

GDPR Information Clause for Whistleblowers

Pursuant to Article 13 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 (hereinafter: “GDPR”), Nicolaus Copernicus University in Toruń hereby provides the following information:

1. Data Controller

The controller of your personal data is Nicolaus Copernicus University in Toruń, with its registered office at Gagarina 11, 87-100 Toruń, Poland, Tax ID (NIP): 879-017-72-91, Business Statistical Number (REGON): 000001324

2. Data Protection Officer (if the contact details are different, e.g. an email address for the controller)

The Controller has appointed a Data Protection Officer, who can be contacted at: iod@umk.pl.

3. Categories of Personal Data

The Controller processes personal data provided by you in the notification, as well as other data necessary to conduct an explanatory procedure, take follow-up actions, and protect the whistleblower, supporting persons, or persons connected to the whistleblower.

4. Purpose, Source, and Legal Basis for Data Processing

Your personal data will be processed for the following purposes:

- a) in connection with receiving a report or taking follow-up actions,
- b) in connection with the obligation to maintain a register of reports,
- c) to fulfil the legal obligations of the Controller.

Your personal data will be processed on the following legal bases:

- a) Article 6(1)(c) of the GDPR in connection with Article 8(4) of the Whistleblower Protection Act,
- b) Article 6(1)(a) of the GDPR – if you voluntarily provide your personal data following an anonymous report,
- c) Article 6(1)(a) in connection with Article 8(1) of the Whistleblower Protection Act - for disclosing your identity as a whistleblower with your consent,
- d) Article 6(1)(f) of the GDPR – the legitimate interest of the Controller in receiving, verifying, and clarifying reports of violations and conducting follow-up actions,
- e) Article 9(2)(a) of the GDPR in connection with Article 8(4) of the Whistleblower Protection Act – if you voluntarily provide special categories of personal data,
- f) Article 9(2)(f) of the GDPR in connection with Article 8(4) of the Whistleblower Protection Act – if the processing of special categories of personal data is necessary for the establishment, exercise, or defence of legal claims,
- g) Article 9(2)(g) of the GDPR in connection with Article 8(4) of the Whistleblower Protection Act – if the processing of special categories of personal data is necessary for reasons of substantial public interest.

5. Disclosure of Personal Data

The Controller ensures the confidentiality of your personal data in connection with the received report. Your data may be disclosed by the Controller to:

- a) entities and authorities to whom the Controller is obliged or authorized to disclose data under generally applicable laws,

- b) persons, internal organizational units, or entities entrusted by the Controller with data processing who perform tasks related to the receipt of reports, conducting investigations, and implementing follow-up actions.

6. Data Retention Period

Your personal data will be processed in connection with the report and any follow-up actions taken. Documents related to the report, as well as data and other information in the internal register of reports, will be retained for a period of **3 years** after the end of the calendar year in which follow-up actions were completed or proceedings initiated by such actions were concluded.

Personal data irrelevant to the processing of the report will not be collected. If collected accidentally, it will be promptly deleted – no later than **14 days** from the determination that it is not relevant to the case.

7. Your Rights

You have the right to request from the Controller access to your personal data, rectification, erasure, restriction of processing, and the right to object to the processing of your data. The right to object applies only if the further processing is not necessary for the Controller to fulfil a legal obligation and there are no other overriding legal grounds for the processing.

You also have the right to lodge a complaint with the President of the Personal Data Protection Office.

8. Automated Decision-Making and Profiling

Your personal data will not be subject to automated decision-making, including profiling.

9. Transfer of Data to Third Countries

The Controller does not intend to transfer your data to a third country or an international organisation.