

Information about the processing of personal data related to your accommodation

You have been accommodated to an asylum center where the expenses to your stay and your necessary health care are covered by the Danish Immigration Service.

If you have accompanying children under the age of 18, your children will normally be accommodated together with you. Therefore, you must inform your children about the content of this information folder, if they are old and mature enough to understand the content.

Orientation about the General Data Protection Regulation

During your accommodation the Immigration Service will process data about you e.g. in relation to:

- application for health treatment
- application for dental treatment
- application for accommodation with special care
- application for approval of social measures
- application for permission to work
- application for private accommodation
- application for overnight stays outside the asylum center
- application for legal absence
- application for permission to move into a self-financed residence
- reports from the center operators
- payment of cash

This information folder aims to give you information about the processing of your data and about the rights you have according to the General Data Protection Regulation (GDPR).

Data Controller

The Immigration Service is responsible for processing the personal data in relation to the above.

The Immigration Service's contact information is:
Danish Immigration Service, Farimagvej 51A, 4700 Næstved, CVR-nr.: 77940413, telephone: +45 35 36 66 00
www.newtodenmark.dk

Data Protection Officer

If you have questions about how we process your personal data, you can contact our data protection officer who has the following contact information:

Danish Immigration Service, Farimagvej 51A, 4700 Næstved, Att: Databeskyttelsesrådgiver/Data protection officer

You can also write to our data protection officer by using our contact form at www.newtodenmark.dk/contact-us

Purpose and legal basis

Your data are collected in order to look after your interests in relation to your accommodation at an asylum center. This includes initiating necessary health treatments, necessary social measures, payment of cash and other conditions in relation to your accommodation at an asylum center.

Your data is collected in order to process applications from you about accommodation outside the asylum center, applications for permission to work and applications for legal absence from the asylum center if applicable.

If you are accommodated at a return center

Your data are also collected in order to evaluate, if you remain at the return center from evening until morning (opholdspligt) and obey your possible notification obligation.

The legal basis for processing your personal data is:

- Provisions of the Aliens Act (udlændingeloven), in particular: section 7 (relating to the control of foreign citizens' entry, residence and departure etc.)
- GDPR 6.1(c) (relating to the processing of data in order to comply with a legal obligation to which the controller is subject) and 6.1 (e) (relating to the exercise of official authority vested in the Immigration Service by the Aliens Act)

- GDPR 9.2 (f) (relating to the necessity of processing in order to establish, exercise or defend legal claims)
- The Data Protection Act section 8 (relating to the administration only being allowed to process information about criminal offences if it is necessary for the official authorities' tasks).

Types of personal data

We process the following types of data about you:

- General personal data, such as: information about your identity; pictures of you; marital status; citizenship and nationality; travel routes; occupation; information about your family; memberships of associations; financial information; information about your refugee status; CPR number; information about your social status; and whether you have committed any legally punishable offences
- Sensitive personal data: political opinions, religious or philosophical beliefs; health information, including genetic data; trade union membership; biometric data collected for the purpose of establishing your identity; and data concerning your sexual orientation.

If you are accommodated at a return center

Furthermore, we log information when you register your presence at the center in order to evaluate, if you remain at the center from evening until morning (opholdspligt) and obey your possible notification obligation.

Recipients and categories of recipients

The Immigration Service can, in certain situations, share your data with other authorities. We regularly share data with:

- the police,
- municipal authorities,



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- the accommodation operators (Red Cross and municipal operators), who operates the asylum centers and handles your conditions, including your health conditions etc., in relation to your accommodation,
- the Danish Security and Intelligence Service and the Danish Defense Intelligence Service (in accordance with section 45 a of the Aliens Act),
- the public prosecutor (in accordance with section 45 c of the Aliens Act),
- the Immigration Appeals Board,
- the Refugee Appeals Board,
- The Ministry of Immigration and Integration,
- The Danish Agency for International Recruitment and Integration, and
- The Danish Parliament.

Data are shared when it is necessary for the Immigration Service to exercise our official authority, including when we are legally obliged to share data.

In certain situations, the Immigration Service may provide data to a third-party data processor. In addition, other authorities and private organisations can have access to this information (Aliens Act section 44a).

In isolated cases, the Immigration Service will share data with other public authorities, private-sector organisations and foreign organisations and authorities.

Origin of information

The Immigration Service processes the personal data you provide in relation to your accommodation at the asylum center, e.g. information that you provide to the staff at the asylum center, in the health clinic etc., and that the asylum center share with us in order to look after your interest during your accommodation.

The information can also be obtained from applications forms e.g. about private accommodation, employment, legal absence, which you have either provided to us yourself or which the asylum center has provided to us on behalf of you.

In addition, we will process data obtained from:

- any of your possible previous cases with the Immigration Service,
- searches in databases, such as: the Civil Registration System, the income register (eIndkomst), the Central Register of Buildings and Dwellings (BBR), the Central Crime Register (KR), the Central Passport Register and the Schengen Information System (SIS II)
- other authorities, such as: municipal authorities, the Agency of Family Law, the Immigration Appeals Board and the Refugee Appeals Board,
- third-parties, such as: asylum center operators, employers or educational institutions, and
- information from your close family members' cases and previous cases at the Immigration Service.

Storage of data

The Immigration Service will store your data for as long as it is necessary for us to establish or defend a legal claim for residence, accommodation options etc.

Data submitted as part of an immigration-related matter can be stored for use by the Immigration Service at a later date. The data stored by the Immigration Service can be used in applications to extend a residence permit, when revoking a residence permit, when lapsing a residence permit, applications for permanent residency, applications for naturalisation, when revoking citizenship and in your children's cases, or in the event they may be involved in an application for family reunification. In practice, the Immigration Service stores your data as part of a 'lifecycle' lasting your entire life.

If data can be deleted at an earlier point, deletion will be considered. Similarly, access to data can be restricted.

Finally, it should be mentioned that data will also have to be transferred to the National Archives within 30 years, in accordance with section 13 of the Archive Act (arkivloven).

Consent

The Immigration Service does not request consents in order to process personal data, as is otherwise required by the

GDPR, since processing authority is granted by 6.1 (e) and 9.2 (f) of the GDPR (see section 3).

You may be asked for legal consent. If a consent is requested it is not in accordance with the GDPR, but a consent in accordance with the Public Administration Act (forvaltningsloven) or the Aliens Act.

Rights

Under the GDPR, you have certain rights when we process your data:

- **The Right of Access (the right to see your data)**
You have the right to access which data about you the Immigration Service is processing. If you request access to your data, your application will be processed in accordance with the GDPR's guidelines governing right of access. If there are guidelines that provide you with greater access than the GDPR affords, your request for access will be processed in accordance with these guidelines as well. These additional guidelines may include those contained in the Public Administration Act that governs freedom of information requests.
- **The Right to Rectification (correction) and the Right to Erasure**
You have the right to request that corrections are made to personal data about you that you feel are inaccurate. In special situations, you have the right to have data about you deleted sooner than they would be under our normal requirements for deletion. Under section 13 and section 15 of the Information Act (offentlighedsloven), the Immigration Service has an obligation to notify and report, which means that a request to have data deleted will rarely be accommodated. This means that data can normally only be deleted if they have been attributed to the wrong case.



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- **The Right to Restriction of Processing**

In some situations, you have the right to restrict the processing of your personal data. Where processing has been restricted, the Immigration Service must have your consent to process your data, with the exception of storage, unless the purpose of the processing is to establish or defend a legal claim, to protect another person or for reasons of important public interest.

- **The Right to Object**

In some situations, you have the right to object to otherwise legal processing of your personal data.

You can read more about your rights in the Danish Data Protection Agency's guidance about the GDPR at www.datatilsynet.dk. If you would like to make use of your rights under the GDPR, contact the Immigration Service.

Complaints to the Data Protection Agency

You have the right to submit a complaint to the Data Protection Agency if you are dissatisfied with the way we process your personal data. Information about how to do so is available at www.datatilsynet.dk

Information about the processing of your personal data by the Department of the Ministry of Immigration and Integration

The Immigration Service may disclose information about you, including information from your case, to the Department of the Ministry of Immigration and Integration. The Department may process your information when this is necessary for the performance of a task carried out in the exercise of official authority, including the preparation of statistics, drafting and evaluation of legislation, assistance to the Danish Parliament, processing enquiries from the media and requests for public access, and in the performance of other such official tasks of the Ministry of Immigration and Integration. The Department may also process information about you from other public authorities, for instance personal data relating to criminal convictions and offences, information about your taxes or information about your employment.

You can find information about the Department's processing of your personal data at www.uim.dk/processing-of-your-personal-data. On the website you will find the Department's contact information, information about the Department's Data Protection Officer (DPO), further information about the Department's legal basis for the processing of your personal data, and about your rights in relation to our data processing activities.

