

# Information according to Art. 12, 13 DSGVO on the processing of personal data in the context of applications for research data available at the FDZ at IQB

This text is a translation of the original German text. The German text shall prevail in case of doubt or dispute.

# 1. Responsible body

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# 2. For what purposes are data processed?

The purpose of data processing is the organisation and data use of research data archived at the FDZ at IQB, including the initial application review procedure.

# 3. What is the legal basis for processing data?

Participation in the application review process is based on consent of the applicant.

The legal basis for the processing of your personal data is a contract, Art 6 (1) b DSGVO. According to this, the processing of data that is necessary in connection with the initiation and execution of the contract is permissible.

Further processing only takes place if you have consented (Art. 6 para. 1 lit a DSGVO) or there is a legal permission, e.g. the exercise of legitimate interests according to Art. 6 para. 1 f DSGVO. The interest then consists of the assertion or defence of claims.

# 4. Who is the recipient of your data?

Your data will be used internally for the implementation of the procedure. In principle, only persons who need this for the proper processing of your application have access to your data.

In addition, external reviewers may be involved in the approval procedure. The FDZ procedural rules and the KMK guidelines on "Procedure for the Decision of the Standing Conference of the Ministers of Education and Cultural Affairs of the Länder in the Federal Republic of Germany (Kultusministerkonferenz, KMK) on applications for the use of data for novel comparisons across German federal states (novel Länder comparisons)" (resolution of the Standing Conference of 20 September 2012) in their current version form the basis for this.

If the application contains a novel Länder comparison, it is forwarded to external reviewers and the KMK Secretariat for forwarding to the IQB Board of Trustees and the Chiefs of Staff Commission for Quality Assurance in Schools.

The data may be provided via the IZA Institute of Labor Economics, with whom the IQB has concluded a contract for commissioned processing. Data are processed by this institute in order to carry out the data transfer.

## **5. Will your data be transferred to a third country or to an international organisation?**

No data will be transferred to a third country or an international organisation.

## **6. How long will your data be stored?**

Your personal data will be processed to enable access to the research data you have requested. If no data use agreement is concluded (application rejected or discontinued), the application data will be deleted. Successful applications are archived for 10 years after the end of the term of the data use agreement for purposes of proof and scientific transparency.

## **7. Is there an obligation for you to provide data?**

You provide all information voluntarily, there is no obligation to provide data. If the data is not complete, the application may not be approved.

## **8. Is there any profiling or automated decision making?**

There is no automated decision making or profiling.

## **9. What data protection rights do you have?**

If your personal data is processed, you have the right to obtain information about the data stored about you (Art. 15 DSGVO).

If inaccurate personal data is processed, you have a right to rectification (Art. 16 DSGVO).

If the legal requirements are met, you may request the erasure or restriction of processing (Art. 17 and 18 DSGVO). Under certain conditions, you have a right to have the personal data concerning you that you have provided to us transferred to you in a structured, commonly used and machine-readable format, if the processing is based on consent or a contract and is carried out with the help of automated processes (Art. 20 DSGVO).

If the data is stored on the basis of consent, you have the right to revoke your consent at any time. The revocation of consent does not affect the lawfulness of the processing prior to exercising the right of revocation.

You have the right to object at any time, on grounds relating to your particular situation, to the processing of personal data concerning you which is carried out on the basis of Article 6(1)(e) DSGVO and Article 6(1)(f) DSGVO (Article 21 DSGVO). If the objection is justified, your personal data will no longer be processed unless we can demonstrate compelling legitimate grounds for the processing which override your interests, rights and freedoms, or the processing serves the purpose of asserting, exercising or defending legal claims.

Should you make use of your above-mentioned rights, we will check whether the legal requirements for this are fulfilled and you will receive a corresponding notification from us. If necessary, we will ask you to identify yourself; we are obliged to do this if there are any doubts.

If you are of the opinion that the processing of personal data concerning you violates data protection regulations, you have the possibility to lodge a complaint with a data protection supervisory authority, for example the Berlin State Commissioner for Data Protection and Freedom of Information (Art. 77 DSGVO).

## 10. Data Protection Officer of the IQB

You can also contact the Data Protection Officer of the IQB: [datenschutz@uv.hu-berlin.de](mailto:datenschutz@uv.hu-berlin.de), 030-2093-20020, <https://www.hu-berlin.de/de/datenschutz>.