

Information
on the policy of the State Agency for Refugees with the Council of Ministers
concerning the processing of personal data of foreigners seeking
international protection in the Republic of Bulgaria

- **Legal basis for the processing of personal data**

The State Agency for Refugees with the Council of Ministers (SAR with CoM) processes personal data:

- Pursuant to a legal obligation (Article 6 (1) (c) of Regulation 2016/679 of the European Parliament and of the Council of Europe on the protection of individuals with regard to the processing of personal data and on the free movement of such data (Regulation (EC) 2016/679), on the basis of:

The Convention on the Status of Refugees, adopted on 28 July 1951 in Geneva, the Protocol on the Status of Refugees of 31 January 1967, ratified by law, the EU legislation in the field of international protection and the Law on Asylum and Refugees

and

- Based on consent of the data subject - Art. 6 (1) (a) of Regulation (EC) 2016/679 for activities of international organizations and NGOs in the territorial units of SAR with CoM, as well as for sound recording, video recording, photography with the participation of persons seeking international protection in cultural and media events, including unaccompanied children - the consent from foreigners, from parents or from representatives of the unaccompanied children.

- **Purposes of the processing of personal data**

The personal data of the foreigner shall be used for the purposes of the international protection proceedings.

- **Categories of personal data processed by SAR with CoM:**

- Names;
- PNF;
- Date and place of birth;
- Sex;
- Citizenship;
- Permanent address;
- Family status and family ties;

- Special data.
- SAR with CoM processes special categories of data and, under the Law on Asylum and Refugees, SAR collects data on foreigners who have applied for granting international protection in order to determine the state responsible for processing the application, establishing the identity and clarification of the circumstances related to the application.
- **Time period for storage of personal data:**
 - Personal data collected in the course of the international protection proceedings - up to 20 years;
 - Video recording made in the Territorial Canters - within 30 days of the recording held;
 - Personal data obtained on the basis of a declaration of consent - up to 6 months.
- Personal data of foreigners seeking or granted international protection shall not be collected from and shall not be provided to the bodies and organizations carrying out persecution.
- SAR with CoM provides personal data to third parties when:
 - There is a legal obligation for their provision to other state bodies;
 - The personal data are used in the exchange of information with other countries for the purpose of the proceedings for determination of the state responsible for examining the application for granting international protection;
 - The personal data are also used for the purposes of international cooperation by the States - Parties to the 1951 Refugee Convention.
- As a personal data subject you are entitled to receive information about:
 - The categories of personal data that SAR with CoM collects, as well as the purposes for which it processes them;
 - The recipients or the categories of recipients of your personal information, if any;
 - The time period for which your personal data shall be stored;
 - The right, in the cases provided for by the law, to request the correction or deletion of your personal data, , to request the restriction of the processing of your personal data or to object to such processing;
 - The right of complaint to the Commission for the protection of personal data.
- **Restrictions under Art. 23 of Regulation (EC) 2016/679**

You or your representative have the right to submit a request for access to the collected information on the basis of which a decision shall be taken unless: the disclosure of the information or its sources could jeopardize national security, the security of

organizations or individuals who have provided the information either to the person to whom it relates or would hinder the examination of the application for international protection or would interfere with international relations (Article 29a of the Law on Asylum and Refugees).

- **In case you have requested to obtain information and access to personal data, correction and deletion, and in view of the provisions of the law, SAR with CoM will grant you access to the personal data being processed, as well as on the actions taken by SAR with the Council of Ministers regarding your request, without delay, but no later than one month from the date of receipt of your request. If necessary, this period may be extended by further 2 months, given the complexity and number of requests received. In this case, you will be informed about the extension and the reasons for it within 1 month of receiving your request.**

Administrator

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