

Information about the processing of personal data in the Entry/Exit System

pursuant to Article 13 of the General Data Protection Regulation (GDPR) in conjunction with Article 50(1) of Regulation (EU) 2017/2226 (the “EES Regulation”)

The Entry/Exit System (EES) contains personal data records of third-country nationals entering the territory of the Schengen States for a short stay (no more than 90 days within any 180-day period). The system becomes operational on **12th of October 2025**. As of this date, information about your entries into and exits out of the territory of the Schengen States, and, if applicable, information on whether you have been refused entry, is registered in the Entry/Exit System.

To this end, your data is collected and processed on behalf of Federal Minister of Interior as well as the Provincial Police Directorates of the Republic of Austria. *Please see below the contact details.* Your personal data is processed for the purposes of border management, preventing irregular immigration and facilitating the management of migration flows. This is required in accordance with Regulation (EU) 2017/2226, specifically Articles 14, 16 to 19 and 23 of Chapter II and Chapter III of the Regulation.

What data is collected, recorded and processed?

During checks at the external borders of the Schengen States, the collection of your personal data is mandatory for the examination of entry conditions. The following personal data is collected and recorded:

- (1) data listed in your travel document; and
- (2) biometric data: from your facial image and fingerprints.

Data about you is also collected from other sources, depending on your situation:

- (1) the Visa Information System: data contained in your personal file; and
- (2) the European Travel Information and Authorisation System, in particular the status of your travel authorisation and your family member status, if applicable.

What happens if you do not provide the requested biometric data?

If you do not provide the requested biometric data for registration, verification or identification in the Entry/Exit System, you will be refused entry at the external borders.

Who can access your data?

Schengen States can access your data for the purposes of border management, facilitation of border crossings, immigration, and law enforcement. Europol may also access your data for law enforcement

purposes. Under strict conditions, your data may also be transferred to a Member State, a third country or an international organisation listed in Annex I of Regulation (EU) 2017/2226 for the purposes of return or law enforcement.

Your data will be stored in the Entry/Exit System for the following duration, after which it will be automatically erased:

- (1) records of each entry, exit or refusal of entry record are stored for 3 years starting on the date of the entry, exit, refusal of entry record;
- (2) the individual file containing your personal data is stored for 3 years and one day starting from the date of the last exit record or of the refusal of entry record where is no entry recorded during that period;
- (3) where there is no exit record, your data are stored for 5 years starting on the date of the expiration of your authorised stay.

Remaining authorised stay and overstay

You have the right to receive from the border guard information on the maximum remaining duration of your authorised stay on the territory of the Schengen States. You can also consult the following website [Short-stay calculator - Migration and Home Affairs - European Commission](#) or, where available, the equipment installed at borders to self verify your remaining authorised stay.

If you overstay the period of your authorised stay, your data will be automatically added to a list of identified persons (a list of overstayers). The list can be accessed by competent national authorities. If you are on this list of overstayers your stay in Austria is presumed to be unlawful. In such a case, measures to terminate your stay may be taken – for example, a return decision pursuant to § 52 of the Austrian Aliens Police Act (Fremdenpolizeigesetz), possibly in combination with an entry ban.

Furthermore, an unlawful stay in Austria constitutes an administrative offence under § 120 of the Aliens Police Act, which may be punished by a fine of up to €2,500, or up to €7,500 in the case of a repeated offence, or by imprisonment. However, if you can provide credible evidence to the competent authorities that you exceeded the authorised duration of your stay due to unforeseeable and serious events, your personal data can be rectified or completed in the Entry/Exit System and you can be removed from the list of overstayers.

Please note that the Entry/Exit System is currently being introduced **progressively**. During this phase, from **12 October 2025 until 10 April 2026**, your personal data, including biometric data, **may not yet be collected** at all external borders of the Schengen States. Where the collection of this data is mandatory and you decide not to provide it, **entry will be refused**. During the progressive phase, your data will **not yet be automatically included** in a list of overstayers. You will also **not yet be able** to check your remaining authorised stay through the EES website or devices at border crossing points. You can, however, verify your remaining stay using the [Short-stay calculator - Migration and Home Affairs - European Commission](#). After the full implementation of the EES, your personal data will be processed as described in this notice.

Your rights with regard to the processing of personal data

You have the following rights:

- (1) to request from the controller access to data relating to you;
- (2) to request that inaccurate or incomplete data relating to you is rectified or completed; and
- (3) to request that unlawfully processed personal data that concerns you is erased or that the processing thereof is restricted.

If you want to exercise any of these rights listed in points (1) to (3), you must contact the data controller or data protection officer indicated below.

Contact details

Data controller(s): 1. Federal Minister of the Interior Address: Herrengasse 7, 1010 Vienna, Austria E-Mail: BMI-EES@bmi.gv.at 2. Provincial Police Directorates for all Austrian Provinces LPD-B@polizei.gv.at LPD-K@polizei.gv.at LPD-N@polizei.gv.at LPD-O@polizei.gv.at LPD-S@polizei.gv.at LPD-ST@polizei.gv.at LPD-T@polizei.gv.at LPD-V@polizei.gv.at LPD-W@polizei.gv.at	Data protection officer(s): 1. Data Protection Officer of the Federal Minister of the Interior Address: Herrengasse 7, 1010 Vienna, Austria E-Mail: bmi-datenschutzbeauftragter@bmi.gv.at 2. Data Protection Officer of the Provincial Police Directorates (LPD) Address: Herrengasse 7, 1010 Vienna, Austria E-Mail: LPD-Datenschutzbeauftragter@polizei.gv.at
---	---

Requests for **access, rectification, completion, or deletion** pursuant to Articles 15–18 GDPR may be submitted via **e-mail to one of the above addresses** or by post to:

Federal Ministry of the Interior
Department V/B/6 (Integrated Border Management)
Minoritenplatz 9
1010 Vienna, Austria

Important: To **verify your identity**, a copy of your **travel document** must be attached to your **written and signed** request. This is required to ensure accurate identification in the EES.

When submitting a request to a Provincial Police Directorate, applicants should primarily contact the **directorate of the province in which they reside**.

The statutory period for handling requests under Article 52(1) of the EES Regulation in conjunction with Articles 15–18 GDPR is 45 days. If the requested information is not provided or is incomplete, the applicant may lodge a complaint with the Austrian Data Protection Authority pursuant to § 24 of the Austrian Data Protection Act. The right to lodge a complaint expires if it is not filed within one year of becoming aware of the alleged violation, and no later than three years after the occurrence of the event. Complaints submitted after these

deadlines will be rejected. Any claims for damages must be pursued through the courts.

In line with the division of tasks between Schengen States' authorities and the European agencies involved, you can lodge a complaint with:

Supervisory authority in Republic of Austria which is in charge of processing your data (e.g. if you allege that they have recorded your data incorrectly):	European Data Protection Supervisor for matters of data processing by European Agencies:
Austrian Data Protection Authority Address: Barichgasse 40-42, 1030 Vienna, Austria E-Mail: dsb@dsb.gv.at	Adress: Rue Wiertz 60 B-1047 Brüssel Belgien E-Mail: edps@edps.europa.eu

For additional information please consult the Entry/Exit System public website:

[Entry/Exit-System \(Einreise-/Ausreisesystem - EES\)](#)
[EES - EES Homepage](#)