

## Specific Privacy Statement

### Consultation on a planned procedural clarification in four electricity guidelines by way of a Commission Implementing Regulation

The European Commission (hereafter 'the Commission') is committed to protect your personal data and to respect your privacy. The Commission collects and further processes personal data pursuant to 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 (repealing Regulation (EC) No 45/2001).

This privacy statement explains the reason for the processing of your personal data, the way we collect, handle and ensure protection of all personal data provided, how that information is used 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, the Data Protection Officer and the European Data Protection Supervisor.

#### 1. OBJECTIVE

Pursuant to Article 61 of the Electricity Regulation (EU) 2019/943 the Commission is empowered to adopt and amend binding guidelines in the areas listed in Articles 59 (Network Codes) and 61 (Guidelines). In this context the Commission seeks the views of ACER, the ENTSO for Electricity, the EU DSO entity and, where relevant, other stakeholders, as required by Art 61(6).

The planned Commission Implementing Regulation intends to clarify ambiguous wording in the provisions on the process for developing and approving more detailed joint rules under guidelines (Commission Regulations) governing key cross-border aspects of the electricity wholesale market in the EU and to align those provisions with the new Electricity Regulation (EU) 2019/943 and the ACER Regulation (EU) 2019/942 adopted in 2019.

Full title of the planned initiative is "Commission Implementing Regulation amending Article 9 of Commission Regulation (EU) 2015/1222 of 24 July 2015 establishing a guideline on capacity allocation and congestion management, Article 4 of Commission Regulation (EU) 2016/1719 of 26 September 2016 establishing a guideline on forward capacity allocation, Articles 4 to 7 of Commission Regulation (EU) 2017/2195 of 23 November 2017 establishing a guideline on electricity balancing and Articles 5 to 8 of Commission Regulation (EU) 2017/1485 of 2 August 2017 establishing a guideline on electricity transmission system operation in order to clarify the process for adopting terms and conditions or methodologies under those guidelines and in order to align the text of the above listed articles with the relevant provisions in Regulation (EU) 2019/943 of 5 June 2019 on the internal market for electricity and Regulation (EU) 2019/942 of 5 June 2019 establishing a European Union Agency for the Cooperation of Energy Regulators."

#### 2. WHAT PERSONAL INFORMATION DO WE COLLECT AND THROUGH WHICH TECHNICAL MEANS?

##### Identification Data

Personal data collected and further processed are only those data which are necessary for the management of contributions (such as name, surname, profession, postal and e-mail addresses, phone number/fax number, etc.), as well as the views of contributors on the topics concerned.

The processing operations on personal data linked to the organisation and management of this public consultation are necessary for the management and functioning of the Commission, as mandated by the Treaties, and more specifically in Article 5 of TEU, Article 13 of TEU and Articles 244 - 250 of TFEU, and in accordance with Article 1 and Article 11 of TEU.

#### Technical information

The system uses session "cookies" in order to ensure communication between the client and the server. Therefore, your browser must be configured to accept "cookies". However, it does not collect personal or confidential information of any kind, nor any IP address from your PC. The cookies disappear once the session has been terminated.

### **3. WHO HAS ACCESS TO YOUR INFORMATION AND TO WHOM IS IT DISCLOSED?**

Received contributions, together with the identity of the contributor, will be published on the Internet, unless the contributor objects to the publication of his/her personal data on the grounds that such publication would harm his/her legitimate interests. In this case, the contribution may be published in anonymous form or not be published upon explicit request. Any objections concerning the publication of personal data should be sent to the service responsible for the consultation (see contact information below).

### **4. HOW DO WE PROTECT AND SAFEGUARD YOUR INFORMATION?**

Your replies, together with your chosen language used for drafting the reply, are recorded in a secured and protected database hosted by the Data Centre of the European Commission, the operations of which abide by the Commission's security decisions and provisions established by the Security Directorate for this kind of servers and services. The database is not accessible from outside the Commission. Inside the Commission the database can be accessed using a UserId/Password.

Access to the application is via a non-encrypted connection using the normal http protocol.

### **5. HOW CAN YOU VERIFY, MODIFY OR DELETE YOUR INFORMATION?**

In case you wish to verify which personal data is stored on your behalf by the responsible controller, have it modified, corrected or deleted, please contact the Data Controller by using the contact information below and by explicitly specifying your request.

### **6. HOW LONG DO WE KEEP YOUR DATA?**

Your personal data will remain in the database until the results have been completely analysed and will be rendered anonymous when they have been usefully exploited, and at the latest after one year from the end of the consultation.

### **7. CONTACT INFORMATION**

In case you wish to verify which personal data is stored on your behalf by the responsible Data Controller, have it modified, corrected, or deleted, or if you have questions regarding the consultation, or concerning any information processed in the context of the consultation, or on your rights, feel free to contact the support team, operating under the responsibility of the Data Controller, using the following contact information:

[ENER-Network-Codes@ec.europa.eu](mailto:ENER-Network-Codes@ec.europa.eu)

## **8. RECOURSE**

You may contact the Data Protection Officer ([DATA-PROTECTION-OFFICER@ec.europa.eu](mailto:DATA-PROTECTION-OFFICER@ec.europa.eu)) with regard to issues related to the processing of your personal data under Regulation (EU) 2018/1725.

You have the right to have recourse (i.e. you can lodge a complaint) to the European Data Protection Supervisor ([edps@edps.europa.eu](mailto:edps@edps.europa.eu)) if you consider that your rights under Regulation (EU) 2018/1725 have been infringed as a result of the processing of your personal data by the Data Controller.