



Law Department

Policy on the processing of personal data pursuant to arts. 13 and 14 of the Regulation (EU) 2016/679

a) Data Controller and Contact Details

The Data Controller is the University of Genoa, in the person of the pro-tempore legal representative, Chancellor, with registered address via Balbi 5, 16126 Genova (contatti: mail rettore@unige.it; pec protocollo@pec.unige.it, telefono 01020991).

b) Contact Details for the Data Protection Officer

The Data Protection Officer (DPO) may be contacted at the following email address: dpo@unige.it

c) Purposes of the Processing and Legal Basis

The University of Genoa is a public institution of higher learning conferred with tasks that have **institutional purposes relating to higher education and research**, implementing art. 33 of the Italian Constitution.

The University of Genoa will process the personal data for the research institution purpose as part of the Project *PRIN 2022 - 2022CZ7CLC "Enforcing the EPPO in Italy: An empirical study"* - CUP: *D53D23007140006*, together with the University of Bologna and the University of Turin, as Partners in the Project.

The University of Genoa processes personal data for the performance of a public interest task or one connected to the exercise of public powers pursuant to art. 6(1) (e) of Regulation (EU) 2016/679.

The legal basis, pursuant to art. 2 ter of Italian Legislative Decree no. 101 of 2018, consists of Italian Law no. 168/1989 as amended and supplemented and Italian Law 240/2010 as amended and supplemented.

The recent entry into operation of the European Public Prosecutor's Office (EPPO) is bound to have significant effects on the domestic organization of financial investigations. While the rules of the Regulation establishing the European Public Prosecutor's Office have been analyzed in detail by the doctrine during the lengthy negotiations, the guidelines and internal regulations developed by EPPO have not yet been studied in depth. The EPPITALY project starts from this assumption in order to propose an innovative line of research, capable of combining the scientific rigor of theoretical analysis with data emerging from empirical investigations. Partly through direct cooperation with the European Public Prosecutor's Office, the study will be concerned with the reconstruction of operational profiles, compatibility and emerging issues with respect to fundamental principles at the domestic and EU levels. The research will focus on three levels: analysis of European Public Prosecutor's Office practices, investigation of the adjustments put in place in Italy to cope with the

operationalization of EPPO investigations, and comparative study of the changes made in significant systems (France, Germany, Spain). The project also aims to serve as a cross-sectional collector of statistical information on the actual operation of EPPO in its first period of operation. Data will be collected concerning the number of prosecutions, information on the duration of investigations, as well as the most frequent type of crimes it handles and the different outcomes of investigations activated. The statistical survey will be flanked by a sociological one: through questionnaires and interviews, an attempt will be made to derive the reception received by EPPO from magistrates, within the legal profession and, more generally, in civil society.

The project complies with the provisions referred to in art. 6 of the Ethical rules for processing for statistical purposes or scientific research.

Research is carried out based on a project drawn up in compliance with the methodological standards of the pertinent discipline, including in order to document that the processing of personal data was carried out for suitable and effective statistical or scientific purposes

d) Types of data processed

The personal data collected and processed by the Controller for the purposes indicated above are the following:

- personal details
- professional role
- contact details

Video recordings/audio recordings through which data subjects are identifiable, which will be for the exclusive internal use of the research team as a method of verbalization, are also subject to processing operations in compliance with current regulations and the stipulated confidentiality obligations.

The University of Genoa, as University Partner in the EPPITALY Project, will have access to video and/or audio recordings of interviews conducted by the University of Bologna and the University of Turin.

e) Provision of Data

Participating in the research is free and voluntary; failure to participate does not entail any consequence for the data subject

Participation in the project by the data subject implies the granting of the personal data requested as described in paragraph d) of this policy. The failure to grant the data and to participate in the research project, does not enable the implementation of the project itself and of the consequent obligations.

f) Processing Methods

Your personal data will be processed by manual, IT and telematic means that are suitable, in any case, for ensuring the security and confidentiality of said data.

The recordings will be realized using the Microsoft Teams app on pc provided by the University.

In order to achieve the aforementioned purposes, the data are processed within the University of Genoa by subjects authorised to process data, under the responsibility of the Controller, who shall be adequately instructed and trained for this task.

g) External Processors

The data could also be communicated and processed externally by third-party providers of some services necessary for the execution of the processing, who act on behalf of the Controller for the sole purposes of the service requested and who will be duly appointed “Processors” according to art. 28 of the Regulation (EU) 2016/679.

h) Categories of Personal Data Recipients

The Data Controller pays special attention in defining the organisation, the identification of staff appointed to collect data providing suitable instructions with regard to the methods for carrying out the processing activities, so as to ensure compliance with the ethical rules and protection of the rights of the data subjects.

Video recordings and/or audiorecordings will be shared with the University of Bologna and the University of Turin, as Project Partners.

You can view the policies provided by the Partner Universities, as Data Controllers, on the project website at the following links [EPPITALY. Enforcing the EPPO in Italy: An empirical study \(unibo.it\)](#), in the dedicated section.

i) Transfer of Personal Data to Third Countries

Personal data may be transferred to countries outside the European Union, as the Data Controller uses Microsoft online services activated by joining the CRUI contract for access to the three-year licensed supply of Microsoft software and related services, for Crui/Italian Universities - CRUI-CASA stipulated in June 2021. Microsoft uses IT infrastructures, equipment necessary for the interconnection of networks and users and logging centers located in non-EU countries. Microsoft has complied with the Data Privacy Framework on EU-US data transfer based on the adequacy decision adopted on July 10, 2023 by the EU Commission pursuant to Article 45(3) of the GDPR. In the context of contractual relations with the University, the processing of personal data is carried out by Microsoft as provided in the document "Microsoft Online Services - Addendum relating to data protection" (annexes 7 and 8 of the aforementioned contract) available at the link <https://aka.ms/DPA> therein recalled to constitute an integral and substantial part.

j) Data Retention Period

The personal data will be stored for the time strictly necessary for pursuing the processing purposes (in compliance with the principle of necessity and processing purposes): and, therefore, will be deleted at the end of the project activities, on October 31, 2025

Personal data may be stored for scientific research purposes and/or statistical purposes, even after the necessary period for achieving the purposes for which they were collected or subsequently processed, in compliance with art. 5(1)(e) and of art. 89 of the EU Regulation regarding the processing of personal data 2016/679 (GDPR).

k) Rights Relating to Data

The data subject may exercise, without charge, their rights to the personal data stipulated by arts. 15 et seq. of the EU Regulation regarding the processing of personal data 2016/679 (GDPR) where applicable, by sending a specific application with the subject: “*Diritti privacy*” [*Privacy rights*] to the email address: privacy@unige.it and to the Scientific Head of the project.

l) Complaint

The data subject has the right to lodge a complaint with the supervisory authority and may appeal to the Italian Data Protection Authority: <https://www.garanteprivacy.it/>.

m) Profiling

The Controller of the processing of personal data does not use automated processed aimed at profiling.