Privacy Policy for guest Wi-Fi

In the following, we, the DKMS Group gGmbH with its affiliated companies (hereinafter referred to as "DKMS" or "we") , inform you about the type, scope and purpose of the processing of your personal data in connection with the use of our Wi-Fi access. When processing your personal data, we strictly comply with the relevant data protection regulations.

A. General information

This Section contains information that applies generally to all data processing activities that we describe in this privacy policy.

This information applies unless the special legal provisions of the respective jurisdictions described in detail under Section II apply.

I. What personal data do we process?

We collect data from you when you use our Wi-Fi access. This includes the following information:

- IP address that is assigned to you by our Wi-Fi infrastructure and is only temporarily assigned to your device; to identify a digital address for your device on the hotspot;
- MAC address; used for identifying devices temporarily on a local Wi-Fi network (meaning a technical infrastructure through which access to the Wi-Fi is provided, included, in particular, the devices and systems used for data transmission);
- Date and time of login;
- Type and model of the end device;
- Operating system of your end device.

This information is automatically collected each time our Wi-Fi access is used and stored in our server log files. This information relates to the accessing end device.

In addition to the information listed, the data you provide (first and last name, your (business or private) e-mail address) will also be processed and stored by us in order to provide you with access data for the use of our Wii-Fi access.

II. For what purpose do we process your personal data?

For the purpose of the technical provision of our Wi-Fi access and to ensure the security of our information technology systems, it is necessary for us to process certain automatically transmitted information from you so that you can use the Wi-Fi access.

III. How do we process your personal data?

For security reasons and to protect the transmission of personal data and other confidential content, TLS encryption is used. We store your data on specially protected

servers. Access to personal data is only possible for authorized DKMS employees, all of whom are familiar with the relevant data protection regulations and are obliged to comply with them.

IV. Is personal data transferred to third parties?

We do not transfer your personal data to third parties unless you have consented to the transfer of data or we are entitled or obliged to transfer data on the basis of statutory provisions and/or official or court orders. However, we work together with processors, in particular service providers and affiliated companies of DKMS, in order to provide our services. The processors are carefully selected and commissioned by us, are bound by our instructions and are regularly monitored. We conclude a so-called Data Processing Agreement with processors, according to which they also undertake to comply with data protection regulations.

V. How long do we store your personal data?

In principle, we only store your personal data for as long as is necessary to achieve the purposes stated here, you have withdrawn your consent, objected to certain processing or requested the deletion of your data.

If you use our Wi-Fi access as an external guest of DKMS, we will store your data for the preparation and duration of your visit. After you have left our Wi-Fi infrastructure, your data will be deleted within 24 hours. DKMS employees who use our WI-FI access can receive access data with a validity of 30 days. After this period has expired, the data will be deleted within 24 hours at the latest.

The log files are stored for a period of 30 days.

B. Country-specific information

This chapter provides for special legal distinctions and deviations from the general information in Section I. from the scope of application of different national jurisdictions.

I. Country-specific regulations European Union

For data processors based in the European Union (EU) or the European Economic Area (EEA), the following information and regulations apply in addition to the general information in Section I:

1. Applicable regulations

Data processing by data processors based in the EU/EEA is subject to the provisions of the European General Data Protection Regulation ("GDPR").

2. Information of the controller

The controller pursuant to Art. 4 para. 7 GDPR is DKMS Group gGmbH, Kressbach 1, 72072 Tübingen, Germany.

Phone: +49 7071 943-0
E-mail: post@dkms.de

3. On what legal basis do we process the data?

We only process your personal data to the extent necessary to provide Wi-Fi access and if we are authorized to do so on the basis of a valid legal basis. The legal basis for processing is the fulfillment of a contractual obligation pursuant to Art. 6 para. 1 lit. b) GDPR and our legitimate interest pursuant to Art. 6 para. 1 lit. f) GDPR.

4. What rights do I have?

You have the right to request confirmation as to whether personal data concerning you is being processed by us. If this is the case, we will be happy to provide you with information about this personal data and the information listed in Art. 15 GDPR.

In addition, you are entitled to the rights listed below:

- Right to rectification, Art. 16 GDPR
- Right to erasure, Art. 17 GDPR
- Right to restriction of processing, Art. 18 GDPR
- Right to data portability, Art. 20 GDPR
- Right to object to the processing, Art. 21 GDPR

Without prejudice to these rights and the possibility of seeking any other administrative or judicial remedy, you have the right, under the provisions of Art. 77 GDPR, to lodge a complaint with a supervisory authority, in particular in the Member State of your habitual residence, place of work or place of the alleged infringement if you consider that the processing of personal data relating to you infringes data protection regulations.

To exercise your rights described above or if you have any questions about data protection, please contact us with your request: DKMS Group gGmbH, Kressbach 1, 72072 Tübingen, Germany (with the addition "Data Protection Officer") or by e-mail to our Data Protection Officer: datenschutz@dkms.de.

II. Country-specific information Poland

For data processors based in Poland the EU-GDPR also apply.

The controller pursuant to Art. 4 para. 7 GDPR is Fundacja DKMS, ul. Altowa 6/9, 02-386 Warszawa, Poland.

Phone: +48 22 882 94 00
E-mail: kontakt@dkms.pl

The polish supervisory authority to exercise your right to lodge a complaint according to Art. 77 GDPR is the President of the Personal Data Protection Office (ul Stawki 2, 00-193 Warsaw).

III. Country-specific information USA

To the extent that personal data of individuals is collected, processed, or stored by data processor(s) operating in the United States in connection with the use of our Wi-Fi access, such processing shall be conducted in accordance with applicable federal, state, and local laws governing data privacy and security, including but not limited to:

- The Federal Trade Commission Act, 15 U.S.C. §§ 41–58, which prohibits unfair or deceptive acts or practices in or affecting commerce, including misrepresentations about data privacy and security practices;
- The Children's Online Privacy Protection Act (COPPA), 15 U.S.C. §§ 6501–6506, to the extent applicable, which regulates the online collection of personal information from children under the age of 13;
- The California Consumer Privacy Act of 2018 (CCPA), Cal. Civ. Code §§ 1798.100–1798.199.100, and its amendments including the California Privacy Rights Act of 2020 (CPRA), which provide California residents with rights concerning the access, deletion, and sharing of their personal data;
- The New York SHIELD Act, N.Y. Gen. Bus. Law §§ 899-aa and 899-bb, which imposes data security and breach notification requirements for entities handling private information of New York residents;
- Any other applicable state-level statutes including, but not limited to, those enacted in Colorado (Colo. Rev. Stat. § 6-1-1301 et seq.), Virginia (Va. Code Ann. § 59.1-575 et seq.), Connecticut (Conn. Gen. Stat. § 42-515 et seq.), and other jurisdictions where data subjects may reside; and
- Applicable local ordinances, to the extent they establish additional obligations related to the collection, use, or storage of personal information.

We shall endeavor to implement and maintain reasonable administrative, technical, and physical safeguards appropriate to the nature of the personal data processed and consistent with applicable legal requirements.

Our Wi-Fi access is not intended for use by children under the age of 13 without verifiable parental consent, in compliance with COPPA (15 U.S.C. §§ 6501–6506).

IV. Country-specific information UK

For data processors based in the UK, the following information and regulations apply in addition to the general regulations in Section I:

The UK GDPR which is the GDPR as it forms part of the law of England and Wales, Scotland and Northern Ireland by virtue of Section 3 of the European Union (Withdrawal) Act 2018 and as amended by Schedule 1 to the Data Protection, Privacy and Electronic Communications (Amendments etc) (EU Exit) Regulations 2019 (SI 2019/419) and the UK Data Protection Act 2018.

Please note that as the UK GDPR is substantively very similar to the GDPR, you can read Section I above to understand how we process your personal data lawfully under the UK GDPR. If you wish to complain to a data protection authority about how we process your personal data in the UK, the supervisory authority is the Information Commissioner's Office.

V. Country-specific information South Africa

For data processors based in South Africa, the following information and regulations apply in addition to the general regulations in Section I:

Data processing by data processors based in South Africa is subject to the Protection of Personal Information Act No. 4 of 2013 ("**POPIA**").

The responsible party pursuant to section 18(1)(b) of POPIA is: DKMS Foundation NPC, with registered address at Block C, Grosvenor Square, Century Way, Century City, Cape Town, 7441, South Africa.

Phone: +27 021 701 0661
E-mail: info@dkms-africa.org

The legal basis for processing is the fulfillment of a contractual obligation (section 11(1)(b) of POPIA) and our legitimate interest (section 11(1)(f) of POPIA)). The supply of the information is mandatory for you to be able to use our Wi-Fi, and we can refuse you access to our hotspot if you do not provide us with the requested information.

In addition to Section I paragraph 6 you have the right to:

- confirm whether or not DKMS holds personal data about you;
- access your personal data;
- request correction of your personal data;
- request deletion or destruction of your personal data;
- restrict the processing of your personal data, subject to certain conditions;
- on reasonable grounds, to object to the process of your personal data;
- withdraw your consent to any processing based on consent at any time;

- be notified where your personal data has been accessed or acquired by an unauthorised person; and
- lodge a complaint with the Information Regulator if you believe that we have not been able to assist you with your complaint, at the following details: JD House, 27 Stiemens Street, Braamfontein, Johannesburg, 2001; PO Box 31533, Braamfontein, Johannesburg, 2017; Phone: 010 023 5241/42; Email: popiacomplaints@inforegulator.org.za.

VI. Country-specific information India

For data processors based in India, the following information and regulations apply in addition to the general regulations in Section I:

Data processing by data processors based in India is subject to the Digital Personal Data Protection Act, 2023[1] ("the DPDP Act"), the Information Technology Act, 2000 and Information Technology (Reasonable Security Practices and Procedures and Sensitive Personal Data or Information) Rules 2011 ("SPDI Rules").

The responsible party is: DKMS Foundation India, #3790, 7th Main Road, HAL 2nd Stage, Indiranagar, Bengaluru-560038 Karnataka, India.

Phone: +91 80 6828 6500
E-mail: info@dkms-india.org

We only process your personal data to the extent necessary to provide Wi-Fi access and if we are authorized to do so on the basis of a valid legal basis.

We are under a statutory duty to inform you about processing of personal data concerning you. In addition, you are entitled to the rights listed below:

- To have clear and easily accessible statements of the Company's practices and policies which explain the type of personal or sensitive personal data or information collected under Rule 3 of the SPDI Rules and the purpose of collection and usage of Sensitive Personal Data through the policy document on our website as per Rule 4 of the SPDI Rules;
- To understand the disclosure of information including sensitive personal data or information (Rule 6 of SPDI Rules);
- To understand reasonable security practices and procedures as provided (Rule 8 of SPDI Rules);

[1] The DPDP Act was enacted in the year 2023, has been passed by the Parliament and received the President's assent on 11 August, 2023. However, the Act is yet to be enforced.

- To request confirmation of whether we store, use, or share any of your Personal Information and be informed about third parties with whom your Personal Information has been shared (Rule 5(3)) of SPDI Rules);
- To obtain access to or a copy of your Personal Information (Rule 5(6) of SPDI Rules);
- To receive an electronic copy of the Personal Information that you have provided to us, or ask us to send that information to another company (the "right of data portability") (Rule 7 of the SPDI Rules);
- To restrict our uses of your Personal Information or, as described above, object to those uses or restrict our sharing of your Personal Information (Rule 5 of the SPDI Rules);
- To seek correction of inaccurate, partial, untrue, or incomplete Personal Information; in some cases, we may provide self-service tools that enable you to update your Personal Information (Rule 5(6) of the SPDI Rules);
- To request erasure, anonymization, or blocking of Personal Information held about you by us, subject to certain exceptions prescribed by law (Rule 5 of the SPDI Rules);
- To review and update personal data and withdraw consent for Personal Information processing (Rule 5(7) of the SPDI Rules). If you refrain from providing Personal Information or withdraw your consent to processing, some features of our Service may not be available;
- To cancel your online account if one has been created. We will process all such requests in accordance with local laws. To protect your privacy, we will take steps to verify your identity before granting access or making any changes to your Personal Information. To request to review, update, or delete your personal information or to otherwise reach us, please submit a request by emailing us at dataprotection@dkms-india.org.
- You may have the right to opt-out or withdraw your consent for certain uses and disclosures of your Personal Information as set out in this Policy, and in specific circumstances, for example related to direct marketing.

Where you have consented to our use of "sensitive" Personal Information[2] (e.g., Personal Information relating to your health, religious or philosophical beliefs, or biometric information which is used to uniquely identify you) ("Sensitive Personal Information"),

[2] **Sensitive data** as per Rule 3, refers to personal information including passwords, financial details, health conditions, sexual orientation, medical records, biometric data, and any related information provided to or received by a body corporate for the purpose of service provision, processing, or storage under lawful contract or otherwise.

you may withdraw that consent, in accordance with applicable law. However, please note that any information that is freely available or accessible in public domain or furnished under the Right to Information Act, 2005 or any other law for the time being in force in India, shall not be regarded as sensitive personal data or information for the purposes of these rules.

VII. Información específica de cada país Chile

En el caso de los encargados del tratamiento de datos con sede en Chile, se aplicarán, además de las normas generales, las disposiciones de la sección I de la siguiente información y normativa:

El tratamiento de datos por parte de procesadores de datos con sede en Chile está sujeto a las disposiciones de la Ley 19.628 (sobre protección de la vida privada).

El responsable del tratamiento es Fundación de Beneficencia Pública DKMS, Av. Andrés Bello #2115, Providencia, Región Metropolitana, Chile

Tel: +569 5853 1266
Correo electrónico: info@dkms.cl

Representante legal: Anette Giani

La base jurídica para el tratamiento es la ley y/o el consentimiento explícito e informado del interesado de conformidad con el artículo 4 de la Ley 19.628.

En cuanto a la transferencia de datos a terceros, no hay desviaciones de la Sección IV.

En cuanto a la duración del almacenamiento de los datos, no hay desviaciones con respecto a la Sección V.

Tiene derecho a solicitar información sobre si DKMS está tratando sus datos personales. En caso afirmativo, le facilitaremos dicha información y, en particular, los datos enumerados en el Art. 12 de la Ley 19.628.

Además, le asisten los derechos que se enumeran a continuación:

- Derecho de rectificación.
- Derecho de cancelación o supresión.
- Derecho de oposición.

Para ejercer los derechos descritos anteriormente o si tiene alguna duda sobre el tratamiento de sus datos por DKMS, póngase en contacto con nosotros por correo electrónico a info@dkms.cl con la siguiente información:

- Nombre y apellidos del interesado. En caso de representación, deberá constar en la solicitud el nombre, apellidos y DNI del representante, junto con copia del documento o poder notarial con facultades expresas para el ejercicio del respectivo derecho (poder notarial con firma legitimada notarialmente).

- Documento de identidad válido del interesado chileno o extranjero residente. Para extranjeros sin residencia en Chile, pasaporte vigente.

- Dirección de correo electrónico o dirección física para notificaciones.

- Identificación de los datos personales o del tratamiento sobre los que se ejerce el derecho.

- En cuanto al derecho de rectificación, la solicitud deberá detallar las modificaciones o actualizaciones que deban realizarse.

- Cualquier otro documento o información que ayude a localizar los datos personales solicitados, así como información sobre otros medios de contacto, como un número de teléfono, para facilitar la tramitación de la solicitud.

- Fecha y firma del solicitante o del interesado.

El responsable del tratamiento podrá oponerse al ejercicio de los derechos del interesado en las siguientes circunstancias:

a) Si el solicitante no es el interesado, o si el representante legal no está debidamente acreditado a tal efecto.

b) Si los datos personales del solicitante no figuran en las bases de datos del responsable del tratamiento.

c) Si existe un impedimento legal o una resolución judicial o administrativa que restrinja el ejercicio de los derechos del interesado.

Cuando el interesado ya ha ejercido uno de sus derechos y tiene intención de ejercerlo y el plazo de DKMS sigue pendiente.

C. Changes to this privacy policy

Due to the further development of our Wi-Fi infrastructure or due to changes in legal or official requirements, it is regularly necessary to amend this privacy policy. We recommend that you take note of our privacy policy again at regular intervals.

Status: January 2025