

Data Protection Notice

ACER REMIT Information System and Case Management Tool

(11.12.2018)

This Data Protection Notice is provided to you in order to explain the policy of the European Union Agency for the Cooperation of Energy Regulators (“the **Agency**”) regarding your privacy, as well as how your personal information is handled in the context of the ACER REMIT Information System (“**ARIS**”) and Case Management Tool (“**CMT**”) – including all platforms and applications made available within the REMIT Portal.

Who is responsible for my personal information?

The Agency is the data controller regarding all personal data processing carried out in the context of ARIS and the CMT.

To get in touch with the Agency’s Data Protection Officer, please contact: dpo@acer.europa.eu.

What personal information of mine is being collected?

The Agency collects information on the users of the platforms and applications made available on the REMIT Portal, ARIS applications / websites and the CMT, as well as information on other companies, entities and individuals which is communicated to the Agency by those users, or from other sources (e.g., national regulatory authorities). Where this information is related to an identified (or identifiable) individual – meaning, a natural person, and not a company or other legal entity – it is considered as “Personal Data”.

The categories of Personal Data which may be processed by the Agency in the context of ARIS and the CMT are as follows:

(a) **User Data**

When you register as a user on a platform or application of the ARIS system (where this feature is available), or of the CMT, the Agency collects and processes Personal Data related to you, such as your name, the entity you are affiliated with (e.g., the Agency, national regulatory authorities, market participants), your job title / function and your contact details (e.g., professional address, phone number and e-mail address).

Should you choose to use the ARIS recommended / provided certification authority in order to obtain a digital certificate, as needed to connect to ARIS and/or the CMT, you may be asked to provide to the Agency a scan of your identification document (including a photograph), as provided to the certification authority, in order to verify that it matches the provided user data and approve your request for a digital certificate.

(b) **CEREMP Data**

Energy market participants that enter into transactions which, under the applicable law, must be reported to the Agency, are obliged to register with the National Regulatory Authority ("**NRA**") of their Member State of residence / establishment (or, in the case of non-EU market participants, the Member State in which they are active). NRAs will forward information on registered energy market participants to the Agency, for inclusion in the Agency's Centralised European Register of Energy Market Participants ("**CEREMP**").

If you have registered with an NRA as an energy market participant, acting as a sole trader / individual, the Agency therefore collects Personal Data related to you, such as your name, date and location of birth, address, VAT number, identification codes and numbers (e.g., Energy Identification Code, Bank Identifier Code, Global Location Number, GS1) and website URL.

If you are designated as the individual responsible for filing an energy market participant registration with an NRA, the Agency also collects Personal Data related to you, such as your name, role within the registered energy market participant, address and contact details (e.g., e-mail address, telephone number, fax number).

Finally, if you are an individual who is identified as an ultimate controller or beneficiary for a registered energy market participant, the Agency collects Personal Data related to you, such as your name, role within the energy market participant, date and location of birth, address, contact details (e.g., e-mail, telephone number), national identification numbers (e.g., ID card number, passport number) and VAT number.

(c) **Market Activity Data**

Energy market participants registered on CEREMP are obliged to report information related to their activities within the markets under the Agency's scope of assessment (i.e., wholesale energy market transactions), as established by Article 8 of Regulation (EU) no. 1227/2011, of the European Parliament and of the Council, of 25 October 2011 ("**REMIT**").

Therefore, where you are a registered energy market participant acting as a sole trader / individual, the information you report may be classified as Personal Data, which is collected by the Agency.

These Personal Data may also be provided to the Agency by a Registered Reporting Mechanism ("**RRM**"), acting on your behalf.

(d) **RRM Contact Person Data**

When you register as an RRM (acting as an individual / natural person), or as a contact person for an RRM, within the RRM Registration application, the Agency collects Personal Data related to you, such as your name, date / city / country of birth, role within the RRM, address (including country, city and postal code), contact details (e.g., e-mail, phone number, fax number), national VAT number, other unique identification codes (if available: EIC, BIC, LEI, GS1, Interop. Code, Trade Register no.) and website

URL. These Personal Data are also collected via the written RRM application form as well as the power of attorney which you must submit in the course of registration, granting you powers to represent the RRM as an RRM Administrator within ARIS – the exact categories of Personal Data collected may vary according to the applicable national law on powers of attorney (as different national laws will have different requirements regarding the amount of information needed to identify you within a power of attorney).

(e) REMIT Query Data

When you submit a query to the Agency regarding REMIT, the operation of ARIS / the REMIT Portal, or any other related matters, the Agency asks you to provide Personal Data related to you, such as your full name, organisation you are affiliated with and e-mail address. The Agency also collects the IP address of the device which you use to submit such queries, as well as any other Personal Data which you may decide to include in the queries you submit (including attached files), to the extent that these Personal Data are deemed adequate, relevant and necessary to allow the Agency to manage and respond to your query.

(f) Notification Platform and Case Management Tool Data

Personal Data

The Notification Platform may be used to notify the Agency of potential breaches of REMIT which may be detected, as well as of the use of the exemption to the prohibition of insider trading – Article 3(4)(b) REMIT – and exceptional delays to the public disclosure of insider information – Article 4(2) REMIT.

Whenever a user of the Notification Platform submits a notification to the Agency, the Agency collects Personal Data on that user, such as the user's full name, organisation of affiliation, role within that organisation and professional contact details – unless, where this is permitted, the notification is submitted anonymously.

Notifications regarding suspected breaches of REMIT may include Personal Data related to other individuals, such as energy market participants acting as sole traders / individuals, or contact persons within any energy market participant. The Agency collects all Personal Data included in submitted notifications which is deemed relevant to investigate the reported breach, such as individuals' full name (though it is unlikely that the collection of Personal Data be deemed relevant in these cases).

The information and data submitted to the Agency through the Notification Platform are then migrated to the CMT, which is a secure IT system allowing the cooperation and exchange of information between the Agency and NRAs on potential REMIT breach cases. While progressing on the review or investigation of a potential REMIT breach case, NRAs might provide the Agency with additional information, including personal data, via the CMT.

Personal Data related to criminal convictions and offences

Notifications regarding suspected breaches of REMIT may include Personal Data relating to criminal convictions or offences in the context of REMIT, and related security measures regarding any individuals identified in the notifications submitted. Additionally, these categories of Personal Data may be collected by the Agency in the course of managing notifications received, e.g., from national regulatory authorities in the CMT.

The Agency relies upon Article 7(1) of REMIT – which imposes upon the Agency the task of monitoring trading activities in wholesale energy products, in order to detect and prevent trading based on inside information and market manipulation – and Article 16 of REMIT – which, notably, obliges national regulatory authorities (and other public authorities at the national level, such as financial authorities) to inform the Agency when they have reasonable grounds to suspect that breaches of REMIT are or have been carried out – as the legal grounds upon which it may process these Personal Data.

(g) Special categories of Personal Data

The Agency does not, in the context of the operation of ARIS or the CMT, autonomously collect or process special categories of Personal Data, such as information revealing your racial or ethnic origin, political opinions, religious or philosophical beliefs, trade union membership, genetic or biometric data related to you or data concerning your health, sex life or sexual orientation.

Given that some areas of the REMIT Portal allow you to submit queries, notifications or other information to the Agency, the Agency asks that you do not disclose any such special categories of Personal Data via the REMIT Portal's functionalities, unless you believe this to be strictly necessary for the purposes of your communication to the Agency. In this case, the Agency asks that you provide your explicit consent to the processing of any special categories of Personal Data which you include (e.g., by stating "*I explicitly consent to the processing of the special categories of personal data which I hereby communicate to the Agency, for the purposes of managing this notification / query / submission.*") in the notification, query or other submission made.

The Agency only processes any special categories of Personal Data you submit where this explicit consent is given, or where another legal basis for processing can be relied on, and in any case only where this is deemed adequate, relevant and necessary in the context of the processing purposes provided in this Data Protection Notice.

(h) Personal Data related to other persons

In some of the platforms and applications available in ARIS, you may be able to (inadvertently or not) share Personal Data with the Agency which relates to other persons (e.g., personal data relating to a person suspected of/associated to a potential REMIT breach may be shared with the Agency when filing a notification in the Notification Platform).

Whenever you, or the organisation you represent, decide to share Personal Data related to other individuals with the Agency, you (or your organisation) will be considered an independent data controller regarding those Personal Data. This means that you (or your organisation) will be held responsible for that decision – as such, you (or your organisation) may be held liable for any complaints, claims or demands for compensation which may be brought against the Agency, where those Personal Data have been unlawfully shared with the Agency.

As such, in these situations, you must make sure that you are able to share these Personal Data with the Agency lawfully, under the applicable law (e.g., because the other individuals have consented, because you or the organisation you represent are subjected to a legal obligation to provide those Personal Data to the Agency, because these Personal Data are shared in the performance of a task in the public interest, etc.).

(i) **Browsing data**

The operation of the REMIT Portal, of ARIS applications / websites and of the CMT, as is standard with any websites on the Internet, involves the use of computer systems and software procedures, which collect information about their users as part of their routine operation. While the Agency does not collect this information in order to link it to specific users, it is still possible to identify those users either directly via that information, or by using other information collected – as such, this information must also be considered Personal Data.

This information includes several parameters related to your operating system and IT environment, including your IP address, location (country), the domain names of your computer, the URI (Uniform Resource Identifier) addresses of resources you request on the REMIT Portal, on any ARIS applications / websites or on the CMT, the time of requests made, the method used to submit requests to the server, the dimensions of the file obtained in response to a request, the numerical code indicating the status of the response sent by the server (successful, error, etc.), and so on.

These data are used to compile statistical information on the use of these portals, applications, websites and tools, as well as to ensure their correct operation and identify any faults and/or abuse.

(j) **Cookies**

Definitions, characteristics and application of standards

Cookies are small text files that may be sent to and registered on your computer by the websites you visit, to then be re-sent to those same sites when you visit them again. It is thanks to these cookies that those websites can “remember” your actions and preferences (e.g., login data, language, font size, other display settings, etc.), so that you do not need to configure them again when you next visit the website, or when you change pages within a website.

Cookies are used for electronic authentication, monitoring of sessions and storage of information regarding your activities when accessing a website. They may also contain

a unique ID code which allows tracking of your browsing activities within a website, for statistical or advertising purposes. Some operations within a website may not be able to be performed without the use of cookies which, in certain cases, are technically necessary for operation of the website.

When browsing a website, you may also receive cookies from websites or web servers other than the website being visited (i.e., “**third-party cookies**”).

There are various types of cookies, depending on their characteristics and functions, which may be stored on your computer for different periods of time: “**browsing / session cookies**”, which are automatically deleted when you close your browser, and “**persistent cookies**”, which will remain on your device until their pre-set expiration period passes.

According to the law which may be applicable to you, your consent may not always be necessary for cookies to be used on a website. In particular, “**technical / function cookies**” – i.e. cookies which are only used to send messages through an electronic communications network, or which are needed to provide services you request – typically do not require this consent. This includes browsing or session cookies (used to allow users to login) and function cookies (used to remember choices made by a user when accessing the website, such as language or products selected for purchase).

On the other hand, “**profiling cookies**” – i.e., cookies used to create profiles on users and to send advertising messages in line with the preferences revealed by users while browsing websites – typically require specific consent from users, although this may vary according to the applicable law.

Types of cookies used in the REMIT Portal, ARIS applications / websites and the CMT

The following types of cookies are used:

- Browsing or session cookies, which are strictly necessary for the operation of the REMIT Portal, ARIS applications / websites or the CMT, and/or to allow you to use those portals, applications, websites or tools;
- Analytics cookies, which allow the Agency to understand (in an aggregated fashion) how users make use of the REMIT Portal, ARIS applications / websites or the CMT, as well as of content available on those portals, applications, websites or tools, and to measure user incoming and outgoing traffic.
- Technical or function cookies, which are used to activate specific functions within the REMIT Portal, ARIS applications / websites and the CMT, and to store configurations according to your choices (e.g., regarding cookies, display preferences), in order to improve your experience.

The Agency does not use any first-party or third-party profiling cookies on the REMIT Portal, ARIS applications / websites or the CMT.

In detail, the first-party cookies present on the REMIT Portal, ARIS applications / websites and the CMT are as follows:

Technical name	Cookie type, function and purpose	Duration
JSESSIONID	Session cookie. Tracks each browsing session initiated by a user.	Expires automatically after 60 minutes, or if the user logs off of his/her account.
cookieConsent	Technical / function cookie. Tracks whether users have consented to the use of cookies	Expires automatically after 90 minutes.

The Agency also uses **third-party cookies** – i.e., cookies provided by websites / web servers other than the REMIT Portal, ARIS applications / websites or the CMT, owned by third parties. These third parties either act as independent data controllers from the Agency regarding their own cookies (using any data collected for their own purposes and under terms defined by them) or as data processors for the Agency (processing data collected on the Agency’s behalf). For further information on how these third parties may use data collected via these cookies, and to opt-out of this, please refer to their privacy policies / opt-out mechanisms:

- **Matomo (Piwik)**, <https://matomo.org/privacy-policy/>;
- **Wordpress (Wordfence)**, <https://www.wordfence.com/privacy-policy/>

Cookie settings

You can block or delete cookies used via your browser options. Your cookie preferences will be reset if different browsers are used to access the REMIT Portal, ARIS applications / websites or the CMT. For more information on how to set the preferences for cookies via your browser, please refer to the following instructions:

- [Internet Explorer](#);
- [Firefox](#);
- [Google Chrome](#); □ [Safari](#).

You may also set your preferences on third-party cookies by using online platforms such as [AdChoice](#).

CAUTION: If you block or delete **technical** or **function cookies** used, the REMIT Portal, ARIS applications / websites or the CMT (as the case may be) may become impossible to browse, or otherwise certain services or functions may become unavailable or other malfunctions may occur. In this case, you may also have to modify

or manually enter some information or preferences every time you visit the REMIT Portal, ARIS applications / websites or the CMT.

Why is the Agency using these Personal Data?

The Agency uses the Personal Data mentioned above for one or more of the following purposes:

(a) **Registration of Market Participants on CEREMP**

To allow the operation of CEREMP, as well as the public disclosure of information registered on CEREMP, so that the Agency may pursue the market monitoring and data collection tasks it is mandated to pursue under Articles 7, 8 and 9 of REMIT.

(b) **Information Sharing and Monitoring**

To allow NRAs and the Agency to exchange information on wholesale energy market activities, thereby allowing the Agency to carry out the tasks mandated to it under REMIT – i.e., to assess and monitor wholesale energy markets within the Union, and allow the sharing of information between the Agency and other authorities, under the terms of Article 10 of REMIT, in particular.

- It is mandatory for individuals affiliated with NRAs to provide the Personal Data requested, without which the Agency will be unable to identify them and validate their affiliation with an NRA.

(c) **Reporting**

To allow energy market participants and RRM to fulfil their reporting obligations under REMIT – i.e., to provide the Agency with a record of their wholesale energy market transactions, including orders to trade, as well as information related to the capacity and use of facilities for production, storage, consumption or transmission of electricity or natural gas or related to the capacity and use of liquefied natural gas facilities (or those of the market participant on whose behalf the RRM is reporting).

- Energy market participants acting as sole traders / individuals, as well as contact persons within energy market participants or RRM, must provide certain categories of Personal Data to the Agency due to their reporting obligations under REMIT.

(d) **Query Response**

To identify persons submitting queries to the Agency and provide appropriate responses – this may include sharing queries (and attached files) with other stakeholders, in the context of a prior informal consultation process, in an anonymous form (with no Personal Data regarding the person submitting the query being shared), subject to consent of the person submitting the query.

- It is not mandatory for Personal Data to be shared when submitting queries to the Agency; however, failure to do so may prevent the Agency from adequately responding to the submitted query (e.g., queries submitted without contact details cannot be responded).

(e) **Notification Submission**

To allow the submission of notifications regarding suspected breaches of REMIT, as well as exemptions to the prohibition of insider trading and exceptional delays to the public disclosure of insider information;

- Notification Platform users are asked to fill in an online form with several fields requesting Personal Data on them and/or other persons (depending on the nature of the notification submitted). Each field is marked as mandatory or optional – failure to provide information marked as mandatory will not allow the notification to be submitted (even in the case of anonymous notifications, where these are possible).

(f) **Coordination on potential REMIT cases**

The CMT allows the Agency to follow up on suspected breaches of REMIT that are under review, investigation or enforcement by the NRAs. Information received by the Agency related to a notification filed via the Notification Platform (or through other channels) may trigger the opening of a case in the CMT. This allows the Agency to monitor and exchange information related to such suspected breaches with the other involved authorities. The CMT notably allows the Agency to comply with Article 16(1) of REMIT, according to which the Agency shall aim to ensure that NRAs carry out their tasks under REMIT in a coordinated and consistent way.

(g) **Analytics**

The Agency also collects aggregated information on the use of certain sections of the REMIT Portal (e.g., the Documents section), including total number of page views, document downloads, visits per country, length of visits, visits per day of the week and search keywords used. This information is not connected to any individual users, and cannot be used by the Agency to infer information on individual users.

- It is possible to prevent the collection of your information for these purposes (see [Cookies](#) above).

(h) **Misuse / Fraud Prevention**

To prevent and detect any misuse of ARIS, the CMT or the REMIT Portal, or any fraudulent activities carried out through ARIS, the CMT or the REMIT Portal.

(i) **Compliance**

For compliance with laws which impose upon the Agency the collection and/or further processing of certain kinds of Personal Data.

- When you provide any Personal Data to the Agency, the Agency must process them in accordance with the applicable law, which may include retaining and reporting your Personal Data to official authorities for compliance with its legal obligations.

All Personal Data processed by the Agency may be included in periodic backups carried out to ensure the availability of information stored on the Agency's IT systems, and may further be processed to ensure the appropriate handling of security incidents related to those systems, as well as the Agency's compliance with its legal obligations regarding the processing of Personal Data (e.g., related to management of personal data breaches).

Why can the Agency use these Personal Data?

The legal basis which the Agency relies on to process these Personal Data, according to the purposes identified above, is the need to carry out the tasks mandated to the Agency under REMIT, and to allow energy market participants and RRM's to fulfil their respective obligations under REMIT.

These tasks include:

- establishing of a publicly available European register of energy market participants, with the goal to facilitate and improve overall transparency and integrity in European wholesale energy markets, in order to build confidence in those markets and foster the development of knowledge on their functioning – Recital 21, Recital 25 and Article 9(3) REMIT;
- provision of a framework within which NRAs can cooperate (including by sharing relevant information regarding energy market participants, wholesale energy products and transactions, and other related matters), as well as promotion of cooperation between NRAs and other regulatory authorities at regional and Union level – Articles 8, 9, 10 and 16 REMIT;
- allowing energy market participants and RRM's to comply with their reporting obligations under Articles 3, 4, 8 and 9 REMIT;
- responding to requests for information related to REMIT, the REMIT Portal or related matters;
- monitoring trading activities in wholesale energy products, in order to detect and prevent insider trading and market manipulation – Article 7 REMIT;
- ensuring the operational confidentiality, integrity and protection of information received by the Agency, and preventing any misuse of, and unauthorised access to, the information maintained in these systems – Article 12 REMIT.

Processing of Personal Data for the mentioned purposes is, as such, necessary to carry out tasks in the public interest, or otherwise to legitimately exercise official authority vested in the Agency by the mentioned Union legal instruments.

Processing for **Misuse / Fraud Prevention** purposes is needed for the Agency to prevent and detect fraudulent activities or misuse of ARIS, the CMT or the REMIT Portal, thereby ensuring their integrity and availability. This is important for the

functioning and management of the Agency and, therefore, represents a processing of Personal Data needed to pursue a public interest.

The processing of Personal Data for **Compliance** purposes is necessary for the Agency to comply with its legal obligations.

The inclusion of all Personal Data stored by the Agency in its IT systems in periodic backups, as well as all processing carried out to ensure the appropriate handling of security incidents related to those systems, is deemed necessary in order to ensure the proper management and functioning of the Agency and, as such, necessary to carry out a task in the public interest.

Who can see your Personal Data, and who will they be shared with?

Your Personal Data may be shared with the following list of persons / entities ("**Recipients**"):

- Companies, entities or professional firms engaged by the Agency, including other Union institutions or bodies, in order to provide services related to the operation and functionalities of ARIS, the CMT or the REMIT Portal and its applications / platforms (e.g., maintenance, infrastructure, certificate provisioning, service desk support), which typically act as data processors on behalf of the Agency, and have access to Personal Data only to the extent strictly required for them to provide those services.
- Companies, entities or professional firms engaged by the Agency, including other Union institutions or bodies, in order to provide services related to the security of the information held by the Agency, such as the notification, assessment and handling of security incidents;
- Persons authorised by the Agency to process Personal Data needed to carry out activities strictly related to the purposes described above, who have undertaken an obligation of confidentiality or are subject to an appropriate legal obligation of confidentiality (e.g., staff members of the Agency);
- Public entities, bodies or authorities, including other national or Union institutions or bodies, to which your Personal Data may be disclosed, in accordance with Union or Member State law, or on the basis of binding orders from those entities, bodies or authorities.

Generally, the Agency will not transfer your Personal Data outside of the EU. However, under specific and limited circumstances, your Personal Data may be transferred to non-EU entities.

(Read more)

Personal Data contained in notifications of potential breaches of REMIT submitted to the Agency may be transferred to the Federal Energy Regulatory Commission of the United States of America, whenever this is deemed strictly necessary to allow the

Agency to effectively carry out its mandated tasks under REMIT. The Agency and the Federal Energy Regulatory Commission have entered into a Memorandum of Understanding containing obligations on confidentiality and protection of any Personal Data shared. These limited, non-repetitive transfers may be carried out on the basis of legally applicable derogations.

For more information on transfers of Personal Data carried out by the Agency for these purposes, please contact the Agency's Data Protection Officer, at: dpo@acer.europa.eu.

How long do we keep your data?

Personal Data relating to registered energy market participants or RRM are kept by the Agency for 10 years after their registration has been terminated on the platforms and applications within ARIS.

Personal Data relating to users of ARIS platforms and applications, as well as users of the CMT, are kept by the Agency for 10 years after they cease to be registered users.

Personal Data related to and contained in queries submitted to the Agency are kept for at least 3 years after submission.

Personal Data processed for **Notification Submission** and/or **Coordination on potential REMIT cases** are kept by the Agency for 10 years from the submission of the notification in the Notification Platform, or from the closure of any subsequent case which may be opened on the basis of the notification. The retention period is only of 7 years from the closure of the case where the case is closed on grounds of absence of a breach of REMIT.

Personal Data processed for **Misuse / Fraud Prevention** are kept by the Agency for a maximum period of 2 years from the date on which the session monitored is closed.

Personal Data processed for **Compliance** are kept by the Agency for the period required by the specific legal obligation or by the applicable Union or Member State law.

Please note that, in any case, the Agency may continue to store Personal Data for a longer period, as may be necessary for internal auditing and security purposes (including within periodic backups carried out) and, in general, to protect the Agency's interests related to potential liability related to this processing.

For more information on the applicable retention periods, please contact the Agency's Data Protection Officer, at: dpo@acer.europa.eu.

What are my rights? How can I exercise them?

As a data subject, you are entitled, in general, to exercise the following rights before the Agency:

- Access your Personal Data being processed by the Agency (and/or obtain a copy of those Personal Data), as well as information on the processing of your Personal Data;
- Correct or update your Personal Data being processed by the Agency, where it may be inaccurate or incomplete;
- Request the erasure of your Personal Data being processed by the Agency, where you feel that the processing is unnecessary or otherwise unlawful;
- Request the blocking of your Personal Data, where you feel that the Personal Data processed is inaccurate, unnecessary or unlawfully processed, or where you have objected to the processing.

Please note that, when processing a request for correction or update of your Personal Data, the Agency may retain previous versions of those Personal Data as may be necessary for internal auditing and security purposes (see above – *How long do we keep your data?*).

You may also have a right to **object to the processing of your Personal Data**, based on relevant grounds related to your particular situation, which you believe must prevent the Agency from processing your Personal Data for a given purpose. This right may apply whenever the Agency relies on the need to perform a task in the public interest as the legal basis for a given processing purpose, e.g., **Query Response, Coordination on potential REMIT cases** and others (see above – [Why can the Agency use these Personal Data?](#)).

On some of the applications and platforms on ARIS which allow you to register as a user, you may be able to access, correct, update or erase some of the Personal Data submitted by means of your user account (e.g., CEREMP). This applies also to the CMT.

Registered energy market participants may also approach the NRA with which they were first registered, in order to exercise the above-mentioned rights. Any changes to your Personal Data carried out in this fashion will be subsequently updated in CEREMP.

Other than the above means, to exercise any of the abovementioned rights, you may send a written request to the Agency, by means of sending an email to info@acer.europa.eu or otherwise by contacting the Agency's DPO (dpo@acer.europa.eu).

Please note that the above rights may not apply, or may not apply in full, as there may be applicable legal exemptions or restrictions to those rights. This will be assessed by the Agency on a case-by-case basis; if such an exemption or restriction is found to be applicable, you will be informed of the Agency's main reasoning for this, unless and only to the extent that providing this information would defeat the purpose of the applicable legal exemption or restriction (e.g., if providing information might compromise an ongoing investigation).

In any case, please note that, as a data subject, you are entitled to file a complaint with the European Data Protection Supervisor, if you believe that the processing of your Personal Data carried out by the Agency is unlawful. You will suffer no prejudice on account of any such complaints lodged.

Amendments to this Data Protection Notice

This Data Protection Notice entered into force on 11 December 2018.

The Agency reserves the right to partly or fully amend this Data Protection Notice, or simply to update its content, e.g., as a result of changes in applicable law. These changes will be binding after their publication on the REMIT Portal. The Agency therefore invites you to visit regularly this Data Protection Notice in order to acquaint yourself with the latest, updated version of the Data Protection Notice, so that you may remain constantly informed on how the Agency collects and uses Personal Data.