



EUROPEAN DATA PROTECTION SUPERVISOR

## EDPS SPOTIFY CORPORATE ACCOUNT

### DATA PROTECTION NOTICE

The EDPS publishes podcasts on Spotify to regularly inform the public about its activities, raise awareness about data protection issues and promote content of public interest.

Users can sign up to the EDPS Spotify channel on a voluntary basis, subject to the applicable policy of Spotify.

We process personal data based on [Regulation \(EU\) 2018/1725](#) of the European Parliament and of the Council on the protection of individuals with regard to the processing of personal data by the Union institutions and bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC (hereinafter 'the Regulation').

We provide you with the information that follows based on Articles [15](#) and [16](#) of the Regulation.

#### Who is the controller?

The EDPS is the data controller for the processing of personal data as described in this data protection notice. For more information about the EDPS, please consult our website: <https://edps.europa.eu>.

Spotify is a separate controller for the personal data it processes. To learn more on how Spotify processes your data, we encourage you to read their [privacy policy](#)<sup>1</sup>.

#### What personal data do we process and who has access to this personal data?

After the publication of the podcasts on Spotify, the EDPS only processes aggregated data (number of listeners, age and gender) of users who accessed the podcasts.

Podcasts can also be accessed directly on the [EDPS website](#).

The EDPS processes the following personal data of speakers interviewed for EDPS

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<sup>1</sup> <https://www.spotify.com/us/legal/privacy-policy/>

podcasts:

- name;
- bio (e.g. professional affiliation);
- email address;
- views you have provided during the podcast;
- audio / video recordings containing your voice / image.

EDPS staff will have access to personal data in order to process the podcast for publication and analyse aggregate statistics (number of listeners, age and gender).

The podcast can be accessed by Spotify users interested in listening to the audio recording.

### Why do we process your personal data and under what legal basis?

We process personal data in order to share information about EDPS activities to the public and more specifically, to publish the EDPS podcasts on Spotify and to analyse outreach.

As such, processing is based on Article 5(1)(a) of the Regulation: *‘processing is necessary for the performance of a task carried out in the public interest [...]’*. More specifically, Article 57(1)(b) of the Regulation, referring to the EDPS’ tasks, provides that the EDPS *‘shall [...] promote public awareness and understanding of the risks, rules, safeguards and rights in relation to processing.’*. Furthermore, Article 57(1)(c) provides that the EDPS shall *‘promote the awareness of controllers and processors of their obligations under this Regulation’*.

For the purposes of **participation, publication and dissemination** of the podcast, the EDPS relies on the interviewees’ consent (Article 5(1)(d) and Article 7 of the Regulation).

Citizens do not need to access Spotify in order to be able to listen to EDPS Podcasts. They are available on our website, which is the EDPS’ main platform used to communicate with the public. The public can also import the RSS Podcast feed from the EDPS website to their preferred app and software.

Data gathered via Spotify is aggregated and used solely for statistical and analytical purposes, such as analysing the volume of audience (number of listeners, age, gender). Statistical data are provided in the form of graphics on a timeline.

This statistical aggregated data helps the EDPS improve its communication activities and to increase the quality of the service provided.

In order to protect users’ privacy, the EDPS’ Spotify button to connect to those services do not set cookies when our website pages are loaded on your device, and you are not immediately redirected to Spotify.

### How long do we keep your personal data?

Your personal data will be available on Spotify for as long as it is published on the EDPS account. The EDPS will also store aggregated and numeric values of performance measurement in order to be able to compare its performance over a maximum period of 10

years.

Please note that, once information, including personal data, is uploaded online, it can be used by third parties for their own purposes, in their own platforms, and sometimes without the EDPS being informed. In such cases, please note that it may not be possible for us, notwithstanding any implemented safeguards, to ensure removal of your data from the internet.

### **Is your personal data transferred outside of the EU/EEA?**

Publishing the podcast will entail transfers of your personal data outside of the EU/EEA areas. According to [Spotify's privacy policy](https://www.spotify.com/us/privacy)<sup>2</sup>, '*... Spotify shares your personal data internationally with Spotify group companies, subcontractors and partners ...*'. This may create additional risks, because there may be a lower level of protection in the non-EU/EEA country of destination. In particular, Spotify mentions the risk that the data protection laws of the country(ies) of destination '*may not give you the same rights over your data.*' This may have an impact on your ability to exercise your data protection rights. Another risk could be that the laws and practices of the non-EU/EEA country of destination may require to provide personal data to governmental agencies or permit access by such authorities.

The EDPS is responsible for transfers of personal data of speakers interviewed for the podcasts. For transfers occurring outside of the EU/EEA the legal basis is article 50(1)(a) of the Regulation ('*the data subject has explicitly consented to the proposed transfer, after having been informed of the possible risks of such transfers for the data subject due to the absence of an adequacy decision and appropriate safeguards*').

### **What are your rights regarding your personal data? You have the right:**

- to request access to your personal data and to relevant information about how we use your data;
- to request the rectification of your personal data;
- to ask that we delete your personal data or restrict the use of your data;
- where applicable, to object to our processing of your personal data, on grounds relating to your particular situation, at any time.
- to withdraw your consent at any time (see below)

Please note that in some cases restrictions under Article 25 of the Regulation may apply.

The time limit for treating your request is one (1) month. This period may be extended by two (2) further months where necessary, taking into account the complexity and the number of the requests. In those cases, the EDPS will inform you of the extension within one (1) month of receipt of your request and will provide reasons for the delay.

We will consider your request, take a decision and communicate this to you.

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<sup>2</sup> <https://www.spotify.com/us/privacy>

To exercise your rights, you can send your request to the EDPS by post in a sealed envelope or use our contact form on the EDPS website (see section on contact details below).

You can also contact Spotify directly in order to exercise your rights.

### **How can you withdraw your consent and what are the consequences of doing so?**

You may withdraw your consent at any time by notifying us in writing as mentioned in this document. Withdrawing your consent does not affect the lawfulness of any processing based on your consent before the withdrawal.

### **You have the right to lodge a complaint**

If you have any remarks or complaints regarding the way we process your personal data, we invite you to contact the EDPS' Data Protection Officer (EDPS DPO) (see section on contact details below).

You have, in any case, the right to lodge a complaint with the EDPS as a supervisory authority: [https://edps.europa.eu/data-protection/our-role-supervisor/complaints\\_en](https://edps.europa.eu/data-protection/our-role-supervisor/complaints_en).

### **Contact details for enquiries regarding your personal data**

We encourage you to contact us using the EDPS contact form and selecting 'My personal data' as the relevant subject: <https://edps.europa.eu/node/759>.

If you wish to contact the EDPS DPO personally, you can send an e-mail to [DPO@edps.europa.eu](mailto:DPO@edps.europa.eu) or a letter to the EDPS' postal address marked for the attention of the EDPS DPO.

EDPS postal address: European Data Protection Supervisor, Rue Wiertz 60, B-1047 Brussels, Belgium

You can also find contact information on the EDPS website: [https://edps.europa.eu/about-edps/contact\\_en](https://edps.europa.eu/about-edps/contact_en).