

23 January 2025
EMA/30411/2025
European Medicines Agency

European Medicines Agency's Data Protection Notice

For conducting surveys via EUSurvey

This Data Protection Notice provides details on how the European Medicines Agency (hereinafter 'the Agency' or 'EMA'), in its capacity as data controller, will process the information that you provide in response to a survey via EUSurvey.

EUSurvey is made available by the European Commission (EC) for use by European Union institutions, bodies and agencies (EUIBAs).

When using EUSurvey for creating and managing surveys, your personal data will be processed in accordance with Regulation (EU) 2018/1725 on the protection of individuals regarding the processing of personal data by the Union institutions and bodies on the free movement of such data (hereinafter 'EUDPR').

1. Who is responsible for processing your data?

The EMA is responsible for the parametrisation and content of EUSurvey and for the processing of personal data collected via the survey. Internally, the Head of Division/Task Force organising the survey is appointed as 'Internal Controller' to ensure the lawful conduct of this processing operation. The contact details of the Internal Controller can be obtained from the survey organiser.

The EC DG-DIGIT acts as the processor for the web-based interface of EUSurvey and the hosting of survey data and submitted responses. For more information on how EU Survey processes personal data, please see: <https://ec.europa.eu/eusurvey/home/privacystatement>

The EC- DIGIT is responsible for the processing of personal data collected and processed for traffic statistics and analytics via Europa Analytics, the corporate service that monitors and evaluates the effectiveness and efficiency of the EC's websites on europa.eu.

EMA may engage with additional third parties to process data on behalf of the Agency. Further information can be obtained from the survey organiser.

2. Purpose of this data processing

The purpose of the use of EUSurvey is to collect views of stakeholders and/or concerned/interested individuals in relation to a particular subject-matter of the survey.

2.1. *Personal data concerned*

The Agency may collect personal data as part of a survey, namely:

- Full name
- Job title and place of employment
- Contact details
- IP address
- Your view on the topics concerned
- Language chosen for drafting the reply
- Country of residence
- Session "cookies" The EC running the EU Survey tool uses session "cookies" in order to ensure communication between the user (you) and the server. Therefore, your browser must be configured to accept "cookies" to participate in the survey. The cookies used will disappear once you have terminated the session.'
- EUSurvey may save the email address of the EU Login account, if applicable e.g. EMA staff creating a survey.

Please refrain from disclosing any additional personal data in free text fields to avoid the unnecessary processing of such information.

2.2. *Legal basis of the processing*

When you participate in a survey and submit your reply, in accordance with Article 5(1)(d) of the EUDPR, you consent that EMA will process your personal data as explained in this data protection notice. You may also withdraw your consent at any time (see Section 5). However, this will not affect the lawfulness of any data processing carried out before your consent is withdrawn.

In certain cases, when the survey's subject pertains to EMA's mandate and mission as delineated in pharmaceutical and other relevant Union legislation¹, your personal data will be processed pursuant to Article 5(1)(a) of the EUDPR. This means that such processing is required for the fulfilment of a task conducted in the public interest or in the exercise of official authority conferred upon the Union institution or body. In this regard, please note that you have the **right to object** against the processing as explained in Section 5 below.

¹ [EudraLex - Volume 1 - Public Health - European Commission](#)
[EudraLex - Volume 5 - Public Health - European Commission](#)

The data collected in the context of this processing activity may also be shared with relevant authorities, as explained in Section 4 below and in accordance with Article 5(1)(b) of Regulation 2018/1725, when EMA is under a legal obligation to do so.

2.3. Transfer of personal data outside of EU

When you complete and submit the survey from a location outside of the EEA, personal data may be processed outside this region to enable access to EUSurvey. Personal data is stored and encrypted in the EU regardless of your geographical location.

3. How long do we keep your data?

If you submit a survey response, your personal data will be kept in EUSurvey until the end of the response period. After this, the replies to the survey will be securely stored in the Agency's document and record management system until the results have been completely analysed and utilised. Your personal data will be deleted at the latest 12 months after the deadline for completing the survey.

4. Who has access to your information and to whom is it disclosed?

Access to the replies to the EMA survey is secured in EUSurvey and in the EMA document and record management system and available to authorised EMA staff.

The replies are recorded in a secured and protected database hosted by the Data Centre of the EC which is not accessible from outside the EC.

Personal data collected via the survey will not be published, but aggregated survey results may be shared with third parties.

The Agency may be required to share personal data with Court of Justice of the EU, the European Ombudsman or the European Data Protection Supervisor (EDPS) if necessary in the framework of the performance of their duties. This is without prejudice to Regulation (EC) 1049/2001 regarding public access to documents.

5. Your data protection rights

As data subject (i.e. the individual whose personal data is processed), you have a number of rights:

- **Right to be informed** – This Data Protection Notice provides information on how EMA collects and uses your personal data. Requests for other information regarding the processing may also be directed to the Internal Controller.
- **Right to access** – You have the right to access your personal data. You have the right to request and obtain a copy of the personal data processed by EMA.

- **Right to rectification** – You have the right to obtain - without undue delay - the rectification or completion of your personal if it is incorrect or incomplete.
- **Right to withdraw consent** – You have the right to withdraw your consent to the processing of your personal data. However, this will not affect the lawfulness of any processing carried out before consent is withdrawn.

Please note that if you withdraw your consent, the Agency may not be able to provide certain services to you. EMA will advise you if this is the case at the time you withdraw your consent.

- **Right to erasure** – You have the right to require EMA to delete or stop processing your data, for example where the data is no longer necessary for the purposes of processing. In certain cases your data may be kept to the extent it is necessary, for example, to comply with a legal obligation of the Agency or if it is necessary for reasons of public interest in the area of public health.
- **Right to restrict processing** – In a few, codified cases, you have the right to obtain the restriction of the processing, meaning that your data will only be stored, but not actively processed for a limited period of time. For more information about this right and its limitations, see the EMA General Privacy Statement, hosted at www.ema.europa.eu/en/about-us/legal/privacy-statement.
- **Right to portability** - Where the processing is carried out based on your consent and in automated means you have the right to receive your personal data (which was provided to the EMA directly by you) in a machine-readable format. You may also ask the EMA to directly transfer such data to another controller.
- **Right to object** – You have the right to object at any time to this processing on grounds related to your particular situation. If you do so, EMA may only continue processing your personal data if it demonstrates overriding legitimate grounds to do so or if this is necessary for the establishment, exercise or defence of legal claims.

The rights of the data subject can be exercised in accordance with the provisions of Regulation (EU) 2018/1725. For anything that is not specifically provided for in this Data Protection Notice, please refer to the contents of the general EMA Privacy Statement: www.ema.europa.eu/en/about-us/legal/privacy-statement

6. Recourse

In case you have any questions regarding the processing of your personal data, or you think that the processing is unlawful or it is not in compliance with this Data Protection Notice or the general EMA Privacy Statement, please contact:

The contact details of the Internal Controller can be obtained from the survey organiser.

EMA Data Protection Officer at dataprotection@ema.europa.eu.

Address	Postal Address	EMA Switch Board
European Medicines Agency Domenico Scarlattilaan 6 1083 HS Amsterdam The Netherlands	European Medicines Agency PO Box 71010 1008 BA Amsterdam The Netherlands	+31 (0)88 781 6000

You also have the right to lodge a complaint with the **European Data Protection Supervisor (EDPS)** at any time at the following address:

- Email: edps@edps.europa.eu
- Website: www.edps.europa.eu
- Further contact information: www.edps.europa.eu/about-edps/contact_en