

General information to patients

pursuant to art. 13 EU Reg. 679/2016 – GDPR and to art.8 of Italian Legislative Decree 196/2003



In compliance with the provisions of the EU Reg. 679/2016 (European Regulation for the protection of personal data), we provide you with the necessary information regarding the processing personal data provided. This is information provided pursuant to art. 13 of the EU Reg. 679/2016 (European Regulation for the protection of personal data) for the most common and fundame types of processing. For specific processings that also require your explicit consent, please refer to the relevant specific information.

	DATA CONTROLLER: pursuant to arts. 4 and 24 of the EU Reg. 679/2016, the Data Controller is Fondazione IRCCS San Gerardo dei Tintori, with registered office in Via Pergolesi, 33, 20900 Monza (MB), Tel. 039 2331, e-mail/certified e-mail: protocollo@pec.irccs-sangerardo.it		
	DATA PROTECTION OFFICER (RPD/DPO - Data Protection Officer): pursuant to arts. 37 – 39 of the EU Reg. 679/2016, Fondazione IRCCS San Gerardo dei Tintori has appointed the DPO/RPD, who can be contacted at the e-mail address: dpo@irccs-sangerardo.it		
	TYPE OF DATA : personal data refers to “any information relating to an identified or identifiable natural person (“data subject”); an identifiable natural person is someone who can be identified, directly or indirectly, in particular by reference to an identifier such as a name, an identification number, location data, an online identifier or by reference to one or more elements characteristic of their physical, physiological, genetic, psychic, economic, cultural or social identity”. The personal data that will be processed for the purposes indicated below are: <ul style="list-style-type: none"> o Personal data: personal data (e.g. first name and surname); contact details (e.g. tel. or e-mail) o Special categories of data: so-called “sensitive” data, i.e. data that reveals racial or ethnic origin, religious beliefs, data relating to sexual life o Special categories of data: so-called “sensitive” data, i.e. data relating to the current and previous state of health (e.g. health documentation (clinical records, reports, ER reports), data relating to health services requested or used) o Personal data subject to greater protection, part of the previous ones and relating to services related to HIV positivity, substance abuse, voluntary termination of pregnancy, anonymous birth, services of consultants o Genetic data o Data relating to crimes and criminal convictions: so-called “judicial” data, i.e. those which may reveal the existence of certain judicial measures subject to recording in criminal records (for example, final criminal convictions, conditional release, prohibition or obligation to remain, alternative measures to detention) or that could reveal the status of being accused or suspected o Financial data: e.g. personal and family income situation, for exemption purposes. 		
PURPOSE OF THE PROCESSING	LEGALITY OF THE PROCESSING	DATA RETENTION PERIOD	NATURE OF THE PROVISION
A) PURPOSE 1: purposes of preventive medicine, diagnosis, health or social assistance or treatment or management of health or social systems and services (treatment purposes).	LEGALITY 1: art. 6, para. 1, lett. d) and e), GDPR; (PROTECTION OF VITAL INTERESTS and EXECUTION OF A TASK OF PUBLIC INTEREST OR RELATED TO THE EXERCISE OF PUBLIC POWERS) art. 9, para. 2, lett. h), EU Reg. 679/2016; (PURPOSE OF TREATMENT) LEGALITY 2: arts. 2-septies and 75, Italian Legislative Decree. 196/2003.	With reference to the personal data being processed, they will be stored in compliance with the principle of proportionality and minimisation and in any case until the purposes for which they were collected have been achieved. The criterion adopted to establish an adequate data retention time refers, on the one hand, to the prescription terms established by the Italian Civil Code (also for the management of possible appeals/disputes), and, on the other, to the retention times established in the Discard Limit approved by the Lombardy Region currently in force.	Failure to provide certain data could cause diagnostic and/or medication errors. Your data will be processed for treatment purposes by personnel subject to professional secrecy as well as for administrative-accounting obligations related to the afore-mentioned health care activities of the assisted person and, therefore, may be processed without obtaining your specific consent.
B) PURPOSE 2: reasons of public interest in the public health sector.	LEGALITY 1: art. 9, para. 2, lett. i), EU Reg. 679/2016. (REASONS OF PUBLIC INTEREST IN THE PUBLIC HEALTH SECTOR)	With reference to the personal data being processed, they will be stored in compliance with the principle of proportionality and minimisation and in any case until the purposes for which they were collected have been achieved. The criterion adopted to establish an adequate data retention time refers, on the one hand, to the prescription terms established by the Italian Civil Code (also for the management of possible appeals/disputes), and, on the other, to the retention times established in the Discard Limit approved by the Lombardy Region currently in force.	Failure to provide certain data could cause diagnostic and/or medication errors. Your data will be processed for reasons of public interest in the public health sector by personnel subject to professional secrecy as well as for administrative-accounting obligations related to the afore-mentioned health care activities of the assisted person and, therefore, they may be processed without obtaining your specific consent.
C) PURPOSE 3: reasons of significant public interest on the basis of European Union or Member State law.	LEGALITY 1: art. 9, para. 2, lett. g), EU Reg. 679/2016; (REASONS OF RELEVANT PUBLIC INTEREST) LAW 2: art. 2-sexies, Italian Legislative Decree 196/2003. (REASONS OF RELEVANT PUBLIC INTEREST)	With reference to the personal data being processed, they will be stored in compliance with the principle of proportionality and minimisation and in any case until the purposes for which they were collected have been achieved. The criterion adopted to establish an adequate data retention time refers, on the one hand, to the prescription terms established by the Italian Civil Code (also for the management of possible appeals/disputes), and, on the other, to the retention times established in the Discard Limit approved by the Lombardy Region currently in force.	Failure to provide certain data could cause diagnostic and/or medication errors. Your data will be processed for reasons of significant public interest by personnel subject to professional secrecy as well as for administrative-accounting obligations related to the afore-mentioned health care activities of the assisted person and, therefore, may be processed without obtaining your specific consent.
D) PURPOSE 4: administrative purposes, in order to follow up on requests from patients and users, as well as for the provision of services expressly requested by them.	LEGALITY 1: art. 9, para. 2, lett. g), EU Reg. 679/2016; (REASONS OF RELEVANT PUBLIC INTEREST) LAW 2: art. 2-sexies, Italian Legislative Decree 196/2003; (REASONS OF RELEVANT PUBLIC INTEREST) LEGALITY 3: art. 6, para. 1, lett. c) and e), EU Reg. 679/2016; (FULFILMENT OF A LEGAL OBLIGATION and EXECUTION OF A TASK OF PUBLIC INTEREST OR RELATED TO THE EXERCISE OF PUBLIC POWERS)	With reference to the personal data being processed, they will be stored in compliance with the principle of proportionality and minimisation and in any case until the purposes for which they were collected have been achieved. The criterion adopted to establish an adequate data retention time refers, on the one hand, to the prescription terms established by the Italian Civil Code (also for the management of possible appeals/disputes), and, on the other, to the retention times established in the Discard Limit approved by the Lombardy Region currently in force.	Failure to provide certain data could cause diagnostic and/or medication errors. Your data will be processed for reasons of significant public interest by personnel subject to professional secrecy as well as for administrative-accounting obligations related to the afore-mentioned health care activities of the assisted person and, therefore, may be processed without obtaining your specific consent.
E) PURPOSE 5: scientific research	LEGALITY 1: art. 6, para. 1, lett. a), GDPR; (CONSENT) LEGALITY 2: art. 9, par. 2, lett. a), GDPR; (CONSENT)	With reference to the personal data being processed, they will be stored in compliance with the principle of proportionality and minimisation and in any case until the purposes for which they were collected have been achieved. The criterion adopted to establish an adequate data retention time refers, on the one hand, to the prescription terms established by the Italian Civil Code (also for the management of possible appeals/disputes), and, on the other, to the retention times established in the Discard Limit approved by the Lombardy Region currently in force.	By giving your consent, you may be contacted to provide more specific consent for your participation in clinical trials.
	RECIPIENTS OR CATEGORIES OF RECIPIENTS OF THE DATA The personal data provided will be communicated to recipients, who will process the data as managers or subjects who may become aware of the user's personal data as managers or subjects subject to the authority of the Data Controller (art. 29 of EU Reg. 679/2016), for the purposes listed above. Specifically, the data will be communicated to: <ul style="list-style-type: none"> o public entities, for the fulfilment of legal obligations, and to the judicial authorities, in the event of a formal request o any other third party when communication is mandatory by law, by secondary or community legislation, as well as by collective bargaining or in the context of prevention/repression of any illicit activity o companies or other third parties (suppliers of drugs and/or of electro-medical devices, providers of electronic services, etc.) who perform outsourced activities on behalf of the Data Controller and who hold the role of Data Controllers, pursuant to art. 28 EU Reg. 679/2016. The updated list of data controllers can be found at the afore-mentioned office.		
	DATA TRANSFER TO A THIRD COUNTRY Your personal data will not be transferred outside the European Union.		
	RIGHTS OF DATA SUBJECTS You will be able to assert your rights as expressed by the EU Reg. 679/2016 arts. 15 and following by contacting the Data Controller or by writing to the RPD/DPO at the address dpo@irccs-sangerardo.it . You have the right, at any time, to request access to your personal data, correction, deletion/forgetting and limitation and to object to the processing of the same. Without prejudice to any other administrative and jurisdictional appeal, if you believe that the processing of data concerning you breaches the provisions of the EU Reg. 679/2016, pursuant to art. 15, lett. f) of the afore-mentioned Regulation, you have the right to lodge a complaint with the Guarantor for the protection of personal data (Supervisory Authority www.garanteprivacy.it).		
	INFORMATION CHANGES The data controller reserves the right, at its sole discretion, to change, modify, add or remove any part of this Privacy Policy, at any time, in order to comply with the GDPR and to comply with the transparency obligations. To facilitate the verification of any changes, the following will be indicated, if existing: changes in the purpose of the processing, changes in the identity of the data controller, changes in the way in which data subjects can exercise the rights they enjoy in relation to the processing, the update date or the version of the Privacy Policy.		