Council Regulation (EU) 2019/1777 of 24 October 2019 amending Regulation (EU) 2015/1755 concerning restrictive measures in view of the situation in Burundi

COUNCIL REGULATION (EU) 2019/1777

of 24 October 2019

amending Regulation (EU) 2015/1755 concerning restrictive measures in view of the situation in Burundi

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 215 thereof,

Having regard to Decision (CFSP) 2015/1763 of 1 October 2015 concerning restrictive measures in view of the situation in Burundi[(1)],

Having regard to the joint proposal of the High Representative of the Union for Foreign Affairs and Security Policy and of the European Commission,

Whereas:

(1) Regulation (EU) 2015/1755[(2)] gives effect to certain measures provided for in Decision (CFSP) 2015/1763.

(2) On 24 October 2019, the Council adopted Decision (CFSP) 2019/1788[(3)], which amended Decision (CFSP) 2015/1763 by introducing an article on the processing of personal data by the Council and the High Representative.

(3) For the implementation of Regulation (EU) 2015/1755, and in order to ensure maximum legal certainty within the Union, the names of and other relevant data concerning natural and legal persons, entities and bodies whose funds and economic resources are frozen in accordance with that Regulation should be made public. Any processing of personal data must comply with Regulations (EU) 2016/679[(4)] and (EU) 2018/1725[(5)] of the European Parliament and of the Council.

(4) Council Regulation (EU) 2015/1755 should be amended accordingly,

HAS ADOPTED THIS REGULATION:

Article 1

The following article is inserted in Regulation (EU) 2015/1755:

Article 15a

1 The Council, the Commission and the High Representative of the Union for Foreign Affairs and Security Policy (the 'High Representative') may process personal data in order to carry out their tasks under this Regulation. These tasks include:

a as regards the Council, preparing and making amendments to Annex I;

b as regards the High Representative, preparing amendments to Annex I;

c as regards the Commission:

(i) adding the contents of Annex I to the electronic consolidated list of persons, groups and entities subject to Union financial restrictive measures and in the interactive sanctions map, both publicly available;

(ii) processing information on the impact of measures taken under this Regulation, such as the value of frozen funds and information on authorisations granted by the competent authorities.

2 The Council, the Commission and the High Representative may process, where applicable, relevant data relating to criminal offences committed by listed natural persons, to criminal convictions of such persons or to security measures concerning such persons, only to the extent that such processing is necessary for the preparation of Annex I.

3 For the purposes of this Regulation, the Council, the Commission service listed in Annex II to this Regulation and the High Representative are designated as 'controllers' within the meaning of point (8) of Article 3 of Regulation (EU) 2018/1725, in order to ensure that the natural persons concerned can exercise their rights under Regulation (EU) 2018/1725..

Article 2

This Regulation shall enter into force on the day following that of its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Luxembourg, 24 October 2019.

For the Council

The President

A.-K. PEKONEN