



PÉCSI TUDOMÁNYEGYETEM
EGYETEMI KÖNYVTÁR
ÉS TUDÁSKÖZPONT

Data Protection Notice on the Management of Personal Data on IT Devices (Tablets, E-book Readers) Loaned by Library Users

2023

The University of Pécs (hereinafter referred to as Data Controller) has acquired tablets and e-book readers (hereinafter collectively referred to as devices) for the purpose of supporting education and developing digital competence within the framework of EFOP-3.4.3.-16 tender. The devices can be loaned in the University of Pécs Library and Centre for Learning (hereinafter referred to as Library) (H-7622 Pécs, Universitas street 2/A., 2nd floor of the building). Tablets can only be loaned and used by authorised University of Pécs Library Users during opening hours, while e-book readers can be used outside the Library as well and can be loaned for a period of 1 month. Users can log in to tablets with a guest account. In the case of e-book readers, users need a Library account or their own Amazon account in order to use the devices for their general purpose.

According to the GDPR, any information relating to an identified or identifiable natural person, i.e. the Data Subject, is considered personal data. Data generated on the devices after the Library User logs in is considered personal data (since it is linked to the Library User's profile or otherwise to his/her person by the fact of loaning. This includes, in particular, documents, images, videos, sounds, other files, applications, login and profile data, cookies, and browsing history saved on the device. The Library manages these mentioned personal data when the librarian deletes the data from the device immediately after the return of the device, without consultation and definitively (if the Library User has failed to do so). The Data Subject is informed of the fact of deletion at the time of the loan and when the device is returned, so that he or she is aware of the possible deletion of his or her personal data and can save them in advance.

The purpose of this Data Protection Notice is to provide information on data protection issues related to the loaning of library tablets and e-book readers. The Data Controller makes every effort to ensure that the processing of personal data complies with the GDPR and related data protection rules (national legislation and internal regulations).

The Data Controller:

	University of Pécs University Library and Centre for Learning
Head of Unit	Szeberényi Gábor, Director General titkarsag@lib.pte.hu +36-72-501-500/28052
Data Protection Officer	Dr. Szőke Gergely László, University of Pécs, Data Protection Officer adatvedelem@pte.hu +36-72-501-500/23321
	Dr. Füzes Barnabás, fuzes.barnabas@lib.pte.hu +36-72-501-500/61071

Related documents:

- Data Protection Rules of the University of Pécs in Hungarian: https://adminisztracio.pte.hu/sites/adminisztracio.pte.hu/files/files/Adminisztracio/Szabalyzatok_utasitasok/Hat_Es_Egyeb_Sz/adatvedelmiszabalyzat20180525.pdf

The Data Controller, i.e. the University of Pécs (hereinafter Data Controller) is responsible for the content of this notice. This Data Protection Notice is force from 2 May 2023 until withdrawal. The Data Controller reserves the right to amend the information in this present notice as necessary and to publish the amended text on the website of the Library.

Scope of data, purpose data processing

Scope of data	Purpose of data processing
Data generated on the devices after the Library User logs in, in particular saved/stored documents, images, videos, sounds, other files, applications, login and profile data, cookies, browsing history.	The Library is obliged to delete personal data from the loanable device that it is not otherwise entitled to process and the Library cannot assist others in accessing these personal data.

The legal basis for the processing

The legal basis for the processing is the Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation, hereinafter: **GDPR**), Article 6, paragraph 1, point (e): *“Processing shall be lawful only if processing is necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the controller (...)”*

The Data Controller would not have the right to give the devices containing personal data to another Library User, if the personal data of the previous loaner were not deleted beforehand.

Duration of the processing

The librarian deletes the data from the device immediately after the return of the device, without consultation and definitively.

The rights of the Data Subject (to the extent that this can be understood in relation to the processing described in this notice, i.e. the erasure):

Right to information

Prior to the data processing, the Data Subject has the right to obtain all relevant information related to the data processing. Pursuant to Article 14 (5) point (b) of the GDPR, the Data Controller may waive the obligation to provide prior information to the Data Subject if this would involve a disproportionately big effort, in particular in the case of data processing for the purpose of archiving in the public interest, scientific or historical research.

The Data Controller informs the persons about the fact of data processing in written form by means of this notice, which will be available on the Library's website at <https://lib.pte.hu/hu/adatvedelem>, furthermore, orally during the loaning and returning processes of the device.

Right to access

The Data Subject shall have the right to obtain confirmation from the Data Controller during the entire period as to whether or not personal data concerning him or her are being processed, and, where that is the case, access to information on all issues again detailed in this notice. At the request of the Data Subject, the Data Controller shall provide a copy of the personal data undergoing processing. For any further copies requested by the Data Subject, the Data Controller may charge a reasonable fee based on administrative costs. The right to obtain a copy shall not adversely affect the rights and freedoms of others – i.e. if a recording contains other persons' personal data, the Data Controller shall provide a copy of the recording in such a way that no other person can be identified on it (covering-up, masking), unless the Data Subject proves that he or she would otherwise be entitled to the processing under the provisions of the data protection regulations.

Right to rectification

The Data Subject shall have the right to request for the rectification of inaccurate or incomplete personal data, with the help of authorized employees of the Library.

Right to erasure

Subject to specific conditions, the Data Subject shall have the right to obtain from the Data Controller the erasure of personal data concerning him or her (especially if the purpose of the data processing no longer exists or is unlawful, or if the Data Subject has withdrawn his or her consent regarding the freely given data and there is no other legal ground for the processing). The Data Controller is only obliged to erase the data

on one of the grounds laid down in Article 17 (1) of the GDPR, and the right to erasure may be limited in cases in accordance with the law. If the data processing is necessary for archiving purposes in the public interest, scientific or historical research purposes or statistical purposes, and the erasure would be likely to render the processing impossible or seriously impair it, the Data Subject may not exercise this right (Article 17 (3) point (d) of the GDPR).

Right to restriction of processing

The Data Subject shall have the right to obtain from the Data Controller restriction of processing regarding his or her personal data if one of the conditions laid down in Article 18 (1) of the GDPR applies. In such case where the processing has been restricted, the personal data shall, with the exception of storage, only be processed with the Data Subject's consent or for the establishment, exercise or defence of legal claims or for the protection of the rights of another natural or legal person or for reasons of important public interest of the Union or of a Member State.

Right to data portability

The Data Subject shall have the right to receive the personal data concerning him or her in a structured, commonly used and machine-readable format and have the right to transmit those data to another Data Controller.

Right to object

The Data Subject shall have the right to object to data processing where the legal basis is processing in the public interest or it is necessary for the purposes of the legitimate interests of the Data Controller or other third parties. In this case, in the justification the Data Subject shall state the grounds for the objection relating to his or her own situation. The Data Controller can continue processing where it is necessary for scientific and historical research purposes or for the execution of a task related to archiving purposes in the public interest.

Procedure in the event of a request to exercise the above rights

Procedure for submission of the request:

If the Data Subject has any questions regarding the data processing and the exercise of the rights set out above, he or she may submit written comments or a request addressing the Data Protection Officer.

The expected procedure for handling the request:

The Library shall provide information to the Data Subject on action taken in relation to the exercise of the rights set out in this Notice without undue delay and in any event within 30 days of receipt of the request. That period may be extended by 60 days where necessary, taking into account the complexity and number of the requests. If the Library considers that the Data Subject's request cannot be complied with, it shall inform the Data Subject without delay, but no later than 30 days after receipt of the request, of the reasons for the failure not to implement the action and of the possibility for the Data Subject to lodge a complaint with the supervisory authority and to seek a legal remedy. In order to ensure the safety of personal data, it is important that the Data Subject can only exercise the above rights if he or she supplies satisfactory proof of his or her identity when submitting the request (in writing, orally or electronically).

Further legal remedies available:

In the event of failure to cooperate in relation to the Data Subject's data processing requests, the Data Subject has the following additional remedies:

At the National Authority for Data Protection and Freedom of Information (address: 1363 Budapest, mailbox number: 9., telephone: +36 (1) 391-1400, +36 (30) 683-5969, +36 (30) 549-6838, e-mail address: ugyfelszolgalat@naih.hu, website: www.naih.hu), the Data Subject can initiate an investigation by filing a complaint alleging that he or she has suffered an injury in connection with the processing of his or her personal data or is at imminent risk of suffering one.

The Data Subject may take legal action against the Data Controller (in this case, the University of Pécs) in case of violation of his or her data subject rights in relation to the processing of personal data. The court shall handle the case with priority. The Data Controller shall prove that the data processing complies with the law. The court has jurisdiction to decide on the case. The lawsuit can also be started at the court of the Data Subject's place of residence or place of stay – at the Data Subject's choice.