

NOTICE REGARDING PROTECTION OF PERSONAL DATA AND REQUEST OF CONSENT FOR THEIR PROCESSING I-20 and DS-2019 APPLICANT STUDENTS LOCATED IN THE EUROPEAN UNION

May 24, 2018

Pursuant to the provisions of Regulation (EU) 2016/679 (“Regulation on the protection of natural persons with regard to the processing of personal data and on the free movement of such data”, hereinafter “the EU GDPR”), we hereby inform you that Union College, located in Schenectady, New York, in its capacity as Data Controller, pursuant to Article 12 of the EU GDPR, of the processing of your personal data and information, is required to provide you with the following information:

1. All personal data you have provided to Union College, as well as any entity from whom personal data are collected, and all the further data provided in order to allow the processing of your I-20 or DS-2019 application to Union College, and thereof aimed at the performance of the related services to be provided to you, will be processed and handled by Union College in accordance with its policies and with the aforementioned Law and EU GDPR, and with the principles of fairness, lawfulness, transparency, purpose limitation, accuracy, storage limitation, integrity and confidentiality and accountability, as well as the utmost protection of your privacy; sensitive data processing will only take place in relation to data regarding your health condition (such as diseases, allergies, food intolerances) or judicial data.
2. All data shall be processed exclusively for Union College’s institutional purposes, connected or related to the students applications activities carried out by Union College. In particular the data supplied or collected will be processed for the following purposes:
 - a) to fulfill the obligations established by any applicable law, including the regulations or the European Union Law;
 - b) to execute the contractual obligations with Union College and your application for your F-1 or J-1 student visa status through the form I-20 or DS-2019.

Sensitive data regarding your health conditions and food habits will only be processed for the purpose of protecting students safety or of fulfilling the obligations established by law, by regulations or by the European Union Law; sensitive data regarding judicial measures which may have been provided to Union College by public bodies will be processed only for purposes relating to a health or safety emergency and complying with any applicable mandatory provision of Italian or European Union law.

3. Submittal and processing of personal data is necessary in order to achieve the purposes above specified.
4. Any refusal may make it impossible to carry out the necessary activities and the correct administrative and management of students applications to Union College, as well as the obligations imposed by law.

5. All personal data, including sensitive data, will be collected and processed automatically and/or manually in compliance with the provisions of the EU GDPR and by adopting the appropriate data protection measures, securing strictly monitored access.

6. Data processing will take place, according to the aforementioned criteria, only within those offices of Union College premises which are exclusively dedicated to students applications; the data will be handled only by the persons who are in charge and responsible of the related activities and by other persons working on the same areas as specified in internal communications; sensitive data will be handled only within those offices of Union College premises which are exclusively dedicated to students form I-20 or DS-2019 applications , for the purposes above specified, by persons officially appointed to this task. Your personal data you have provided may be transferred overseas pursuant to the terms, conditions and limits specified by Chapter V of the EU GDPR.

7. In particular, your data may be communicated, in compliance with the rules above indicated, to public or private subjects to whom they may necessary in order to fulfill obligations set forth by laws, regulations or EU laws; sensitive data may be communicated to public bodies and authorities (such as public hospitals, public safety authorities, Police offices, courts, magistrates and the like) and to private subjects (such as private hospitals and clinics, security supervisors, insurance companies) only for purposes relating to health and safety emergency and for the purposes of fulfilling obligations set forth by laws, regulations and EU laws.

8. The Data Controller, under the law and with particular reference to the safety obligations related to the automatic processing of your data, is Union College.

9. All data will be processed by Union College in its capacity as Data Controller with the supervision of Michelle Pawlowski, Data Manager, whom you can reach at the following telephone number/email: 518-388-8003/pawlowism@union.edu.

10. You will be able to exercise any and all other rights, as applicable, foreseen by Articles from 15 to 22 of the EU GDPR, namely right of access, right to rectification, right to erasure or “to be forgotten”, right to restriction of processing, right to data portability, right to object; you can read Regulation (EU) 2016/679 at:

http://ec.europa.eu/justice/data-protection/reform/files/regulation_oj_en.pdf

11. Please be also informed that:

a) the period for which your personal data will be stored will be from now until you request it to be removed.

b) you can withdraw your consent, if granted below, at any time and even only orally, but this will not affect the lawfulness of processing your personal data based on your consent before withdrawal

c) you have legal rights and remedies against any breach of your personal privacy according to articles from 77 to 84 of the EU GDPR.

Having read this notice provided by the Data Controller pursuant to Article 12 of the EU GDPR and having taken due to the rights set forth by Articles from 15 to 22 of the same, I consent to the use of my personal data (including sensitive data) for the purposes outlined in this notice.

I consent for my personal data (including sensitive data) to be transferred overseas pursuant to the provisions of article 49 (1) (a) of the EU GDPR, and more specifically to the United States of America, even if this country were not considered a privacy safe harbor by the EU competent authorities due to the absence of appropriate safeguards;

I consent for my for the use of my personal sensitive data for the purposes outlined in this notice, these being personal data revealing racial or ethnic origin, political opinions, religious or philosophical beliefs, trade union membership, genetic data, biometric data, data concerning health or sexual orientation.

I also hereby waive any right to privacy or confidentiality regarding Union's reporting to the appropriate authorities if I am seriously ill; suffer an injury; am the victim or perpetrator of harassment, whether on or off campus; am the victim or the perpetrator of sexual or gender-based misconduct and/or of criminal behavior, whether on or off campus, and I grant Union staff, faculty and administrators full authority to report to the appropriate authorities any and such all incidents, under the applicable laws (including but not limited to Title IX and Clery Act), whether or not it involves disciplinary action.