



Information about Data Protection at Klinik Pirawarth

Dear Ladies and Gentlemen,

The protection of your personal data is very important. In accordance with the EU General Data Protection Regulation (GDPR) of 25.05.2018 we are obligated to inform you about our use and processing of your personal data.

1. Categories of processed personal data

In carrying out your treatment in our clinic personal data such as your name, date of birth and contact details will be stored and processed for administration purposes; medical data, such as diagnoses, findings and therapies, will be stored for medical purposes.

Identifying data relating to your accompanying person, relatives or general practitioner will also be stored.

2. Purpose of the processing of your data

The expression “processing” in relation to data encompasses any handling of data such as the collecting, storage, use and transmission of data.

For the carrying out of your rehabilitation, the processing of your data, particularly for preventative, diagnostic, therapeutic, curative and aftercare purposes is essential. This data will also be used to compile your discharge report.

Your data will also be required for administrative purposes. This concerns in particular the organizing of your stay with us (for example, your room allocation, your treatment schedule); your billing and the establishment, exercising and defending of legal claims.

3. From whom do we obtain your data?

We will obtain data relating to you from your social insurance provider or from your health insurance company. In addition we will ask you to provide us with data directly. On occasions we may also request previous medical findings from other sources such as general medical practitioners, medical specialists and hospitals. We will only make such requests after you have provided us with your explicit consent.



4. Who has access to your data?

People involved in your treatment in our facility have access to your data within the bounds of our rules of access. These people include doctors and nursing staff in all departments involved in interdisciplinary treatment. For the organization and administration of your treatment relevant staff in these functions will also have access to your data.

5. Legal basis for the processing of your data

The access to and the right to process your personal data is a requisite for an effective treatment program at Klinik Pirawarth. In accordance with data protection legislation this is only possible if there is a legal right under the legislation or if you give your explicit consent. The legal basis of such data processing is covered under articles 6 and 9 of the GDPR concerning the rules by which health data may be processed.

In addition, Austrian legislation covering medical institutions includes obligations concerning data protection under section 21, paragraph 2 of the Lower Austrian Hospitals Act.

6. Possible recipients of your data

Within the framework of the relevant data protection rules and those relating to justification of purpose (limitation of use) and in particular in the case of your explicit consent, your data may be passed on to other parties.

Examples of such third parties include:

- Your sponsor, paying authority, health insurer
- Your general practitioner, specialist as approved by you
- External service providers of support services e.g. external laboratories, aid providers
- Maintenance providers for IT equipment and medical devices

These third parties will only be provided with data as covered by the legislation and within the specified limits. In the case of external service providers it will be contractually guaranteed that they will assure the same level of data protection as that assured by us.

The transfer of data to certain third parties in particular state authorities (e.g. police, courts of law) may be made as allowed or required under statutory legislation.



7. Duration of the storage of your personal data

Klinik Pirawarth is obliged to keep a record of your treatment in accordance with section 21, paragraph 2 of the Lower Austrian Hospitals Act and the code of medical ethics. We fulfill this requirement with a patient file either in paper form or as electronic data. In principle, the medical records of rehabilitation in-patients are required to be stored for 30 years and those of rehabilitation out-patients for 10 years. Any data which is not required to be kept by law or any stored data for which the required storage period has expired will be deleted as soon as the purpose of the data storage no longer exists.

8. Right of access, rectification and erasure etc.

Certain rights are available to you under the data protection act. You can enforce such rights upon Klinik Pirawarth. These include the following:

- *Right of Access, Article 15 GDPR*

You have the right to disclosure of your stored personal data.

- *Right to Rectification, Article 16 GDPR*

If you ascertain that incorrect data relating to you has been stored or processed you can demand rectification. Imperfect data must be corrected and completed with regard to the purpose.

- *Right to Erasure, Article 17 GDPR*

You have the right to demand deletion of your data if particular grounds for doing so exist. This is the case, in particular, when the purpose for which the data was originally collected or processed is no longer consequential and when no legal requirements for storage of the data apply.

- *Right to Restriction of Processing, Article 18 GDPR*

You have the right to restrict the extent of processing of your data under certain circumstances. This means that your data will not be deleted but tagged to limit further processing or to limit its use.



- *Right to Object to Processing, Article 21 GDPR*

Within the bounds of this provision you have the right to object to the processing of your data under certain circumstances.

9. Withdrawal of consent

If the processing of your data relies on your consent you have the right to withdraw your consent at any time. No reason need be given for withdrawal of consent. The withdrawal of your consent only applies from the time your written notice is delivered. Your notice of withdrawal has no retroactive effect. The processing of your data up to this point of time remains legitimate.

10. Lodging of objections with supervisory authority due to infringement

You have the right to lodge objections with the national data protection supervisory authority if you consider that a particular processing of your data is not legitimate.

The responsible authority is:

Österreichische Datenschutzbehörde (Austrian Data Protection Authority)

Wickenburggasse 8

1080 Vienna

11. Data protection officer of Klinik Pirawarth

Kurhotel Bad Pirawarth & Co KG

Mr. Christian Weber

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