

DATA-PROTECTION DECLARATION ACCORDING TO THE GDPR

I. Name and Address of the Controller

Name of company: Messezentrum Salzburg GmbH
Company registration number: FN 67914z
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City: Salzburg
Post code: 5020
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Persons authorised to represent the company

Name: DI (FH) Alexander Kribus MBA
Function: Managing Director according to commercial law
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Name: Mrs. Maria Zillner
Function: Holder of the 'Prokura' authority, Head of Finance & Human Resources
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II. Name and address of the responsible employee

Name: Ms. Lavinia Putz
Function: Infrastructure Projects & Central Services
E-mail: datenschutz@mzs.at
Telephone: 0043 662 2404-62

III. General remarks on data processing

1. Scope of processing of personal data

As a matter of principle, we obtain and use personal data solely if doing so is necessary to provide our content and services. Personal data are obtained and used solely after receipt of consent. An exception to this applies in cases in which obtaining prior consent is not possible for actual reasons and statutory provisions permit processing of the data.

2. Legal basis for the processing of personal data

If we get the data subject's consent for activities that entail processing of personal data, Art. 6 (1) (a) of the EU General Data Protection Regulation (GDPR) serves as the legal basis.

With regard to processing of personal data necessary to fulfil a contract to which the data subject is a contracting party, Art. 6 (1) (b), GDPR, serves as the legal basis. This also applies to processing activities that are necessary to implement pre-contractual measures.

If processing of personal data is necessary to fulfil a legal obligation to which our company is subject, Art. 6 (1) (c), GDPR, serves as the legal foundation.

For the event that vital interests of the data subject, or of another natural person, make processing of personal data necessary, Art. 6 (1)(d), GDPR, serves as the legal foundation.

If the processing is necessary to safeguard a justified interest that our company or a third party has, and if the data subject's interests, basic rights and basic freedoms do not override that interest, Art. 6 (1)(f), GDPR, serves as the legal foundation for the data processing.

3. Date erasure and duration of data storage

The data subject's personal data are erased or blocked as soon as the purpose of storing the data no longer applies. Data can be stored beyond that point in time if provision to do so is made by the European or national legislature in EU-law regulations, law or other stipulations to which the controller is subject. The data is blocked or erased even in instances in which a storage-time-limit, determined by the stated norms, expires; this is the case unless a necessity exists to continue to store the data in order to conclude a contract or to fulfil a contract.

IV. Data subjects' rights

The following must be understood to be data subjects' rights: the rights that those natural persons who are data subjects can apply with regard to use of their data.

1. Duty to provide information

As soon as data are obtained, you will be notified of this accordingly. If the personal data were not obtained directly from the data subject, we are happy to inform you regarding the source of the data.

2. Right of access

If you would like to know what is happening with your data in our company, you have the right of access to information accordingly at any time. This relates to

- the type and the scope of the data obtained
- the purpose of the data processing
- the duration of data storage (until consent is withdrawn or respectively until the data storage and data retention periods stated by law have expired).

3. Right to rectification

The precondition for a legal claim to rectification is that the data that we have are incorrect or are incomplete, taking into account the purpose of processing.

4. Right to data erasure

The precondition for the right to erasure of the data is that one of the following reasons applies:

- the personal data are no longer necessary for the purposes for which they were obtained and processed.
- the data subject has withdrawn consent to the data processing.
- the personal data were processed unlawfully.

5. Right to restrict processing

The precondition for the right to restrict processing is that one of the following reasons applies:

- The data subject has disputed the correctness of the personal data, for as long as the controller is checking the correctness of the personal data.
- The data subject has submitted an objection to the data-processing, until it is established whether the controller's justified reasons override those of the data subject.
- The processing is unlawful and the data subject has opposed erasure of the personal data, requesting the restriction of the personal data's use instead.
- The controller no longer needs the personal data for the purpose of processing, but the data subject does need it for establishing, exercising or defending legal claims.

6. Right to data portability

The right to data portability enables the data subjects to obtain 'their' data and to reuse them for their own purposes and for various services. Messezentrum Salzburg GmbH does have the duty to make the data available in a structured, commonly-used and machine-readable format (.csv or.xml). However, this does not mean that Messezentrum Salzburg GmbH must take over or retain technically compatible data-processing systems.

The data subject's legal claim must not impair other persons' exercise of their rights. Rights are not impaired if this 'external data' is in close connection with the data subject's data.

7. Right to object

The right of objection can be established in various situations:

- the data subject cites reasons that emerge from his/her particular situation and the data are processed to perform a task that serves the public interest, or to exercise the state's authority, or to safeguard the justified interests of the controller or of a third party, including profiling conducted on this basis.
- the data subject cites reasons that emerge from his/her particular situation and the data are processed for scientific, historical or statistical purposes.
- if the data subject's data is processed for direct marketing purposes; this includes profiling, if it is in connection with direct marketing.

8. Right of withdrawal of consent

At any time, you have the right to withdraw your declaration of consent with regard to data-protection law. Withdrawal of consent does not affect the lawfulness of processing based on consent before consent was withdrawn.

9. How you can make use of your right?

Messezentrum Salzburg GmbH, as the controller for data processing, takes suitable measures to provide all information to the data subject in precise, transparent, intelligible and easily accessible form, in clear and plain language.

If you need information formally provided to you regarding your data, please submit a written request only to datenschutz@mzs.at.

Enquiries sent directly to individual staff members cannot be answered. If a request is directed mistakenly to an individual staff member (=processor of the task,) that person has no explicit duty to pass on the matter to the controller, however, the processor of the task does have a duty to provide support.

If there is a justified doubt about a person's identity (e.g. use of a fantasy mail address), we retain the right to request more information to confirm the data subject's identity.
Information requested is provided within one month (4 weeks), in writing and free of charge. In exceptions, this deadline can be prolonged by a further two months, if this is necessary in view of the complexity and number of the applications.