



## DATA PROTECTION NOTICE – *EU-Rail Tooling Platform* - PO-PO5-06

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*The EU-Rail tooling platform involves processing of personal data, which shall comply with Regulation (EU) N° 2018/1725<sup>1</sup> (the “Regulation”).*

This data protection notice explains how the *Europe’s Rail Joint Undertaking* (here after referred to as (EU-Rail)) uses any information you give to us, and the way we protect your privacy. Furthermore, it describes the rights you have as a data subject and how you can exercise these rights.

ERJU protects the fundamental rights and freedoms of natural persons and in particular their right to privacy with respect to the processing of personal data.

We provide the following information based on Article 15 of the Regulation.

### **What is the purpose of the processing?**

For assessing the EU-RAIL tooling platform allowing the use of Polarion, Capella and GitHub, authorised users have to identify themselves with their name and email address.

### **Which personal data do we process?**

First Name, last name and e-mail address.

### **Why do we process your personal data and under what legal basis?**

The access to the EU-RAIL tooling platform authorises the use of the AML tool Polarion. According to the terms of use agreed for Polarion, the users have to be authorised and identified before having access granted to the tool.

**Legal basis:** Processing of personal data is necessary for the performance of a task carried out in the public interest of EU-Rail in accordance with article 5(1)(a) of [Regulation \(EU\) 2018/1725](#) and in compliance with [Regulation \(EU\) 2021/2085](#) of 19 November 2021 establishing the Joint Undertakings under Horizon Europe.

### **Who is the controller and other actors involved in the processing?**

**Controller:** The EU-Rail, represented by the Executive Director as owner of the tooling platform and takes the decision if a user domain is onboarded. The data shall be processed by EU-Rail solely for the purposes of the implementation, management and monitoring of the tooling platform.

**Processors:** System Pillar consortium (represented by EUG) in accordance with the contractual obligations included in a framework service contract signed between EU-Rail and the System Pillar consortium (represented by EUG), and in particular articles I.9 and II.9 (data protection clauses) The System Pillar consortium is managing the tooling platform (e.g.: implementing new functions, onboarding users etc.) and give access to the EU-RAIL tooling platform to the authorized users. The data shall be processed by the processors solely for the purposes set out by the controller (EU-Rail).

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<sup>1</sup> Regulation (EU) N° 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, 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 (“EUDPR”).



## How is EU-Rail processing the personal data?

The data collected is processed electronically when requesting access to the EU-RAIL tooling platform.

## How do we protect and safeguard your information?

The user data is saved in the EU-RAIL tooling platform access manager AzureAD. The user list is being updated when the user accesses the application for the first time, accepting the terms and conditions.

## Who can access to your personal data and to whom is it disclosed?

Every platform user can access the personal data of the other users. This is requirement for collaboration. However, as described above only the name and email address are concerned.

## What are your rights and how can you exercise them?

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. In addition, you have the right not to be subject to a decision based solely on automated processing of data, including profiling, if such decision has legal effect on him or her, except for certain situations, such as entering into a contract (as required by articles 14-16 & 24 of EU DPR Regulation).

Information on action taken on the data subject's request to exercise her/his rights shall be provided without undue delay and in any case within one month of receipt of the request. In case of complex or voluminous requests, this period may be extended by another two months, in which case the JU will inform the data subject.

In case data subjects wish to exercise their rights, they should send an email to the EU-Rail Data Protection Officer at [data-protection@rail-research.europa.eu](mailto:data-protection@rail-research.europa.eu)

## How to withdraw your consent and the consequences of doing this

Data subjects have the right to withdraw their consent at any time by sending a written request to the above-mentioned email address. Please note that withdrawing your consent does not affect the lawfulness of any processing based on your consent before this consent is withdrawn.

*Possible restrictions as laid down in Article 25 of the EU DPR Regulation can apply.*

## How long is the data retained?

The data is retained during the whole period of use of the EU-RAIL tooling platform.

## Complaints, concerns and recourse

Should you have any complaint or concern you may contact:

- the Data Protection Officer of the EU-Rail at [data-protection@rail-research.europa.eu](mailto:data-protection@rail-research.europa.eu)

In addition, as a data subject, you have a right to recourse to the European Data Protection Supervisor (EDPS) at any time by e-mail to [edps@edps.europa.eu](mailto:edps@edps.europa.eu) or a letter to the EDPS postal address marked for the attention of the EDPS DPO:

European Data Protection Supervisor, Rue Wiertz 60, B-1047 Brussels, Belgium

For more information on the EDPS, please consult their website: <https://edps.europa>



### **Additional information**

More information on Data Protection at the EU-Rail can be obtained in the [Data Protection Register](#) and in the [Data Protection & Legal Notices](#) published in the EU-Rail web site.