



Information regarding the completion of a stay abroad for the purpose of studying or working according to the EU-GDPR

According to Art. 12f of the General Data Protection
Regulation

Human Resources and Legal Affairs
8 September 2022

Purpose and data recipients

Your application for a stay abroad for the purpose of studying or working completes the educational contract with the St. Pölten University of Applied Sciences, Campus-Platz 1, 3100 St. Pölten, which has already been concluded with you. The processing of the data provided in your application is based on processing and fulfilling your application in accordance with Article 6 paragraph 1 lit. b GDPR.

There is no statutory obligation to provide this data, however, non-provision of the described data precludes processing of your application and subsequent completion of a stay abroad for the purpose of studying or working.

Your details (first name, surname, gender, date of birth, citizenship, study programme, semester status, address, e-mail, passport number if required, learning agreement, other application documents, information on the financial situation - if requested by the host institution - such as bank confirmations or bank statements and/or insurance confirmations) are processed by employees of the St. Pölten University of Applied Sciences and transmitted to the host institution abroad on the basis of Article 6 paragraph 1 lit. b GDPR (contract fulfillment educational contract).

When receiving financial support from funds of the European Union, the data mentioned in § 10a OeAD-Gesetz is transmitted on the basis of Article 6 paragraph 1 lit. c GDPR for the purpose of processing your funding request as well as for the final settlement to the OeAD GmbH – Agentur für Bildung und Internationalisierung, Ebendorferstraße 7, 1010 Wien, info@oead.at and especially your email address will be imported to the programme for online language support of Erasmus+ („OLS“; <https://erasmusplusols.eu/>; “Head of Unit A1 - Erasmus+: Support for Policy Reform and Online Linguistic Support, Education, Audiovisual and Culture Executive Agency”, office J-59 06/33, BE-1049 Brussels/Belgium, EACEA-EPLUS-OLS@ec.europa.eu). In addition, your data is then forwarded to the commission department „Directorate-General Education, Youth, Sport and Culture” of the European Commission (https://ec.europa.eu/info/topics/education-and-training_en) according to the REGULATION (EU) No 1288/2013 of the European Parliament and of the Council establishing Erasmus+. If you apply for a Marshall Plan Scholarship, the Service Unit for International Relations will give an online nomination once you have received a positive evaluation, which will be announced to Austrian Marshall Plan Foundation, Marshallplan Jubiläumsstiftung, Walcherstraße 11A, 1020 Wien, Austria.

Processing and transfer of personal data to third countries

If the host institution is located in a third country, outside the EU, for which there is neither an adequacy decision of the EU Commission pursuant Article 45 GDPR nor appropriate data protection safeguards pursuant to Article 46 of the GDPR, including binding corporate rules

pursuant to Article 47 GDPR, it is to be assumed that no adequate level of data protection is guaranteed there. Article 49 paragraph 1 GDPR provides that a transfer of personal data to such a third country shall take place only, if the transfer is necessary for the fulfilment of a contract between the data subject and the controller or the implementation of pre-contractual measures taken at the data subject's request (Article 49 paragraph 1 lit. b GDPR) and/or the transfer is necessary for the conclusion or fulfilment of a contract concluded in the interest of the data subject between the controller and another natural or legal person; (if applicable, a partner contract with the host institution) pursuant Article 49 paragraph 1 lit. c GDPR).

Since the transmission of your personal data to the host institution in the third country is the prerequisite for the processing of your stay abroad for the purpose of studying or working and the completion of the stay abroad for the purpose of studying or working is an addition to your training contract, the data transfer finds its legal basis in Article 49 paragraph 1 lit. b and – if there exists a corresponding partner contract with the host institution – in lit. c leg.cit.

All data subjects have the following rights:

- The right to access the respective personal data
- The right to object to being recorded
- The right of erasure
- The right of data portability or the right to restriction of processing

All participants can make use of these rights by responding to the responsible data security staff at datenschutz@fhstp.ac.at

All participants also have the right to file a complaint with the Austrian data protection authority at the Austrian data security association at Barichgasse 40-42, 1030 Wien, Telefon: +431 52 152 0, E-Mail: dsb@dsb.gv.at

In case of any further questions or concerns, please contact datenschutz@fhstp.ac.at at any time.

Controller:

St. Pölten University of Applied Sciences
Campus-Platz 1
3100 St. Pölten
datenschutz@fhstp.ac.at

data protection officer:

Urbanek Lind Schmid Reisch Rechtsanwälte OG
Domgasse 2
3100 St. Pölten
office.st.poelten@ulsr.at