NOTIFICATION ABOUT PERSONAL DATA PROCESSING FOR AUTHORISATION/NOTIFICATION PURPOSES

As personal data controller, the **National Bank of Romania** processes personal data that are either voluntarily provided or indirectly received, according to the applicable provisions of the national legislation in force, to the provisions of **Regulation (EU) 679/2016** 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 referred to as GDPR, and of Law No. 506/2004 on the processing of personal data and the protection of privacy in the electronic communications sector, in a secure manner and only for the following purposes.

The **National Bank of Romania** is constantly preoccupied with ensuring a high level of protection of personal data, which are processed according to the current legal framework.

In order to respect your right pursuant to Regulation (EU) 679/2016, which is to be informed regarding the manner in which your personal data are processed by the **National Bank of Romania,** we bring the following to your attention:

➢ DEFINITIONS

"Personal data" means any information that relates to an identified or identifiable natural person ("data subject").

In relation to the National Bank of Romania, you are by law the "**data subject**", meaning an identified or identifiable natural person. An identifiable natural person is one who can be identified, directly or indirectly, in particular by reference to an identifier such as a name, an identification number, location data, an online identifier or to one or more factors specific to the physical, physiological, genetic, mental, economic, cultural or social identity of that natural person.

"Processing" means any operation or set of operations which is performed on personal data or on sets of personal data, whether or not by automated means, such as collection, recording, organisation, structuring, storage, adaptation or alteration, retrieval, consultation, use, disclosure by transmission, dissemination or otherwise making available, alignment or combination, restriction, erasure or destruction.

➢ GROUNDS FOR PERSONAL DATA PROCESSING

The grounds for personal data processing can be found in the following regulations:

- Government Emergency Ordinance No. 99/2006 on credit institutions and capital adequacy, approved, amended and supplemented by Law No. 227/2007, subsequently amended and supplemented, as well as the regulations issued for its enforcement;

- Regulation (EU) No. 575/2013 on prudential requirements for credit institutions and investment firms and amending Regulation (EU) No. 648/2012, as well as the regulations issued for its enforcement;
- Government Emergency Ordinance No. 113/2009 on payment services, approved and amended by Law No. 197/2010, subsequently amended and supplemented, as well as the regulations issued for its enforcement;
- Law No. 127/2011 on the issue of electronic money, subsequently amended and supplemented, as well as the regulations issued for its enforcement;
- Law No. 93/2009 on non-bank financial institutions, subsequently amended and supplemented, as well as the regulations issued for its enforcement;
- Law No. 31/1990 on commercial companies, republished 2, subsequently amended and supplemented;
- Law No. 312/2004 on the Statute of the National Bank of Romania;
- Law No. 129/2019 on the prevention and combating of money laundering and terrorist financing, amending and supplementing some normative acts, as well as the regulations issued for its enforcement;

Personal data processing is necessary for compliance with a legal obligation pursuant to point (c) of Article 6(1) of the GDPR.

➢ PURPOSE FOR PERSONAL DATA PROCESSING

The National Bank of Romania processes these data in order to carry out the specific activities of AUTHORISING CREDIT INSTITUTIONS, PAYMENT INSTITUTIONS, ELECTRONIC MONEY INSTITUTIONS, and NOTIFYING NON-BANK FINANCIAL INSTITUTIONS according to the applicable legal provisions.

➢ PERSONAL DATA CATEGORIES THAT ARE PROCESSED

The data that the NBR collects directly/indirectly (depending on the purpose/circumstances of the processing) are: name/surname, identification code, ID series and number, address/mailing data, banking data, online identifier (e-mail), image (photos), handwritten signature, gender, date and place of birth, profession, professional background (degrees, education level), employer, citizenship, economic or financial status, data regarding personal assets, wage/allowance, social status (position held in a social group at a certain moment), family status (data from civil status records), criminal/tax record data, information regarding civil and administrative sanctions, and any other personal data resulting from the documents/analyses requested from the supervised institutions in order to prove compliance with legal obligations.

➢ PERSONAL DATA STORAGE PERIOD

Your personal data are stored for the period necessary to achieve the purposes for their collection (includes the storage period for auditing and the period necessary to establish, exercise or defend a right in court), as required by the applicable legal provisions, i.e. the rules and regulations on archives.

➢ PERSONAL DATA TRANSFER

We do not transfer your personal data to EU/non-EU countries, unless expressly laid down by law or when necessary for the purpose of data collection. In case any changes occur, you will be duly informed.

➢ ACCESS TO PERSONAL DATA AND RECIPIENTS OF THESE DATA

Personal data are accessed only by the NBR staff involved in this activity. These data may be disclosed to persons outside the NBR when necessary for the purpose of processing and/or when required by law.

➢ CONSEQUENCES OF THE FAILURE TO PROVIDE REQUESTED PERSONAL DATA

Any refusal to provide the requested data makes it impossible for the NBR to perform its authorisation/notification tasks for the purpose of which the said personal data are processed, with the consequences stipulated by the applicable legislation.

➢ SECURING PERSONAL DATA

In the personal data processing operations, the NBR makes use of technical and organisational measures in order to ensure an adequate level of protection and security against accidental or unlawful destruction, loss, alteration, unauthorised disclosure of, or access to personal data.

➢ YOUR RIGHTS

Insofar as conditions stipulated by the applicable legislation are fulfilled, the persons whose personal data are processed have the following rights: right of access (Article 15 of the GDPR), right to rectification (Article 16 of the GDPR), right to erasure ("right to be forgotten") (Article 17 of the GDPR), right to restriction of processing (Article 18 of the GDPR), right to data portability (Article 20 of the GDPR), right to object (Article 21 of the GDPR), right not to be subject to a decision based solely on automated processing (Article 22 of the GDPR), right to withdraw your consent (Article 7(3) of the GDPR).

If you consider that your rights regarding personal data processing have been infringed, you have:

- the right to lodge a complaint with the National Supervisory Authority for Personal Data Processing;

- the right to bring the matter before a competent court.

➢ HOW TO EXERCISE YOUR RIGHTS

In case you have any questions or doubts about the processing of your personal data or you wish to exercise your legal rights regarding the personal data in our possession, you may contact the NBR's data protection officer at datepersonale@bnro.ro and/or in writing at National Bank of Romania, Lipscani Street no. 25, sector 3, Bucharest, postal code 030031.

The legal deadline for replying to these requests is 30 days, with the possibility of extension.

➢ UPDATING

This notification may be subject to subsequent changes. All updates and changes hereto are valid starting on the date they are made known.

➢ CONTACT DETAILS OF THE DATA PROTECTION OFFICER

The data protection officer appointed at the National Bank of Romania may be contacted at datepersonale@bnro.ro and/or in writing at National Bank of Romania, Lipscani Street no. 25, sector 3, Bucharest, postal code 030031.