

Privacy Notice for SCC EVENTS GmbH regarding cooperation with exclusive photo and video service providers

With this information, we, SCC EVENTS GmbH (hereinafter also referred to as "SCC EVENTS" or "we"), inform the participants of our sporting events about the processing of their personal data and the rights to which they are entitled under data protection laws in the context of the offer and provision of individual photos and videos on the basis of a cooperation with our exclusive photo and video service provider, Sportograf Digital Solutions GmbH (hereinafter also referred to as "Sportograf"). We and the exclusive photo and video service provider Sportograf Digital Solutions GmbH, Süsterfeldstr 170, 52072 Aachen, Germany, are jointly responsible for selected processing activities.

This document only describes the aforementioned data processing operations for joint responsibility.

In connection with participation in our events or the use of our offers, further personal data may be processed in connection with the respective purpose. Further information can be found in the data protection information of the respective event or offer, available at <https://www.scc-events.com/informationspflicht>.

1.) Party responsible for data processing and data protection officer

SCC EVENTS GmbH
Olympiapark Berlin,
Hanns-Braun-Strasse / Adlerplatz, 14053 Berlin
Management: Christian Jost, Jürgen Lock
E-Mail: informationspflicht@scc-events.com
Phone: 030 / 30 12 88 - 10
Fax: 030 / 30 12 88 – 40

The data protection officer can be contacted by post at the above address, attention to "Data protection" or by e-mail: datenschutz@scc-events.com

Sportograf Digital Solutions GmbH
Süsterfeldstr 170
52072 Aachen
Management: Tom Janas, Hans-Peter Zurbrügg
E-Mail: support@sportograf.com

The data protection officer can be contacted as follows:

Sebastian Schwiering, Aix Privacy GmbH, Aachener-und-Münchener-Allee 9, 52074 Aachen, Germany
E-mail: datenschutz.sportograf@aixprivacy.de

Information on joint responsibility:

Sportograf is used as the exclusive photo and video service provider at selected events organized by SCC EVENTS. Both parties are jointly responsible for selected processing activities. The details of the processing activities concerned are described in more detail below. Data processing activities that are not subject to joint responsibility are not covered by this data protection notice.

2.) Purposes and legal basis of data processing

We use the exclusive photo and video service provider at selected events to provide participants in our sporting events with individual and personalised impressions in the form of photos and/or video recordings.

Personal data is processed for the purpose of assigning and providing photo and video recordings. We process the personal data of the data subjects in compliance with the applicable data protection provisions of the EU General Data Protection Regulation (GDPR), the Federal Data Protection Act (BDSG) and other relevant legal bases (e.g. Copyright Act, Art Copyright Act).

The processing of participants' personal data by both parties is based on the following legal bases:

- A) Article 6(1)(b) GDPR for the fulfilment of pre-contractual measures and/or contractual obligations: The processing of image recordings on the basis of this legal basis relates exclusively to participants of the respective sporting event who have (pre-)ordered photo and video recording . Image recordings are processed to fulfil contractual, offered or booked services in connection with the respective event. This includes, for example:
 - the fulfilment of pre-orders or purchase contracts, including the provision of the created photo and video recordings for individual participants; and
 - the provision of the generated access data for retrieving pre-ordered photo packages to the participants entitled to retrieve them.
- B) Article 6(1)(f) GDPR: On the basis of a balancing of interests, personal data is processed for the assertion of legal claims, for defence in legal disputes, to ensure IT and telecommunications security , and for the marketing of souvenirs and mementos of the sporting event. We use the data collected at the sporting events in our own commercial interest to market the photos of the event to interested participants via the website www.sportograf.com. Based on many years of experience in the field of event photography, it can be stated that, on the one hand, the participants of the sporting events are transparently informed that Sportograf is used as an exclusive photo service provider and, on the other hand, that every participant of such an event must expect that the organiser or its cooperation partner will market photos of such events as mementos and souvenirs.

In order to provide the offer, we process personal data on the basis of this legal basis for these purposes:

 - Image recordings: Sportograf Digital Solutions GmbH collects personal data for the creation, processing and storage of professional competition and event images.
 - Assignment: the created photo and video recordings are assigned by Sportograf Digital Solutions GmbH for all participants sorted by event using the start numbers recognisable on the image data.
 - Access and access protection: The provision of a protected log-in area, which enables the retrieval of individual image recordings, takes place on the systems of Sportograf Digital Solutions GmbH. In order to retrieve the personal image recordings, the hashed e-mail address (or in individual cases the date of birth) of the respective participant is requested in addition to the start number for data synchronisation with the SCC EVENTS systems. The comparison of the data is necessary to ensure authorisation for retrieval.
- C) Article 6(1)(a) GDPR: In some cases, processing is based on consent : If the "photo certificate" offer is provided in the log-in area on the systems of Sportograf Digital Solutions GmbH and is used by the participants, data is retrieved exclusively and explicitly from the systems of SCC EVENTS regarding the respective event: Surname, first name, start number, finish time, ranking, age group.

If we have been given consent to process personal data for the specific, aforementioned purposes, the lawfulness of this processing is based on consent. Consent that has been granted can be revoked at any

time. The revocation of consent does not affect the legality of the data processed up to the time of revocation.

3.) Recipients or categories of recipients of personal data

For the creation, allocation and provision of photo and video recordings and all associated business processes, the personal data is partly processed by other service providers if this is necessary and legally permitted for the fulfilment of the aforementioned purposes. In doing so, we (SCC EVENTS and Sportograf) always observe the provisions of data protection law; in particular, processing by the service providers used only takes place after the conclusion of contracts with a corresponding confidentiality clause.

<u>Receiver</u>	<u>Purpose of the transfer</u>
IT service provider (both parties)	Maintenance, care and servicing of IT systems (hardware and software)
Website host (Sportograf)	Presentation and hosting of the website and image recordings (photos and videos), customer database
Salesforce.com Germany GmbH (SCC EVENTS)	Participant database for data synchronisation
Law firms and courts (both parties)	Enforcement of claims, defence in legal disputes, legal advice
Photographers (Sportograf)	Creation of image recordings per event
Data carrier destruction service provider (both parties)	Disposal of files and data carriers
Data Protection Officer (both parties)	Fulfilment of the audit and control mandate, support with data protection issues

In principle, it cannot be ruled out that personal data may be transferred to other countries outside the European Economic Area (EEA) (so-called third countries). Further information on the transfer of data to third countries is described in section 6.) of this document.

4.) Duration of data storage

Photo and video recordings that have been made will be stored indefinitely at Sportograf and SCC EVENTS. They are available to participants individually for retrieval and purchase on Sportograf's systems.

Data that enables access to the protected log-in area will be stored by the two responsible parties for as long as is necessary for organisational, operational or, if applicable, information transfer for the purpose of providing or fulfilling the offer. Data synchronisation between Sportograf and SCC EVENTS will be discontinued 15 months after the end of the respective event. This means that automated access to the protected log-in area is no longer possible for data subjects. The storage period depends on the regularity of the sporting events at which photos and videos are taken. The respective events take place annually. This ensures that interested persons can retrieve their personal images from the previous year from Sportograf.

Personal data collected on the basis of consent will be processed until consent is withdrawn or until the respective purpose has been fulfilled. Corresponding information can be found in the respective declaration of consent. The revocation of consent does not affect the legality of the data processed until the revocation. Data processing is also terminated immediately in the event of a (permissible) objection by the data subject.

Data that ensures the security of processing and the prevention of security incidents (log data of the IT and telecommunications systems) will be completely deleted after 3 months. Further information can be found in the privacy policies of the respective websites .

The storage of personal data for the assertion, exercise or defence of legal claims is possible and may extend the retention period.

Data protection requests: The requests for information, correction, deletion or restriction of processing answered by us, as well as other requests from data subjects or supervisory authorities on data protection issues, are archived for 3 years from the end of the action for the purpose of accountability.

5.) Data protection rights for data subjects

All data subjects have the right of access under Art. 15 GDPR, the right to rectification of their data under Art. 16 GDPR, the right to erasure under Art. 17 GDPR, the right to restriction of processing of their data under Art. 18 GDPR and the right to data portability under Art. 20 GDPR.

Consent given can be revoked at any time. The revocation of consent does not affect the legality of the data processed until the revocation.

Right to object:

In accordance with Article 21 GDPR, data subjects also have the right to object at any time to the processing of personal data concerning them. This applies in particular to these cases:

A) Right to object on a case-by-case basis (Art. 21(1) GDPR)

Data subjects have the right to object, on grounds relating to their particular situation, at any time to processing of personal data concerning them which is based on point (f) of Article 6(1) GDPR (data processing on the basis of a balancing of interests). If the data subject objects, we will no longer process their personal data unless we can demonstrate compelling legitimate grounds for the processing which override the interests, rights and freedoms of the data subject or the processing serves the establishment, exercise or defence of legal claims.

B) Right to object to the processing of data for direct marketing purposes (Art. 21(2) GDPR)

If we process personal data for the purpose of direct marketing (e.g. by post or e-mail), data subjects have the right to object at any time to the processing of personal data concerning them for the purpose of such marketing. The processing of personal data for this purpose is not intended by those responsible (SCC EVENTS and Sportograf) in the context of the creation, allocation and provision of photo and video recordings.

Data subjects can send their requests to exercise data subject rights informally by post or e-mail, stating their full name: SCC EVENTS GmbH, Olympiapark Berlin, Hanns-Braun-Strasse / Adlerplatz, 14053 Berlin or datenschutz@scc-events.com.

This does not affect the right of data subjects to contact Sportograf Digital Solutions GmbH directly using the aforementioned contact details.

Right of appeal:

If data subjects suspect that their data is being processed unlawfully by the controller (SCC EVENTS or Sportograf), they can of course seek judicial clarification of the issue at any time. The data subjects also have every other legal option available to them. Irrespective of this, data subjects have the option of contacting a supervisory authority in accordance with Art. 77(1) GDPR. The right to lodge a complaint pursuant to Art. 77 GDPR is available to data subjects in the EU Member State of their place of residence, their place of work and/or the place of the alleged infringement, i.e. they can choose the supervisory authority to which they turn from the above-mentioned places. The supervisory authority with which the complaint has been lodged will then inform them of the status and outcome of the complaint, including the possibility of a judicial remedy pursuant to Art. 78 GDPR.

The data protection supervisory authority responsible for SCC EVENTS is:

State Commissioner for Data Protection and Freedom of Information Berlin, Website: <https://www.datenschutz-berlin.de/>

Tel.: +49 (0)30 13889-0; Fax: +49 (0)30 2155050; E-Mail: mailbox@datenschutz-berlin.de.

The data protection supervisory authority responsible for Sportograf is

State Commissioner for Data Protection and Freedom of Information North Rhine-Westphalia

P.O. Box 20 04 44, 40102 Düsseldorf

Switchboard: +49 (0)211 / 38424 - 0

Fax: + 49 (0) 211/38424 - 999

E-mail: poststelle@ldi.nrw.de

6.) Data transfer to a third country or an international organisation

We sometimes transfer personal data to third countries or international organisations. A list of these services and service providers that may be used in the context of the allocation and provision of photo and video recordings is described in this section.

Third countries are countries outside the EEA in which the GDPR is not directly applicable. The level of data protection is not comparable to that in the EU. In order to compensate for the existing data protection deficit in the event of a lack of an adequacy decision, we have agreed further suitable guarantees for the processing of personal data with the service providers concerned in the third country or with the international organisation in addition to the standard data protection clauses, so that the data protection standards for these data transfers are compatible with the statutory data protection provisions of the EU and adequate protection is guaranteed when processing personal data.

Name and address of the company	Role of the company, activities/purpose of the transfer	Legal basis for data transmission
Salesforce.com Germany GmbH, Erika-Mann-Str. 31, 80636 Munich / Headquarters: Salesforce.com, inc, Salesforce Tower, 415 Mission Street, 3rd Floor, San Francisco, CA 94105, USA	Processor of SCC EVENTS, participant database and online booking portal with user account management and API interface(s) for data synchronisation	International organisation, EU adequacy decision in connection with certification in the DPF, DPA available at: https://www.salesforce.com/content/dam/web/en_us/www/documents/legal/Agreements/data-processing-addendum.pdf
Google Ireland Limited, Gordon House, Barrow Street, Dublin 4, Ireland / Headquarters: Google LLC, 1600 Amphitheatre Parkway, Mountain View, CA 94043 USA	Processor of SCC EVENTS, IT infrastructure, server for storing and archiving business transactions, documents and emails	International organisation, standard data protection clauses "SCCs (EU Controller-to-Processor)": https://cloud.google.com/terms/sccs/eu-c2p

Google Ireland Limited, Gordon House, Barrow Street, Dublin 4, Ireland, support-deutschland@google.com Headquarters: Google LLC, 1600 Amphitheatre Parkway, Mountain View, CA 94043 USA	Processor of Sportograf, IT infrastructure, server for storing and archiving business transactions, documents and emails	International organisation, standard data protection clauses Controller to Processor https://cloud.google.com/terms/sccs/eu-c2p
ActiveCampaign LLC 1 North Dearborn St, 5th Floor, Chicago, IL 60602, USA (formerly Wildbit LLC)	Processor of Sportograf, PostmarkApp: e-mail dispatch	International organisation, EU adequacy decision in conjunction with certification in the DPF, DPA in conjunction with standard contractual clauses available at: https://postmarkapp.com/dpa
Amazon Web Services EMEA SARL, 38 Avenue John F. Kennedy, L-1855, Luxembourg Headquarters: Amazon Web Services, Inc., 410 Terry Avenue North Seattle, WA 98109	Processor of Sportograf, webspace hosting, post-production and customer database	International organisation, EU adequacy decision in conjunction with certification in the DPF, DPA in conjunction with standard contractual clauses available at: https://aws.amazon.com/de/blogs/security/aws-gdpr-data-processing-addendum

7.) Voluntariness and obligation to provide personal data

All participants are informed by the applicable conditions of participation of the respective event that personal data will be collected in the form of photographs and video recordings. In addition, all participants are informed that personal data may be collected in the form of photographs and video recordings at the latest when they enter the event site.

With regard to the creation of images by Sportograf Digital Solutions GmbH, participants have the opportunity to inform the respective representatives of the media on site if they do not wish to be depicted in the images of the event and can also avoid the areas of media attention (e.g. award ceremony, finish line).

All participants have the right to object to the allocation of image recordings and the provision of the offer to retrieve image recordings and the associated protected log-in area before and after the respective event. In this case, the offer to retrieve image recordings can no longer be provided.

8.) Automated decision-making, implementation of profiling

Automated decision-making within the meaning of Art. 22 GDPR takes place during the automatic comparison of access authorisation for the log-in area. If the result of the automated decision-making process requires further examination of the decision, data subjects have the right to obtain manual intervention by the controller. The contact details of the data controllers listed in section 1.) are available for this purpose.

"Profiling" means any form of automated processing of personal data evaluating personal aspects relating to a natural person, in particular to analyse or predict the data subject's performance at work, economic situation, health, personal preferences or interests, reliability or behaviour, location or movements, where this produces legal effects concerning the data subject or similarly significantly affects him or her. Your data will not be processed for the purpose of profiling by the responsible parties.