

From 25 May 2018 onwards, the **General Data Protection Regulation**, also known as the GDPR, will apply throughout the European Union. It contains regulations applicable to the processing and protection of your personal data.

**This overview provides you with all important information regarding data protection:**

### 1. Who is responsible for processing my personal data?

BOSS GP GmbH  
Filblingstrasse 1  
A-5330 Fuschl am See, Austria,  
Managing Director S. Stieger

### 2. Is there a data protection officer?

In our case, there is no need for a data protection officer. You can contact the management for any questions regarding data protection.

### 3. Which personal data will be processed and where does the data originate from?

The following personal data – which were usually provided by yourself or you consented to storing them – are processed by BOSS GP:

- master data and legitimation data, e.g. name, address, date of birth, telephone number, licence information, ID card data, as well as copies of the licence and ID card, passport photograph, etc.
- general information on e.g. hobbies, interests etc. which are, among others, published on our homepage as part of our public relations work
- data which was provided by yourself, e.g. in the course of entry applications, registrations, requests etc; we also keep records of incidents and measures, which were taken at racing and test racing events by the team organising these events, the racing management or the motor sport authorities, as well as various minutes of one-to-one consultative meetings and driver briefings
- video, image and audio data, such as video recordings of racing events, pictures of podium ceremonies, recorded telephone conversations, etc.
- in general, all processing results for the performance of contracts and consents are stored
- all data which have to be held available for the performance of legal and regulatory requirements

Additionally, the data may also come from publicly available sources, such as press releases, motor sport authorities, etc.!

You have the right of access to a detailed and individual listing which you can request from us!

### **Contact for requests relevant to data protection:**

Management of BOSS GP GmbH, Siegfried Stieger, Filblingstrasse 1, 5330 Fuschl am See, board@bossgp.com

### 4. For which purposes and on what legal basis are my personal data processed?

The data recorded by us are processed for the following reasons:

#### **Processing for the contract performance**

You enter into a contract with us by submitting your entry application for one or more racing events. We therefore need all data requested in order to perform this contract.

#### **Processing for the fulfilment of a legal obligation**

We have legal obligations resulting from the nature of a motor racing event. These legal obligations are imposed by the respective national and international motor sport authorities, FIA, AMF, etc.

#### **Processing due to a legitimate interest**

A legitimate interest in data processing performed by ourselves or third parties exists when, for example, an accident causing personal injury and/or material damage has taken place during a racing event and relevant data have to be provided or exchanged. The processing of personal data for the purpose of direct marketing may also constitute a legitimate interest.

#### **Processing on the basis of consent**

If there is neither a contract nor a legal obligation or legitimate interest, the data processing may still be legitimate in cases in which you have consented to and/or approved of the scope and content of this data processing. This may concern, among others, general information on you or video, image and audio data that could be used for the promotion of racing series organised by us.

In this context, we should draw particular attention to the fact that you have the right to withdraw your consent at any time and that such data will no longer be processed by us in the future. However, you cannot retroactively withdraw your consent.

### **5. To what extent am I am obliged to provide my personal data and what happens if I do not wish to do so?**

We need your personal data in order to establish a business relationship with you, as prescribed by law and the motor sports agency respectively. Without these personal data, you cannot participate in BOSS GP series races.

If we are only allowed to process your data with your consent, you are not obliged to grant your consent or provide us with the data. Providing us with these data is voluntarily and does not depend on your possibility to participate in the BOSS GP series.

### **6. To whom do you transmit my personal data?**

Your personal data may be transmitted to

- public bodies and institutions, if we are legally obliged to do so, e.g. district commissions (Bezirkshauptmannschaften, BH), administrative authorities, courts, sports courts, tax offices, etc.
- third parties commissioned by us, e.g. for IT and back office services. Third parties are contractually obliged to treat your data confidentially and to only process them within the scope of the service provision.
- international organisations, provided that we are under a contractual (regulation, etc.) obligation (FIA, DMSB, AMF, etc.)

The data may also be transmitted to third parties, if you have given your consent to do so.

### **7. Are my personal data transferred to a third country?**

At the moment, no data is being transferred to a third country without your written consent!

## 8. For how long are my personal data stored?

In all cases, your personal data will be stored for as long as it is necessary for the fulfilment of the relevant purposes. Moreover, the period for which we must store the data is also legally stipulated. This obligation may still exist if the business relationship has already ended and you no longer want to race.

An overview of the legal storage obligations applicable in Austria can be found, for example, at <https://www.wko.at/service/wirtschaftsrecht-gewerberecht/eu-dsgvo-speicher-und-aufbewahrungsfristen.html>. In addition to this, we reserve the right to store data for possible compensation claims until the general limitation period under Austrian law (30 years) expires.

## 9. What are my rights?

The GDPR grants the following rights concerning your personal data.

- Access according to Article 15 GDPR
- Rectification according to Article 16 GDPR
- Erasure according to Article 17 GDPR
- Restriction of processing according to Article 18 GDPR
- Data portability according to Article 20 GDPR
- Objection according to Article 21 GDPR

As we do not, in any case, process your data as part of any decision-making which is exclusively based on automated processing, including profiling, we protect your right according to Article 22 GDPR.

*Additional information and important notes on the right to data portability can be found at:*

*General Data Protection Regulation - GDPR:*

<https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX:32016R0679>

*Data Protection Act 2018 (German only)*

<https://www.ris.bka.gv.at/GeltendeFassung.wxe?Abfrage=Bundesnormen&Gesetzesnummer=10001597&FassungVom=2018-05-25>

*Austrian Data Protection Authority (German only)*

<https://www.dsb.gv.at/>

*European Commission*

[https://ec.europa.eu/commission/priorities/justice-and-fundamental-rights/data-protection/2018-reform-eu-data-protection-rules\\_en](https://ec.europa.eu/commission/priorities/justice-and-fundamental-rights/data-protection/2018-reform-eu-data-protection-rules_en)

In order to exercise your rights, you can send us a request by letter or email (see contact details above).

To make sure that we only grant authorized people access to your data, we always need a respective proof of identity.

If you do not receive a timely response to your request, or if you are under the impression that we did not legally comply with the request, or if you see yourself violated in your right to data protection, you can also lodge a complaint with the respective regulation authority:

### **Austrian data protection authority**

Wickenburggasse 8, 1080 Vienna, Tel.: +43 1/52 152-0, email: [dsb@dsb.gv.at](mailto:dsb@dsb.gv.at) <https://www.dsb.gv.at>