

Processing of personal data at the Finnish Oil Pollution Compensation Fund

The compensation and assistance applications addressed to the Finnish Oil Pollution Compensation Fund are documents that contain personal data. Statements and decisions concerning the applications also always contain a certain amount of different personal data. When processing such documents, the Finnish Oil Pollution Compensation Fund acts as a controller as referred to in the General Data Protection Regulation of the European Union and complies with the principles and requirements laid down for the processing of personal data and for the controller in the said regulation.

For what purpose does the Finnish Oil Pollution Compensation Fund process personal data?

In accordance with section 1 of the [Act on the Oil Pollution Compensation Fund \(1406/2004\)](#) the Finnish Oil Pollution Compensation Fund shall reimburse the costs of oil spills and their prevention as well as some costs resulting from environmental remediation. Furthermore, the fund pays compensations and grants assistance for expenses due to the acquisition of oil response equipment and the maintenance of oil spill prevention response preparedness. The Finnish Oil Pollution Compensation Fund collects and uses personal data in order to attend to these statutory duties. The fund needs personal data for purposes such as identifying the applicants for compensations and assistance, assessing the grounds for granting compensations and assistance, requesting necessary additional information and in order to pay any compensations granted to applicants.

How does the Finnish Oil Pollution Compensation Fund collect personal data?

The Finnish Oil Pollution Compensation Fund collects personal data primarily from the persons sending applications. In accordance with the [Decree on the Oil Pollution Compensation Fund \(1409/2004\)](#) compensations and assistance granted by the Finnish Oil Pollution Compensation Fund must be applied for in writing. The decree also contains provisions on which data the applicant must provide in the application. Much of the information given in the application can be considered personal data.

In practice, the Finnish Oil Pollution Compensation Fund receives application documents through three different routes. *Private individuals applying for compensation in the JASKA project* of the Finnish Oil Pollution Compensation Fund first submit their applications to Pirkanmaa ELY Centre, which forwards the documents to the compensation fund after having acquired the necessary statements and additional information required for processing the application. *Regional rescue services* may submit applications any other than those concerning the issuing of a preliminary decision directly to the Finnish Oil Pollution Compensation Fund using a separate electronic form. *Any other applicants than those mentioned above as well as regional rescue services when applying for a preliminary decision* shall submit their applications directly to regional Centres for Economic Development, Transport and the Environment (ELY Centres), which draw up a statement on the application and then forward the application documentation to the Finnish Oil Pollution Compensation Fund.

In addition to collecting personal data from its applicants, the Finnish Oil Pollution Compensation Fund may also receive personal data from the parties issuing statements. Depending on the type of application, statements are issued not only by ELY Centres, but also by regional rescue services and the Finnish Environment Institute. Furthermore, the Finnish Oil Pollution Compensation Fund may check information included in the application documentation or ask for supplementary data from other authorities (e.g. municipalities, National Land Survey of Finland) or registers and systems controlled by other authorities (e.g. Land Information System of Finland).

Personal data collected by the Finnish Oil Pollution Compensation Fund

If the applicant for compensation or assistance is a natural person, the Finnish Oil Pollution Compensation Fund collects the following personal data: the applicant's name, contact information (address, email address, telephone number) and banking details; location data and the identifier of the property owned by the applicant or another natural person; and all other such information supplied by the applicant in the application on the basis of which he or she or another natural person can be identified. In certain situations, information on the applicant's state of health, financial standing and living conditions are collected.

If the applicant for compensation or assistance is a private or public organisation, the Finnish Oil Pollution Compensation Fund collects the following personal data: name and contact information of the applicant's contact person, the contact person's background organisation, and any other such information supplied by the applicant in the application on the basis of which an individual natural person can be identified.

The Finnish Oil Pollution Compensation Fund also collects information on the names, contact details and background organisation of parties issuing statements.

To whom does the Finnish Oil Pollution Compensation Fund disclose personal data?

The Finnish Oil Pollution Compensation Fund records data on all applications received, statements given and decisions made in the fund's electronic application management system (Parkki). In addition to the officials employed by the Finnish Oil Pollution Compensation Fund, the data stored in the system is also processed by the Development and Administration Centre for the ELY Centres and TE Offices (KEHA Centre), which is responsible for the maintenance of the system. The application data submitted by rescue services using the electronic form are automatically transferred to the Parkki system from the form. The maintenance of the electronic form, on the other hand, is in the hands of Posti Messaging Oy.

The Finnish Oil Pollution Compensation Fund may hand over the application documentation or disclose personal data contained in them to other authorities, when it contacts them to request for statements or additional information related to the application. Furthermore, the fund may hand over the application documentation of private persons other than those who have applied for compensation in the JASKA project to the Pirkanmaa ELY Centre and its subcontractors if the fund decides to have studies related to the condition of the property's soil performed or to have the property's soil restored. The applicants give their permission to have such studies or restoration measures performed when submitting the application.

After the application process has been completed, the Finnish Oil Pollution Compensation Fund hands over all application documentation, the statements related to them and any decisions taken on the basis of the applications to be archived by the registry office of the Ministry of the Environment. The Finnish Oil Pollution Compensation Fund's records of decision are public documents, and the fund and the registry office of the Ministry of the Environment may disclose information on them in accordance with the provisions of [the Act on the Openness of Government Activities \(621/1999\)](#). The application documents are public documents unless otherwise provided by provisions on the publicity or secrecy of the document (e.g. information on an individual's state of health or financial standing or a company's business secret) Information requests concerning the documents are to be addressed to the registry office of the Ministry of the Environment by email (kirjaamo@ym.fi) or by mail to the address: Ministry of the Environment, PO Box 35, FI-00023 Government, Finland

Personal data retention period

In accordance with the Ministry of the Environment's Data Management Plan, the application and decision documentation must be retained permanently.

Information requests for checking, rectification of personal data or restriction of processing of personal data

The persons on whom the Finnish Oil Pollution Compensation Fund has collected information shall have the right to know how his or her personal data is processed and, if necessary, to check his or her personal data. Should the person discover any inaccuracies in his or her personal data, he or she shall have the right to have the inaccurate or incomplete data rectified or completed. Furthermore, in certain situations he or she shall have the right to require restriction of the processing of his or her personal data. Further information on the rights described above can be found on the following website: <https://tietosuoja.fi/en/know-your-rights>

Information requests for checking, rectification of personal data or restriction of processing of personal data should be submitted to the registry office of the Ministry of the Environment by mail, email or by personally delivering them to the service point of the registry office. It is requested that any information requests concerning the checking of personal data be submitted [using the ready-made template that can be found on the Ministry of the Environment's website](#). On the other hand, any requests concerning rectification of personal data or restriction of processing of personal data can be submitted using a free-form application.

Contact information of the Ministry of the Environment's registry office:

Mailing address: Ministry of the Environment,
PO Box 35, FI-00023 GOVERNMENT, Finland
Visiting address: Ritarikatu 2B, Helsinki, Finland
Telephone exchange: +358 295 16001
Email: kirjaamo@ym.fi

How to contact the Finnish Oil Pollution Compensation Fund in a matter concerning processing of your personal data

If you want information on the processing of your personal data at the Finnish Oil Pollution Compensation Fund, feel free to contact the following persons:

Contact person at the Finnish Oil Pollution Compensation Fund:

Merja Huhtala, Senior Officer for Legal Affairs,

(merja.huhtala@ym.fi, tel. +358 400 143 907)

Mailing address: Finnish Oil Pollution Compensation Fund,

PO Box 35, FI-00023 Government, Finland

Visiting address: Ministry of the Environment, Aleksanterinkatu 7, Helsinki, Finland

Data Protection Officer of the Ministry of the Environment:

tietosuoja@ym.fi, tel. +358 040 173 3289

Mailing address: Ministry of the Environment, PO Box 35, FI-00023 Government, Finland

Visiting address: Ministry of the Environment, Aleksanterinkatu 7, Helsinki, Finland

Please note, however, that information requests concerning the checking of your personal data shall be addressed to the registry office of the Ministry of the Environment in accordance with the instructions given above.

How to contact the Data Protection Ombudsman about an issue concerning the processing of your personal data

If you believe that your personal data at the Finnish Oil Pollution Compensation Fund is not processed in accordance with the current data protection regulation, if you so wish, you can notify the Office of the Data Protection Ombudsman on the matter. More detailed information on how to file a notification can be found on the website of the Data Protection Ombudsman: <https://tietosuoja.fi/en/notification-to-the-data-protection-ombudsman>.