

INFORMATION FOR OUR CUSTOMERS AND THEIR EMPLOYEES CONCERNING DATA PROTECTION

The following information shall give you an overview of the processing of your personal data.

The protection of your personal data is important to us. According to the EU General Data Protection Regulation (EU-GDPR), we are obliged to inform you about the purpose for which our occupational health center collects, processes, stores or transmits data. This leaflet is intended to inform you about the rights you have with regard to data protection.

RESPONSIBILITY FOR DATA PROCESSING

Responsible for data processing:

Medical Airport Service GmbH
Hessenring 13a
64546 Mörfelden-Walldorf
Telephone no.: 0 61 05 – 34 13- 0
email: info@medical-gmbh.de

You can reach the responsible data protection officer at:

Medical Airport Service GmbH
Datenschutz
Hessenring 13a,
64546 Mörfelden-Walldorf
Telephone no.: 0 61 05 – 34 13- 3 80
email: Datenschutz@medical-gmbh.de

SOURCE OF PERSONAL DATA

We process personal data that we receive from you in the course of our business relationship.

CATEGORIES OF PERSONAL DATA THAT WILL BE PROCESSED

We typically process the following personal data, including your health data.

These include anamnesis, diagnoses, therapy suggestions and findings that we collect. Furthermore, e. g. the findings submitted by you can also be stored and processed by other specialists with whom you are in treatment. These can also be included in our findings.

PURPOSES AND LAWFULNESS OF PROCESSING YOUR PERSONAL DATA

We process your personal data considering the applicable data protection standards. Processing of personal data is lawful, if one of the following legal basis applies:

- a) Processing of special categories of personal data – Art.9 2) lit. a GDPR

The subject has given explicit consent to the processing of those personal data for one or more specific purposes.

- b) Processing of special categories of personal data – Art.9 2) lit. f GDPR

Processing is necessary for the establishment, exercise or defense of legal claims or whenever courts are acting in their judicial capacity.

- c) Processing of special categories of personal data – Art.9 2) lit. h GDPR

Processing is necessary for the purpose of preventive or occupational medicine, for the assessment of the working capacity of the employee or medical diagnosis.

- d) Performance of a contract or required steps to entering into a contract – Art. 6 1) lit. b GDPR

Processing is necessary for the performance of a contract to which the data subject is party or in order to take steps at the request of the subject prior to entering into a contract.

- e) Purposes of the legitimate interests pursued by the controller – Art. 6 1) lit. f GDPR

Medical Airport Service GmbH has several legal obligations to comply with, e.g. legal retention period (commercial law or law of taxation). Medical documentation is liable to extended compulsory period of record keeping.

f) Purposes of the legitimate interests pursued by the controller – Art. 6 1) lit. f GDPR

Processing is necessary for the purposes of the legitimate interests pursued by the controller. Legitimate interests may be.

- Continuous offering and the expansion and development of our services,
- Establishment and defense of legal claims,
- to maintain of our IT-security and IT-operation and
- Prevention and investigation of crimes.

The collection of health data is a prerequisite for good occupational health advice and/or examination.

RECIPIENT OF YOUR DATA

Medical Airport Service GmbH has some of the aforementioned processes and services carried out by carefully selected service providers commissioned in accordance with data protection regulations who are based within the EU.

We have a large team of doctors and medical assistants. Therefore, it is possible that you will get in touch with varying specialized medical personnel of Medical Airport Service GmbH.

Furthermore, we transfer your personal data to other third parties if you have given your written consent. Recipients of your personal data may be other doctors, psychotherapists, provided that consent for this has been obtained. Further recipients of your data may be:

- Public authorities if Medical Airport Service GmbH is legally obligated to transfer.
- Laboratories, which Medical Airport Service GmbH may consult for further diagnosis of laboratory samples.

Ultimately, data may be passed on to third parties if this is permitted by law or if we have been authorized to do so beforehand. The transfer of data to your employer, insofar as he has commissioned us to do so, usually only takes place for the purpose of invoicing the services provided to you or, if applicable, within the framework of the transfer of the examination results in accordance with the Radiation Protection Ordinance.

INTENTION TO TRANSFER PERSONAL DATA TO A THIRD COUNTRY OR INTERNATIONAL ORGANIZATION

There is no active transfer of your personal data to a third country or international organization and no intentions to do so.

STORAGE OF YOUR DATA

The criteria for determining the duration of storage are determined by expiration of the underlying purpose and the subsequent legal storage period. If the data is no longer required for the fulfilment of contractual or legal obligations, it will be deleted regularly, unless it's further processing - limited in time and possibly restricted - is necessary for the following purposes:

- Fulfillment of storage limitations for medical documentation. According to sect. 630f BGB the regular statute of limitations is 10 years after the last examination unless there are no specific limitations according to other legal regulations. Under certain circumstances limitations may be up to 30 years, e. g. according to Radiation Protection Ordinance.
- Fulfillment of legal storage obligations: The Commercial Code (HGB), the Tax Code (AO) and the X-ray Ordinance are to be complied with. According to those, the storage and documentation periods are set at up to 10 years.
- Preservation of evidence within the framework of the legal statute of limitations: According to sects. 195 ff. of the German Civil Code (BGB), the regular statute of limitations is 3 years, but under certain circumstances may be up to 30 years.

YOUR RIGHTS

Every involved subject has the right of access according to Article 15 of the EU General Data Protection Regulation (GDPR), the right to rectification according to Article 16 GDPR, the right to erasure according to Article 17 GDPR, the right to restriction of processing according to Article 18 GDPR, the right not to be subject to a decision based solely on automated processing, including profiling according to Article 22 GDPR, the right of objection according to Article 21 GDPR and the right to data portability according to Article 20 GDPR. The restrictions according to sects. 34 and 35 Federal Data Protection Act (BDSG) apply to the right of access and the right to erasure.

In addition, there is a right to lodge a complaint with a supervisory authority (Article 77 GDPR in conjunction with sect. 19 BDSG).

The Hessian Commissioner for Data Protection and Freedom of Information
Gustav-Stresemann-Ring 1, 65189 Wiesbaden

or any other data protection authority.

AUTOMATED INDIVIDUAL DECISION MAKING, INCLUDING PROFILING

For the aforementioned processing we do not use automated individual decision-making, including profiling according to Art. 22 GDPR. In case of usage of this method we certainly will inform you.

CONSEQUENCES OF FAILURE TO PROVIDE DATA

Without providing your information, we will not be able to fulfill the contract with you or your employer if the latter has instructed us to do so. In this case, we are unable to fulfill the contract with you or your employer, if he has instructed us.

Your privacy teams