

## **Data protection information according to Art. 13, 14 of the DSGVO**

### **I. Name and contact details of the responsible body**

The following body is responsible for this website in accordance with Art. 4 No. 7 of the General Data Protection Regulation (DSGVO):

International Biathlon Union  
Peregrinstraße 14  
5020 Salzburg  
Austria

Represented by Martin Kuchenmeister

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Email:          biathlon@ibu.at

### **II. Contact details for the data protection officer**

We are not obliged to appoint a data protection officer. All inquiries and requests regarding data protection law should be directed to the management at: [datenschutz@ibu.at](mailto:datenschutz@ibu.at).

### **III. General Information**

#### **1. What is this information for?**

In accordance with Art. 13 and Art. 14 of the General Data Protection Regulation (DSGVO), the legislator obliges us to inform persons concerned about the processing of their personal data. The information below sets out to what extent we will process your personal data as the responsible body, and what rights you have as the data subject.

We do not process any personal data from data subjects unless this processing is permitted by law ("legal basis"). A declaration of consent given to us voluntarily and after prior notification may also constitute a legal basis for processing your personal data.

#### **2. What is personal data and who is affected?**

In accordance with Art. 4 No. 1 of the DSGVO, personal data is any information relating to an identified or identifiable natural person (hereinafter the "data subject"); a natural person is regarded as identifiable, if he/she can be directly or indirectly identified, especially by means of association with an identifier such as a name, with an identification number, with location data, with an online ID, or with one or several specific features reflecting the physical, physiological, genetic, mental, economic, cultural, or social identity of that natural person.

There are many circumstances in which we are responsible for processing your personal data and thus you may possibly be a data subject in relation to us. For example, you are a data subject as a user of our website, sender and recipient of letters, emails, WhatsApp messages or other communications, as an athlete, as a phone caller and called party, member association, employee, customer, supplier, or other cooperation partner.

### **3. What are the legal bases?**

Insofar as we obtain the consent of the data subject for processing personal data, Art. 6 Para. 1 S. 1 lit. d of the DSGVO is the legal basis applying. In processing personal data necessary for the performance of a contract to which the data subject is a party, Art. 6 para. 1 S. 1 lit. b of the DSGVO is the legal basis applying. This also applies to processing operations that are necessary to carry out pre-contractual measures at the request of the data subject. Insofar as processing personal data is necessary to fulfil a legal obligation to which our company is subject, Art. 6 Para. 1 S. 1 lit. c of the DSGVO is the legal basis applying. In the event that any vital interests of the data subject or another natural person require the processing of personal data, Art. 6 Para. 1 S. 1 lit. d of the DSGVO is the legal basis applying. If processing is necessary to safeguard a legitimate interest of our company or a third party and if the interests, fundamental rights, and freedoms of the data subject do not outweigh the first-mentioned interest, Art. 6 Para. 1 S. 1 lit. f of the DSGVO is the legal basis applying to the processing.

This data protection explains to you for what purposes and on what legal basis your personal data will be processed.

### **4. How long will personal data be stored or deleted?**

The data subject's personal data will be deleted or locked as soon as the purpose of storage ceases to apply. Furthermore, data may be stored if this is stipulated by the European or national legislator in EU regulations, laws, or other regulations under which we are obliged to store personal data. Data will be locked or deleted even if a storage deadline prescribed by the above-mentioned standards expires, unless data storage is a necessity for concluding or performing a contract.

This data protection information will also tell you which categories of data will be stored and for how long.

### **5. Which technical and organisational measures are used?**

Ensuring data security is of particular importance to us. We therefore use appropriate technical and organisational measures, in particular to protect your personal data from the dangers of data transmission and to prevent third parties from gaining access. Our data security measures are monitored and adapted according to current state-of-the-art technology.

### **6. What rights do I have as the data subject?**

As far as we, as the party responsible, process personal data about you or a third party as a data subject, such data subjects are entitled to the following data subject rights:

#### **6.1 Right to information (Art. 15 of the DSGVO)**

Data subjects have the right to request confirmation from us about whether personal data concerning them is processed by us.

If such processing takes place, data subjects have the right to request the following information from us:

- a) Processing purposes;
- b) The categories of personal data being processed;
- c) The recipients or categories of recipients to whom the personal data have been or are still being disclosed, in particular recipients in third countries or international organisations;
- d) If possible, the planned duration for which the personal data will be stored or, if this is not possible, the criteria for determining this period;
- e) The existence of a right of rectification or deletion of personal data concerning them or of a restriction on processing by the person responsible, or of a right to oppose such processing;

- f) The existence of a right of appeal to a supervisory authority;
- g) If the personal data is not collected from the data subject, all available information about the origin of the data;
- h) The existence of automated decision-making, including profiling, referred to in Article 22 (1) and (4) and, at least in those cases, meaningful information about the logic involved, as well as the significance and envisaged consequences of such processing for the data subject.

The data subject has the right to request information regarding whether their personal information will be transmitted to a third-party country or an international organisation. In this context, the data subject may request that they are kept informed of the appropriate guarantees in accordance with Art. 46 of the DSGVO in connection with the transmission.

## **6.2 Right to rectification (Art. 16 of the DSGVO)**

The data subject has the right to request the rectification of any incorrect personal data concerning them from the person responsible. Taking into account the purposes of the processing, the data subject has the right to request the completion of incomplete personal data, including by means of a supplementary declaration.

## **6.3 Right to deletion (Art. 17 of the DSGVO)**

### 6.3.1 Duty to delete

Data subjects may request us to immediately delete their personal data. We are then obliged to delete such data immediately provided one of the following reasons applies:

- a) The personal data is no longer necessary for the purposes for which it was collected or otherwise processed.
- b) The data subject withdraws his/her consent to the processing pursuant to Art. 6 Para. 1 S. 1 lit. a or Art. 9 Para. 2 lit. a of the DSGVO, and there is no other legal basis to justify such processing.
- c) Pursuant to Art. 21 Para. 1 of the DSGVO, the data subject submits an objection and there are no overriding legitimate grounds for the processing, or the user files an objection against the processing in accordance with Art. 21 Para. 2 of the DSGVO.
- d) The data subject's personal data was unlawfully processed.
- e) The deletion of the data subject's personal data is necessary to fulfil a legal obligation under Union law or the law of the Member States to which we are subject.
- f) The data subject's personal data has been collected in relation to services offered by information society services according to Art. 8 Para. 1 of the DSGVO.

### 6.3.2 Information to third parties about the duty to delete

Insofar as we have made personal data concerning the data subject public and we are obliged to delete such data in accordance with Art. 17 Para. 1 of the DSGVO, we are also obliged, taking into account the technology available and the implementation costs, to take appropriate measures, including technical measures, to inform the party responsible for such data processing that the data subject has requested the deletion of all links to this personal data or copies or replications of this personal data.

### 6.3.3 Exceptions

To the extent processing is necessary, no right to deletion applies:

- a) When exercising of the right of freedom of expression and information;

- b) When performing a legal obligation required for processing under the law of the Union or of the Member States to which we are subject or for the performance of a task in the public interest or in the exercise of official authority conferred to us;
- c) For reasons of public interest in the field of public health in accordance with Art. 9 Para. 2 lit. h and i, as well as Art. 9 Para. 3, GDPR;
- d) For archiving purposes in the interest of public, scientific or historical research purposes or for statistical purposes in accordance with Art. 89 Para. 1 of the DSGVO, to the extent that the law referred to in (a) is likely to render impossible or seriously prejudicial the attainment of the objectives of such processing; or
- e) When asserting, exercising, or defending legal claims.

#### **6.4 Right to restriction of processing (Art. 18 of the DSGVO)**

Subject to the following conditions, the data subject has the right to request that processing personal data concerning him/her be restricted:

- a) If the data subject contests the accuracy of the personal data concerning him/her for a period which enables us to verify the accuracy of such data;
- b) If the processing is unlawful and the data subject refuses to delete the personal data and instead requests a restriction on the use of the personal data;
- c) If we no longer need the personal data for the purposes of processing, but the data subject does need it to assert, exercise, or defend legal claims, or
- d) If the data subject objects to processing in accordance with Art. 21 Para. 1 of the DSGVO and it is not yet clear whether our justified reasons outweigh the reasons of the data subject.

If processing the personal data concerning the data subject has been restricted, such data may be stored only with the consent of the data subject or for the purposes of asserting, exercising or defending legal claims or protecting the rights of another natural or legal person or be processed for the sake of an important public interest of the Union or of a Member State.

If the restriction of the processing has been restricted in accordance with the above conditions, the data subject will be informed by us before the restriction is lifted.

#### **6.5 Right to information (Art. 19 of the DSGVO)**

If the data subject has exercised the right to correct, delete, or restrict the processing, we are obliged to inform all recipients to whom the data subject's personal data has been disclosed of this correction or deletion of the data or restriction on processing, unless this proves impossible or involves disproportionate effort.

The data subject shall have the right to be informed of such recipients if he/she so requests.

#### **6.6 Right to data portability (Art. 20 of the DSGVO)**

The data subject has the right to obtain the personal data concerning him/her that he/she has provided to us in a structured, common, and machine-readable format. In addition, the data subject has the right to pass such data on to another person responsible without hindrance by us to whom this data has been provided, provided that

- a) Processing is based on consent in accordance with Art. 6 Para. 1 S. lit. a of the DSGVO or Art. 9 Para. 2 lit. a of the DSGVO or on a contract in accordance with Art. 6 Para. 1 S. 1 lit. b of the DSGVO and

- b) Processing is carried out using automated methods.

In exercising this right, the data subject also has the right to request that the personal data concerning him/her be transferred directly from us to another responsible party, insofar as this is technically feasible. The freedoms and rights of other persons must not be affected by this.

The right to data portability shall not apply to processing personal data necessary for the performance of a task, is in the public interest, or in the exercise of official authority conferred on the responsible party.

### **6.7 Right of objection (Art. 21 of the DSGVO) and right to revoke the data protection declaration of consent (Art. 7 Para. 3 of the DSGVO)**

The data subject has the right, for reasons arising from his/her specific situation, to object to the processing of personal data concerning him/her at any time, which is carried out in accordance with Art. 6 Para. 1 S. 1 lit. e or f of the DSGVO; the same applies to profiling based on these provisions.

We will then no longer process the personal data unless there are demonstrably compelling reasons for processing which outweigh the interests, rights, and freedoms of the data subject, or the processing serves to assert, exercise, or defend legal claims.

If the data subject's personal data is being processed for direct marketing purposes, the data subject has the right to object at any time to the processing of the personal data that concerns him/her for the purpose of such marketing; this also applies to profiling, insofar as it is associated with such direct marketing.

If the data subject objects to processing that is for direct marketing purposes, the personal data that concerns him/her will no longer be processed for these purposes. The data subject has the option of exercising his/her right of objection in connection with the use of information society services by means of automated procedures using technical specifications, notwithstanding Directive 2002/58/EC.

withdrawal of consent shall not affect the lawfulness of processing based on consent before its revocation.

### **6.8 Automated decision in individual cases, including profiling**

The data subject has the right not to be subject to a decision based exclusively on automated processing – including profiling – that has legal effect against him/her or significantly impairs him/her in a similar manner. This does not apply if the decision

- a) Is necessary for the conclusion or performance of a contract between the data subject and ourselves,
- b) Is admissible by law of the Union or of the Member States to which we are subject and that law contains appropriate measures to safeguard the rights of the data subject and his/her legitimate interests, or
- c) Is made with the express consent of the data subject.

However, these decisions may not be based on special categories of personal data pursuant to Art. 9, Para. 1 of the DSGVO, unless Art. 9 Para. 2 lit. a or g of the DSGVO apply and appropriate measures have been taken to protect the data subject's rights and freedoms as well as his/her legitimate interests.

With regard to the cases referred to in a) and b), we shall take appropriate measures to safeguard the rights, freedoms, and legitimate interests of the data subject. This includes the right of the data subject to intervene in the case of an automated decision making by being entitled to express his or her own point of view to us and by being entitled to challenge the decision.

## **6.9 Right to complain to a supervisory authority (Article 77 of the DSGVO)**

In addition to other administrative or judicial remedies, the data subject shall have the right of appeal to a supervisory authority, in particular in the Member State where he/she resides, works, or is alleged to have infringed, if the data subject considers that the processing of personal data concerning him/her is contrary to the DSGVO.

The supervisory authority with which the complaint has been lodged shall inform the data subject of the status and results of the complaint, including the possibility of a judicial remedy under Art. 78 of the DSGVO.

## **7. Contact person**

All inquiries and requests for the assertion of the rights of the data subject are to be sent to the management.

## **IV. Special information about processing on this website**

### **1. Provision of the website and creation of log files**

#### **1.1 Scope of processing**

Every time you visit our website, our system automatically collects data and information from the computer system with which the data subject (hereinafter: user) accesses our website. This data is stored and processed on our server in a log file. The following data on the data subject is collected:

- (1) Browser type and version used
- (2) User's operating system
- (3) User's Internet service provider
- (4) User's IP address
- (5) Date and time of access
- (6) Websites from which the user's computer system accessed our website
- (7) Websites accessed by the user's computer system via our website

#### **1.2 Purpose of processing**

The IP address is a chain of numbers that uniquely identifies your computer system when you visit our website. The IP address is used to receive and send data packets and enables a user to access a website. Temporary storage of the IP address on our server is necessary in order to transmit the page contents to the user's computer system after accessing our website so that the user can access the contents.

The data is stored in log files to ensure the functionality of the website and to detect any transmission errors that may occur. The data is also used to optimise the website and ensure the security of our information technology systems. No evaluation of the data for marketing purposes is undertaken in this context.

### **1.3 Legal basis of processing**

Processing is carried out on the basis of our legitimate interests in accordance with Art. 6 Para. 1 S.1 lit. f of the DSGVO.

### **1.4 Justified interests**

If the processing is carried out in accordance with Art. 6 Para. 1 S. 1 lit. f of the DSGVO, we are obliged to disclose the legitimate interests pursued by us. We have a legitimate interest in processing the above-mentioned personal data for the above-mentioned purposes in order to pursue our economic and non-material interest in the public presentation of our company and the companies, organisation committees, and national biathlon associations (members) associated with us, such as the German Ski Association. The public presentation serves our public relations regarding the sporting achievements and successes of our events, the sport of biathlon in general, and the advertisement for our sport federation, as furthermore as a platform for communication with member federations, athletes, fans, and sponsors.

### **1.5 Recipient or categories of recipients**

The personal data is forwarded to our IT department and our contractors, who are commissioned to host and provide the IT resources for operating the website.

### **1.6 Third country transmission**

We do not intend to transfer the personal data abroad.

### **1.7 Duration of storage**

The personal data will be deleted as soon as it is no longer necessary to achieve the purpose for which it was collected. In the case of data collection for provision of the website, this will be undertaken once the respective session has ended. The IP address of the user must remain stored for the duration of the session in order to enable use of the website.

In the case of saving the data in the log file, the data collected in it will be deleted after seven days at the latest. Further storage is possible. In this case, the user's IP addresses will be deleted or distorted, which means that assignment of the accessing computer system is no longer possible.

### **1.8 Possibility of objection and elimination**

As a data subject, you have the right, for reasons arising from your particular situation, to object at any time to the processing of personal data relating to you in accordance with Art. 6 Para. 1 S. 1 lit. e or f of the DSGVO (Art. 21 Para. 1 of the DSGVO). We will no longer process the personal data in this case, unless we can prove compelling reasons worthy of protection for the processing which outweigh your interests, rights, and freedoms as the data subject, or if the processing serves to assert, exercise, or defend legal claims.

Processing personal data to provide the website and to create the log file is absolutely necessary for the operation of the website. The user therefore cannot object to this type of processing.

## **2. Data processing via cookies**

### **2.1 Scope of processing**

We use cookies on our website. Cookies are text files that are stored in the Internet browser or by the Internet browser on the user's computer system when the user visits our website. Cookies contain

characteristic character strings that allow the browser to be clearly identified when the website is accessed again.

We use cookies (like Google Analytics) to make our website more user-friendly. Some page elements of our website require that the calling Internet browser can be identified even after a page change within our website.

## **2.2 Purpose of processing**

The purpose of using technically necessary cookies is to make it simpler for users to use websites. Some features of our website are not offered without the use of cookies. In this case, the browser needs to be recognised again, even after you have switched pages. In these cookies, which are a technical requirement, data is collected, stored, and transmitted to us in order to be able to retrieve our website from the Mongo database.

The user data collected by any cookies technically required is not used to create user profiles.

## **2.3 Legal basis of processing**

Processing is carried out on the basis of our legitimate interests in accordance with Art. 6 Para. 1 S.1 lit. f of the DSGVO.

## **2.4 Justified interests**

If the processing is carried out in accordance with Art. 6 Para. 1 lit. f of the DSGVO – i.e. based on a balance of interests – we are obliged to disclose the legitimate interests pursued by us. We have a legitimate interest in this case to process the personal data (No. 2.1) for those purposes (para. 2.2) in order to pursue our economic and non-material interest in the public presentation of our company and the companies and associations affiliated with us, such as the German Ski Association. This includes offering a website that features the technology generally accepted by users and that enables users to use our website easily and in line with their interests and needs.

## **2.5 Recipient or categories of recipients**

The data from the cookies is forwarded to our IT department and our contractors, who are commissioned to host and provide the IT resources for operating the website.

## **2.6 Transmission to third countries**

We do not intend to transfer the personal data abroad.

## **2.7 Length of storage**

The personal data will be deleted as soon as it is no longer necessary to achieve the purpose for which it was collected. In the case of data collection for provision of the website, this will be undertaken once the respective session has ended. Cookies are stored on the user's computer system and transmitted to our server. As a user you therefore have full control of the use of cookies. By changing the settings in your Internet browser, you can disable or restrict the transmission of cookies. Cookies that have already been saved can be deleted at any time. This can also be done automatically.

## **2.8 Possibility of objection and elimination**

The data subject has the right, for reasons arising from his/her particular situation, to object at any time to the processing of personal data relating to him/her in accordance with Art. 6 Para. 1 S. 1 lit. e or f of the DSGVO (Art. 21 Para. 1 of the DSGVO). The responsible party will no longer process the personal data unless the party can prove compelling legitimate reasons for the processing which outweigh the



data subject's interests, rights, and freedoms, or the processing serves to assert, exercise, or defend legal claims. If cookies are deactivated for our website, it may no longer be possible to use all of the website's features in full.

#### **V. Contact person for data protection issues**

Please send all enquiries and requests regarding the assertion of data subjects' rights to the management: [datenschutz@ibu.at](mailto:datenschutz@ibu.at).