

DATA PROTECTION INFORMATION ON THE PROCESSING OF PERSONAL DATA IN THE CONTEXT OF THE STUDY “COPING WITH HEARING DIFFICULTIES IN EVERYDAY LIFE” IN ACCORDANCE WITH THE GENERAL DATA PROTECTION REGULATION (GDPR)

1. INTRODUCTION

- 1.1 Age-related hearing loss (ARHL) is the second most common chronic disease in older adulthood. The share of patients that are provided with hearing aids is growing. However, there is still a relevant number of patients that could use hearing aids more efficiently in terms of uptake, usage duration, and satisfaction. Our research takes a longitudinal perspective on the so-called hearing journey, from the onset of ARHL, the diagnosis of ARHL, the first fitting with hearing aids to the usage of hearing aids and maintenance of auditory functioning. The purpose of our processing of your personal data is to get an understanding of how people's hearing changes over time and how people with hearing difficulties cope with everyday life.
- 1.2 This Data Protection Information explains how we collect and process your personal data when you participate in the study “Coping with hearing difficulties in everyday life” (“the Study”).
- 1.3 Within the scope of the study your personal data will be processed in accordance with this Data Protection Information and applicable law to which the Data Controllers designated below are subject, including the General Data Protection Regulation (EU) 2016/679 of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data (hereinafter “GDPR”).

Personal data’ means any information relating to an identified or identifiable natural person (‘data subject’)

2. RESPONSIBLES AND DATA PROTECTION OFFICER

Jointly responsible for the processing of your personal data in the context of the study are:

Sivantos GmbH, Reg nr. DE30144051

Henri-Dunant-Straße 100,

91058 Erlangen, Germany

Phone number: +49 91313080

E-mail: privacy@wsa.com

You can also directly contact Sivantos’ data protection officer (“DPO”), who is the responsible person to answer questions about personal data protection for Sivantos. Please use the following email address: dpo@wsa.com.

and

Fraunhofer-Gesellschaft zur Förderung der angewandten Forschung e.V.

Hansastraße 27c

80686 München

for its

Fraunhofer Institute for Integrated Circuits IIS (hereinafter: Fraunhofer-IIS)

Nordostpark 84,

90411 Nürnberg, Deutschland

Email: hoeren@iis.fraunhofer.de

You can reach Fraunhofer's data protection officer by e-mail via datenschutz@zv.fraunhofer.de

- 2.2 The Controllers (hereinafter also: "we", "us", "our", "the Parties") jointly determine the means and purposes of the processing of your personal data. Consequently, we act as joint controllers and have entered into an agreement that governs our respective responsibilities under Art. 26 of GDPR.

In summary, we have agreed that Fraunhofer IIS is primarily responsible for presenting, collecting and storing your declaration of consent and that you are informed about our processing and your rights. In addition, Fraunhofer IIS is responsible for responding to your questions.

Both parties are responsible for securing the personal data collected and for deleting your personal data.

In order to maintain the pseudonymity of your personal data and for reasons of data economy, we recommend that you address any questions or complaints regarding the processing of your personal data to Fraunhofer IIS. To do so, simply send an e-mail to hoeren@iis.fraunhofer.de.

Notwithstanding the foregoing, you may assert your rights with and against any of the data controllers.

3. THE PERSONAL DATA WE COLLECT, THE PURPOSE AND THE LEGAL BASIS FOR PROCESSING

3.1 ENTERING THE STUDY

We have contacted you, because we have reasons to believe that you are interested in participating in our study. The processing of your personal data (name and e-mail address) is based on our legitimate interests according to Art. 6 (1) (f) GDPR. You have the right to object against the processing of your personal data. For more information about your right to object, please see section 8.

Your participation in the study is voluntary. In order to document your consent and manage your participation, we collect and store your name and contact details. Legal basis is your informed consent supplemented by our legitimate interest according to 6 (I) (f) GDPR.

3.2 INSTALLING THE APP

The participation in the study will take place via the app “MyHearingExperience” (the “App”). When participating in the Study, we will provide you with information how to download, install and use the App on your mobile device at your email address.

The App is operated within the responsibility of both parties defined under Section 2.1 and is used to collect all personal data to be included in the study. It is not possible to participate in the study without usage of the App. The App is free of charge. When using the App it is technically inevitable to also process your mobile operation system (e.g. Android OS, Apple iOS etc.) as well as the device category of your device (e.g. mobile phone, iPad etc.). You will also be associated with a random ID to track your responses during the Study period. We will for the avoidance of doubt only process your IP address of your mobile device or the Device ID to the extent technically necessary. The processing of your personal data is based on our legitimate interests according to Art. 6 (1) (f) GDPR. You have the right to object against the processing of your personal data. For more information about your right to object, please see section 8.

3.3 COLLECTING OF PERSONAL DATA (RESEARCH DATA) THROUGH QUESTIONNAIRES IN THE APP

During the study period we will regularly provide you with questionnaires to answer on various topics within the App.

We will collect your responses to our questionnaires regarding your everyday life, which may include health data such as data on hearing loss.

Your data will only be processed with your explicit consent according to Art. 6 (1)(a) and Art. 9 (2)(a) GDPR. The consent is voluntary and can be withdrawn at any time with effect for the future. The withdrawal of consent does not affect the lawfulness of processing based on consent before its withdrawal. If the consent is refused or revoked, no disadvantages will arise. It is then no longer possible to participate in the study. In order for us to preserve the pseudonymization of your personal data, please address your revocation to [hoeren@iis.fraunhofer.de](mailto: hoeren@iis.fraunhofer.de) if possible. Notwithstanding the foregoing, you may assert your rights with and against any of the data controllers.

3.4 COLLECTING OF PERSONAL DATA (RESEARCH DATA) OF THE FIVE MOST USED APPS ON YOUR MOBILE DEVICE (FREQUENCY AND DURATION)

If your mobile operation system is Android OS, we will - within the App, separately ask for your consent according to Art. 6 (1) (a) GDPR and Art. 9 (2)(a) GDPR to collect the names of your five most used apps on your mobile device during the study period.

For each such app, we will collect your app usage frequency (how often you use the app) and your app usage duration (the length of each app session).

If you have installed the following communication apps we will also - for each of those apps - collect your usage frequency and usage duration. The communication apps in questions are:

Your phone (meaning when you are in a call), SMS, WhatsApp, Facebook, Facebook Messenger, Telegram, Skype, Snapchat, Zoom and Instagram.

The usage data of the last seven (7) days will be transmitted along with your answers to the Study. No content of your communications will be collected.

Your app usage behaviour is relevant to the study purposes because it helps us to assess and understand your general inclination to utilize technical and digital aids/tools to cope with hearing difficulties in your everyday life.

If you consent, we will collect and process the above app usage data from the provider of your mobile operation system - Google Ireland Limited (“Google”). Please note that we will only collect such personal data if you have consented to Google’s collection of this personal data on your device. We refer to the privacy terms of Google for more information on how Google collects the above personal data.

The consent is voluntary and can be withdrawn at any time with effect for the future. The withdrawal of consent does not affect the lawfulness of processing based on consent before its withdrawal. If the consent is refused or revoked, no disadvantages will arise. You can withdraw your consent directly in “MyHearingExperienceApp”

Please note that if you withdraw your consent to us it will only affect our processing of your personal data. If you want to also withdraw the consent you have provided to Google you must contact Google to revoke the consent.

4. PSEUDONYMISATION

All research data as set out in Section 3.2/3.3/3.4 will be processed pseudonymized with an ID which will not be linked to your contact details

5. DATA RETENTION

Name and contact details as set out in Section 3.1 will be deleted as soon as the study is completed, at the latest on June 31, 2024. With the deletion of the aforementioned data, the research data as set out in Section 3.2 /3.3 /3.4 will be anonymized.

We will keep a copy of your consent during the Study and for a further six months after the Study. We store the copy of your consent to ensure proof in order to comply with our accountability obligation in accordance with art. 6 (1)I of GDPR in conjunction with art. 7 (1) of GDPR.

6. DISCLOSURE OF YOUR PERSONAL DATA

Your personal data may be disclosed to third parties who process personal data on our behalf and therefore acts as our data processor(s). We use third parties as hosting providers. We have entered into data processing agreements that comply with article 28 of the GDPR with all our data processors to ensure that such data processors implement appropriate organisational and technical security measures in such a way that the

processing complies with the requirements of the GDPR and ensures the protection of your rights.

We may publish the results of the Study. We ensure that data we publish will never be sufficient to identify you.

7. TRANSFER OF YOUR PERSONAL DATA TO THIRD COUNTRIES

Your data may be transferred to our data processors established outside the EEA. Consequently, the Study may involve a transfer of your personal data to countries outside the EEA. We always ensure that the recipient of your personal data either has an appropriate level of data protection and that the requirements of art. 44 of GDPR are met or that the so-called EU standard contractual clauses of the European Commission have been entered into with the recipient, c.f. art. 46 of GDPR.

If you require further information on the above data transfers, you can request it from us – please send your request to us as laid out above.

8. YOUR RIGHTS

You can contact us at any time. If you want to withdraw your consent, please send an email to us as laid above. For the app usage collection you can withdraw your consent directly in the App. In that case, we will immediately delete all identifiable information about you, as mentioned in the section above. Withdrawal of your consent will not affect the legality of the processing of your data that has taken place before the withdrawal.

You also have one or more of the following rights:

- You have the right to receive information about how we process your personal data as well as to receive a copy of the data we keep about you (art. 15 of GDPR).
- You have the right to ask us to correct any incomplete or inaccurate information that we store about you (art. 16 of GDPR).
- You have the right to ask us to delete your data where there is no good reason for us to keep it anymore. To the extent that we need to keep your data, for example in order for us to comply with our legal obligations or for legal requirements to be established, enforced or defended, we are not required to delete your personal data (art. 17 of GDPR).

- You have the right to object at any time, on reasons relating to your particular situation, to the processing of personal data concerning you which is carried out on the basis of Art. 6 (1) (f) GDPR (data processing on the basis of a balance of interests).

If you object, we will no longer process your personal data unless we can demonstrate compelling legitimate reasons for the processing which override your interests, rights and freedoms, or the processing serves the purpose of asserting, exercising or defending legal claims (art. 21 of GDPR).

- You may have the right to ask us to restrict our processing of your personal data. This enables you to ask us to suspend our processing, for example if you want us to establish its accuracy or the reason for processing it (art. 18 of GDPR).
- You have the right to receive the personal data that you have provided to us in a structured, common and machine-readable format ("data portability") and the right to have this data transmitted to another person responsible if the requirement in art 20 (1) of GDPR are present.

If you would like to exercise your rights above, please address it to [hoeren@iis.fraunhofer.de](mailto: hoeren@iis.fraunhofer.de) if possible.

Notwithstanding the foregoing, you may assert your rights with and against any of the data controllers.

- If you believe that the processing of your personal data violates data protection law, you also have the right under art. 77 of GDPR to complain to a data protection supervisory authority of your choice. This also includes the data protection supervisory authority responsible for us:

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