

Data privacy statement for smart documentation

1. Controller for data processing

The controller responsible for processing personal data in the context of using smart documentation is Ottobock SE & Co. KGaA, Max-Näder-Straße 15, 37115 Duderstadt, Germany ("Ottobock," "we" or "us").

2. Data Protection Officer

Our Data Protection Officer is available at: Ottobock SE & Co. KGaA Data Protection Officer Max-Näder-Straße 15 37115 Duderstadt Germany

E-mail: datenschutz@ottobock.de

3. Subject matter and purpose of data processing

We process personal data when using smart documentation

e.g.

- Name,
- E-mail address,
- Phone number,
- Address,
- Video shoots
- as well as app usage data.

In the course of using smart documentation, we collect personal data of professional users, such as O&P professionals and medical supply companies, who use the app to create, document and analyse video material. The purpose of the video recordings is to supplement cost coverage applications with the patient's health insurance funds or insurance companies, either in simple form (video only) or enriched with specific analysis data or results created with smart documentation.

We also process and use the personal data collected for the purpose of providing the functions of the app, for communication with professional users, for improving our products and services, and for processing the contractual relationship.

4. Legal basis

The processing of personal data takes place only insofar as this is necessary for the fulfilment of the contract or due to a legal obligation, or if the data subject has expressly consented.

Insofar as health data, i.e. special personal data within the meaning of Art. 9 GDPR, are to be processed, this only takes place on the basis of the data subject's explicit consent.

5. Disclosure of personal data to third parties

Your personal data will only be passed on to third parties if this is necessary for the fulfilment of our contractual obligations or if you have expressly consented.

When using smart documentation, we may share the collected personal data with contracted service providers who support us in the performance of our services and work on our behalf (e.g. hosting providers, IT service providers).

Your personal data will only be passed on to third parties insofar as we are legally obliged to do so.

6. Storage time and deletion

We store personal data as long as this is necessary to fulfil contractual and legal obligations. After termination of the user agreement or in the event of revocation of consent, we delete the concerned personal data, unless a longer storage period is necessary due to statutory retention periods (e.g. commercial and tax law) or for the establishment, exercise or defence of legal claims.

7. Data security

We use technical and organisational security measures to protect your personal data from loss, destruction, manipulation and unauthorised access. Our security measures are continuously adapted in line with technological developments.

8. Your rights.

You have the right,

- to receive information about this processing,
- to request the correction and/or completion of incorrect and/or incomplete data,
- to withdraw a given consent at any time with effect for the future,
- to request the erasure of data in certain cases,
- to request the restriction of processing under certain conditions,
- under certain conditions, the right to data portability, which means you can receive the data you provided to us in a structured, commonly used and machine-readable format or have it transmitted to another controller,
- to complain to a supervisory authority.

The supervisory authority responsible for Ottobock SE & Co. KGaA shall be:

The State Data Protection Officer for Lower Saxony
Prinzenstraße 5
30159 Hannover

Phone: +49 (0) 511 120-4500
Fax: +49 (0) 511 120-4599
E-mail: poststelle@lfd.niedersachsen.de

In addition, she has the following rights to object:

You have the right, for reasons arising from your particular situation, to object at any time to the processing of your personal data, which is based on our legitimate interest. This also applies to profiling based on these provisions. In this case, we shall no longer process the personal data unless we are able to demonstrate compelling legitimate grounds for the processing that override your interests, rights and freedoms, or where the processing is necessary for the establishment, exercise or defence of legal claims.

Where personal data are processed for direct marketing purposes, you have the right to object at any time to the processing of your personal data for such marketing, which includes profiling to the extent that it is related to such direct marketing. When you object to processing for direct marketing purposes, the personal data shall no longer be processed for such purposes.

9. Automated decision making

No automated decision-making with legally significant effect according to Art. 22 GDPR takes place.

10. Cookies and similar technologies

We may use cookies and similar technologies to facilitate and analyze the use of services. You can set your browser or end device so that it informs you about the setting of cookies or blocks cookies. However, the non-acceptance of cookies may limit the functionality of our services.

11. Transfer of personal data to countries outside the EU and the EEA

We may transfer your data to entities based outside the European Union and/or the European Economic Area. In this case, we ensure prior to the transfer that, outside of exceptional cases permitted by law, the recipient has either implemented an adequate level of data protection (e.g. through an adequacy decision of the European Commission, suitable guarantees such as the agreement of what are known as EU standard data protection clauses of the European Commission with the recipient) or you have given your express consent.

12. Changes to the data privacy statement

We reserve the right to update this Privacy Policy if necessary to adapt it to changes in the legal framework or changes to our services. We recommend that you regularly review this privacy policy in order to remain informed about the protection of your personal data.

13. Contact

If you have any questions or concerns regarding our privacy policy or the processing of your personal data, please contact our data protection officer using the above contact details.

Last updated: 14 April, 2023