ANNEXE 2 : PERSONAL DATA PROTECTION

1. ULB & the Host Company agree to transfer and process personal data regarding the trainee (data subject) exclusively for the purpose set out in this agreement.
2. The parties comply with the General Data Protection Regulation (EU 2016/679) (GDPR). Each Party is Data Controller as defined by GDPR for the processing of personal data necessary for the implementation of this convention. Therefore, each Party shall be responsible for:

2.1 adequately informing the data subjects regarding the processing of their data in the framework of the internship;

2.2 adequately answering requests from data subjects regarding their data;

2.3 not transferring data to third parties unless:

2.3.1 required to do so by applicable law. If in any doubt each Party will contact the other for clarification;

2.3.2 with express consent of the data subject(s).

2.4 foreseeing adequate contractual dispositions with processors if any;

2.5 notifying the competent supervisory body and data subjects of any breach in accordance with GDPR;

2.6 ensuring that personal data it receives from the other Party will be appropriately secured against unauthorized or unlawful processing and against accidental loss, destruction or damage and that only those staff with an operational need to process trainee’s data will be given access to do so.

1. The legal basis for the transfers of personal data is Article 6.1 (b) GDPR – the processing being necessary for the performance of a contract with the data subject.
2. Each Party shall provide all necessary assistance and cooperation as reasonably requested by the other to enable that Party to comply with its obligations under GDPR.
3. Parties will share trainee’s information via regular secure, encrypted electronic transfer. The transfer will ensure that both Parties, or any data processor processing on behalf of either Party, will hold up-to-date personal data at that time and that the details of any participant who opts out of the training agreement are not processed further. Each Party shall ensure that persons accessing personal data are subjected to the necessary confidentiality obligations.
4. Each Party shall retain personal data relating to trainee in line with its official records retention periods.
5. This clause shall survive the termination, for any reason, or the expiry of this agreement.

If the Host Company is based outside the European Union:

2. ULB complies with the General Data Protection Regulation (EU 2016/679) (GDPR). Under this legislation, ULB is responsible for the lawful collection and transfer of necessary personal data regarding the trainee (data subject). Transfer is based upon the following legal basis: Article 6.1. b) – the processing being necessary for the performance of a contract with the trainee, supplemented by Article 49.1(b) – the transfer to a third country is possible under the derogation that it is necessary for the performance of a contract with the trainee.

3. Host Company is responsible for ensuring that personal data concerning the trainee, including personal data transferred to ULB, are processed in accordance with applicable national and supranational legislation.

Ajouter un §4 (renuméroter la suite)

4. Each Party shall be responsible for adequately informing the trainee regarding the processing of their data in the framework of the internship.