

## European Economic Area (EEA) Privacy Statement

Effective starting May 25, 2018

This European Economic Area (EEA) Privacy Statement discloses information about the privacy practices with respect to personal data protected under the General Data Protection Regulation (GDPR) for the EEA. The GDPR became effective on May 25, 2018. The GDPR is a regulation adopted for the EEA that governs the use and processing of personal information. Tufts is committed to processing your EEA Personal Data in compliance with the GDPR and has prepared this statement to provide you with information about your rights under the GDPR.

In addition to this statement, other notices have been published applying to the use and other processing that may be subject to the GDPR of personal data of [Prospective Students and Applicants](#); [Students](#); [Students in Tufts-sponsored Study Abroad Programs in the EEA](#); [Job Applicants, Faculty, Staff, Consultants and Other Persons Providing Services](#); [Alumni and Donors](#); and [Research Participants](#).

The information provided in this statement applies to any of your EEA Personal Data that we may collect, use or otherwise process under the GDPR. An explanation of EEA Personal Data is provided below.

### 1. Information associated with tufts.edu and other Tufts Websites

For information associated with a Tufts website, this EEA Privacy Statement should be read together with the [Privacy Statement](#) for tufts.edu and other Tufts University websites that have pointed you to that statement (together, a "Site" or "Sites").

The Sites are published in the United States and are subject to the laws of the United States. If you are located in the EEA and you voluntarily submit personal information to us, your information will be used as provided in the Privacy Statement [add link] and in this EEA Privacy Statement and will be transferred to, and/or stored in, the United States.

### 2. Why have I been directed to this webpage?

The general information published on this page is intended to supplement specific information that you may have already been given in connection with your engagement with a particular service, facility, event or initiative run by Tufts. You may have been directed here, for example, because you are accessing an optional staff or student service or using a Tufts facility, or because you are using a particular website or online resource, or because you have signed up to attend an event aimed at prospective students or members of the public. The below information is the same for many such situations, and we thought it would be helpful to have it in one place.

### 3. What is "EEA Personal Data?"

Your personal information is EEA Personal Data if:

1. It is "personal data" as defined in the GDPR; and
2. The GDPR includes protection of the personal data in its scope.

#### **What is "personal data" under the GDPR?**

The GDPR defines "personal data" broadly. It includes "any information relating to an identified or identifiable natural person." Examples of personal data include your "name, an identification number, location data, an online identifier [and] factors specific to [your] physical, physiological, genetic, mental, economic, cultural or social identity." GDPR. Article 4(1).

#### **What is the scope of the GDPR?**

The GDPR generally applies to collecting, using or other "processing" (please see below) of personal data (as provided in Article 3):

1. When the processing is part of the activities of an organization that acts in an established way in the EEA. It's not required that the processing take place in the EEA.
2. When the processing is by an organization that is not established in the EEA and the organization offers goods or services to persons who are physically in the EEA. A payment for the goods or services is not required.
3. When the processing is by an organization that is not established in the EEA and the processing activities are related to the monitoring of the behavior of a person who is physically in the EEA, as far as their behavior takes place within the EEA.

For example, if you provide personal information to Tufts when you are physically present in the EEA or while you participate in an established Tufts program occurring in the EEA, that personal information may be EEA Personal Data.

"Processing" is a term used by the GDPR to cover any way of working with personal data, from collecting to using to sharing to destroying. GDPR Article 4 (2).

## 4. What is the purpose and lawful basis under the GDPR for processing your EEA Personal Data?

It is Tufts' policy to collect, use and process EEA Personal Data about you only where we have a legal basis for doing so under the GDPR. A legal basis under the GDPR may be:

- We need it to perform a contract with you, such as to provide you services.
- It satisfies a legitimate interest (which is not overridden by your data protection interests), such as to promote and provide goods and services to you and to protect our legal rights and interests.
- You give us consent to do so for a specific purpose.
- We need to process your data to comply with a legal obligation.
- We need to process your data in connection with your or another person's vital interest.
- We need to process your data in connection with the public interest.
- We have another legal basis permitted under the GDPR.

If you have consented to our use of information about you for a specific purpose, you have the right to change your mind at any time, but this will not affect any processing that has already taken place.

Unless you are told otherwise, there is no requirement to supply us with any of your EEA Personal Data. It is Tufts' policy to not use EEA Personal Data to carry out any automated decision-making that affect you without an appropriate legal basis as required by the GDPR.

### **What are the purposes and lawful bases under the GDPR for processing your EEA Personal Data in connection with the Sites?**

Tufts will process your EEA Personal Data in connection with the Sites for a variety of service- and business-related purposes, including for analyzing and improving website performance; email and other communications; processing you have requested; third-party services; and security and legal requirements.

The use of your EEA Personal Data in the manner described above and in the [Privacy Statement](#) are necessary for the legitimate interests of the University in operating and improving its Sites, analyzing their use, and ensuring their security. The Sites collect limited EEA Personal Data and we use it in ways that are compatible with your individual rights and freedoms. Where you enter your EEA Personal Data into an online form on any of our Sites for any specified purpose, you will be told about the use we will make of that information (e.g., to send you newsletters or to enable your attendance at an event).

## 5. Will Tufts share my EEA Personal Data with others?

We will use reasonable measures to ensure that your EEA Personal Data is only transferred to third parties who also maintain at least the standard of protection required under the GDPR.

## 6. How long will my EEA Personal Data be kept?

Information about how long different types of information are retained by Tufts is published at Records Retention Schedules.

## 7. What rights do I have with respect to my EEA Personal Data?

The GDPR provides you with several specific data protection rights with respect to your EEA Personal Data. These are generally described below. Further details, including how to submit a request, are published at [How to make a Subject Access Request under the GDPR](#).

- *The right of access.* You have the right to confirmation of the EEA Personal Data that is processed about you by Tufts and to a copy of the information. This right is subject to limitations, including that providing a copy will not adversely affect the rights of others.
- *The right to correct.* The GDPR includes a right for you to have inaccurate EEA Personal Data rectified, or taking into account the purposes of the processing, completed if it is incomplete.
- *The right to erasure (also known as the right to be forgotten).* The GDPR includes a right for individuals to have their EEA Personal Data erased in certain limited circumstances. This right is not absolute.
- *The right to restrict processing.* You have the right to request the restriction or suppression of your EEA Personal Data. This is not an absolute right and only applies in certain circumstances. If processing is restricted, Tufts would not be permitted to use the data without your consent, unless in connection with a legal claim, the protection of another person, or other exceptions. Tufts would be permitted to continue to store the information.
- *The right to data portability.* The right to data portability allows you to obtain an electronic copy of your EEA Personal Data to enable you to reuse that data for your own purposes across different services. This right allows you to move, copy or transfer EEA Personal Data easily from one IT environment to another. This right only applies to information you have provided to Tufts and depending on the context, applies to some of your information, but not to all of your information.

- *The right to object.* The GDPR gives individuals the right to object to the processing of their personal data in certain circumstances, in the absence of a compelling reason for the continued processing.

## 8. Where can I go if I have questions?

If you have any questions about how your EEA Personal Data is used, or wish to exercise any of your rights with respect to your EEA Personal Data, please see [How to make a Subject Access Request under the GDPR](#) or contact Tufts' Data Privacy Team at [dataprivacy@tufts.edu](mailto:dataprivacy@tufts.edu).

If you are not happy with the way your EEA Personal Data is being handled, or with the response received from us, you have the right to lodge a complaint with the GDPR supervisory authority in the EEA country where you habitually reside, where you work, or where you believe an infringement of the GDPR occurred.

## 9. Changes to this Privacy Statement

Tufts University reserves the right to change, modify, or otherwise amend this Privacy Statement at its sole discretion and at any time as it deems circumstances warrant. Any such changes will be posted on this page.

This Privacy Statement was last updated on May 25, 2018.