



**INTEGRAL PRIVACY NOTICE NUMBER: API-BM-A13-001-0**

**(TRANSPARENCY, ACCESS TO INFORMATION AND EXERCISE OF ARCO RIGHTS)**

**I. DATA CONTROLLER:** Banco de México

**II. DEPARTMENT:** Transparency

**III. LEGAL GROUNDS ON WHICH THE DATA CONTROLLER'S AUTHORITY RESTS**

Banco de México is responsible for the protection and process of the personal data that it obtains, in terms of the Political Constitution of the United Mexican States (articles 6, fourth paragraph, A, 16, second paragraph), the General Law on Transparency and Access to Public Information, the Federal Law on Transparency and Access to Public Information, and the General Law on Protection of Personal Data Held by Obligated Parties.

The personal data mentioned in this privacy notice are processed according to the faculties conferred by the following laws and regulations:

- Political Constitution of the United Mexican States (articles 6, fourth paragraph, A; 8, 16, second paragraph, and 28, paragraphs sixth and seventh).
- Banco de México Law (articles 1, 2, 35 Bis, 50 and other related)
- General Law on Transparency and Access to Public Information, (articles 3, IV and XX, 24, I and II, 26, 43, 44, II; 45, I, II, III, IV and VIII, 68, II; 70, XXXIX; 92, 103, 122, 123, 124, 125, 128, 135 and 142.
- Federal Law on Transparency and Access to Public Information, 4, I; 11, I and II, 14, 15, 61, I, II, III, IV, V, VIII, XII; 65, I and II, 84, 102, 123, 124, 126, 129, 130, 134, 139 and 147.
- General Law on Protection of Personal Data Held by Obligated Parties, 3, V and XXXIV, 16, 17, 18, 25, 52, 53, 83, 84, III, 85, I, II, III, IV, VI, 86, 94 and 103 (LGPDPPO) (For its acronym in Spanish).
- Banco de México Internal Regulations (articles 4, 8, 11, 31, II; 31 Bis, I, II, III, IV, V, VIII, XV, XVI, XVII and XXIII).

**IV. ADDRESS**

Avenida Cinco de Mayo 2, colonia Centro, Delegación Cuauhtémoc, 06000, Ciudad de México.

## V. PERSONAL DATA THAT WILL BE SUBJECT TO PROCESSING

### 1. Personal data:

- a) Identity data
- b) Contact data
- c) Other information or documents provided through the request.

2. **Sensitive personal data.** Personal data mentioned under category c) of the previous chapter, in certain context, if provided by the user, could be treated as sensitive personal data, particularly if they are related to any of the following aspects: minors, disabled people or under interdiction; ethnic origin, or accessibility conditions.

## VI. PURPOSES OF THEIR PROCESSING

Personal data categories referred on chapter V of this privacy notice will be processed for the following purposes. According to article 22 of the General Law on Protection of Personal Data Held by Obligated Parties, it is not necessary to obtain the data owner's consent to process such data.

1. To obtain and disseminate information that must be published in compliance with the transparency regulation.
2. To provide users with support and guidance to submit access to information requests and in relation to the exercise of the right to protection of personal data.
3. To receive and handle access to information requests and the ones related to ARCO rights (Access, Rectification, Cancellation, or Opposition), follow internal procedures to reply such requests, including, if necessary, the legal procedure to classify or declassify information, to declare incompetence or the inexistence of information, or to deny by any reason any of the ARCO rights.
4. To establish mechanisms to ensure that personal data are delivered only to their properly identified legal data owner or representative.
5. To notify users.
6. To keep records of received requests, replies, results, costs to reproduce and deliver information and personal data, and generate statistics on the basis of the provisions of applicable regulations. In such statistics, personal data will be previously dissociated, therefore data will not be associated with the owner of the personal data making identification not possible.

7. To inform users about the costs to reproduce and deliver information or personal data, on the basis of the provisions of applicable regulations.
8. To apply instruments aimed to assess quality in the handling of requests.
9. In addition, the information received could be used for the supervision of financial entities, according to Banco de México's authority.
10. To comply with any other legal rules related to transparency, access to public information and the protection of personal data.
11. Finally, in case we receive any of the information referred in section V, number 2, of this privacy notice, it will be used to take the respective provisions for the protection of user's rights, and provide accessibility facilities.

**VII. GOVERNMENTAL AUTHORITIES, BRANCHES, ENTITIES, AGENCIES, AND BODIES OF THE THREE LEVELS OF GOVERNEMENT AND THE INDIVIDUALS AND LEGAL ENTITIES TO WHOM PERSONAL DATA WILL BE TRANSFERED.**

Banco de México will not transfer personal data obtained in terms of this privacy notice, unless it is necessary to comply with legal requirements from governmental entities, agencies or organizations, including the National Institute for Transparency, Access to Information and Personal Data Protection (INAI); to response to external audit requests, according to the law, and to comply with other legal requirements.

**VIII. MECHANISMS, MEANS AND PROCEDURES FOR THE EXERCISE OF ARCO RIGHTS:**

You are entitled to know which of your personal data we hold, for what purpose and under which conditions we use them (Access). Also, you could request the rectification of such information in case it is outdated, incorrect or incomplete (Rectification); you could also ask us to eliminate such information from our archives, records and data bases, if you consider that it is not being used according to the principles, duties and obligations provided in the LGPDPPSO (Cancelation); you may oppose to the processing of your personal data in the cases mentioned in article 47 of the LGPDPPSO.

The previous, except in the instances stated in article 55 of the LGPDPPSO\*.

In order to exercise any of the ARCO rights, you must provide proof of identity, and in addition proof of identity and legal capacity of your representative, such being the case. The request must be filed through The National Transparency Platform, or directly with the Transparency Department, by submitting a brief, or through our electronic attention module available at the section "Ley de Transparencia" of the internet web page of Banco de México. The requirements for the exercise of ARCO rights are established at Title Third of the LGPDPPSO. Nevertheless you could contact the Transparency Department public servants all of whom will be glad to help and guide you.

## IX. TRANSPARENCY DEPARTMENT ADDRESS

For the purposes related to this privacy notice and other duties established in the LGPDPPSO, we inform you that the address of the Transparency Department of Banco de México is: avenida Cinco

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\* "Article 55. The only instances in which the exercise of ARCO rights will be found not to be warranted are listed herein below:

- I. Should the data owner or his/her representative not provide evidence of their legal capacity to do so;
- II. Should the personal data not be held by the data controller;
- III. Should there be a legal impediment;
- IV. Should the infringement of rights of a third party be involved;
- V. Should such exercise operate to obstruct judicial or administrative proceedings;
- VI. Should there exist a resolution by a competent authority that restricts access to the personal data, or prevents rectification or cancellation of, or opposition to the same;
- VII. Should cancellation or opposition rights have already been exercised;
- VIII. Should the data controller not be the competent authority;
- IX. Should it be necessary to protect the data owner's legally protected interests;
- X. Should it be necessary in order to comply with legally acquired obligations binding upon the data owner;
- XI. Should the Mexican State, acting on the basis of its legal attributions, find that it is required and proportional to make daily use, keep and handle [personal data] in order to preserve the integrity, stability and permanence of the Mexican State; or
- XII. Should the personal data be part of information that the entities subject to financial regulation and oversight by the obligated party have provided the latter in order to comply with demands for information on their operations, organization and activities.

In all the foregoing instances, the data controller must inform the data owner on the reasons for its determination, within the term of twenty days referred to in the first paragraph of article 51 of this Law and other applicable provisions, and must do so through the same means through which the request was filed, attaching any pertinent evidence, if so required."



de Mayo 2, colonia Centro, Delegación Cuauhtémoc, código postal 06000, Ciudad de México (access through Eje Central, Lázaro Cárdenas), phone number: +52 55 52372478.

**X. MEANS TO BE USED BY BANCO DE MÉXICO TO INFORM THE DATA OWNER OF CHANGES IN THE PRIVACY NOTICE.**

This privacy notice could be modified, changed or be updated, according to new legal requirements, our own authority, our privacy practices or other causes. Banco de México will keep you informed about any change in this privacy notice through its web site ([www.banxico.org.mx](http://www.banxico.org.mx)) section “Ley de Transparencia”, subsection “Avisos de Privacidad”.