction at the seat of the Curia, or - at the data subject's choice - before the court having jurisdiction at his/her place of domicile or place of residence.

Name of Supervisory Authority: National Authority for Data Protection and Freedom of Information (NAIH)

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