# Information on the protection of natural persons with regard to the processing of personal data for the purpose of issuing a visa for entry into Italy and the Schengen area (General Data Protection Regulation / GDPR (EU) 2016/679, Art. 13)

The processing of personal data for the issuance of an entry visa in Italy and the Schengen area is based on the principles of lawfulness, correctness and transparency to protect the fundamental rights and freedoms of individuals.

To this end, pursuant to Article 13 of the GDPR, the following information is provided:

# 1. The Data Controller

The Data Controller is the Ministry of Foreign Affairs and International Cooperation (MAECI) of the Italian Republic which operates, in this specific case, through the Italian Embassy in Manila (Address: 5th Floor, Tower B, One Campus Place, McKinley Hill, Taguig City, Metro Manila, Philippines; Email: <a href="mailto:segreteria.manila@esteri.it">segreteria.manila@esteri.it</a>; PEC: <a href="mailto:amb.manila@cert.esteri.it">amb.manila@cert.esteri.it</a>) and of VFS Global Services pvt Ltd, an entity entrusted with preliminary activities for the receipt of visa applications and the verification of civil status documents (Address: 20th Floor, Tower A, Urmi Estate, 95, Ganpatrao Kadam Marg, Lower Parel(W) Mumbai 400 013; Email: <a href="mailto:info.italyph@vfsglobal.com">info.italyph@vfsglobal.com</a>).

#### 2. The Data Protection Officer

For questions or complaints regarding privacy, the data subject may contact the Data Protection Officer (DPO) of MAECI (postal address: Ministry of Foreign Affairs and International Cooperation, Piazzale della Farnesina 1, 00135 ROMA; telephone: 0039 06 36911 (switchboard);peo: <a href="mailto:rpd@esteri.it">rpd@esteri.it</a>; pec: <a href="mailto:rpd@cert.esteri.it">rpd@cert.esteri.it</a>).

## 3. Personal data processed

The personal data processed are those requested in the visa application form, as well as those present in the European Visa Information System (VIS) and in the national archives.

# 4. Purpose of processing

The personal data requested is necessary in order to assess the application for a visa to enter Italy and the Schengen area of a citizen of a country which is not a member of the European Union and for which a visa is required.

## 5. <u>Legal bases of processing</u>

The legal bases of the processing are the following:

- EC Regulation No 767/2008 of 9 July 2008 establishing the "Visa Information System/VIS" for the exchange of data between Member States on short-stay visas (Schengen Area);
- EC Regulation No 810/2009 of 13 July 2009 and subsequent amendments establishing the "Community Code on Visas" (Schengen Area);
- Legislative Decree no. 286 of 25 July 1998;
- Presidential Decree no. 394 of 31 August 1999;
- Inter-ministerial Decree on entry visas no. 850 of 11.5.2011.

Pursuant to the aforementioned regulations, the provision of the data in question is mandatory for the examination of the visa application and any refusal to provide the data requested renders it inadmissible.

## 6. Method of processing

The processing of data, which is carried out by specially appointed personnel, will be carried out both manually and automatically. In particular, with regard to short-stay visas, the data will be stored in the VIS, while for other types of visas the data will be entered in the national archives.

# 7. Transmission of data to third parties

In application of the European legislation on the "Schengen" area (in particular, EC Regulation no. 810/2009 of 13 July 2009), the data required for the issuance of short-stay visas will be available to the competent Italian security authorities, as well as to the competent authorities of the European Union and other Member States. For the remaining types of visas, the data will be available to the competent Italian security authorities.

#### 8. Period of data retention

In the VIS, data will be kept for a maximum period of five years. Once this period has expired, personal data relating to Schengen (short-stay) visas issued by Italy will be transferred to the national archive. In the aforementioned archive, data will be kept indefinitely to meet various needs such as national security, the investigation of possible litigation or research and study activities.

# 9. Rights of the data subject

The data subject may request access to and rectification of his or her personal data. Within the limits provided for by the legislation in force and without prejudice to the possible consequences on the outcome of the visa application, he/she may also request the deletion of such data, as well as the restriction of processing or opposition to processing. In particular, the data subject may request the deletion of his or her personal data entered in the VIS if he or she acquires citizenship of an EU Member State within five years of the decision granting or refusing an entry visa, or if the competent administrative or judicial authority definitively annuls the decision refusing a visa. In these cases, the interested party shall submit an appropriate request to the Italian Embassy in Manila, informing the DPO of MAECI for information.

#### 10. Complaints

If the data subject considers that his/her privacy rights have been violated, he/she may file a complaint with the DPO of MAECI. Alternatively, he/she may contact the DPO of MAECI (postal address: Piazza Venezia 11, 00187ROMA; telephone: 0039 06 696771 (switchboard); peo: protocollo@gpdp.it; pec: protocollo@pec.gpdp.it)