

General information on data protection

Every person has the right to confidentiality of personal data about them, particularly in respect of their private and family life, to the extent that a legitimate interest exists for this. Tirol Kliniken GmbH [Tyrol Hospitals Ltd.] and the Medical University of Innsbruck attach great importance to handling your personal data with the **greatest possible caution** and care. We consider it particularly important to explain to you how we collect and process your personal data in the context of your treatment and for the purposes of science, research and health promotion. If required to by law, we will inform you separately about individual processing activities and/or obtain your consent in advance.



What are personal data?

Personal data contain information about people, which reveals their identity or makes it possible to identify them. Therefore, personal data are not only name, date of birth, address or social security number, but also data from videos, photographs and voice recordings, as well as people's genetic data, health data and biometric data (e.g. fingerprints).

Pseudonymised data, on the contrary, are personal data that can only be assigned to an individual with the aid of a key. This key is kept securely at our premises.

Non-personal (anonymised) data, on the contrary, contain information that under no circumstances can be traced back to those concerned. These data therefore do not come under the scope of data protection.



Purpose of processing

As a legal entity of healthcare institutions, Tirol Kliniken GmbH processes necessary personal data collected for the purposes of patient treatment, documentation, information provision and billing. Your health data are stored in the hospital information system (HIS) and archived in accordance with legal requirements.

In addition, the Medical University of Innsbruck and/or Tirol Kliniken GmbH further process your health data for the purposes of science, research and health promotion, particularly in relation to your disease.

Legal basis for data processing



We use our patients' personal data **exclusively** to fulfil our obligations arising from the treatment contracts concluded with them as well as to meet legal requirements and for the purposes of science, research and health promotion.

These legal requirements are primarily [stipulated by] the Tiroler Krankenanstaltengesetz (TirKAG) [Tyrol Hospital Act] and, with respect to data protection, the Datenschutz-Grundverordnung (DSGVO) [General Data Protection Regulation], Datenschutzgesetz (DSG) [Data Protection Act] and Forschungsorganisationsgesetz (FOG) [Research Organisations Act].

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In principle, each data processing activity takes place with the prior consent of the patient and/or at their request pursuant to Article 6 paragraph 1 letter a in conjunction with Article 9 paragraph 2 letter a of the DSGVO. In the field of research, for example, pursuant to § 2d paragraph 2 number 1 of the FOG, scientific institutions, which include Tirol Kliniken GmbH and the Medical University of Innsbruck, can process all personal data for research purposes especially on the basis of Article 9 paragraph 2 letters g, i and j of the DSGVO, particularly in the context of big data, personalised medicine, biomedical research and biobanks, provided that the prerequisites stipulated by § 2d paragraph 2 number 1 letters a-d of the FOG exist. Likewise, § 7 of the DSG, for example, provides legal authorisation for the processing of personal data for research purposes.

Categories of recipients/transfer to non-Member States

We protect your personal data and transfer them to third parties exclusively

- due to legal requirements, and/or
- on a contractual basis, e.g. to fulfil our obligations under the treatment contract, and/or
- at your request with your express consent.

According to § 15 of the Tyrol Hospital Act, the recipients of your personal data include courts and administrative authorities when the matters in question make it important to determine your state of health for the purposes of a decision or order that is in the public interest. We also pass on data as required to insurers in line with § 52 of the Tyrol Hospital Act, to private health insurance companies to the extent provided for in § 11 of the Versicherungsvertragsgesetz [Insurance Contract Act] as well as to bodies of the Tyrol Health Fund or to experts commissioned by them insofar as this is necessary for them to exercise their duties.

Finally, the Tyrol Hospital Act also imposes the obligation to provide doctors, dentists or hospitals making referrals or providing further treatment with duplicates or photocopies of medical records about the patient's state of health free of charge upon request.

Other recipients of individual data in justified individual cases also include, for example, lawyers, debt collection agencies, external service providers/ processors (e.g. laboratories), the Austrian armed forces, the prison, social security and emergency services.

In the context of research, recipients of your personal data may include, in particular, research partners, scientific institutions or (health) authorities.

If data are to be transmitted to research partners, scientific institutions or (health) authorities in a non-Member State or in an international organisation in the context of science, research and health promotion, we will ask you in a timely manner for your explicit consent if this is not already available or if no legal basis exists. We would take precautions to ensure that only data necessary for the purpose in question is transmitted in compliance with data protection regulations. We will only transmit data to non-Member States or international organisations if an adequate level of protection is ensured in accordance with EU requirements.

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Storage period

Your personal data will be stored in accordance with the applicable statutory provisions. Thus, in accordance with § 15 of the Tyrol Hospital Act, holders of data in hospitals are obliged to store medical record data they have collected securely for a minimum period of 30 years (inpatient stays) or 10 years (outpatient investigations and treatments). Within the scope of application of the FOG, § 2d paragraph 5 of the FOG makes provision for the unrestricted storage of personal data for research purposes, and its further processing if necessary, if no time limits are envisaged in legislation.

Automated decision-making (including profiling)

No processing of your personal data will take place for the purposes of automated decision-making (including profiling) pursuant to Article 22 of the DSGVO without your express consent.



Your rights

If your personal data are processed, this makes you a data subject within the meaning of the DSGVO and you therefore in principle have certain rights concerning your personal data pursuant to Articles 15 to 22 of the DSGVO. These include the right to information, correction, deletion, restriction of processing, data transferability and objection. If you have given your consent for data processing, you can revoke this consent at any time in the future. This will not affect the legality of data processing performed on the basis of your consent until the consent was revoked. If you believe that the processing of your personal data violates data protection legislation or that your rights regarding data protection have been breached, please contact us so that we can address your concerns.



Contact

| | Email | Address | Telephone |
|--|--|---|---------------|
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