



DECLARATION OF INDEPENDENCE

(by the Members of the EMCDDA EUPC Advisory Board - EAB)

First name: Elena

Last name: Gervilla

On his/her honour, at the best of his/her knowledge and for the purpose of the performance of the activities in and for the EMCDDA EUPC Advisory Board (EAB)

hereby declares that:

- He/She shall act in a personal capacity, in the public interest and independently of the EU Member States Institutions and of any external influence.
- He/She shall comply with the rules of procedure of the EAB.
- He/She is aware that will have the primary responsibility for spontaneously declaring any conflicts of interest at all times, with special attention to any interest which might be considered prejudicial to his/her independence in relation to the items on the agenda of a meeting of the EMCDDA that he/she has to attend.
- He/She has read and is aware of the content of the Privacy statement on the protection of personal data resulting from this Declaration, as it is provided here below.
- He/She has read and is aware of the EMCDDA Policy for the prevention and management of conflicts of interest as adopted by the EMCDDA Management Board at its meeting of 5 December 2014 (EMCDDA/29/14 as published on the EMCDDA website).

Done at University of the Balearic Islands on 28th January 2020

Signature

E. Gervilla



Privacy statement on protection of personal data resulting from the Declaration of independence

The EMCDDA shall process any personal data resulting from any Declaration of independence delivered in accordance with the EMCDDA Policy for the prevention and management of conflicts of interest, hereinafter referred to as the "Policy" (EMCDDA/29/14, as adopted by the EMCDDA Management Board at its meeting of 5 December 2014 and published on the EMCDDA website), pursuant to the Regulation (EC) No 45/2001 of the European Parliament and of the Council of 18 December 2000 on the protection of individuals with regard to the processing of personal data by the Community institutions and bodies and on the free movement of such data.

The purpose of the data processing is to ensure and safeguard the impartial functioning and the independent operations of the EMCDDA and its constituent bodies, in the public interest and in accordance with the mandate assigned to the latter.

The legal basis for this data processing is provided by the above mentioned decision of the EMCDDA Management Board adopting the EMCDDA Policy for the prevention and management of conflicts of interest, as published on the EMCDDA website.

The EMCDDA Director is the data controller responsible for the aforementioned data processing.

As required by the aforementioned Policy, the Declaration of independence will be disclosed to the recipients identified in the latter, namely the Members of the EMCDDA Scientific Committee and EMCDDA Director, as well as, under the authority of the latter and as required by the relevant data processing, the Head of the EMCDDA "Governance unit" and the Head of the EMCDDA "Administration unit".

Furthermore, and in line with the pertinent provisions of the relevant EU legislation, the Declaration of independence may be disclosed to bodies and actors in charge of audit, control, inspection or review of the EMCDDA acts, such as the European Court of Auditors, the EC Internal Audit Service, OLAF, the European Ombudsman and the European Data Protection Supervisor.

The EMCDDA Director, as the responsible data controller, will ensure that any Declaration of independence is duly filed and kept for a maximum retention period of 5 years, as from the end of the mandate of the concerned person in the relevant EMCDDA constituent body.

The data subject, i.e. the author of the Declaration of independence, will have the right to access his/her Declaration and update or correct it, as required, at any time. For this purpose the data subject will have to address in writing the EMCDDA director, as the responsible data controller.

In case the Declaration of independence is not delivered or is not complete, the EMCDDA director, as the responsible data controller, will contact the data subject concerned for the purpose of the required delivery or completion of the Declaration.

Without prejudice to any judicial remedy, the data subject will have the right to lodge a complaint with the European Data Protection Supervisor (edps@europa.eu), if he/she considers that his/her rights to the protection of his/her personal data have been infringed.