

Information on Data Protection in the Electronic Processing of Sponsorships and Gifts (Version 07/2020)

In accordance with the General Data Protection Regulation (GDPR), Articles 13, 14 and 21

The protection of data is important to us. Below you will find information on the way we process your data and the rights to which you are entitled.

Data controller

Schöpflin Stiftung
Franz-Ehret-Str. 7
79541 Lörrach
Germany
Phone: +49 (0) 7621 9869000
Email: kontakt@schoepflin-stiftung.de

The Data Protection Officer

Our Foundation has appointed an external Data Protection Officer:

datenschutzklinik
Sebastian Koye
Tullastr. 89
79108 Freiburg
Germany
Phone: +49 (0) 761 76992550
Email: datenschutz@datenschutzklinik.de

Purposes of processing and legal basis

We process your personal data in accordance with the provisions of the General Data Protection Regulation (GDPR), the German Data Protection Act (BDSG) and other applicable data protection regulations. In this instance data processing takes place in order to perform contractual duties under GDPR Article 6 (1) point b and serves the purpose of organisational support.

In this connection your personal data may also be processed at an earlier stage, for the purpose of carrying out activities and procedures required under a pre-contractual relationship.

Compliance with legal obligations under GDPR Article 6 (1) point c

We also process your personal data where this is necessary for compliance with legal obligations (e.g. commercial and trade laws).

Furthermore, we may process your data in compliance with monitoring and notification obligations under tax law, to archive data for data protection and data security purposes and to enable verification by tax and other authorities. In addition, we may be required to disclose personal data to enable official authorities to intervene, or to enable legal proceedings, the taking of evidence, criminal prosecution or the enforcement of claims under civil law.

Our own or third-party legitimate interests (GDPR Article 6 (1) point f)

Taking care to duly balance the interests of the various parties, we may use your personal data to safeguard our own or third-party legitimate interests for the following purposes:

- To obtain information or exchange data with credit agencies if this exceeds our economic risk.
- For the limited storage of your data, if the particular storage method either makes erasure impossible or if it can only be carried out with a disproportionate effort.
- For the further development of services or products or of existing systems or processes.
- For statistical and market analyses.
- To establish legal claims or to support our defence in legal disputes not directly connected with our contractual relationship.
- For internal or external investigations or for safety or security assessments.
- For certifications under private law or certifications by official authorities.
- To safeguard or exercise our domiciliary rights through appropriate measures.

Categories of personal data processed by us

We process the following data:

- Personal details (name, date of birth, place of birth, nationality, occupation or industry and similar details)
- Contact details (postal address, email address, phone number and similar details)
- Organisational details
- Banking details

Should this be required for the performance of our service, we may process personal data which we have lawfully obtained from third parties.

Who receives your data?

We share your personal data with departments in our Foundation where those data are required either for the performance of contractual or statutory obligations or for the implementation of our legitimate interests.

In addition, we may also pass on your data to the following entities:

- Contract processors employed by us (GDPR Article 28), and contractors engaged for support activities or other data controllers as defined in the GDPR, especially in the areas of IT services, logistics, courier services, printing, external data centres, support/maintenance of IT applications, archiving, document processing, accounting and financial controlling, data destruction, marketing, telephone services, website management, tax consultancy, auditing services or financial institutions.
- Public bodies and institutions towards whom we have a statutory or officially stipulated obligation to provide information, to notify or to disclose data, or where data disclosure is in the public interest.
- Bodies and institutions, in cases where we or a third party has a legitimate interest (e.g. public authorities, credit agencies, debt collection agencies, lawyers, courts, experts, committees or supervisory bodies).
- Other bodies for whom you have given us your consent to transfer data.

Transfer of your data to a third country or an international organisation

We are not currently transferring data to bodies outside the European Union (EU) or the European Economic Area (EEA) – so-called third countries – and neither are we planning to do so.

How long do we store your data?

Where necessary, we will process your personal data for the duration of our business relationship, including the preparation and performance of a contract.

In addition, we are subject to various retention and documentation duties, as detailed, for example, in the German Commercial Code (HGB) and the German Fiscal Code (AO). The retention and documentation periods specified there are up to ten years beyond the end of our business relationship or pre-contractual relationship.

Ultimately, the storage period also depends on statutory limitation periods. The German Civil Code (BGB), sections 195 ff., for example, specifies a usual length of three years, although this period may be up to 30 years under certain circumstances.

To what extent do we have an automated individual decision-making procedure (including profiling)?

We are not using any purely automated decision-making procedures under GDPR Article 22. If we should choose to use such a procedure in individual cases after all, we will notify you separately where this is required by law.

Your data privacy rights

You have the following rights:

- Right of access under GDPR Article 15
- Right to rectification under GDPR Article 16
- Right to erasure under GDPR Article 17
- Right to restriction of processing under GDPR Article 18
- Right to data portability GDPR Article 20

Scope of your duties to provide us with your data

You only need to provide us with the data which we need to start and implement a business relationship with you, data to maintain a pre-contractual relationship with you, or data which we are under a statutory obligation to collect. Unless we have those data, we are not generally in a position to enter into a contract with you or to implement that contract. This may also apply to any data that become necessary at a later stage of our business relationship.

Should we request additional data from you, you will be advised separately that the provision of those data is either voluntary or a legal requirement.

Information about your right to object under GDPR Article 21

If you have reasons arising from your particular situation, you may at any time object to the processing of your data under GDPR Article 6 (1) point f (data processing based on the balancing of interests) or GDPR Article 6 (1) point e (data processing in the public interest). This also applies to any profiling based on this provision, as defined in GDPR article 4 (4).

If you file an objection, we will cease to process your personal data, unless we can prove compelling legitimate grounds to continue processing and to override your interests, rights and freedoms, or if processing serves the establishment, exercise or defence of legal claims.

We may also process your personal data for direct marketing purposes. You may object at any time if you do not wish to receive advertising. This also applies to any profiling associated with such direct marketing. If you file such an objection, we will respect it for the future.

Once you have objected to data processing for direct marketing purposes, we will no longer process your data for such purposes.

You can send your objection informally, by letter or email, to the address provided in clause 1.

Right to lodge a complaint with the relevant supervisory authority

You are entitled under GDPR Article 77 to complain to the relevant German data protection supervisory authority at the following address:

Der Landesbeauftragte für den Datenschutz und die Informationsfreiheit
Königstrasse 10 a
70173 Stuttgart
Germany