

**Privacy Statement relating to the processing of personal data**  
**of the public consultation on the compliance of the all TSOs' proposal**  
**for the methodology for pricing intraday cross-zonal capacity**  
**with the CACM Regulation**  
(‘Consultation’)

### 1. Context and controller

When the Agency for the Cooperation of Energy Regulators (ACER) processes personal data it is subject to Regulation (EC) No 45/2001 of the European Parliament and of the Council of 18 December 2000 on the protection of individuals with regard to the processing of personal data by the Community institutions and bodies and on the free movement of such data (hereafter “Regulation (EC) No 45/2001”).

Under the responsibility of the Head of Electricity Department of ACER, the objective of this consultation is to collect contributions on the all TSOs’ proposal for the methodology for pricing intraday cross-zonal capacity and, eventually, to publish them through different means (the Internet, ACER's publications, meetings etc.) The personal data that may be processed is the names and email addresses and other contact details of the public consultation participants. If data subjects do not wish to be included in this database, they can address themselves to the contact person for this processing operation.

The contact person for this processing operation, Mr. Pavel Svoboda, pavel.svoboda@acer.europa.eu, Agency for the Cooperation of Energy Regulators, 3Trg Republike, 1000 Ljubljana, Slovenia.

### 2. What personal information do we collect and for what purpose

Only data necessary for the participation to the Consultation can be collected and processed, namely: title, first name, family name, organisation, department/service, organisation's geographic area of activity, street and number, country, postal code, city, phone, fax, e-mail address, data subject's categories they represent, language, age group and contribution.

The data are given by data subjects on a voluntary basis. The purpose of the processing operation is receiving comments from a public consultation.

### 3. Legal basis

Personal data linked to the receiving comments from a public consultation are necessary for the fulfillment of the legal tasks of the Agency as mandated by Chapter II of the Regulation (EC) No

713/2009 of the European Parliament and of the Council of 13 July 2009 establishing an Agency for the Cooperation of Energy Regulators.

In line with Article 5(a) of Regulation EC 45/2001, the processing operation is necessary for the performance of tasks carried out in the public interest on the basis of the Treaties or other legal instruments adopted on the basis thereof.

#### 4. Who has access to your personal data, to whom is it disclosed, and for how long is it stored?

The data collected will be disclosed to the Agency staff working in the Electricity Department.

Personal data may be published following the Consultation, or transmitted to other EU Institutions or bodies. Participants may withdraw their consent at any time by contacting the controller via the contact person for this operation.

Personal data collected in this context may become part of a database with the purpose of facilitating the interaction between ACER and its stakeholders in their areas of interest. If data subjects do not wish to be included in this database, they can address themselves to the contact person for this processing operation.

The Head of Unit Electricity Department only keeps the data for as long as follow-up actions to the Consultation are necessary with regard to the purpose(s) of the processing of personal data. All personal data will be deleted from databases 2 years after the last action in relation to the Consultation.

#### 5. How do we protect your data?

All data in electronic format (e-mails, documents, uploaded batches of data etc.) are stored on the servers of the Agency, the operations of which abide by the ACER policy concerning the security of information systems used by the Agency.

#### 5. Data subjects' rights and available recourse measures

Data subjects have the right of access to and rectification, blocking, and erasure of their personal data. Data subjects' rights are governed by the provisions of Regulation (EC) No 45/2001. Data subjects seeking clarification of their rights or further information on their rights should contact the Agency's data protection officer ([DPO@acer.europa.eu](mailto:DPO@acer.europa.eu)). Data subjects wishing to exercise their rights are requested to contact either the contact person for this processing operation (details above), or the Agency's data protection officer ([DPO@acer.europa.eu](mailto:DPO@acer.europa.eu)). Finally, data subjects may, at any time, have recourse to the European Data Protection Supervisor (<http://www.edps.europa.eu>).