Supplementary Data Protection Policy

Obligation to test for coronavirus when conducting and participating in in-person teaching and examinations at Chemnitz University of Technology

In addition to the general information on data processing by Chemnitz University of Technology (www.tu-chemnitz.de/tu/datenschutz.html), which must also be observed in this respect, this data protection declaration informs you about the type, scope, and purpose of the processing of personal data in connection with the compulsory test for the coronavirus (rapid, self- or PCR test) when conducting and participating in approved in-person teaching events and examinations at Chemnitz University of Technology within the scope of Section 5 (1) Sentence 2 Hs. 2 SächsCoronaSchVO (e.g. sports hall, laboratories, etc.). For reasons of simplification, the data protection statement refrains from listing personal designations for all genders. Grammatically masculine personal designations apply equally to persons of all genders.

I. Name and Contact Data of Those Responsible
Chemnitz University of Technology (represented by the President: Prof. Dr. Gerd Strohmeier), Straße der Nationen 62, 09111 Chemnitz, Germany, E-Mail: rektor@tu-chemnitz.de, Phone: +49 371 531-10000, Fax: +49 371 531-10009, Web: www.tu-chemnitz.de. If you have any questions regarding this data protection declaration or the data processing operations associated with it, or if you wish to make use of the rights granted to you, please feel free to contact us at any time: Diana Schreiterer, Officer in the President’s Office (focus on university communication, marketing, and academic management), Phone: +49 371 531-35267, Fax: +49 371 531-835267, E-Mail: kontakt-corona@verwaltung.tu-chemnitz.de, Straße der Nationen 62, 09111 Chemnitz, Room: 1/184B (new: A10.184.2).

II. Contact Data of the Data Protection Officer
Gernot Kirchner, Data Protection Officer at Chemnitz University of Technology, Straße der Nationen 62, 09111 Chemnitz, Germany, e-mail: datenschutzbeauftragter@tu-chemnitz.de, phone: +49 371 531-12030, fax: +49 371 531-12039, web: www.tu-chemnitz.de/ektorat/dsb/.

III. General Information on Following Data Processing
1. Purpose of the Processing of Personal Data
The goal of achieving a seven-day incidence of no more than 50 regarding the coronavirus has still not been met. In particular, indoor contact must be associated with comprehensive protective measures because of the increased risk of infection there. In the context of a particularly high risk of infection (e.g. in the case of approved in-person teaching events and examinations in the sense of § 5 para. 1 p. 2 SächsCoronaSchVO), Chemnitz University of Technology has therefore decreed that teachers and students that participate in the above-mentioned approved in-person teaching events and examinations require a daily negative test result for infection with SARS-CoV-2. For students, the presentation or prima facie evidence is required according to Annex 1 to the SächsCoronaSchVO in order to participate in the respective approved in-person teaching events and examinations. In this context, Chemnitz University of Technology does not carry out any data processing beyond the mere visual inspection/acceptance of knowledge (e.g. no storage or documentation of the test results, etc.). Employees at Chemnitz University of Technology are encouraged to document their own test results, but are generally not obligated to provide proof of the test results to Chemnitz University of Technology, among others.

2. Legal Basis for the Processing of Personal Data
The legal basis for the necessity of the submission or credibility of a daily updated negative corona test result is Art. 6 para. 1 lit. e) DSGVO or Art. 9 para. 2 lit. g) DSGVO in conjunction with § 5 para. 4e) SächsCoronaSchVO i.V.m. Hygiene Guidelines at Chemnitz University of Technology, version 1.8 (April 21, 2021), the additional special instructions for the implementation of classroom teaching, version 1.5 (April 21, 2021) and the additional special instructions for the implementation of (written) classroom examinations, version 1.4 (April 21, 2021). The SächsCoronaSchVO of April 16, 2021 will expire at the end of May 9, 2021. This means that the controller may no longer process your data on this basis as of May 10, 2021. The Saxon State Ministry for Social Affairs and Social Cohesion will decide on a possible extension of the SächsCoronaSchVO.

3. Storage Period (Data Deletion - Storage Limitation)
The personal data processed by us will be viewed and noted exclusively within the scope of access control. Storage of the data (e.g. in the form of a copy, documentation of the test results, etc.) is expressly not carried out.

4. Recipients of Personal Data
The personal data processed by us will only be processed by the natural/legal persons named below: the respective person responsible for the approved in-person course and/or examination at Chemnitz University of Technology. Personal data will not be passed on to third parties not named here, nor will it be transferred to another EU country, a third country, or an international organization.

5. Legal/Contractual Requirements for the Provision of Personal Data and Consequences of Non-Provision.
We hereby further inform you that the provision of personal data for the above-mentioned purpose is required by law and that you are obliged to provide the personal data. Failure to provide your personal data for the above-mentioned purpose will mean that you will not be able to participate in the event or examination in question.

IV. Rights of the Data Subject
If your personal data is processed, you are a data subject within the meaning of the GDPR, so that you are entitled to the following rights vis-à-vis Chemnitz University of Technology (responsible party) if the relevant requirements are met: Right to information, Right to rectification, Right to erasure, Right to restriction of processing, Right to information in case of disclosure, Right to data portability, Right to object, Right to not exclusively automated decision. To assert your rights against Chemnitz University of Technology or if you have further queries regarding data protection, you can contact us at any time.

1. Right to Complain to a Supervisory Authority
Without prejudice to any other legal remedy, you have the right to lodge a complaint with a supervisory authority if you believe that the processing of personal data concerning you violates applicable data protection provisions. The competent supervisory authority in the Free State of Saxony is pursuant to Art. 51 DSGVO in conjunction with §§ 14 ff. SächsDSG: Saxon Data Protection Commissioner, Andreas Schurig, Devrientstraße 5, 01067 Dresden, Web: www.saechsdsb.de, E-Mail: saechsdsb@slt.sachsen.de, Phone: 0351/85471-101, Fax: 0351/85471-109.

2. Additional Information Concerning Your Rights
You can find more detailed information about your rights as a data subject at the following link: www.tu-chemnitz.de/tu/datenschutz.html.
V. Up-to-dateness of this privacy policy
This privacy policy is currently valid as of May 21, 2021.