

AR Biennial

Privacy Statement

2021-07

Data Protection

The Stiftung Museum Kunstpalast (hereinafter "we") will comply with the relevant statutory provisions, in particular the General Data Protection Regulation (DSGVO), with regard to users' personal data.

Personal data are data that allow identifying you personally. This privacy statement explains which data we collect and how we use these data. It also explains how and for what purpose we collect these data. We also offer you extensive information about who is responsible for data collection, whom you can contact and what your rights are.

We process your personal data with absolute confidentiality and, as a matter of course, exclusively in accordance with the pertinent statutory provisions as well as in accordance with this privacy policy.

Responsible Body

NRW-Forum Düsseldorf is part of the Stiftung Museum Kunstpalast.

Responsible for the collection of data is the

**Stiftung Museum Kunstpalast
Ehrenhof 4-5
40479 Düsseldorf**

**Phone: 0211 / 56642-100
E-Mail: info@kunstpalast.de**

**Foundation Register number 21.13.-St. 652
Registry court: Amtsgericht Düsseldorf**

**Represented by the Board of Directors:
Felix Krämer, General Director
Harry Schmitz, Finance Director**

Data Protection Officer

We have appointed a data protection officer.

**Jens Kränke
c/o LEXDATA Consulting GmbH
Von-Arenberg-Straße 5-7
40668 Meerbusch**

**Phone: 02159 / 9225374
E-Mail: j.kraenke@lexdata.de**

Supervisory Authority

Our responsible supervisory authority is the:

Landesbeauftragte für Datenschutz und Informationsfreiheit Nordrhein-Westfalen

Postfach 20 04 44

40102 Düsseldorf

Phone: 0211 / 38424-0

E-Mail: poststelle@ldi.nrw.de

Purpose and Legal Basis

The purpose of this app is the presentation of and the interaction with the virtual works of art within the framework of the AR Biennale (AR: Augmented Reality). Thus, to function properly, this app needs access to the integrated camera of your smartphone or tablet as well as to your exact location.

The legal basis is your consent (Art. 6 Par. 1 Pt. a GDPR) which you can withdraw at any time with effect for the future. To withdraw your consent, simply delete the app from your smartphone or tablet.

You can withdraw your authorisation for the app to collect location-specific data and to use your camera. However, as a consequence, you will no longer be able to make full use of this app.

Camera Image

Your smartphone or tablet camera is used to present virtual works of art in their real-life environment and to be able to photograph these works of art in front of their real-life backdrop. It also serves to scan so-called markers, so that the app can display further information on the corresponding work of art.

You can also use the app without accessing the camera. However, in this case, most features will not be available. You will only be able to access texts about the work of arts and the artists.

The camera image is processed on your smartphone or tablet and is not transferred to us or to third parties.

Location Data

While using the app, your precise location will be determined. These location data serve to determine the spatial relation between you and the corresponding work of art and to display your position on the map.

You can use the app without access to your location information. In this case, however, your position on the map cannot be displayed.

Your location data is exclusively processed on your smartphone or tablet and is not transferred to us or to third parties.

Analysis, Tracking and Data Transfer

We do not analyse or track your activities as a user. We do not transfer your data to third parties.

In-App Purchases

In-App purchases are made on the respective distribution platforms (Apple Store or Google Play). For in-app purchases, the information deposited at the respective provider will be used. This app does not have access to such information.

Your Rights as Data Subject

Withdrawal of Consent for Data Processing

You can withdraw your previously given consent at any time. Simply delete the app from your smartphone or tablet. The lawfulness of any data processing prior to your withdrawal of consent shall remain unaffected.

Information, Rectification, Restriction, Erasure

Anytime, within the framework of the pertinent statutory provisions, you have the right to obtain information (Art. 15 GDPR) about your stored personal data, their source and recipient and the purposes of data processing as well as the right to rectification, restriction or erasure of said data (Art. 16,17 GDPR). Concerning the aforementioned and any further questions about personal data, you are welcome to contact us any time using the information given under the heading “Responsible Body”.

Right to Restriction of Processing

You have the right to request a restriction of the processing of your personal data (Art. 18 GDPR). With regard to the restriction, you are welcome to contact us any time using the information given under the heading “Responsible Body”. The right to restriction of processing shall apply in the following circumstances:

- If you contest the accuracy of your personal data stored by us, we will generally need some time to investigate. For the duration of this investigation, you have the right to request a restriction to processing your personal data.**
- If processing your data is unlawful and you oppose erasure and instead request restriction of data processing.**
- If we no longer need your personal data, but you require them for the exercise, defence or establishment of legal claims.**
- If you have objected to data processing pursuant to Art. 21 Par. 1 GDPR, your interests must be weighed against ours. During the process of verification whose legitimate grounds override the other, you can request a restriction to processing your personal data**

If processing your personal data has been restricted, these data - other than their storage - may only be processed with your consent or for the establishment, exercise or defence of legal claims or for the protection of the rights of another natural or legal person or for reasons of important public interest of the European Union or a Member State.

Right to Data Portability

You have the right to be provided the data we process automatically, on the basis of your consent or the performance of a contract, to you or a third party in a

commonly used and machine-readable format (Art. 20 GDPR). Should you request direct data transfer to another person responsible, the transfer can only be carried out where technically feasible.

Right to Objection

If data are processed on the basis of Art. 6 Par. 1 Pt. e or f GDPR, you, at any time, have the right to object to the processing of your personal data, for reasons resulting from your particular situation (Art. 21 Par. 1 GDPR). If you object to the processing of your personal data, we will no longer process your relevant personal data unless we can prove compelling legitimate grounds for processing which override your interests, rights and freedoms or the processing serves to establish, exercise or defend legal claims. If your personal data are processed for the purpose of direct advertising, you have the right to object at any time to the processing of personal data relevant to you for the purpose of such advertising (Art. 21 Par. 2 GDPR). If you object, your personal data thereafter will not be used for the purpose of direct advertising. We do not undertake any profiling.