



Privacy Notice

Privacy Notice for Falck Danmark A/S, Covid-19 test

In connection with your Covid-19 test, Falck Denmark A/S collects and processes – as data controller – certain personal data about you.

In this Privacy Notice, we describe our processing, use and transfer of personal data.

A. Purpose

We collect and process personal data for the following purposes:

1. To perform a Covid-19 test including providing you with the test result as well as information on how to act in case of a positive result.
2. To prepare a medical record in accordance with our journaling obligation under Danish law.
3. To pass on information to the Danish Medical Sector Research Institute ('Statens Serum Institut' ('SSI')), for the purpose of securing data for contamination tracking and investigation, which will be used to assess the national level of contamination, and for SSI to make your test result available to yourself and relevant healthcare professionals on Sundhed.dk.
4. **In relation to individuals who are registered positive for COVID-19 and thereby will be under investigation for contamination chains:** to pass on information to the Danish Department of Patient Safety ('Styrelsen for Patientsikkerhed') in case they need further information to investigate the possible contaminations in your close relations to prevent further spreading of the Covid-19 virus.
5. **In relation to tests facilitated by Employer or school management:** To inform your Employer/school management in case your test result is positive, so that they will be able to initiate necessary actions to prevent further spreading of the Covid-19 virus.
6. To comply with any law, rule, regulation, lawful and binding determination, decision or direction of a regulator, or in co-operation with any governmental authority of any country (e.g., EU Data Protection Regulation or The Danish Executive Order of Journal keeping (Journalføringsbekendtgørelsen), e.g:
 - a. Documentation requirements
 - b. Compliance with basic principles for processing of personal data and legal basis for processing.
 - c. Implementation and maintenance of technical and organizational security measures, including but not limited to prevent unauthorized access to systems and information, prevent receipt or distribution of malicious code, termination of denial-of-service-attacks and damage to computer systems and electronical communication systems.
 - d. Investigation of a suspected or known security breaches and reporting of such breach to individuals and authorities
 - e. To process and respond to requests and complaints from data subjects and others
 - f. Handling of inspections and requests from authorities
 - g. Management of disputes with data subjects and third parties.
 - h. Anonymization of data to create statistic and scientific research

Your personal information will not be shared, sold or disclosed other than as described in this Privacy Notice.

When we collect personal information directly from you, it is necessary for us to perform a Covid-19 test on you and provide you with the test result and relevant information in connection hereto. You are not obligated to provide the

personal information to us. If you do not provide us with the personal information necessary as described above, the consequence will be that we cannot perform a Covid-19 test on you.

B. Processed personal information

We collect and process the following types of personal information about you:

Categories of general personal information

- Contact information (name, e-mail and phone number)
- Covid-19 contamination status if negative or inconclusive test result.

Categories of sensitive or confidential personal information

- Health information, Covid-19 contamination status (if positive test result).
- Social Security Number
- Genetic data in form of the genetic material applied to the swab during the nasal inoculation.

C. The Legal Basis for processing and retention periods for the Personal Information

The legal basis for processing of your personal information in relation to the Covid-19 test is the following:

<i>Process/Purpose</i>	<i>Deletion and retention criteria</i>	<i>Legal basis</i>
Personal data necessary to perform the test and provide test result as well as follow-up information, including personal information registered in your medical record (contact information, CPR-number, test result etc.)	10 years from the last input in your medical record according to the Danish Executive Order of Journalkeeping ('journalføringsbekendtgørelsen') § 35.	GDPR article 6(1)(c) – Legal obligation. GDPR 9(2)(h) – Medical diagnosis and treatment. Consent to treatment as described in the Danish Health Act ('sundhedsloven') § 15(1). The Danish Executive Order of Journalkeeping ('journalføringsbekendtgørelsen') § 5(1).
Genetic material applied to the swab during the nasal inoculation to determine infection with Covid-19.	No more than 14 days after the test has been performed.	GDPR article 6(1)(f) – Legitimate interest in performing the Covid-19 test. GDPR article 9(2)(h) – medical diagnosis and treatment. Consent to treatment as described in the Danish Health Act ('Sundhedsloven'), §15(1).
Transferring information to the Danish Medical Sector Institute for Research (SSI) for the purpose of tracking the national contamination level and perform contamination investigation as well as for SSI to make your test result available on sundhed.dk	No more than 1 month after transferring the information to the Danish medical sector institute for research (SSI).	GDPR article 6(1)(c) – Legal obligation. GDPR article 9(2)(i) – Public interest in the field of public health. Executive Order on Notification of Covid-19 § 1(1) Transfer of data cf. The Danish Health Act ('Sundhedsloven'), §43(2)(1).

Providing test certificate (if negative test result) as well as link to Privacy Notice by text message.	No more than 1 month after sending the text message to you.	GDPR article 6(1)(f) – Legitimate interest in providing you with information on our processing of your personal data as well as a test certificate as documentation for your test result.
Additional purpose in relation to the tracking of possible contamination chains (if you are registered as positive for COVID-19)		
Transferring information to the Danish Department of Patient Safety ('Styrelsen for Patientsikkerhed') for the purpose of updating the Danish Department of Patient Safety with any additional information or changes to information relevant for the tracking of close contacts.	No more than 1 month after transferring the information to the Danish Department of Patient Safety.	GDPR article 6(1)(c) – Legal obligation. GDPR 9(2)(i) – Public interest in the field of public health Executive Order on Notification of COVID-19 § 4(1) Transfer of data cf. The Danish Health Act ('Sundhedsloven'), §43(2)(1).
Additional purpose if data needs to be transferred to your Employer or school management		
Transfer of your test result to your Employer/school management in case of a positive test result, for them to be able to initiate necessary actions to prevent further spreading of Covid-19 virus.	No more than 1 month after transferring the information to the Employer/school management.	GDPR article 6(1)(f) – Legitimate interest in disclosing the test result to prevent further spreading of Covid-19 virus. GDPR article 9(2)(i) – Public interest in the field of public health. Transfer of data cf. The Danish Health Act ('Sundhedsloven'), §43(2)(2).
Additional purposes if you receive a PCR-test facilitated by your employer		
Transferring information to lab for the purpose of getting your PCR-test analyzed and supply you with a test certificate, if required by you.	No more than 1 month after sending information to lab.	GDPR article 6(1)(f) – legitimate interest and 9(2)(h) – medical diagnosis and treatment The Danish Health Act ('Sundhedsloven'), §41(2)(1)

For processing's related to the testing based on our legitimate interest, we are basing this on:

- 1) Our interest in storing personal data to be able to document correct handling of legal requirements;
- 2) Our interest in providing you access to information on our processing of your personal data as well as a test certificate by SMS to increase your user experience;
- 3) If your test result is disclosed to your Employer/school management: our interest in disclosing the result for them to be able to initiate necessary actions to prevent further spreading of Covid-19, and;
- 4) Our interest in being able to send your test for analysis of COVID-19 at a laboratory, to provide you a test result of the PCR-test, insofar your test is facilitated by your employer

The processing of the data is thereby not only in our interest, but also in yours.

For processing's based on your consent you have a right to withdraw such consent, however this will not affect the processing already incurred prior to withdrawal of the consent. You can withdraw your consent, by contacting us on kvalitet@falck.dk

D. **Automated, individual decision making**

Personal information is not used for automated, individual decision making or profiling.

E. Disclosure of Personal Information

Your personal information will be disclosed to and shared with the following recipients:

Name	Registration number	Address	Country	Purpose
Statens Serum Institut (the Danish Medical Sector Institute for Research (SSI))	46837428	Artillerivej 5 2300 København S	Denmark	To secure data for contamination tracking and investigation as well as pandemic research
The Danish CPR-Register – The Danish Ministry of Social and Domestic Affairs (Social og Indenrigsministeriet)	33962452	Holmens Kanal 22 1060 København K	Denmark	To cross-check data with the Danish CPR Register to ensure data quality.
Additional recipients if you are tested positive for COVID-19				
Styrelsen for Patientsikkerhed	37105562	Islands Brygge 67 2300 København S	Denmark	To conduct contamination-chain investigation.
Additional recipients if you have given consent for transfer of information to your employer				
Your Employer/school management	Your Employer's/school's CVR-number	Your Employer's/school's address	Your Employer's/school's country	To inform your Employer/school management of your test and its result to allow them to initiate contamination-chain investigation.
Additional recipients if you receive a PCR-test facilitated by your employer				
Eurofins Genomics	37315788	Smedskovvej 38, DK-8464 Galten S	Denmark	To analyze a test result of Covid-19 PCR-test.

Beside the above-mentioned recipients, your personal information will be transferred to our data processors and/or sub-processors, being:

Name	Category	Location	Sector	Purpose/description
Responce A/S	Data Processor	DK	Medical	Performing of tests (daughter company to Falck Danmark A/S)
Marius Pedersen A/S	Data Processor	DK	Renovation	Secure disposal of genetic material
Microsoft Tenant	Data Processor	EU	IT	O365 Cloud Services to transfer information to the Danish Department of Patient Safety (Styrelsen for Patientsikkerhed)

Microsoft Cloud Services	Data Sub-processor	Global	IT	Microsoft cloud set-up*
HCL Denmark	Data Processor	EU	IT	Operational Support
HCL Sweden	Data Processor	EU	IT	Data Centers
HCL Poland	Data Sub-Processor	EU	IT	Database Management
HCL India	Data Sub-Processor	India	IT	Operational Support
KMD A/S	Data Processor	DK	IT	IT system supplier for journaling and data sharing with SSI
Onlinecity.IO ApS	Data Sub-Processor	DK	IT	SMS provider for providing of text messages in relation to negative test results if agreed with you
Link Mobility	Data Processor	DK	IT	Back-up solution - SMS provider for providing of SMS notification when your test result is available in case access through standard solution fails.
IP Only	Data Sub-Processor	SE	IT	Support of back-up SMS solution
Interexion	Data Sub-Processor	GE	IT	Support of back-up SMS solution
Lumen	Data Sub-Processor	ES	IT	Support of back-up SMS solution
eShelther	Data Sub-Processor	GE	IT	Support of back-up SMS solution
Microsoft Ireland Operations Limited	Data Sub-Processor	EU	IT	Data Center
Microsoft Corporation	Data Sub-Processor	USA	IT	Operational Support

*Further information on Microsoft's Data Processors can be found at:

<https://servicetrust.microsoft.com/Library?command=Download&downloadType=Document&downloadId=926b2cf5-6b6e-43ca-9bc3-f73e961aad5f>

Further information on legal basis for transferring of data outside EU/EEA can be found at:

https://ec.europa.eu/info/law/law-topic/data-protection/international-dimension-data-protection/standard-contractual-clauses-scc_de

F. Your rights

Within the limitations of the law, you have the right to:

- right to access to personal data;
 - You have the right to, free of charge, receive all information which is processed of you in an easily readable and understandable way.
- right to rectify incorrect information;
 - You have the right to correct any processed data which is incorrect.

- right to deletion of information;
 - You have the right to request deletion of data processed about you, should we not have a legal basis for continual processing of your data.
- right to restrict the processing of information;
 - You have the right to restrict the access to the data, resulting in the data cannot be processed for any purpose besides storage, unless we can justify continued processing.
- right to data portability, and;
 - You have the right to receive the information processed by you in a structured, commonly used and machine-readable format.
- right to object to the processing of personal data, including automated, individual decisions.
 - You have the right to object to a data processing, either entire processing or parts of the processing, where after we cannot continue process the data, unless we can demonstrate a legal basis for the processing, which overrides the objection. This includes objection against any processing including automated and individual decision-making, should this occur.

You can exercise your rights by contacting Falck on the named contact information in section G “Contact details”

You also have a right to lodge a complaint with the supervisory authority in Denmark, ‘Datatilsynet’.

G. Contact details

If you have any questions or comments with respect to the processing of your personal data or you wish to exercise your rights under applicable legislation, please contact us on kvalitet@falck.dk or our data protection officer by emailing to dpo@falck.com.

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Date of change	Version	Changes
2021-01-29	V1	Initial Privacy Notice ready for use
2021-03-05	V2	<ul style="list-style-type: none"> • Change of sub-processor for sending of text message with a link to a negative result. • Process added for transfer of data to your employer based on your consent. • Added legal basis for storing data for documentations purposes. • Changed transfer to the Danish Department of Patient Safety (“Styrelsen for Patientsikkerhed”) to only be related to individuals without a Danish CPR-number, due to new requirements.
2021-03-18	V3	<ul style="list-style-type: none"> • Removal of sections related to collection of consent on behalf of SSI for them to make test results available on sundhed.dk
2021-03-23	V4	<ul style="list-style-type: none"> • Change of legal basis for disclosing test result to Employer/school management.

2021-05-28	V5	<ul style="list-style-type: none"> • Added back-up SMS solution including relevant data processors.
2021-06-21	V6	<ul style="list-style-type: none"> • General review including linguistic clarifications.
2021-11-02	V7	<ul style="list-style-type: none"> • Specified that transfer will happen to Styrelsen for Patientsikkerhed, if the test result is positive. • Updated the executive order used in connection to transfer of data to Styrelsen for Patientsikkerhed. • Minor corrections to the text
2022-01-21	V8	<ul style="list-style-type: none"> • Minor change in the purpose of transfer of data to Styrelsen for Patientsikkerhed, if you're registered with a positive test result. • Added recipient and basis for transfer to laboratory, insofar you receive a PCR-test facilitated by your employer.