

## **THE COMPETITION AND CONSUMER PROTECTION COMMISSION**

### **JOB APPLICANT PRIVACY NOTICE**

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## **1. INTRODUCTION**

- 1.1 This Privacy Notice provides guidance and information to job candidates/applicants (collectively "**Applicants**") who apply for positions of employment with the Competition and Consumer Protection Commission ("**CCPC**") regarding the processing of Applicant personal data by the CCPC.
- 1.2 The CCPC ("**us**", "**we**" or "**our**") is committed to protecting and respecting your privacy. This Privacy Notice sets out the basis on which any personal data we collect from you or that you provide to us in connection with your job application will be processed by us. Please read this Privacy Notice carefully to understand our treatment and use of personal data.
- 1.3 In this Privacy Notice, references to "**you**" means the person whose personal information we collect, use and process.
- 1.4 We will use your personal data only for the purposes and in the manner outlined below, which describes the steps we take to ensure the processing of your personal data is in compliance with the Data Protection Acts 1988 to 2018 (as amended) and any subsequent data protection and privacy legislation, European Union law including Regulation (EU) 2016/679 (known as the General Data Protection Regulation or GDPR) and any subsequent amendments (collectively referred to as "**Data Protection Legislation**").
- 1.5 Please note that by submitting a job application to the CCPC, you acknowledge that you have read, understood and agree to this Privacy Notice.
- 1.6 We seek to maintain the privacy, accuracy, and confidentiality of data (including your personal data) that we obtain during the job application process.

## **2. IDENTITY OF THE CONTROLLER OF PERSONAL INFORMATION**

- 2.1 For the purposes of Data Protection Legislation, the data controller is the CCPC, an independent statutory body with a mandate to enforce competition and consumer protection law in Ireland which has its address at Bloom House, Railway Street, Dublin 1, D01 C576.

## **3. CONTACT DETAILS OF THE DATA PROTECTION OFFICER**

- 3.1 The contact details of the CCPC's Data Protection Officer are as follows:

Name: Cormac Keating  
Email Address: [dataprotection@ccpc.ie](mailto:dataprotection@ccpc.ie)  
Address: Bloom House, Railway Street, Dublin 1, D01 C576.

## **4. WHEN DOES THIS PRIVACY NOTICE APPLY**

- 4.1 This Privacy Notice applies to personal information that we collect, use and otherwise process about you in connection with the job application process.

## **5. PROCESSING OF YOUR PERSONAL DATA**

- 5.1 How and why do we process your personal data?

The CCPC will process your personal data for job recruiting and placement purposes, including notification of future job opportunities, human resources analysis and, for successful candidates, employment purposes. The personal data we process, the basis of processing and the purposes of processing are detailed below. Sometimes, these activities are carried out by third parties (see "Sharing of Personal Data" section below).

We encourage you to supply only the information you are comfortable with. In particular, special categories of personal data should only be provided when you have been specifically requested to do so. Special categories of data could include data revealing: racial or ethnic

origin, political opinions, religious or philosophical beliefs, religious, party or trade-union membership, as well as data concerning health, genetic code, addictions or sex life and data relating to convictions, decisions on penalty, fines and other decisions issued in court or administrative proceedings.

Personal data	Basis of processing	Purpose of processing
<ul style="list-style-type: none"> <li>• identification data, including first name and surname, internal ID number;</li> <li>• contact information, including home address, phone/mobile/fax number, e-mail address;</li> <li>• gender, date of birth, citizenship;</li> <li>• data regarding responses to screening questions;</li> <li>• previous employment information, including date of hire, job title, department and business unit, work location, work status (full time, part time), data pertaining to work preferences and abilities;</li> <li>• resume/CV, including education, past work experience and references;</li> <li>• information on certain health conditions only when relevant for the fulfillment of the job application to the CCPC.</li> </ul>	<p>It is necessary to take steps for entering into a contract with you or for the performance of our contract with you.</p>	<p>This is required to enable the CCPC to administer the recruiting process, including the set-up of an electronic job applicant HR file, managing your application, organizing interviews, including notification of future job opportunities.</p>
	<p>Consent</p>	<p>Retention of your personal data so that we may contact you in case of future job vacancies.</p>

## 5.2 Where does the CCPC obtain my personal data from?

Most of the personal data we process is obtained from you when you submit a job application to the CCPC but we also obtain personal data about you in the course of the application process (for example, during interviews or in general correspondence). Other types of personal data may be obtained from third parties, including, for example, recruitment agencies or referees.

In some circumstances, we may request your explicit consent to process (specific types of) personal data. In these circumstances, you are able to withdraw your consent at any time by following the instructions provided when you gave consent or at the contact details below.

## 6. SHARING OF PERSONAL DATA

### 6.1 Internally within the CCPC

Your personal data will be held by the CCPC's Organisation Development Unit. Your personal data will only be shared with the Members of the CCPC and with persons in other Divisions of the CCPC in certain circumstances and where lawful to do so, i.e. it may be necessary to share your personal data with limited members of the CCPC's Finance Unit or IT Unit, or with CCPC staff who are members of relevant interview boards. We may also share your personal data with external members of interview boards, as appropriate. Senior CCPC staff members may access and otherwise process your personal data in connection with their job responsibilities. The CCPC takes appropriate steps to ensure that such staff are bound to duties of confidentiality with respect to your personal data.

## 6.2 Service Providers

We use third party service providers who provide technical and support services in connection with the application and recruitment process. In providing the services, your personal data will, where applicable, be processed by the service provider on our behalf. For example, the CCPC may use the Public Appointments Service or our own external recruitment services provider to assist in the recruitment process.

We will check any third party that we use to ensure that they provide sufficient guarantees regarding the confidentiality and security of your personal data. We will have written contracts with them which provide assurances regarding the protections that they will give to your personal data and their compliance with our data security standards and international transfer restrictions.

## 7. TRANSFERS OUTSIDE THE EUROPEAN ECONOMIC AREA

7.1 Your personal information may be transferred, stored and processed in one or more countries outside the European Economic Area ("**EEA**"), for example, when one of our service providers use employees or equipment based outside the EEA. For transfers of your personal data to third parties outside of the EEA, we take additional steps in line with Data Protection Legislation. We will put in place adequate safeguards with respect to the protection of your privacy, fundamental rights and freedoms, and the exercise of your rights, e.g. we will establish an adequate level of data protection through EU Standard Contractual Clauses based on the EU Commission's model clauses.

7.2 If you would like to see a copy of any relevant provisions, please contact the CCPC's Data Protection Officer (see "**Contact Us**" section below).

## 8. HOW IS MY PERSONAL DATA SECURED

8.1 The CCPC operates and uses appropriate technical and physical security measures to protect your personal data.

8.2 We have in particular taken appropriate security measures to protect your personal data from accidental or unlawful destruction, loss, alteration, unauthorised disclosure, or access, in connection with your job application.

8.3 Access is only granted on a need-to-know basis to those people whose roles require them to process your personal data. In addition, our service providers are selected carefully to ensure they have an appropriate level of technical, organisational and security measures.

## 9. STORAGE OF PERSONAL DATA

9.1 If your application for employment is successful and you commence employment with the CCPC, your personal data will be transferred to an individual personnel file held by the CCPC's Organisation Development Unit and will be processed for employment purposes in accordance with our internal rules for processing employee personal data. In such cases, your job application data (i.e. relating to the period up to the point of recruitment) will be kept on your recruitment file and will not be transferred to your individual personnel file.

- 9.2 We will keep your personal data for as long as it is necessary to fulfil the purposes for which it was collected as described above and in accordance with our legal and regulatory obligations. This may mean that some information is held for longer than other information. If you would like further information about our data retention practices you can ask for this at any time (see "Contact Us" section below).

## 10. YOUR RIGHTS

- 10.1 Your rights under Data Protection Legislation may include the following (where applicable):

Your right	What does it mean?	How do I execute this right?	Conditions to exercise?
Right of access	Subject to certain conditions, you are entitled to have access to your personal data which we hold (this is more commonly known as submitting a "data subject access request").	Requests for such information should be made in writing to the CCPC's Data Protection Officer at <a href="mailto:dataprotection@ccpc.ie">dataprotection@ccpc.ie</a> . If possible, you should specify the type of information you would like to see to ensure that the information that we disclose to you meets your expectations.	We must be able to verify your identity. Your request may not affect the rights and freedoms of others, e.g. privacy and confidentiality rights of other Applicants.
Right of data portability	Subject to certain conditions, you are entitled to receive the data which you have provided to us and which is processed by us by automated means, in a commonly-used machine readable format.	Requests should be made in writing to the CCPC's Data Protection Officer at <a href="mailto:dataprotection@ccpc.ie">dataprotection@ccpc.ie</a> . If possible, you should specify the type of information you would like to receive to ensure that the information that we disclose to you meets your expectations.	The GDPR does not establish a general right to data portability. This right only applies if the processing is based on your consent and when the processing is carried out by automated means (e.g. not for paper records). It affects only personal data that was "provided" by you. Hence, it does not, as a rule, apply to personal data that was created by the CCPC.
Rights in relation to inaccurate or incomplete personal data	You may challenge the accuracy or completeness of personal data which we process about you. If it is found that personal data is inaccurate or incomplete, you are entitled to have the inaccurate data removed, corrected or	We encourage you to notify us of any changes regarding your personal data as soon as they occur, including changes to your contact details, telephone number, immigration status etc.  Requests should be made in writing to the	This right only applies to your own personal data. When exercising this right, please be as specific as possible.

	completed, as appropriate.	CCPC's Data Protection Officer at <a href="mailto:dataprotection@ccpc.ie">dataprotection@ccpc.ie</a> .	
Right to object to or restrict our data processing	Subject to certain conditions, you have the right to object to or ask us to restrict the processing of your personal data.	Requests should be made in writing to the CCPC's Data Protection Officer at <a href="mailto:dataprotection@ccpc.ie">dataprotection@ccpc.ie</a> .	This right applies only if the processing of your personal data is necessary for the performance of a task carried out in the public interest (see " <i>basis of processing</i> " above). Objections must be based on grounds relating to your particular situation. They must not be generic so that we can demonstrate that there are still lawful grounds for us to process your personal data.
Right to have personal data erased	Subject to certain conditions, you are entitled, on certain grounds, to have your personal data erased (also known as the " <i>right to be forgotten</i> "), e.g. where you think that the information we are processing is inaccurate, or the processing is unlawful.	Requests should be made in writing to the CCPC's Data Protection Officer at <a href="mailto:dataprotection@ccpc.ie">dataprotection@ccpc.ie</a> .	There are various lawful reasons why we may not be in a position to erase your personal data. This may apply (i) where we have to comply with a legal obligation, (ii) in case of exercising or defending legal claims, or (iii) where retention periods apply by law (i.e. as set out in legislation) or by virtue of the CCPC's data retention policies.
Right to withdrawal	You have the right to withdraw your consent to any processing for which you have previously given that consent.	Requests should be made in writing to the CCPC's Data Protection Officer at <a href="mailto:dataprotection@ccpc.ie">dataprotection@ccpc.ie</a> .	If you withdraw your consent, this will only take effect for the future.

## 11. YOUR RIGHT TO LODGE A COMPLAINT WITH A SUPERVISORY AUTHORITY

- 11.1 If you are unhappy about any aspect of the way we collect, share or use your personal data, please let us know using the contact details below.
- 11.2 You also have a right to complain to the Office of the Data Protection Commissioner at Canal House, Station Road, Portarlington, Co. Laois by telephone at 1890 25 2231 and/or by email to [info@dataprotection.ie](mailto:info@dataprotection.ie).

## **12. CHANGES TO THIS INFORMATION**

- 12.1 We may decide to make changes to this Privacy Notice. If the change is indicative of a fundamental change to the nature of the processing (e.g. enlargement of the categories of recipients or introduction of transfers to a third country) or a change which may not be fundamental in terms of the processing operation but which may be relevant to and impact upon you, then the updated Privacy Notice will be provided to you well in advance of the change actually taking effect.
- 12.2 We will post the changes on our website or send them to you via e-mail so that you will be aware of the changes. When notifying you of such changes, we will also explain what the likely impact of those changes will be to you, if any. In order to ensure fairness of the processing, we encourage you to review the content of this Privacy Notice regularly.

## **13. CONTACT US**

- 13.1 For further information or if you have any questions or queries about this Privacy Notice, please contact the CCPC's Data Protection Officer, Cormac Keating, at [dataprotection@ccpc.ie](mailto:dataprotection@ccpc.ie) or alternatively you can write to us at Cormac Keating, Data Protection Officer, Competition and Consumer Protection Commission, Bloom House, Railway Street, Dublin 1, D01 C576.