

PRIVACY POLICY
FORM H - APPLICATION FOR A SPECIFIC RESIDENCE AUTHORISATION

By submitting the Application for a Specific Residence Authorisation and the supporting documents (the “Application”) to the Identity Malta Agency (“IMA”), you provide IMA with personal data (the “Personal Data”) and thus qualify as data subject. The aim of this Privacy Policy (the “Policy”) is to comply with our transparency and fairness obligations under GDPR and to inform you about who will be processing your Personal Data, for what purpose(s) and legal basis, for how long it will be kept, with whom it will be shared and on your rights as a data subject under GDPR.

You may submit personal data of individuals other than yourself in this Application. IMA has assessed that, in said cases, informing these individuals under Article 14 GDPR proves impossible and would involve a disproportionate effort. Nevertheless, IMA commits to take appropriate measures to protect the rights, freedoms and legitimate interests of these individuals.

1. Data Controller and Data Protection Officer

IMA is the data controller, meaning the entity that defines the purposes and means for collecting and processing Personal Data collected in this Form. IMA is an Agency of the Government Malta tasked with carrying out public administration services related to identity management.

IMA Data Protection Officer is responsible to attend to any query related to this Privacy Policy and in general to the personal data processing activities conducted by IMA. The Data Protection Officer may be contacted by email or by regular post using the details provided below:

dataprotection@identitymalta.com

Data Protection Officer

Identity Malta Agency Head Office

Valley Road

MSD 9020, Msida

Malta

2. Purposes and legal basis

The purpose for processing Personal Data by IMA is to process the request for a Specific Residence Authorisation for individuals whose asylum application has been rejected. Processing of Personal Data is necessary for the performance of a task carried out in the exercise of official authority vested in IMA.

3. Recipients of personal data

Personal Data will be accessed by IMA employees in charge of processing the Application and will populate IMA information systems. Personal Data may also be accessed by IMA suppliers in charge of maintaining these systems and may be shared with the Office of the Refugee Commissioner and the Principal Immigration Officer. This will be done in line with data protection legislation, and arrangements are in place in order to guarantee the security and lawfulness of these transfers. If necessary and proportionate for lawful and specific purposes, IMA may disclose Personal Data to other third parties (such as other Government entities or law enforcement authorities). Personal Data will not be transferred to third countries or international organizations.

4. Storage period

Personal Data will be retained for 20 years from when the file is considered as dormant.

5. Your rights

You can contact the Data Protection Officer in order to exercise your right to access, rectify, restrict and, as the case may be, erase the Personal Data, in compliance with applicable laws. You also have the right to object to the processing of Personal Data at any time, on grounds relating to your particular situation. If you feel that IMA has infringed your data protection rights, you may submit a complaint to the supervisory authority of the Member State of your habitual residence or place of work, or, alternatively, to the supervisory authority of the Member State where the alleged infringement has taken place.

For further information and documentation that needs to be submitted, kindly consult information leaflet entitled “Specific Residence Authorisation” available at: <https://identitymalta.com/citizenship-expatriates>

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EXPATRIATES UNIT

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