

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 (the "Regulation").

## 1. Legal Basis

The legal bases for this processing include:

- Article 5(1)(a) of the Regulation, pursuant to which processing is necessary for the performance of a task carried out by the controller in the public interest;
- Article 2 of the EIF Statutes, which obliges the EIF to "contribute to the pursuit of the objectives of the European Union".

In pursuing its statutory objectives, the EIF provides financial guarantees or other debt instruments or equity investments to financial intermediaries for the final benefit of final recipients. In this context, the EIF

- has developed a framework of policies, published on its website<sup>1</sup>, which provide general guidance to EIF transactions;
- is entrusted with a variety of mandates from third parties, i.e. mandators/funding providers, which may contain specific policy guidelines to the transactions funded out of such mandates.

The referred policy frameworks complement the statutory mission of the EIF.

## 2. Data Subjects

Final recipients, i.e. individuals benefitting from EIF financial guarantees or other debt instruments provided to financial intermediaries ("**EIF Products**"), are the data subjects whose personal data may be shared by the financial intermediaries with (i) the EIF, (ii) its mandators/funding providers, (iii) EIF's outsourcers and service providers and (iv) external auditors having the right to control the use of funds within EIF Products in accordance with applicable legal and/or contractual base.

## 3. Purpose

In order to monitor that the deployment of the EIF Products is made by the financial intermediaries towards eligible final recipients in accordance with the applicable investment strategy, EIF may perform monitoring activities in the context of which personal data of sampled final recipients are collected and processed.

## 4. Data Category

The referred personal data include the name, address and other personal data of the final recipients collected by the financial intermediaries and transmitted to the EIF. Such personal data are collected by EIF within the ongoing reports provided by the financial intermediaries to EIF and/or within the exchange of the contractual and/or supporting documentation related to the transaction signed between the financial intermediaries and the final recipients (loan/lease/guarantee, including any

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<sup>1</sup> [www.eif.org](http://www.eif.org)

relevant application forms, self-declaration, documents used for credit assessment purposes and all documentation exchanged between the financial intermediaries and the final recipients) in the context of the deployment by the financial intermediaries of the EIF Products.

#### 5. Data Recipients

The aforementioned personal data are processed by the EIF relevant services and may also be shared with the European Investment Bank, the EIF mandators/funding providers, EIF outsources/service providers and external auditors having the right to control the use of funds within EIF Products in accordance with applicable legal and/or contractual base.

#### 6. Data Retention Period

Any personal data collected and processed in the context herein may be retained by the EIF for a maximum period of seven years following the end of the implementation period of the mandate or termination of the agreement concluded by the EIF with the financial intermediary or the agreement concluded by the financial intermediary with the final recipient or the closure of operations under the mandate, as applicable.

#### 7. Rights of Data Subject

- Final recipients have the right to obtain from the EIF confirmation as to whether or not personal data concerning them are being processed, and, where that is the case, access their personal data by contacting the Controller ([info@eif.org](mailto:info@eif.org)) or through the EIF DPO ([dpo@eif.org](mailto:dpo@eif.org)) and they will receive a response without undue delay (**right of access**);
- Final recipients have the right to obtain from the controller without undue delay the rectification of any inaccurate personal data concerning them (**right to rectification**). EIF may restrict the application of final recipients' right of access and rectification where such restriction may constitute a necessary measure to safeguard, including but not limited to:
  - the prevention, investigation, detection and prosecution of criminal offences
  - the protection of the data subject or of the rights and freedoms of others
- Final recipients 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**);
- Final recipients 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**);
- Final recipients have the **right to object**, on grounds relating to their particular situation, when the processing of personal data is unlawful;
- Final recipients 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**);
- Final recipients may lodge a complaint to the European Data Protection Supervisor ([www.edps.europa.eu](http://www.edps.europa.eu)) at any time (**right to lodge a complaint**).