

**Article 15 - Right of Access by the Data Subject**

1. The data subject shall have the right to obtain from the data controller confirmation as to whether or not personal data concerning him/her are being processed and, where that is the case, access to the personal data and the following information:

- a) the purposes of the processing;
- b) the categories of personal data concerned;
- c) the recipients or categories of recipients to whom the personal data have been or will be disclosed, in particular recipients in third countries or international organisations;
- d) where possible, the envisaged period for which the personal data will be stored or, if not possible, the criteria used to determine that period;
- e) the existence of the right of the data subject to request from the data controller rectification or erasure of personal data or restriction of processing of personal data concerning him / her or to object to such processing;
- f) the right to lodge a complaint with a supervisory authority;
- g) where the data are not collected from the data subject, any available information as to their source;
- h) the existence of automated decision-making, including profiling referred to in Article 22(1) and (4), and, at least in those cases, meaningful information about the logic involved, as well as the significance and the envisaged consequences of such processing for the data subject.

2. Where personal data are transferred to a third country or to an international organisation, the data subject shall have the right to be informed of the appropriate safeguards pursuant to Article 46 relating to the transfer.

3. The data controller shall provide a copy of the personal data undergoing processing. For any further copies requested by the data subject, the data controller may charge a reasonable fee based on administrative costs. Where the data subject makes the request by electronic means, and unless otherwise requested by the data subject, the information shall be provided in a commonly used electronic format.

4. The right to obtain a copy referred to in paragraph 3 shall not adversely affect the rights and freedoms of others.

**Article 16 - Right to Rectification**

The data subject shall have the right to obtain from the data controller, without undue delay, the rectification of inaccurate personal data concerning him/her. Taking into account the purposes of the processing, the data subject shall have the right to have incomplete personal data completed, including by means of providing a supplementary statement.

**Article 17 - Right to Erasure (“Right to be Forgotten”)**

1. The data subject shall have the right to obtain from the data controller the erasure of personal data concerning him/her without undue delay, and the data controller shall have the obligation to erase personal data without undue delay where one of the following grounds applies:

b) the data subject withdraws consent on which the processing is based according to Article 6(1)(a) or Article 9(2)(a), and where there is no other legal ground for the processing;

c) the data subject objects to the processing pursuant to Article 21(1) and there are no overriding legitimate grounds for the processing, or the data subject objects to the processing pursuant to Article 21(2);

d) the personal data have been unlawfully processed;

e) the personal data must be erased for compliance with a legal obligation under Union law or the law of the Member State to which the data controller is subject;

f) the personal data have been collected in relation to the offer of information society services referred to in Article 8(1).

2. Where the data controller has made the personal data public and is obliged pursuant to paragraph 1 to erase the personal data, the data controller, taking account of available technology and the cost of implementation, shall take reasonable steps, including technical measures, to inform data controllers which are processing the personal data that the data subject has requested the erasure of any links to, or copy or replication of, those personal data.

3. Paragraphs 1 and 2 shall not apply to the extent that processing is necessary:

a) for exercising the right of freedom of expression and information;

b) for compliance with a legal obligation which requires processing under Union law or the law of the Member State to which the data controller is subject, or for the performance of a task carried out in the public interest or in the exercise of official authority vested in the data controller;

c) for reasons of public interest in the area of public health in accordance with Article 9(2)(h) and (i), and Article 9(3);

d) for archiving purposes in the public interest, scientific or historical research purposes or statistical purposes in accordance with Article 89(1), insofar as the right referred to in paragraph 1 is likely to render impossible or seriously impair the achievement of the objectives of that processing; or

e) for the establishment, exercise or defence of legal claims.

**Article 18 - Right to Restriction of Processing**

1. The data subject shall have the right to obtain from the data controller restriction of processing where one of the following applies:

a) the data subject contests the accuracy of the personal data, for a period enabling the data controller to verify the accuracy of the personal data;

b) the processing is unlawful and the data subject opposes the erasure of the personal data and requests the restriction of their use instead;

c) although the data controller no longer needs the personal data for the purposes of the processing, the personal data are required by the data subject for the establishment, exercise or defence of legal claims;

d) the data subject has objected to processing pursuant to Article 21(1), pending the verification whether the legitimate grounds of the data controller override those of the data subject.

2. Where processing has been restricted under paragraph 1, such personal data shall, with the exception of storage, only be processed with the data subject's consent or for the establishment, exercise or defence of legal claims, or for the protection of the rights of another natural or legal person, or for reasons of important public interest of the Union or of a Member State.

3. A data subject who has obtained restriction of processing pursuant to paragraph 1 shall be informed by the data controller before the restriction of processing is lifted.

**Article 19 - Notification Obligation Regarding Rectification or Erasure of Personal Data or Restriction of Processing**

The data controller shall communicate any rectification or erasure of personal data or restriction of processing carried out in accordance with Article 16, Article 17(1), and Article 18 to each recipient to whom the personal data have been disclosed, unless this proves impossible or involves disproportionate effort. The data controller shall inform the data subject about those recipients if the data subject so requests.

**Article 20 - Right to Data Portability**

1. The data subject shall have the right to receive the personal data concerning him/her, which he/she has provided to a data controller, in a structured, commonly used and machine-readable format and shall have the right to transmit those data to another data controller without hindrance from the data controller to which the personal data have been provided, where:

- a) the processing is based on consent pursuant to Article 6(1)(a) or Article 9(2)(a), or on a contract pursuant to Article 6(1)(b); and
- b) the processing is carried out by automated means.

2. In exercising his/her right to data portability pursuant to paragraph 1, the data subject shall have the right to have the personal data transmitted directly from one data controller to another, where technically feasible.

3. The exercise of the right referred to in paragraph 1 of this Article shall be without prejudice to Article 17. That right shall not apply to processing necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the data controller.

4. The right referred to in paragraph 1 shall not adversely affect the rights and freedoms of others.

**Article 21 - Right to Object**

1. The data subject shall have the right to object, at any time, on grounds relating to his/her particular situation, to the processing of personal data concerning him/her which is based on Article 6(1)(e) or (f), including profiling based on those provisions. The data controller shall no longer process the personal data unless the data controller demonstrates compelling legitimate grounds for the processing which override the interests, rights and freedoms of the data subject or for the establishment, exercise or defence of legal claims.

2. Where personal data are processed for direct marketing purposes, the data subject shall have the right to object at any time to the processing of personal data concerning him/her for such marketing, including profiling to the extent that it is related to such direct marketing.

3. Where the data subject objects to processing for direct marketing purposes, the personal data shall no longer be processed for such purposes.

4. The right referred to in paragraphs 1 and 2 shall be explicitly brought to the attention of the data subject and shall be presented clearly and separately from any other information at the latest at the time of the first communication with the data subject.

5. In the context of the use of information society services, and notwithstanding Directive 2002/58/EC, the data subject may exercise his/her right to object by automated means using technical specifications.

6. Where personal data are processed for scientific or historical research purposes or statistical purposes pursuant to Article 89(1), the data subject, on grounds relating to his/her particular situation, shall have the right to object to the processing of personal data concerning him/her, unless the processing is necessary for the performance of a task carried out for reasons of public interest.

**Article 22 - Automated Individual Decision-Making, Including Profiling**

1. The data subject shall have the right not to be subject to a decision based solely on automated processing, including profiling, which produces legal effects concerning him/her or similarly significantly affects him/her.

2. Paragraph 1 shall not apply if the decision:

- a) is necessary for entering into, or performance of, a contract between the data subject and a data controller;
- b) is authorised by Union law or the law of the Member State to which the data controller is subject and which also lays down suitable measures to safeguard the data subject's rights, freedoms and legitimate interests;
- c) is based on the data subject's explicit consent.

3. In the cases referred to in paragraph 2, points (a) and (c), the data controller shall implement suitable measures to safeguard the data subject's rights, freedoms and legitimate interests, at least the right to obtain human intervention on the part of the data controller, to express his/her point of view and to contest the decision.

4. The decisions referred to in paragraph 2 shall not be based on special categories of personal data referred to in Article 9(1), unless Article 9(2)(a) or (g) applies and suitable measures to safeguard the data subject's rights, freedoms and legitimate interests are in place.