

Data protection information sheet acc. Art. 13 GDPR

Thank you for your interest in the German Broadband Association (BREKO).

Starting on 25 May 2018, the provisions of the General Data Protection Regulation (hereinafter referred to as GDPR) shall apply throughout Europe. **We take the protection of your personal data very seriously. In accordance with Art. 13 of this new regulation, we would like to inform you in the following about our processing of your personal data.** Please read our data protection information sheet carefully.

Separate data protection notices apply for the use of our internet offer under the URL www.brekoverband.de, which can be accessed via the address <https://brekoverband.de/datenschutz>.

If you have any questions or comments, please do not hesitate to contact us.

This data protection declaration is the most recent version and is valid as of April 2021. However, changes or clarifications of legal obligations may require us to amend this data protection declaration at any time.

Who is responsible for data protection at BREKO?

Responsible for matters concerning the GDPR is:

Bundesverband Breitbandkommunikation e. V.
Menuhinstraße 6
53113 Bonn
Phone +49 228 24999-70
Fax: +49 228 24999-72
Email: yourdata@brekoverband.de

At BREKO, everyone is responsible for data protection. In addition, we have decided to appoint a data protection officer. To ensure independence, we have appointed an external consultant.

Data Protection Officer:

DATROS Rechtsanwaltsgesellschaft mbH
Lise-Meitner-Straße 15
24941 Flensburg
GERMANY

contact: Niklas Reinecker

We collect your data. What exactly does that mean?

Types of data

As part of our normal business operations, we regularly process the following types of personal data, which we collect from you:

- **Inventory data** (data necessary for establishment, content-related design, change or termination of a contractual relationship; e.g. name and address)
- **Contact data** (data under which you or your company can be reached; e.g. email address or telephone number)
- **Content data** (communication content)
- **Contract data** (contract text and subject matter, term, etc.)
- **Payment data** (e.g. bank details and booking history)
- **Picture and video data** (e.g. press photos and videos of events and activities)

For what purposes do we collect your data? And are we allowed to do that?

1. To fulfill contractual obligations (Art. 6 § 1b GDPR)

The processing of the above-mentioned data of members of the association (or their representatives), customers, suppliers, service providers and consultants is conducted for the purpose of implementing the membership or contractual relationship.

For what purposes do we collect your data? And are we allowed to do that?

2. Consent

If in individual cases we process personal data in particularly data-intensive processes, we refer to Art. 6 § 1a GDPR. Before each of these processes, however, we ask you automatically and explicitly for your consent in accordance with national case law (BGH of 28.05.2020 (Az. I ZR 7/16)) as well as in accordance with European data protection regulations. You therefore always have the option to object to such consent.

For what purposes do we collect your data? And are we allowed to do that?

3. Legitimate interest (Art. 6 § 1f GDPR)

Outside of an existing membership or contractual relationship, we process your contact data for marketing purposes (membership acquisition/retention) in order to provide you with information about us, our association's activities and our services.

We derive our legitimate interest from recital 47 of the GDPR which states, i.a.: "The processing of personal data for direct marketing purposes may be regarded as carried out for a legitimate interest". With regards to the fact that you are addressed in your working environment and that there is a contractual obligation (or pre-contractual relationship) between our companies, advertising is in our legitimate interest.

This processing does not require your consent. However, you are entitled to the rights listed below.

If you participate in our events, we would like to point out that photos and video recordings are regularly taken, some of which are published on our homepage, in our social media channels and, if applicable, in the BREKO newsletter. If you do not want this, you can claim the rights listed below.

Where does your data go?

External service providers

Regarding the processing of personal data, we only use external service providers within the scope of our work **in individual cases** (exclusively within the scope of DPAs pursuant to Art. 28 GDPR). However, we primarily select services/tools that process personal data **exclusively** in the European legal area, according to European data protection standards. If, **in individual cases**, service providers of certain services/tools have their registered office outside the EU (e.g., in the United States), BREKO will only use servers located within the European legal area or within the framework of the standard contractual clauses of the EU Commission.

On our website, we may use extensions by third-party providers. Often, personal data is passed on to the third-party providers or transmitted automatically during such implementations. The type, scope, purpose and duration of this processing of personal data may vary in individual cases. For services that are not necessary, functions can be disabled via our respective cookie banner.

Bodies and authorities

In addition, data will be passed on to the respective authorized responsible body, insofar as this is required by law.

What are your rights?

Right to object

- In accordance with Art. 21 §1 of the GDPR, you have the right to object at any time to the processing of your personal data based on Art. 6 §1. 1f for reasons arising from your individual situation.
- In accordance with Art. 21 §2 of the GDPR, you also have the right to object at any time to the processing of your personal data for the purpose of direct marketing without stating reasons.
- The right to object is not bound to a certain form and becomes effective upon reception, irrespective of the medium used, and will be accounted for accordingly. To facilitate your work and ours, we ask you to send our objection preferably to the following email address: yourdata@brekoverband.de

What are your rights?

Right to withdraw consent

In accordance with Art. 7 para. 3 of the GDPR, you have the right to withdraw any consent given with effect for the future at any time without giving reasons. The withdrawal is not bound to a certain form and becomes effective upon reception, irrespective of the medium used, and will be accounted for accordingly. To facilitate your work and ours, we ask you to send the withdrawal preferably to the following email address: yourdata@brekoverband.de.

Right to confirmation of processing

In accordance with Art. 15 of the GDPR, you have the right to obtain confirmation from us about the processing of your personal data.

Right to access

In accordance with Art. 15 of the GDPR, you also have the right to obtain access to the data we store. We will provide you with the information in accordance with Art. 15 of the GDPR.

Right to completion and rectification

In accordance with Art. 16 of the GDPR, you have the right to obtain rectification of any inaccurate personal data concerning you without undue delay. In addition, you have the right to complete the incomplete data stored with us.

Right to be forgotten

In accordance with Art. 17 of the GDPR, you have the right to obtain erasure of your personal data without undue delay.

Right to restriction of processing

In accordance with Art. 18 of GDPR, you have the right to obtain the restriction of processing of your personal data.

Right to data portability

In accordance with Art. 20 of the GDPR, you have the right to receive the personal data concerning yourself in a structured, commonly used and machine-readable format and to demand that it be made available to third parties without hindrance. Restrictions to this right may result from Art. 20 of the GDPR.

Right to lodge a complaint

In accordance with Art. 77 of the GDPR, you have the right to lodge a complaint with the competent supervisory authority. You can reach them at the following address: The State Officer for Data Protection and Freedom of Information of North Rhine-Westphalia, P.O. Box 20 04 44, 40102 Düsseldorf or Kavalleriestraße 2-4, 40213 Düsseldorf, Tel.: +49 211 38424-0, Fax: +49 21 1/38424-10, Email: poststelle@ldi.nrw.de.

Storage duration

Storage duration

We delete or restrict the processing of your personal data in accordance with Art. 17 and 18 of the GDPR.

The data will be deleted by us, especially, once the purpose for which we originally collected the data ceases to apply, unless we are obliged to store it for a longer period in accordance with Art. 6, para. 1, sentence 1 c) of the GDPR on account of tax and commercial law storage and documentation obligations.

In case of legal storage obligations, we restrict the data.

You can claim your rights at the joint contact point at yourdata@brekoverband.de.