

Information on Processing Patient Data and Data Protection

As of: September 2024

Dear Patient,

in accordance with Art. 13 and Art. 14 of the EU General Data Protection Regulation ("GDPR" for short), you will find information below on the processing of your data at Klinikum Stuttgart and its affiliated companies.

In accordance with Art. 13 para. 2 lit. e) GDPR, we inform you that the obligation to collect, provide and process your data results partly from legal and partly from contractual requirements and is necessary for your **medical care or treatment** and the **billing of the services provided**.

Failure to collect or provide the data required for these purposes may mean that your care or treatment cannot take place as planned or may lead to possible delays in patient admission, care or treatment and to non-compliance with legal or contractual requirements or agreements or the correct billing of the services provided.

*Note: Due to the extensive data processing and large number of legal requirements, the following overview is not an exhaustive list of the relevant information. The purpose of this information is to **present the most important details on data processing and data protection in medical care and treatment** as well as the **billing of the services provided**.*

Party responsible	Klinikum Stuttgart gKAöR Kriegsbergstr. 60 70174 Stuttgart Phone: +49 (0) 711 278-0 Email: info@klinikum-stuttgart.de
Data Protection Officer	The data protection officer of Klinikum Stuttgart Contact options: By email: dsb@klinikum-stuttgart.de By telephone: +49 0711 / 278-62016 By post: Klinikum Stuttgart gKAöR 60, 70174 Stuttgart, for the attention of the Data Protection Officer Building address: Data Protection and Information Security Unit, Sattlerstraße 25, 70174 Stuttgart
Purposes of processing for care and treatment Note: Only the purposes necessary for the treatment of the respective patient are pursued.	<ul style="list-style-type: none"> - Patient admission/emergency room - Ambulance/emergency transport - Taking a medical history - Examination of information from pre-treatment/referring/referring centres - Accommodation and relocation - Patient management - Diagnostics - Creation of findings - Treatment planning

	<ul style="list-style-type: none"> - Treatment and therapeutic measures - Carrying out operations and medical interventions - Consultation of consultant physicians/interdisciplinary conferences to analyse and coordinate diagnostics and therapy - Carrying out laboratory tests and analysing human material (including blood, tissue, etc.) - Analysing data from imaging and sound-generating procedures (e.g. X-ray, CT, MRI, ECG) - Prescription of medicines, remedies and aids - Manufacture of pharmaceuticals - Documentation on the medication of drugs - Supply of blood reserves - Accommodation and relocation - Documentation on patient care (food, infusions, changing dressings, etc.) - Writing reports and doctors' letters - Nursing - Provision of information for further suppliers - Answering enquiries from suppliers, co-suppliers and sub-suppliers - Handling the discharge (= discharge management) - Return/onward transport of patients - Aftercare discussions and measures - Surveys on the recovery/healing process to evaluate and improve treatment and therapy measures
<p>Processing for other purposes in the context of care and treatment</p> <p>Note: Only the purposes necessary for the treatment of the respective patient are pursued.</p>	<ul style="list-style-type: none"> - Providing information to authorised bodies (statutory health insurance, private health insurance, MD, accident insurance, life insurance, employers' liability insurance associations, etc.) - Fulfilment of statutory reporting obligations (e.g. police, public prosecutor's office, health authority, cancer registry, employers' liability insurance association, registry office for births or deaths) - Service billing with health insurance companies and private clearing centres - Enquiries about the assumption of costs (social welfare office, other social service providers) - Billing management with self-payers - Processing MD procedure - Implementation of procedures in accordance with Article 21 KHEntgG - Recognising and combating hospital infections - Settlement of legal disputes - Cooperation in the detection of criminal offences - Defence against claims directed against the hospital or its employees - Defence in the event of prosecution of hospital employees or the hospital for criminal offences or administrative offences - Defence against danger to the life, health or freedom of the patient or a third party - Hospital chaplaincy - Social care - Supervisory and control powers (e.g. auditing, internal audit, MD procedures, data protection officer)

Processing for the purpose of quality assurance and the realisation of medical research projects	<ul style="list-style-type: none"> - Training and further education of doctors and members of other healthcare professions in hospitals - Quality assurance of medical care and its organisation - Implementation of medical research projects in accordance with Article 46 para. 1 sentence 2 and sentence 2a LKHG BW - In-house research by the treating specialist departments - Study realisation and administration - Specialised certifications
Legal bases of the processing	<ul style="list-style-type: none"> - Baden-Württemberg State Hospital Act (e.g. Articles 45 ff) - Social Codes (including Articles 275 ff SGB V, Article 299 SGB V, Article 301 SGB V) - EU General Data Protection Regulation (e.g. Art. 6, Art. 9) - Federal Data Protection Act (e.g. Article 22) - State Data Protection Act BW (e.g. Article 4) - Civil Code (e.g. Article 630) - State Data Protection Act BW (e.g. Article 6, Article 9) - Federal Data Protection Act (e.g. Article 21) - Legitimate interest according to Art. 6 para. 1 letter f GDPR
Processed data (categories) Note: Only the data categories required for the treatment of the respective patient are processed.	<ul style="list-style-type: none"> - Name data and title - Address and contact details - Patient master data (e.g. date of birth, patient number, gender, religious affiliation, etc.) - Proof of identity - Emergency contact - Information on vital signs - Information on medical history - Diagnostic data - Findings data - Treatment and therapy data - Data on the course of treatment and therapy - Genetic data - Details of the transfer/referral - Discharge data - Pseudonyms (if necessary, e.g. for VIPs or employees as patients) - Insurance data - Bank details (if self-payer and not cash settlement) - Treatment contract data - Data on communication processes (telephone, email) when using the controller's devices and systems - Image data (e.g. from video surveillance) - Analysing data from imaging and sound-generating procedures (e.g. X-ray, CT, MRI, ECG) - Healthcare data (e.g. food intolerances, allergies, etc.) - Information on vital signs - Signatures
Recipients or categories of recipients	<p><i>The processed data will only be passed on if this is necessary to fulfil the respective purpose and if there is a legal/contractual basis or obligation, or if the consent of the patient/legal guardian has been obtained.</i></p>

Recipients or categories of recipients	<ul style="list-style-type: none"> - Medical departments involved in treatment and care within the company - Patient management - Social service - Study realisation and administration - IT department - Other functional areas/specialist departments required for the patient care and treatment process (e.g. pharmacy, laboratory, kitchen, etc.)
Recipients or categories of recipients	<ul style="list-style-type: none"> - Referring hospitals, medical facilities and centres as well as doctors - Referring hospitals, medical facilities and centres as well as doctors - External medical facilities required for patient treatment and care (laboratories, pathology, etc.) - Hospitals providing further care, medical facilities and centres as well as doctors - Nursing and rehabilitation facilities - Statutory health insurance (for people with statutory health insurance) - Private health insurance (for privately insured persons) - Main insured person with self-payers/optional services - Statutory and non-statutory registers and certification bodies - Private clearing centres - Collection agencies - Accident insurance - Employer's liability insurance association - Medical service of the health insurance - Counsellor - Health department - Youth welfare office - External writing services - Investigating authorities/police/courts - External processors and service providers, insofar as data processing by them is necessary to enable and process patient care (e.g. IT infrastructure and telecommunications service providers, lawyers, medical device manufacturers, etc.)
Data transfer to the state cancer registry in accordance with Article 65c para. 1 SGB V in conjunction with Article 4 para. 1 to 4 LKrebsRG BW	<ul style="list-style-type: none"> - Personal details (name, address, date of birth) - Data on the cancer (time of onset, location of the tumour, type and size) - Information on therapy and the course of the disease

Transfer to third countries or international organisations outside the EU	<p>In necessary exceptional cases, e.g. remote maintenance of IT and telecommunications infrastructures or medical devices by experts from the manufacturer or companies commissioned by the manufacturer.</p> <p>The following requirements apply:</p> <ul style="list-style-type: none"> ○ Personal data is only transferred if this is necessary to fulfil the purpose and is not also possible with anonymised or pseudonymised data ○ Conclusion of suitable contracts with companies outside the EU/EEA ○ Obtaining appropriate safeguards promised and implemented by the companies outside the EU to protect the data processed by them ○ Transmission of data, if necessary, with prior information and consent of the patient/legal guardian
Storage periods/duration of storage	<ul style="list-style-type: none"> - In accordance with statutory retention periods, however, generally no longer than 30 years. The individual time limits that are relevant depending on the data categories result from the following legal bases, among others: <ul style="list-style-type: none"> ○ Radiation Protection Ordinance ○ Pharmacy Operating Regulations ○ Transfusion Act ○ Civil Code (e.g. Article 630) ○ Fiscal Code ○ Commercial Code ○ EU General Data Protection Regulation ○ Medical Professional Code of Conduct ○ Infection Protection Act <p><i>(Note: a specific overview of the retention periods can be found in the guidelines of the German Hospital Federation "Retention obligations and periods for documents in hospitals").</i></p> - In accordance with the concluded treatment contract - In accordance with the individual declaration of consent of the patient/legal guardian
Data origin if not collected directly from patients	<p><i>Overview of sources from which the controller receives and processes data about patients through third parties:</i></p> <ul style="list-style-type: none"> - Pre-treating hospitals, medical facilities and centres as well as doctors - Referring hospitals, medical facilities and centres as well as doctors - Co-treating hospitals, medical facilities and centres as well as doctors - External medical facilities required for patient treatment and care (laboratories, pathology, etc.) - Persons accompanying the patient (carers, emergency contact, legal guardians, etc.) - Police - Rescue services
Data protection rights of patients	<ul style="list-style-type: none"> - Right to information (Art. 15 GDPR) - Right to rectification (Art. 16 GDPR) - Right to erasure (Art. 17 GDPR)

	<ul style="list-style-type: none"> - Right to restriction of processing (Art. 18 GDPR) - Right to data portability (Art. 20 GDPR) - Right to object (Art. 21 GDPR) - Right to revoke a given consent (Art. 7 para. 3 GDPR) - Right to lodge a complaint with a supervisory authority for data protection (Art. 14 para. 2 lit. e) in conjunction with Art. 77 GDPR) - Right to effective judicial remedy against controllers or processors (Art. 79 GDPR) - Compensation and liability (Art. 82 GDPR)
<p>Exercising the right to object Note: unless you expressly object to the following data processing, we will process your data for the following purposes in compliance with the legal requirements</p>	<ul style="list-style-type: none"> - Providing information about the patient's hospitalisation to relatives and visitors who come to the hospital - Providing information about the patient's hospitalisation to relatives and visitors who come to the hospital - Data transfer to doctors providing outpatient (further) treatment in the interests of patient care - Data transfer to facilities that continue/take over the patient's nursing care after hospitalisation - Data transfer to the hospital social services for the purpose of social counselling and support by the hospital - Data transfer to the hospital chaplaincy for the purpose of pastoral care - Data transmission to the Baden-Württemberg Cancer Registry <p>To object to one or more of the above-mentioned forms of data processing, please contact the Klinikum der Landeshauptstadt Stuttgart gKAöR, Kriegsbergstraße 60, 70174 Stuttgart or send an email to betroffenenrechte@klinikum-stuttgart.de at any time and free of charge without stating any reasons in writing or in text form.</p>
<p>Contact details of the competent supervisory authority</p>	<p>The State Commissioner for Data Protection and Freedom of Information Baden-Württemberg</p> <p>Address: Lautenschlagerstraße 20 70173 Stuttgart</p> <p>Postal address: P.O. Box 10 29 32 70025 Stuttgart</p> <p>Central contact Telephone: +49 0711/61 55 41 - 0 Fax: +49 0711/61 55 41 - 15</p>