



DATA PROTECTION NOTICE

on the handling of the case sampling for the purposes of the monitoring mechanism

1. Introduction

The European Union Agency for Asylum (hereinafter ‘the EUAA’ or ‘the Agency’) is committed to protecting your privacy. The EUAA collects and further processes personal data pursuant to [Regulation \(EU\) 2018/1725](#)¹ (hereinafter ‘the EUDPR’).

This Data Protection Notice explains *inter alia* the reasons for the processing of your personal data, the way we collect, handle and ensure protection of your personal data and what rights you have in relation to your personal data. It also specifies the contact details of the responsible Data Controller with whom you may exercise your rights, as well as of the Data Protection Officer (DPO) and the European Data Protection Supervisor (EDPS) to which you may have recourse as well to exercise the said rights.

2. Why and how do we process your personal data?

According to Article 2(1)(q) of [Regulation \(EU\) 2021/2303](#)² (hereinafter the ‘EUAA Regulation’) the EUAA shall “monitor the operational and technical application of the CEAS with a view to assisting Member States to enhance the efficiency of their asylum and reception systems”.² Pursuant to Article 14(4) of the EUAA Regulation the monitoring may be carried out, *inter alia*, on the basis of case sampling.

It is noted that according to recital 21 of the EUAA Regulation case sampling refers to a selection of positive and negative decisions that cover a particular period of time and are relevant to the aspect of the CEAS that is being monitored. It is appropriate to base case sampling on objective indications, such as recognition rates.

Case files will be transmitted by the Member State competent authority/ies to the EUAA, to the extent possible, in an anonymised format. In exceptional cases, the anonymisation may be carried out by the EUAA. The EUAA will use the case files only in order to carry out analysis for the purposes of monitoring. When the EUAA monitoring team does not possess the relevant linguistic skills to work on the case files originating from a Member State, translation needs will be covered primarily by the Member State concerned. In exceptional situations, the EUAA may use the etranslation tool provided for by the European Commission or the services of the Translation Centre of the bodies of the European Union as per Article 62(3) of the EUAA Regulation. The monitoring findings, report, and summary will not contain references to specific case files.

¹ Regulation (EU) 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, OJ L 295, 21.11.2018, p. 39-98.

² It is noted that in line with Article 14(2) of the EUAA Regulation the Management Board of the Agency, has established a common methodology for the monitoring mechanism ([MBD 161/2024](#)).



3. On what legal ground(s) do we process your personal data?

We process your personal data on the basis of Article 14(4) of the EUAA Regulation introducing the monitoring mechanism as well as Article 31(1)(b) of the said Regulation that refers to carrying out case sampling for the purposes of monitoring.

Consequently, the processing operation is lawful under Article 5(1) point (a) of the EUDPR given that it is necessary for the performance of the tasks that the Agency has been vested with for the purpose of fulfilling its mandate by virtue of the EUAA Regulation.

4. Which personal data do we collect and further process?

Unless exceptional circumstances occur, EUAA will receive anonymised case files³ by the Member State competent authority/ies.

Whereas all efforts will be made to ensure that the case files will be fully anonymised the following (categories of pseudonymous) personal data of the applicants will be further processed for the purposes of carrying out the analysis to prepare a monitoring report:

- Nationality or statelessness status;
- Region of residence in the country of origin or, in the case of a stateless person, to his or her country of former habitual residence
- Sex;
- Age group by indicating decade and removing the second digit. For those under the age of 18, explicitly reference shall be made to their status as minors.
- Language(s);
- Assessment on vulnerabilities including medical status, age assessment, etc
- Claims with regard to international protection application including religious beliefs, political opinions, membership of a particular social group; ethnic group or race;
- Information regarding previous places of residence with regard to Dublin procedure and/or safe country concepts;
- Assessment(s) performed by the national authorities as part of the international protection procedure;
- Outcome of international protection procedures;
- Detention status;
- Reception/accommodation status.

³ Anonymisation in the context of case files is meant to be understood as the removal of the following elements: Case file number and/or decision numbers, number of applicant's card, first name and surname of the applicant, first name and surname of case officers, legal counsellors, legal advisors, guardians, interpreters, and any other individual involved in the international protection procedure, first name and surname of the applicant's family members including parents, spouses, children, dependents, etc, number of identity or travel document of the applicant and family/dependent members, name of village or town where applicant resided in the country of origin or, in the case of a stateless person, to his or her country of former habitual residence of the applicant and family/dependent members, contact information including address, email, telephone or other related information of the applicant and family/dependent members, photos of the applicant and the family/dependent members, biometrical data of the applicant and the family/dependent members, professional status including social security etc of the applicant and family/dependent members, any information related to criminal status etc of the applicant and family/dependent members.

5. How long do we keep your personal data?

Personal data identified in point 4 are kept until the conclusion of the monitoring exercise, and no later than 12 months following the receipt of the relevant case files. Upon the conclusion of a monitoring exercise, the said personal data will be erased and the relevant Member State competent authority/ies will be notified accordingly.

6. How do we protect and safeguard your personal data?

In order to protect your personal data, the EUAA has put in place a number of technical and organisational measures as required under Article 33 of the EUDPR. Technical measures include appropriate actions to address online security, risk of data loss, alteration of data or unauthorised access, taking into consideration the risk presented by the processing and the nature of the personal data being processed.

The case files will be transmitted by the Member State competent authority/ies via secure means and will be processed within the EUAA in a contained environment. Organisational measures include restricting access to the personal data solely to authorised persons with a legitimate need to know for the purposes of this processing operation.

7. Who has access to your personal data and to whom is it disclosed?

Access to the case files will be limited to the Monitoring Unit engaged in the analysis for monitoring purposes. Access to other EUAA statutory staff members will be given only on a strict need-to-know basis (for instance personnel of the Information & Communications Technology Unit (ICTU), for security-related purposes).

8. Do we transfer any of your personal data to third countries or international organisations (outside the EU/EEA)?

This processing activity does not entail any transfers of personal data to third countries outside the EU/EEA.

9. Does this processing involve automated decision-making, including profiling?

This processing activity does not involve automated decision-making, including profiling.

10. What are your rights and how can you exercise them?

According to the EUDPR, you are entitled to access your personal data and to rectify them in case the data are inaccurate or incomplete. If your personal data are no longer needed by the EUAA or if the processing operation is unlawful, you have the right to erase your data. Under certain circumstances, such as if you contest the accuracy of the processed data or if you are not sure if your data are lawfully processed, you may ask the Data Controller to restrict the data processing. You may also object, on compelling legitimate grounds, to the processing of data relating to you.



Additionally, you have the right to data portability which allows you to obtain the data that the Data Controller holds on you and to transfer them from one Data Controller to another. Where relevant and technically feasible, the EUAA will do this work for you.

If you wish to exercise your rights, please contact the Data Controller, by sending an e-mail to monitoring@euaa.europa.eu.

You may always submit queries, remarks or complaints relating to the processing of your personal data to the Data Protection Officer (DPO) of the EUAA using the following e-mail address: dpo@euaa.europa.eu.

In case of conflict, complaints can be addressed to the European Data Protection Supervisor (EDPS) using the following e-mail address: supervision@edps.europa.eu.

Adopted: 9 January 2025