

Privacy Policy (Information in accordance with Article 13, General Data Protection Regulation, GDPR)

Automated processing concerned:

Integrated Learning, Information and Working Cooperation System ILIAS (Learning Management System of Helmut Schmidt University / Bundeswehr University, Hamburg)

Name and contact details of the controller:

Overall responsibility:

President Helmut Schmidt University / Bundeswehr University, Hamburg

Holstenhofweg 85

22043 Hamburg

Phone: +49 (0)40 6541 – 2211 (secretary's office)

E-mail: praesident@hsu-hh.de

Technical responsibility:

Head of Media Center, Helmut Schmidt University / Bundeswehr University, Hamburg

Phone: +49 (0)40 6541-2142

Media Center

E-mail: elernen@hsu-hh.de

Contact details of the Data Protection Officer:

Data Protection Officer, Helmut Schmidt University / Bundeswehr University, Hamburg

Zentrale Verwaltung (Central Administration)

Holstenhofweg 85

22043 Hamburg

Phone +49 (0)40 6541 2131

ADSBUniBwH@bundeswehr.org

Purposes for which personal data are processed:

The personal data of the users (course participants) of the ILIAS Learning Management System of Helmut Schmidt University / Bundeswehr University, Hamburg, are processed in compliance with Section 111 HmbHG (Hamburg law of higher education) for the purposes of identification, participation in classes and quality assurance and improvement of academic studies and teaching. These data must be provided for an effective operation in accordance with the Terms of Use which every user must agree to. Without this information, using the Learning Management System and participating in classes is not possible.

The following data are collected and processed:

When you log on as a registered user, the data entered in the pre-set form fields will be collected. The following fields are mandatory:

- user name
- password
- first name
- last name
- gender
- institution
- street

- post code
- place
- e-mail address

Members of Helmut Schmidt University / Bundeswehr University, Hamburg, are authorized to access ILIAS via the authorization system AD and LDAP directory services. All new users who are members of Helmut Schmidt University / Bundeswehr University, Hamburg, have been informed in writing about the data collected in the Data Processing Center.

External users are authorized to access ILIAS directly in the ILIAS system with their user name and password.

Further personal data are only collected if a person provides this information voluntarily when communicating within the learning system. Please note that we do not assume any responsibility for personal data which you enter voluntarily, for example, in the user profile, in forums, in learning contents created by you or in your portfolio.

The following form fields are optional in the user profile (“Persönliche Daten und Profil” - Personal data and profile):

- title
- date of birth
- profile picture
- department
- country
- phone (work)
- phone (home)
- mobile phone
- fax
- secondary e-mail address
- student ID number
- rank
- faculty, group

When users access an ILIAS page of Helmut Schmidt University / Bundeswehr University, Hamburg, and when users retrieve a file, data about this process are collected, stored and processed in a log file.

On the occasion of every access/download, the following data are recorded and used:

- IP address
- date and time of request
- site visited
- data transmission volume
- access status, i.e. an information if access/download was successful
- description of the type of web browser used.

See also [DATAV AV 10037079](#), information in accordance with Section 4e Federal Data Protection Act (record of processing activities in accordance with Article 30 DSGVO)

Legal basis for data processing:

Generally, the personal data of the ILIAS users are processed based on Section 111 (1) HmbHG (Hamburg law of higher education) for the purposes of identification, participation in classes and quality assurance and improvement of academic studies and teaching.

All logging data are processed on the basis of the “Rahmendienstvereinbarung zur Protokollierung informationstechnischer Systeme” (Basic Works Agreement on IT Systems Logging) between the Federal Ministry of Defense and the Central Staff Council at the Federal Ministry of Defense dated 3 May 2006.

See also [DATAV AV 10037079](#), information in accordance with Section 4e Federal Data Protection Act (record of processing activities in accordance with Article 30 DSGVO)

Recipients or categories of recipients of the personal data:

None

Intention of transferring personal data:

None

Duration for which personal data are stored:

After the last login of a user: two years

Existence of a right of access:

In accordance with Article 15 of the EU General Data Protection Regulation (GDPR), the data subject has the right to obtain confirmation as to whether or not personal data concerning him or her are being processed.

If this is the case, the data subject will be provided with the required information on the processing and will be informed about his or her rights.

If you wish to exercise your right of access, please contact the technical controller or the Data Protection Officer, Helmut Schmidt University / Bundeswehr University, Hamburg, using the above contact information.

Information about the processing is contained in the record of processing activities in accordance with Section 4e p. 1 No. 1-8 Federal Data Protection Act AV 10037079 – ILIAS Learning Management System ([download](#)).

This document provides information on the rights of data subjects.

Existence of a right to rectification:

In accordance with Article 16 GDPR, the data subject has the right to obtain without undue delay the rectification of inaccurate personal data concerning him or her. Taking into account the purposes of the processing, the data subject will have the right to have incomplete personal data completed, including by means of providing a supplementary statement.

Should you identify incorrect or incomplete data concerning you which you cannot correct yourself, please address the technical controller. Alternatively, you can address the responsible Data Protection Officer of Helmut Schmidt University / Bundeswehr University, Hamburg.

Existence of a right to erasure:

In accordance with Article 17 GDPR, the data subject has the right to obtain the erasure of personal data concerning him or her without undue delay and, under certain circumstances, the controller has the obligation to erase personal data without undue delay. This applies

- if the personal data are no longer necessary in relation to the purposes for which they were collected,
- if the data subject withdraws consent and there is no other legal ground for the processing,
- if the data subject makes a justified objection,
- if the personal data have been unlawfully processed.

If you wish to exercise your right to erasure, please contact the technical controller or the Data Protection Officer, Helmut Schmidt University / Bundeswehr University, Hamburg. They will verify whether the circumstances justify immediate erasure. You will then be notified of the result.

As a consequence of the erasure of a user profile, all personal data are deleted from the reference table of the user object. Contents which the person with the deleted user profile has uploaded or created in the Learning Management System, e.g. files or learning modules, will remain in the system. However, any references to the individual are erased.

Exceptions are direct conversations or information in forums from which conclusions about the identity of the data subject can be drawn and which are not deleted

The deletion of logging data is excluded from the right to erasure. Logging data are processed on the basis of the “Rahmendienstvereinbarung zur Protokollierung informationstechnischer Systeme” (Basic Works Agreement on IT Systems Logging) between the Federal Ministry of Defense and the Central Staff Council at the Federal Ministry of Defense dated 3 May 2006. They will be erased at the latest 6 months after their collection.

Existence of a right to restriction of processing:

In accordance with Article 18 GDPR, the data subject has the right to obtain restriction of processing under certain circumstances.

These are the following:

- a) the accuracy of the personal data is contested by the data subject;
- b) the processing is unlawful and the data subject opposes the erasure of the personal data;
- c) the controller no longer needs the personal data for the purposes of the processing, but they are required by the data subject for the establishment, exercise or defense of legal claims;
- d) the data subject has objected to processing pursuant to Article 21 (1) GDPR pending the verification whether the legitimate grounds of the controller override those of the data subject.

If you wish to exercise this right, please always contact the technical controller or the Data Protection Officer, Helmut Schmidt University / Bundeswehr University, Hamburg, and request the restriction of processing of your data or of certain individual data, stating the condition for your request. After your request has been processed, you will be notified of the result.

Existence of a right of object:

In accordance with Article 21 GDPR, a data subject has the right to object, on grounds relating to his or her particular situation, at any time to processing of personal data concerning him or her which is based on point (e) or (f) of Article 6 (1). The controller will no longer process the personal data unless the controller demonstrates compelling legitimate grounds for the processing which override the interests, rights and freedoms of the data subject or for the establishment, exercise or defense of legal claims.

In accordance with Article 6 (1) point (e) GDPR, personal data are processed in this application which are necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in Helmut Schmidt University / Bundeswehr University, Hamburg. (Helmut Schmidt University / Bundeswehr University, Hamburg, is a Bundeswehr agency and, in terms of its tasks, structures and rights, organized in accordance with Hamburg Land law.)

When you object to the processing of your data, your user account may be temporarily disabled until clarification of your request. Please direct your objection to the technical controller or the Data Protection Officer, Helmut Schmidt University / Bundeswehr University, Hamburg, stating the grounds relating to your particular situation and resulting in your objection. Helmut Schmidt University / Bundeswehr University, Hamburg, may then verify whether there are compelling legitimate grounds requiring the continued processing of your data. You will subsequently be apprised of the result.

Existence of the right to data portability:

In accordance with Article 20 GDPR, data subjects are entitled to receive a copy of the personal data concerning him or her in a commonly used and machine-readable format. That right will not apply to the performance of tasks carried out in the exercise of official authority vested in the controller. This applies to the automated processing of personal data by Helmut Schmidt University / Bundeswehr University, Hamburg.

Thus, the *right to data portability will not apply* there.

Existence of a right to withdraw consent at any time:

This right will take effect in the future in each individual case. As the processing of personal data in ILIAS is authorized by a legal basis and not by consent, the right to withdraw consent does not apply there. All data subjects may erase in their user profile any information they gave voluntarily or withdraw visibility for other users at any time.

Right to lodge a complaint with a supervisory authority:

In accordance with Article 77 GDPR, every data subject has the right to lodge a complaint with a supervisory authority if the data subject considers that the processing of personal data relating to him or her infringes the GDPR.

Supervisory authorities in terms of the GDPR are the Federal Commissioner for Data Protection and Freedom of Information and the Data Protection Commissioners of the Länder. The Federal Commissioner for Data Protection and Freedom of Information is the competent supervisory authority for Helmut Schmidt University / Bundeswehr University, Hamburg, as a Bundeswehr agency.

Mailing Address: Die Bundesbeauftragte für den Datenschutz und die Informationsfreiheit (Federal Commissioner for Data Protection and Freedom of Information), Husarenstrasse 30, 53117 Bonn
Phone: +49 (0)228-997799-0
Fax: +49 (0)228-997799-550
E-mail: poststelle@bfdi.bund.de

Irrespective of the right to lodge a complaint with a supervisory authority, the complaint may also be lodged with the Bundeswehr Commissioner for Data Protection.

Mailing Address: Beauftragte für den Datenschutz in der Bundeswehr (Bundeswehr Commissioner for Data Protection), Fontainengraben 150, 53123 Bonn
Phone: +49 (0)1888 12 13 940 or +49 (0)1888 12 13 942
E-mail: BMVgRII4@bmv.g.bund.de

The provision of personal data

is required to use the Learning Management System.

Consequences of failure to provide personal data:

If the user fails to enter the required data in the user profile, participation in ILIAS classes / the use of the Learning Management System is not possible.

Existence of automated decision-making:

There is no automated decision-making in ILIAS.