

Personal data are processed by the European Investment Fund (“EIF” or “**Controller**”) in accordance with Regulation (EU) 2018/1725 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, as such regulation may be amended from time to time.

1. Legal Basis

The legal basis for the processing operation is:

- Article 325 of the Treaty on the Functioning of the European Union (“TFEU”);
- EIF Statutes;
- Regulation (EU) No 883/2013 of the European Parliament and of the Council of 11 September 2013 concerning investigations conducted by the European Anti-fraud Office,
- Regulation (EU) 2018/1046 of the European Parliament and of the Council of July 2018 on the financial rules applicable to the general budget of the Union.
- Policy on preventing and deterring prohibited conduct in European Investment Fund activities (“EIF Anti-fraud Policy”) and EIB Group Investigation Procedures, as amended from time to time,

The Fraud Investigation Services to be conducted by the EIB IG/IN may involve the transfer by the EIF of Personal Data to the EIB, which will perform the Processing of that Personal Data as part of its Fraud Investigation Services.

2. Data Subjects

Fraud Investigation has access to people, documents and data within the EIF. In the course of the investigations, IG-IN may process data of EIF members of governing bodies and staff, EIF counterparts, EIF Business partners (e.g suppliers and consultants), who are relevant for the investigation, as subject, whistleblower and/or informant.

3. Purpose

Preventing and investigating cases of prohibited conduct as define in the EIF Anti-Fraud policy. It may also be used for contact purposes.

4. Data Categories

- Identification data,
- Professional data,
- Case involvement date

All EIF members of governing bodies and staff are obliged to cooperate with IG-IN and OLAF promptly and fully, including by answering relevant questions and complying with requests for information and records. As provided for in the applicable EIF contracts, IG-IN and OLAF can examine and copy the relevant books and records of counterparts, suppliers, service providers and other involved parties.

5. Data Recipients

- Responsible IG/IN staff
- Designated persons within EIF

- OLAF for pursuing a case whenever (i) suspicious of misconduct of staff, (ii) illegal activity affecting the financial interests of the EU,
- Other EU institutions/ bodies, offices, agencies.
- National authorities, both within and outside the EU,
- Other International financial institutions (IFIs) and international organisations.

Reporting on cases is done with strict confidentiality and limited circulation. IG-IN provides its findings to senior management who have specific responsibility for the project and reports at the same time to OLAF and the Audit Board of EIF. A monthly summary of all cases is, in addition, also sent to the external auditors of the EIF.

The Chief Executive is informed by the Inspector General on the follow-up measures to be taken by the operational services, including contractual consequences.

IG-IN may refer a matter to the appropriate national authorities for further investigation and/or criminal prosecution. This can be done with the assistance of OLAF.

6. Data Retention Period

Personal data may be retained in cases files for at least five years and up to ten years after the disclosure of the investigation. If the related allegations were not substantiated, personal data may be retained for a maximum of five years from the closure of the case.

7. Rights of Data Subject

- Data Subjects have the right to obtain from the controller confirmation as to whether or not their personal data concerning are being processed, and, where that is the case, access their personal data by contacting the Controller (info@eif.org) or through the EIF DPO (dpo@eif.org) and they will receive a response without undue delay. Exceptions and restrictions under article 25 of Regulation (EU) 2018/1725 and relevant EIF decision may apply to EIF investigations. The relevant EIF decision is available [here](#). (**right of access**);
- Data Subjects have the right to obtain from the controller without undue delay the rectification of any inaccurate personal data concerning them (**right to rectification**).
- Data Subjects have the right to obtain from the controller the erasure of their personal data when they are no longer necessary in relation to the purposes for which they were collected (**right to erasure**);
- Data Subjects have the right to obtain from the controller restriction of processing when (i) they contest the accuracy of their personal data, (ii) the processing is unlawful, (iii) the controller no longer needs the personal data for the purposes of the processing or (iv) they have objected to processing, pending the verification whether the legitimate grounds of the controller override theirs (**right to restriction of processing**);
- Data Subjects have the **right to object**, on grounds relating to their particular situation, when the processing of personal data is unlawful;
- Data Subjects have the right to receive from the controller their personal data in a structured, commonly used and machine-readable format and transmit those data to another controller without hindrance from the controller to which the personal data have been provided (**right to data portability**);
- Data Subjects may lodge a complaint to the European Data Protection Supervisor (www.edps.europa.eu) at any time (**right to lodge a complaint**).