

FOR PUBLIC PROCUREMENT PARTICIPANTS OR THEIR REPRESENTATIVES
PARTICIPATING IN PUBLIC PROCUREMENT TENDERS OF THE MINISTRY OF
FINANCE

INFORMATION NOTICE ON PERSONAL DATA PROCESSING

In accordance with Articles 13 and 14 of Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation), we hereby provide you with information regarding the processing of your data:

1. **The controller** is the Ministry of Finance of the Republic of Lithuania (legal entity code 288601650, address of registered office Lukiškių str. 2, 01512 Vilnius, tel. (0 5) 239 0000, e-mail finmin@finmin.lt; contact details of the data protection officer (e-mail: dap@finmin.lt).

2. **Purposes of data processing.** The following personal data are processed for the following purposes:

- 2.1. organization and execution of public procurement;
- 2.2. internal administration (document management).

3. **Processed data.** Please be informed that we process the following your personal data:

3.1. identification data (first name, last name, date of birth, personal identification number, personal identification number issued by a foreign state (where a natural person is a stateless person or a foreign national and has such a code); individual activity certificate number or business license number);

3.2. contact details (address of the place of residence (business), telephone and/or fax numbers, e-mail address);

3.3. financial data (bank and settlement account data, contractual income, amounts payable and deductible taxes);

3.4. information on education and qualifications (degree awarded or diploma obtained, educational institution, duration of education (date: from to), level of language proficiency, attestations, certificates, licenses, cards, etc.);

3.5. data on work experience (membership of trade unions (organisations), current position, work experience (duration (date: from to), city (country), company (organisation), previous positions, job description, a list of projects carried out, title of the project, start and end of the project, functions carried out, role in the implementation of the project);

3.6. also other specific economic or social data that you provide when participating in public procurement.

4. **Legal basis for the processing of data.** The legal basis for the processing of your personal data is Article 6(1)(c) and (e), Article 9(2)(g) (processing is necessary for reasons of substantial public interest or in the exercise of delegated public authority functions and statutory requirements) of Regulation (EU) 2016/679¹. You will not be able to take part in the Ministry of Finance's public procurement procedures if you do not provide your personal data.

5. **Source of data.** Your personal data received from:

- 5.1 you personally and/or your employer;
- 5.2. in the cases established by law – from state and municipal institutions, bodies and their administered state registers, information systems, also other persons, where the personal data they hold are necessary to evaluate the validity of the documents submitted by you as a public procurement participant.

¹ Republic of Lithuania Law on Public Procurement, Republic of Lithuania Law on Documents and Archives and other legislation governing the management of documents.

6. Recipients of personal data. In the cases and in accordance with the procedure laid down by law, in line with the requirements of Regulation (EU) 2016/679, the recipients of your personal data may be:

6.1. courts, law enforcement authorities or state institutions, bodies performing public procurement control and/or evaluation functions to the extent that such submission is established by law governing the processing of personal data;

6.2. data processor contracted to provide the Ministry of Finance with maintenance services for information systems;

6.3. administrator and main processor of the common information system for document management (Ministry of the Interior of the Republic of Lithuania and Information and Communication Department under the Ministry of the Interior of the Republic of Lithuania);

6.4. the National Centre for General Functions, as a data processor, which provides financial accounting and payment administration services to the Ministry of Finance under the contract.

7. Rights of data subjects. Please be informed that you have the following rights: the right to request access to and rectification or erasure of your personal data where at least one of the grounds laid down in Regulation (EU) 2016/679 applies, the right to restriction of processing where at least one of the grounds laid down in Regulation (EU) 2016/679 applies and the right to object to the processing of personal data where at least one of the grounds laid down in Regulation (EU) 2016/679 applies. You may exercise these rights in accordance with the procedure laid down in the Description of the Procedure for Processing Personal Data and Exercise of Data Subjects' Rights in the Ministry of Finance approved by Minister for Finance Order No 1K-379 of 16 November 2023 on the protection of personal data in the Ministry of Finance of the Republic of Lithuania.

Requests for the exercise of rights must be submitted to the Ministry of Finance in writing (including in electronic format) and it must be possible to identify the person making the request and the data subject. The identity of the data subject is established on the basis of a personal identification document or by electronic means that allow proper identification of the person. If the data subject sends the request by post or courier, a notarised copy of the personal identification document of the data subject must be attached to the request. Where information about a person is sought by his representative, he must submit a document confirming representation or a copy thereof, certified in accordance with the procedure laid down by law.

For the exercise of rights of data subjects, please contact the data protection officer of the Ministry of Finance by e-mail: dap@finmin.lt.

8. Retention period of personal data. Please be informed that your personal data will be stored for 10 years. This term may be extended if personal data are used or can be used as evidence or source of information in a pre-trial or other investigation, including an investigation conducted by the State Data Protection Inspectorate, in civil, administrative or criminal proceedings or in other cases established by law. In this case, the personal data may be stored for as long as necessary for these data processing purposes and destroyed immediately when they are no longer needed.

9. Automated individual decision-making. Please be informed that these your data will not be used for automated decision-making concerning you, including profiling.

10. Right to lodge a complaint. Please be informed that you have the right to lodge a complaint with the State Data Protection Inspectorate and a court against the actions (omission) of the Ministry of Finance, as well to lodge a complaint with a court against the actions (omission) of the State Data Protection Inspectorate.
