**Port of Rotterdam Authority**

Rotterdam, [19 April 2023]

The purpose of this privacy notice is to inform you about the processing of police data by the Harbour Master Division of the Port of Rotterdam Authority (hereinafter: “DHMR”). Certain employees within DHMR have supervisory and investigation tasks; they are called special investigative officers (“buitengewoon opsporingsambtenaren” in Dutch, commonly abbreviated to “boa’s”). Boa’s are charged with investigating criminal acts, within which context they process police data. The Dutch Police Data Act (Wet politiegegevens, hereinafter: “Wpg”) applies to the processing of police data.

The Port of Rotterdam Authority is the controller within the meaning of the Police Data Act.

**Contact details**

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*Do you have any questions or do you want to exercise one of your individual rights? Please contact the general Wpg mailbox* WPG@portofrotterdam.com

# 1. Introduction

You privacy as data subject is very important to us at DHMR. We handle all data you provide to us with the utmost care and comply with all applicable privacy laws and regulations.

This privacy notice tells you how your police data is collected and how it is handled by Port of Rotterdam Authority (PoR). It also informs you about your rights regarding your data and how to exercise them.

# 2. Processing police data

DHMR does not process more police data than is strictly necessary to execute its public law tasks and powers. Within this context the following data about you may be processed:

* Full name
* Full company name
* Name legal representative
* Name of the person authorised by the legal representative
* Address
* Actual residence
* Date of birth
* Place of birth
* Nationality
* Phone number
* BSN number (citizen service number)
* Gender
* Information about the identity document
* Ship’s name/registration mark
* Information about (possible) offences/criminal acts

No special police data is processed within the context of the Police Data Act.

## 3. Purposes

The above-mentioned data, or some of them, is solely processed for the following purposes:

|  |
| --- |
| **Investigation** The boa’s at DHMR solely process data in connection with investigations within Domain II Special Investigative Officers (Domain Lists) Regulations (Environment, Welfare and Infrastructure).  |
| **Support** Persons other than boa's who process police data only do so to assist boa's in their investigative tasks or in order to comply with the law and regulations.  |
| **Statutory obligations** Police data is only processed where this is necessary for the purposes specified in the law. There are safeguards in place to ensure that police data is at all times processed for the specific purpose for which it is collected and that the data is not processed unlawfully.  |

## 4. Basis

The basis for processing your police data is the performance of the regular police duties (Article 8 of the Wpg).

## 5. Retention

PoR retains your police data no longer than is strictly necessary for the purposes for which it was collected. The Dutch Police Data Act stipulates periods for retaining police data.

* Police data that we process as part of the regular police duties is removed 5 years after it was first processed (in which case it is ‘shielded’), or destroyed earlier if it is no longer relevant for performing the police duties.
* The police data removed as part of the regular police duties is retained for a period of 5 years (‘shielded’) in view of handling possible complaints and rendering account of actions, after which period they are destroyed.

## 6. Categories of recipients of police data

The police data are solely shared with the following recipients:

* Centraal Justitieel Incassobureau (Central Judicial Collection Agency) (NL)
* Public Prosecutor’s Office (OM)
* Upon request and if relevant: Seaport police (ZHP)
* Upon request and if relevant: Inspectie Leefomgeving & Transport (Human Environment and Transport Inspectorate, ILT)

Police data may also be shared with external suppliers, e.g. IT-providers. Where these providers act as processors a data processing agreement is concluded with them. These measures serve to ensure that all police data is processed carefully, securely and in accordance with the Dutch Police Data Act.

## 7. Transferring police data outside the European Union

No police data is processed in or transferred to a country or countries outside the European Economic Area (EEA).

## 8. Rights of data subjects

Under the Dutch Police Data Act you possess the following rights as data subject:

* The right to access your police data and receive a copy thereof (Article 25 of the Wpg);
* The right to rectify your police data and/or to have it supplemented if it contains manifest inaccuracies (Article 28(1) of the Wpg);
* The right to ask PoR to destroy or shield your data (Article 28(2) of the Wpg);
* The right to object to the processing of your police data.

If you wish to exercise any of these rights, please send a request to the Wpg mailbox of Port of Rotterdam Authority Wpg@portofrotterdam.com or use the form ‘rights of data subjects’, which you can find on the corporate [website](https://www.portofrotterdam.com/nl/verzoek-met-betrekking-tot-persoonsgegevens)  of PoR.

## 9. Complaints

If, despite the care with which the departments concerned handle your police data, you still have a complaint about how we process your police data and/or handle your rights, you may submit a complaint with the Dutch

Data Protection Authority (“AP”). You can find the contact details of the AP on [the website](https://autoriteitpersoonsgegevens.nl/nl/meldingsformulier-klachten) of the AP.

## 10. Changes to the privacy notice

This privacy notice dates from 22 June 2023. DHMR reserves the right to amend this privacy notice. The most recent version of this privacy notice is at all times available on the corporate [website](https://www.portofrotterdam.com/nl/privacystatement-havenbedrijf-rotterdam-nv)  of PoR.