

Privacy policy

Procornea Netherlands B.V. (hereinafter referred to as 'Procornea') 'Procornea') attaches great importance to carefully dealing with Personal Data. The General Data Protection Regulation (hereinafter: 'GDPR') sets out principles and safeguards to protect the privacy of individuals with regard to the processing of personal data. Procornea guarantees that it complies with the applicable privacy laws and regulations, including the GDPR, the Personal Data Protection Act (PDPA) and the Medical Treatment Contracts Act (if applicable). This Privacy Policy further elaborates on these statutory standards and explains the working method that Procornea uses as Processing Controller with regard to the Processing of Personal Data.

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Article 1: Definitions

Personal Data	Any item of information relating to an identified or identifiable natural person ("Data Subject");
Processing	Any operation or any set of operations concerning Personal Data, including in any case collection, recording, organisation, storage, updating or modification, retrieval, consultation, use, dissemination by means of transmission, distribution or making available in any other form, merging, linking, as well as blocking, erasure or destruction of data;
Health Data	Personal data that directly or indirectly relate to the physical or mental condition of the Data subject;
Processor	The person who processes Personal Data for the benefit of the Processing Controller, without being subject to his direct authority;
Processing Controller	The natural person, legal entity or any other entity which, alone or in conjunction with others, determines the purpose of and the means for processing Personal Data.
File	Every structured set of Personal Data, irrespective of whether this set of data is centralized or distributed in a functionally or geographically determined manner, that is accessible according to certain criteria and relates to different persons;
Third Party	Any party other than the Data Subject, the Processing Controller, the Processor, or any person under the direct authority of the Processing Controller or the Processor, who is authorised to process Personal Data;
Recipient	The person to whom Personal Data are provided;
Consent	From the Data Subject: any freely-given, specific and informed expression of will whereby data subjects agree to the processing of Personal Data relating to them.

Article 2: Scope

This Privacy Policy regulations apply to all instances of Personal Data Processing of Data Subjects by Procornea as Processing Controller, whether or not automated. This Privacy Policy is an elaboration of the European privacy legislation and is an elaboration of article 13 of the GDPR, and can also serve as a practical guide for the Data Subjects and the Processing Controller.

Article 3: Purpose and processing of Personal Data

- 3.1 The Processing Controller and any Processor and/or Third Parties engaged by the Processing Controller will only process Personal Data if necessary to carry out Procornea's assignments or to provide follow-up care.
- 3.2 The Processing Controller and any Processor and/or Third Party engaged by the Processing Controller will only process Personal Data if:
 - The Data Subject has given explicit and unambiguous Consent for the processing, or;
 - The data processing is necessary for the execution of an agreement in which the Data Subject is a party, or for pre-contractual measures following a request from the Data Subject and which are necessary for the conclusion of an agreement, or;
 - The data processing is necessary to fulfil a legal obligation to which the Processing Controller is subject, or;
 - The data processing is necessary to safeguard a vital interest of the Data Subject, or;
 - The data processing is necessary to represent the legitimate interest of the Processing Controller or of a Third Party to whom the data are provided, unless the interests or fundamental rights and freedoms of the Data Subject oppose this.
- 3.3 Personal data will only be processed to the extent that they are adequate, relevant and not excessive in view of the objectives stated in this article.

Article 4: Access, transmission and processing of Personal Data

- 4.1 Access to Personal Data
 - 4.1.1 Only the following people have access to the Personal Data within the organisation of Processing Controller:
 - Persons working for the Processing Controller insofar as this is necessary for the proper performance of their duties. The persons concerned have all signed a confidentiality agreement.
 - 4.1.2 Outside the organisation of the Processing Controller (and Processors engaged by it), the Personal Data can only be accessed by the Recipients/Third Parties engaged by the Processing Controller or otherwise appointed within the framework of the execution of the agreement with the Processing Controller. The persons concerned have all signed a confidentiality agreement.
- 4.2 Transmitting Personal Data
 - 4.2.1 The Processing Controller only processes Personal Data in accordance with the purposes set out in Article 3.
 - 4.2.2 The Processing Controller will not provide personal data to Third Parties, subject to the principles laid down in Article 3, unless the Data Subject has expressly and unambiguously given his consent for this or if the data may be provided based on a legal basis, or otherwise based on an obligation on the Processing Controller to provide this data under the law.
 - 4.2.3 The Processing Controller will under no circumstances further process/transmit the Personal Data than specified above. If the Personal Data are processed/transmitted for other purposes, then the Data Controller will notify the Data Subject as soon as possible.
- 4.3 Processing of (Personal) data
 - 4.3.1 Personal Data will only be processed by the Processing Controller and/or Processors/Third Parties engaged by the Processing Controller, if necessary for the purposes set out in Article 3. Personal Data that can be processed for this purpose concern at least the following data:
 - a. surname, first names, initials, titles, gender, date of birth, address, postal code, city, telephone number and similar data required for communication;
 - b. data as referred to under a., of the parents, guardians or caregivers of minor Data Subjects;
 - c. medical data such as, for example, the eyesight of the Data Subject, but only with explicit and unambiguous Consent of the Data Subject;