Data Protection Rights of Data Subjects



Data subject: individual to whom the personal data refers



Data Subjects have the right **to obtain confirmation** from the Data Controller as to whether or not personal data concerning them are being processed, **to access such personal data and to obtain** the following information:

- purposes of the processing operation
- personal data categories concerned
- recipients to whom the personal data have been or will be disclosed, in particular those in third countries or international organizations
- expected period of personal data storage
- data source if data are not provided by Data Subjects themselves
- existence of automated decision-making process, including profiling

Right to rectification



Right to erasure

Data Subjects have the right to:

- amend inaccurate personal data
- have incomplete personal data completed

Data Subjects have the right to **request erasure of personal data** for any of the following reasons:

- personal data are no longer necessary to the purposes for which they were collected or processed
- consent on which data processing is based has been withdrawn
- Data Subject has denied right of processing and there is no other prevailing legitimate reason for personal data processing
- personal data have been unlawfully processed

In some cases, the Data Controller will have the right not to erase personal data should the processing be mandatory to fulfil legal obligations (such as the establishment, exercise or defence of legal claims), or for public interest reasons (such as archiving, or scientific or historical research)



Right to limit processing

Data Subjects have the right to **restrict processing** in the following cases:

- Data Subject contests accuracy of personal data
- processing is unlawful, and Data Subject opposes erasure of personal data and requests restriction of their use
- Data Controller no longer needs personal data for processing, but they are required by Data Subject for establishment, exercise or defence of legal claims
- Data Subject objects to data processing and is awaiting verification whether the Data Controller's legitimate grounds override those of Data Subject





Right to data portability

Data Subjects have the right to:

- request and obtain any personal data they have provided to the Data Controller in a structured, commonly used and legible format
- ask for the data to be transmitted to another Data
 Controller

Data Subject shall be bound to give specific written authorization regarding the new Data Controller to whom the personal data is to be transferred

Data Subjects have the right **to object to the processing of personal data** related to them, included profiling

The Data Controller will refrain from further processing operations on the data in question, unless it demonstrates compelling legitimate grounds for the processing which override the interests, rights and freedom of the Data Subject; or for the establishment, exercise or defence of a legal claim

For any questions or clarifications, please contact: data-protection@iccrom.org

Right to object