Information pursuant to Article 26(2) sentence 2 GDPR

on joint controllership for the processing of personal data within the ABV portal, in particular for the use of EESSI

This is a translation provided for information purposes. Only the German version is legally binding.

Under the EU regulations on the coordination of social security systems, Regulation (EC) No 883/2004 and Regulation (EC) No 987/2009, the Sächsische Ärzteversorgung (Saxon Medical Pension Scheme, SÄV), Dr.-Külz-Ring 10, 01067 Dresden, Germany (hereinafter the "Pension Scheme"), and the Arbeitsgemeinschaft berufsständischer Versorgungseinrichtungen e. V. (Association of Professional Pension Schemes), Luisenstraße 17, 10117 Berlin, Germany (hereinafter "ABV"), are obliged to take part in the Europe-wide electronic exchange of social security data (hereinafter "EESSI", for "Electronic Exchange of Social Security Information").

In practice, the ABV, together with the pension schemes, will process the data via an electronic portal provided and operated by the ABV and forward it via the prescribed EESSI infrastructure. In addition, the portal is also to be used for general data exchange between the pension schemes and the ABV and among the pension schemes themselves.

In this context, the Pension Scheme and the ABV process personal data, in particular of the members of the Pension Scheme, as joint controllers within the meaning of Article 26 GDPR. Because of this joint responsibility for the personal data concerned, the ABV and the Pension Scheme have concluded an agreement.

Under this agreement, the ABV is responsible for the processing of personal data insofar as it concerns the operation of the portal and the use of the EESSI software RINA (Reference Implementation for National Application) for further processing the data transmitted by the pension schemes via the portal and, conversely, for forwarding data received via RINA to the pension schemes. The Pension Scheme is responsible for the processing of personal data insofar as it concerns uploading, downloading and sending data within the portal.

Within the framework of their joint controllership, the Pension Scheme and the ABV have in particular also agreed which of them fulfils which obligations under the GDPR. This concerns in particular the exercise of the rights of data subjects and the fulfilment of the information obligations under Articles 13 and 14 GDPR.

Furthermore, the Pension Scheme and the ABV have stipulated that they will publish the information required under Articles 13 and 14 GDPR regarding the data processing governed by their joint controllership, as well as the essential content of the agreement.

Data protection rights can be asserted against both the Pension Scheme and the ABV. The request will be handled by the body whose area of responsibility is affected. Both bodies inform and support each other where necessary. Data subjects receive a reply from the body that is wholly or predominantly responsible for the processing operation concerned. If both areas of responsibility are equally affected, the request will be answered by the ABV.