



**STREAMING OF THEATRE AND ARTS  
FOR OLD AGE ENTERTAINMENT**

**D1.4.1 ETHICS AND PRIVACY GUIDELINES**

VERSION NUMBER: 1.0

DISSEMINATION LEVEL: CO

LEAD PARTNER: PBN

DUE DATE: 31.12.2016

DELIVERY DATE: 11.04.2017

TYPE OF DELIVERABLE: DOCUMENT

STATUS: FINAL

**Published in the framework of:**

STAGE – Streaming of Theatre and Arts for Old Age Entertainment

STAGE website: [www.stage-aal.eu](http://www.stage-aal.eu)**Authors:**

Ákos Éder, PBN

Zoltán Molnár, PBN

Luigi Biocca, CNR

Cristina Ivan, SIVECO Romania SA

Marina Polycarpou, Materia

Nicolò Paraciani, CNR

**Revision and history chart:**

Version	Date	Editors	Comment
0.1	09.03.2017	Ákos Éder, Zoltán Molnár	Draft version
0.2	29.03.2017	Zoltán Molnár	Update on content
0.3	03.04.2017	Nicolò Paraciani	General review
0.4	10.04.2017	Ákos Éder, Zoltán Molnár	Further changes
1.0	11.04.2017	Ákos Éder, Zoltán Molnár, Nicolò Paraciani, Ilias Kapouranis	Final version
1.1	07.09.2017	Francesca Picenni, Zoltán Molnár	Information update according to MTR assessment
1.2	26.10.2017	Nicolò Paraciani, Zoltán Molnár, Sotia Nicolaou	Project description attached in the informed consent and related translations

**Disclaimer:**

The information in this document is subject to change without notice. Company or product names mentioned in this document may be trademarks or registered trademarks of their respective companies.

**All rights reserved**



The document is proprietary of the STAGE consortium members. No copying or distributing, in any form or by any means, is allowed without the prior written agreement of the owner of the property rights.

This document reflects only the authors' view. The European Community is not liable for any use that may be made of the information contained herein. Responsibility for the information and views expressed in the therein lies entirely with the author(s).



**Table of content**

0.	Note on post-MTR update.....	6
1.	INTRODUCTION .....	6
1.1.	Scope and objectives of the deliverable .....	6
1.2.	Structure of the deliverable .....	6
2.	Ethical guidelines.....	7
2.1.	Objective.....	7
2.2.	Set up and structure of the Ethical Committee.....	7
2.3.	Informed consent .....	8
2.4.	Handling of ethical issues .....	11
2.4.1.	User issues .....	12
2.4.2.	Cultural Organisation issues.....	12
3.	Legislation in the EU and in the participating countries. ....	13
3.1.	Data protection .....	13
3.1.1.	European Union legislation .....	13
3.1.2.	Italy .....	14
3.1.3.	Cyprus.....	14
3.1.4.	Romania.....	14
3.1.5.	Poland.....	15
3.1.6.	Hungary .....	16
3.2.	Data processing .....	17
3.2.1.	European Union.....	17
3.2.2.	Italy .....	18
3.2.3.	Cyprus.....	18
3.2.4.	Romania.....	19
3.2.5.	Poland.....	19
3.2.6.	Hungary .....	20
3.3.	Handling of sensitive data .....	21
3.3.1.	European Union.....	21
3.3.2.	Italy .....	23
3.3.3.	Cyprus.....	24
3.3.4.	Poland.....	24
3.3.5.	Hungary .....	25



3.4.	Data subject's rights .....	25
3.4.1.	European Union.....	25
3.4.2.	Italy .....	26
3.4.3.	Cyprus.....	27
3.4.4.	Romania.....	28
3.4.5.	Poland.....	28
3.4.6.	Hungary .....	28
	Appendix - Informed consents .....	31



## 0. Note on post-MTR update

This deliverable was updated to reflect comments and indications found in the Mid-Term Review report.

The table below details the updates:

MTR Comment	Addressed in
“On the consent form it states the project as described to me. This is ambiguous as it is not known what the individual said. A clear description of the project is provided at the meeting and this should be attached to the consent form.”	✓ Section 2.3, p. 8 ✓ Appendix – Informed consents, p. 31 (and related translations)

## 1. INTRODUCTION

### 1.1. *Scope and objectives of the deliverable*

This Deliverable has been produced as part of the activities associated with Task “**T1.4 Ethics, privacy and other confidential issues**” as established by the Description of Work. The description of this task is as follows:

*Definition of the ethic and privacy issues for the systems used in the project. Activities to be performed: bibliographical review and legislative comparative analysis of the ethical and privacy issues to be applied in the project; analysis of technical requirements to meet ethical and privacy standards defined in the previous activity; establishment of the ethical committee formed by 4 project partners (CNR, PBN, MAT and ANCS). The committee will supervise recruitment of older users, involvement in pilot trials and consideration of their privacy and needs according to standards for personal data management, confidentiality and respect of user/customer rights. The committee will review its procedures at the various stages of advancement.<sup>1</sup>*

As in the description, this deliverable deals with the basic legislative topics of privacy and confidentiality in the participating countries, just as with the most important EU regulations.

### 1.2. *Structure of the deliverable*

**Section 1, Introduction.** This introduction.

---

<sup>1</sup> STAGE project, Description of Work (25-07-2016)



**Section 2, Ethical guidelines.** This section addresses the ethical approach adopted by the project to conduct the experimentation with older users and generally to guide the relationship with them, as well as with cultural organisations. It includes the English text of the informed consent.

**Section 3, Legislation in the EU and in the participating countries.** It contains the relevant regulations in the fields of:

- Data protection
- Data processing
- Handling of sensitive data
- Data subject's overall rights

**Appendix – Informed consents.** The text of the informed consent in English and translated into the native languages of the test countries, that is Greek, Hungarian and Italian.

## 2. Ethical guidelines

### 2.1. Objective

The definition of ethical guidelines for the STAGE project is one of the key activities of Work Package 1. The purpose of this deliverable, as stated above, is to provide such guidance.

The guidelines described here were developed to ensure compliance with ethical standards, norms and legal regulations during the implementation of the STAGE project.

Section 3 below presents the key legal regulations that were collected on a national basis, reinforced by a consultative body (i.e. the Ethical Committee). This enables the STAGE partnership to have a credible normative reference in case any ethical issues arise and set the structural backbone of the Ethical Committee.

This Committee is a Consortium Body recognised in the CA and tasked to check compliance of project activities with legal regulations on ethics and privacy, regulate any access to users' personal data, thus ensuring that older users' privacy and rights are protected. The Committee is also responsible for monitoring and managing communication towards target groups, especially older people.

### 2.2. Set up and structure of the Ethical Committee

The Ethical Committee (EC) was formally established at the second General Assembly meeting held in Bucharest, Romania, on 9-10 November 2016. Partners involved in the EC, as per the DoW, are: PBN (Leader), MATERIA and ANCS, with the addition of CNR as a supporting partner (see '2<sup>nd</sup> GA Meeting Minutes').

The principles underlying its activities are:

1. having practical knowledge (appropriate internal expertise provided by partners);
2. seeking legal advice wherever needed (through external consulting);



3. having access to project implementation activities;
4. partners have obligation to inform the Committee about the issues that happened;
5. reporting to the General Assembly.

The role of the Ethical Committee within the project partnership is to be a constant monitoring part of the consortium which deals with any ethical issues users may experience.

Therefore, the Ethical Committee should be in place to monitor ethics and privacy issues.

**Because of the lack of appropriate law-related knowledge in the partnership, it is highly recommended for every partner, who is involved in trials, to have or get a legal advisor, who could help and support the partners if any issues arise.**

### 2.3. Informed consent

As stated in the DoW (section 2.3), before the trial period starts, prospective users of the STAGE platform will be provided with exhaustive information about the project and the experimentation, including about their role in it. In order to ensure that users are fully aware of the conditions of their participation in the project, as well as their rights, the Informed Consent (IC) will be provided to them, along with a document with the description of the project that they must read and sign in order to participate. Each participant is given as much time he/she needs to read, understand and ask questions about the project before making their decision to participate. The objective is to define a uniformed template that is acceptable to each user of the STAGE platform. The text of the informed consent consists of the fundamental topics about end users' rights and obligations.

This original English version of the informed consent below was made by the committee led by PBN and with the help of a lawyer (Dr. Balázs HERMESZ) PBN has contracted with as an external consultant.

The informed consent has been translated in the languages of the three pilot countries (see Appendix). It will be administered to all end users in all countries during the test phase. They will decide whether or not to sign it in order to formalise their participation in the project.

Each end user organization, when handling users' data, will comply with the provisions established in the informed consent, as well as with local legislation requirements.

Hereby is the informed consent template approved by the Ethical Committee. It is deemed to have the appropriate level of deepness of information. It gives maximum rights to the user – e.g. termination of cooperation - meanwhile enabling the service provider (STAGE platform) not to take responsibility for any potential damages caused by the misuse of user devices.

It also states that the access to the service is free of charge during the trial period.

Here is the content of the informed consent, including a description of the STAGE project:





### Description

STAGE — *Streaming of Theatre and Arts for old aGe Entertainment* - is a European research project approved and funded within the Active and Assisted Living Programme.

The project started in March 2016 and will continue until August 2018.

The main idea of the STAGE project is to provide older people with online access to streamed cultural events - such as theatre plays, concerts, opera performances, museum exhibits etc. -, that is easy, tailored to their needs, and affordable.

STAGE's objective is to develop an ICT platform offering cultural content in the form of videos (recorded, scheduled and live-streamed) provided by cultural institutions cooperating with the project.

The ICT platform will also include informative content about the available events and social features such as live chat rooms, comment section and rating of events, which will enable users to write comments and discuss their opinions and experience with the platform.

A simulated payment feature will also be included to test the suitability of the payment system that will be implemented for pay-per-view videos in the future commercial version of the platform, after the end of the project.

The platform will be developed and designed to be as easy-to-use as possible for older people, and generally to meet their needs and preferences in terms of both features and content.

In order to do this, the project includes a pilot trial that will last for a year and will involve older people in three European countries – Cyprus, Hungary and Italy - as prospective users. During the trial, participants will be directly involved in the definition of the features of the platform (through a process called co-design). They will be asked to provide their feedback and opinions on several aspects, mainly related to:

- the platform's graphical interface (its "look and feel");
- the general usability of the platform features;
- the quality and variety of available cultural content.

Participants will be recruited on a voluntary basis, and they will be able to withdraw at any time, without the need to provide justification.

All the data collected during the trial will be entirely anonymized and will only be used for the purposes of the project. As stated above, the platform contains a simulated payment feature: users of the pilot trials will never be asked to pay real money to watch any recorded video or live event available on the platform.

The payment procedure will be entirely simulated and will never involve actual money transactions during the pilot trials.

More details about this are provided in the informed consent, attached to this description.



### Declaration

I, the undersigned ..... (born: .....;: ....., address: .....) hereby declare and consent that I am voluntarily participating in the trial period of the **STAGE** (Streaming of Theatre and Arts for old aGe Entertainment) project.

I understand that within the testing period of the **STAGE** ICT platform, I will be able to use it for free. I will be allowed to use all the functions with no limitations and to watch unlimited cultural events (theatre presentations, concerts, ballet, etc.) which are available on the platform.

I also understood the main purpose of the project and I agree with the specified goals which were introduced to me before signing this declaration.

I understand, furthermore, that I will be able to withdraw from the **STAGE** trial at any time, without the need for me to provide any particular reason.

### Data protection and usage

I hereby declare and consent that ..... (Organisation's name – ex. Pannon Business Network, 9027 Győr, Gesztenyefa str. 4., represented by Ákos Éder) may handle my personal data, which I gave them voluntarily, for the realization of the **STAGE** (Streaming of Theatre and Arts for old aGe Entertainment) project trial phase.

I allow the organization to forward my data to their partner they have contract with for the realization of the project, to handle my data fairly and legally, and only for the goals that were explained to me.

For securing my data, all the above mentioned organisations need to fulfil all the relevant national and international legislations.

I, the undersigned, also state that I understood the above mentioned project, its goals, the proposed ways and purpose of usage of my personal data, the data protection disposition, and I agree to anonymize my data during the project lifetime.

I agree to the usage of my personal data for indefinite time, until the data users have not received any other written declaration of not allowing them to further use my data.

In case of my withdrawal from the project, the data users must delete my personal data out of their system, so that it may be unrecoverable and untraceable. The anonymized data and statistical information, however, must not be deleted and the data users are allowed to use these unlimitedly for the realization of the project scientific purpose.



For the above described usage of my data in the project and for my participation in the trial period, I was not asked to pay any fee and no compensation is allowed towards me.

Usage of the **STAGE** platform

I hereby state that I understood the **STAGE** platform usage and I have received an introduction about the project purpose and the platform itself.

I also understand that the **STAGE** project or any of its participating partner organisations are not in charge for any damage and misuse caused by any other programs or applications that I may have installed.

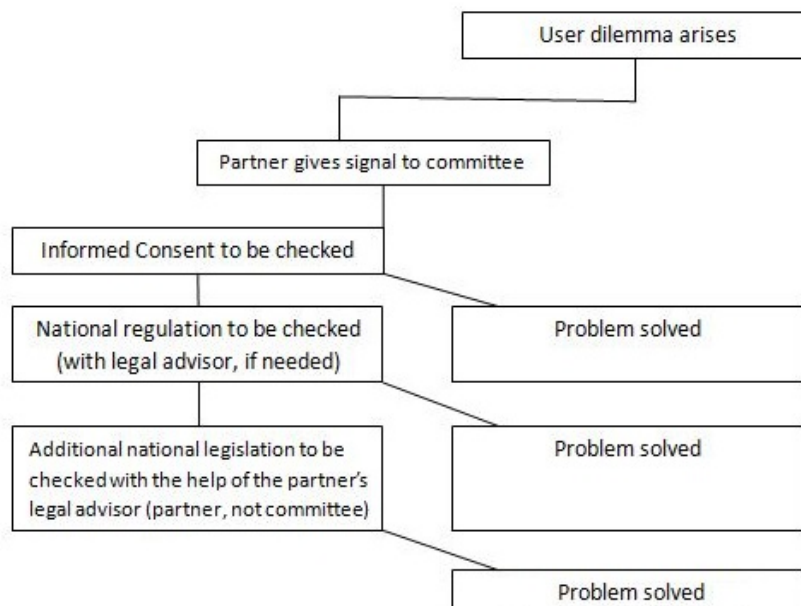
I hereby state that I will not misuse the platform and any device provided to me by the project, and will not share them with other persons. I will therefore not hand out my own username and password to any other third person or organisation for being able to watch any content on their own devices.

I hereby acknowledge that I read and understood all the above statements and I am clear with my possibilities and responsibilities towards the realisation.

---

## 2.4. Handling of ethical issues

Figure 1 below illustrates the chain of actions that partners and the Ethical Committee should follow when a user issue arises. The ensuing paragraphs explain each of these actions.



*Figure 1. Handling of user issues*



### 2.4.1. User issues

In cases where ethical issues arise (e.g. replacing a user after withdrawal from the trial, sharing the registration or device involved in the project with other persons etc.) project partners must inform the Ethical Committee and ask for intervention or just to find a solution, if needed.

The Ethical Committee should employ the following sources, in this order, to find an authoritative regulation:

**a. Informed consent** The informed consent consists of the fundamental topics concerning end user's rights and obligations, so it could provide the easiest way to find proper guidelines.

#### **b. Common (European Union) and national legislations in this deliverable**

If the informed consent does not include appropriate regulations, the Committee should start searching for it in the legislations mentioned above. Since there is no person in the Committee who has professional legal knowledge, in case it couldn't find appropriate regulations, the Committee should ask for help from a legal advisor, who is responsible from the side of the partner where the ethical issue happened. In case of a very clear and easy-to-solve situation, the GA can find appropriate solutions without external support.

#### **c. Additional national legislations (out of scope of the Ethical Committee)**

If something special happens from the side of one of the end users, that is not covered by either of the sources above, the partner has to find regulation in its own national legislation (asking advice from a legal advisor, if possible).

### 2.4.2. Cultural Organisation issues

When it comes to Cultural Organisations, the most successful way to include them into the STAGE project could be to sign individual agreements with them (if needed), and consult with the national entity protecting copyright.

**This kind of contracts would require even deeper legal knowledge and they have to be unchallengeable, so using the help of a legal advisor could be very necessary or recommended, when they will be prepared and implemented.**

Due to the different nature of their cultural offer, it may be hard to create an integrated contract, which fits completely for all of them, but the consortium will seek to define a shared template that can be easily adapted to individual cases.

Because the involvement of Cultural Organisations in the project may be difficult, the partners should sign agreements with them which last at least for the whole duration of the trials with users.

If any problem would arise with a participating Cultural Organisation, its contract with the project partner should be the standard to handle the case. If the contract doesn't include anything about the



problem, the sources mentioned in section 2.4.1 come into force in the same order (first the national legislation content of the deliverable with the scope of the Ethical Committee; then the legislation of the country, where the Organisation is placed out of the scope of the Committee).

### 3. Legislation in the EU and in the participating countries.

**Each member state has an alignment with the European codification, ensuring common approach and understanding of all areas below.**

#### 3.1. Data protection

This section is dedicated to summarizing the different ways that data protection is enforced in the legislation of countries involved in this project, based on the material contributed by partners for regulation, starting with a common European regulation.

‘Data protection’ includes the related parts of the fundamental laws from the involved countries.

##### 3.1.1. European Union legislation

For the purposes of Directive 95/46/EC Of The European Parliament And Of The Council (of 24 October 1995) on the protection of individuals with regard to the processing of personal data and on the free movement of such data, the 'personal data' shall mean any information relating to an identified or identifiable natural person ('data subject'); an identifiable person is one who can be identified, directly or indirectly, in particular by reference to an identification number or to one or more factors specific to his physical, physiological, mental economic, cultural or social identity; while 'processing of personal data' ('processing') shall mean any operation or set of operations which is performed upon personal data, whether or not by automatic means, such as collection, recording, organization, storage, adaptation or alteration, retrieval, consultation, use, disclosure by transmission, dissemination or otherwise making available, alignment or combination, blocking, erasure or destruction.

During each intellectual property creation or usage (eg. software, databases, collections), personal data may be - even temporarily – the property of the author, which raises a number of privacy issues.

Precedents about this issue may be mentioned that the various computer software or mobile applications that specify personal information to register their users prior to or during start of use (eg. a variety of fitness mobile applications request data indicating the size of the user's physical endowments, the details of birth) and those data not only in connection with the operation of the program, but also for data management contributions for various marketing and market research, satisfaction surveys, this purpose, personal data has been entered by the user also may be transmitted to another operator.



These, as specified by the user's personal data are of extraordinary value to the producers of a variety of products and services providers, so who can receive them relevant to a particular user's habits without additional surveys, thereby force them to purchase products and use of their services by targeted ads.

### 3.1.2. Italy

**Legislative Decree no. 196/2003:** Consolidated data protection code, came into force on 1 January 2004. Brings together all the various laws, codes and regulations relating to data protection since 1996. It supersedes the Data Protection Act 1996 (no. 675/1996), which had come into effect in May 1997.

The Code governs all types of data processing, including online data processing. The main purpose of the Code is the general prohibition of the collection, storage, and use of personal data, unless the data subject has given his or her prior informed consent. Transparency is ensured by the adoption of codes of conduct and professional practice by service providers, and by the general duty of providing adequate information to data subjects. Security is guaranteed through the imposition of the “minimum safety measures” standard. In addition to the right to be informed, data subjects are entitled to several other rights, including the right to object to the processing of the data concerning them or to obtain the updating, correction, integration, or erasure of such data. Spamming is prohibited unless the subscriber or user has given his or her consent.

### 3.1.3. Cyprus

**The Processing of Personal Data (Protection of Individuals) Law of 2001** was introduced in the context of harmonization with the European Data Protection legislation and amended in 2003 in order to align domestic legislation with Directive 95/46/ EC of the European Parliament and the Council Decision of 24 October 1995 on the protection of individuals with regard to the processing of personal data and on the free movement of such data.

‘Personal data’ or merely ‘data’ are defined under section 2 of the Law as ‘all information which refers to a living data subject’. Anonymous data are not considered to be personal data. A simple email address, even though it may not disclose its owner’s identity, as well as the online habits of a person that can create his profile, can constitute personal data. ‘Sensitive data’ are data concerning racial or ethnic origin, political opinions, religious or philosophical beliefs, participation in a union, club or trade union organization, health, sexual life and sexual orientation, as well as anything relevant to criminal prosecutions or sentencing.

### 3.1.4. Romania

Two laws were adopted by the Romanian Parliament with the scope of implementing the conditions stipulated in Directive 95/46 on the protection of Individuals with regard to the Processing of Personal Data:



Law no. 677/2001 from 21<sup>st</sup> of November 2001 on the protection of individuals with regard to the processing of personal data and the free movement of such data (published in the Official Journal of Romania, Part I No. 790.5) consolidated version on 02/04/2012.

The National Supervisory Authority for Personal Data Processing is regulated by Law no. 102/2005 related to the set-up, organization and functioning of the authority. The National Supervisory Authority for Personal Data Processing is located in Bucharest and functions as a public authority, autonomous and independent in relation with any other public authority, natural or legal person, with legal personality, exercising its attributions according to the above mentioned law, as well as to the special laws regulating the activity of personal data processing and the free movement of the data. The Authority aims at protecting the fundamental human rights and liberties of the free movement of these data.

### 3.1.5. Poland

#### **Personal Data Act 1997 (with relevant amendments)**

The processing of personal data can be carried out in the public interest, the interest of the data subject, or the interest of any third party, within the scope and subject to the procedure provided for by the Act.

#### **Territorial scope:**

The Act shall apply to state authorities, territorial self-government authorities, as well as to state and municipal organizational units, non-public bodies carrying out public tasks, natural and legal persons and organizational units not being legal persons, if they are involved in the processing of personal data as a part of their business or professional activity or the implementation of statutory objectives having the seat or residing in the territory of the Republic of Poland or in a third country, if they are involved in the processing of personal data by technical means located in the territory of the Republic of Poland.

#### **The Act shall not apply to:**

Natural persons involved in the processing of data for personal or domestic purposes exclusively, subjects having the seat or residing in a third country, making use of technical means located in the territory of the Republic of Poland for the transfer of data exclusively, press journalistic activity within the meaning of the Act of January 26, 1984 – Press Law (except for the provisions of Art. 14-19 and Art. 36 paragraph 1) and literary and artistic activity, unless the freedom of expression and information dissemination considerably violates the rights and freedoms of the data subject.

Personal data shall mean any information relating to an identified or identifiable natural person. An identifiable person is the one who can be identified, directly or indirectly, in particular by reference to an identification number or to one or more factors specific to his/her physical, physiological, mental, economic, cultural or social identity. A piece of information shall not be regarded as identifying where the identification requires an unreasonable amount of time, cost and manpower.



The supervisory authority for the protection of personal data is the Inspector General. For Personal Data Protection who performs his/her duties assisted by the Bureau of the Inspector General for Personal Data Protection. In case of any breach of the provisions on personal data protection, the Inspector General shall remedy the negligence, complete, update, correct, disclose, or not to disclose personal data, apply additional measures protecting the collected personal data, suspend the flow of personal data to a third country, safeguard the data or to transfer them to other subjects, erase the personal data.

### **Regulations of the Minister of Interior and Administration**

Regulation of 29 April 2004 specifies the type and the scope of documentation on describing the way data are processed and the technical and organizational means ensuring the protection of the processed data; commensurate with the risks and with the category of protected data; the main technical and organizational requirements to be fulfilled by IT systems and devices used to process personal data; the requirements applied to recording of data disclosure and to the security of data processing.

### **3.1.6. Hungary**

#### **Act CXII of 2011 on information self-determination and freedom of information**

Leading Act about the informational autonomy and information freedom.

Must be taking into account when setting up legal background of a platform: what kind of rights an elderly person has related to his individual autonomy, also to see how personal data has to be managed.

§ 4 (1) Personal data may only be used in specified exercise of a right or obligation. At every stage of the data processing must comply with the objective of data management, data recording and management should be fair and lawful.

(2) Only the kind of personal data is allowed to process, which is essential for the realization of the objective of data management, for achieving its goal. The personal data could only be used for the time and extent necessary to achieve the main purposes.

(3) The personal data will retain its status during the data processing, as long as the data connection can be restored. The connection with the person concerned could only be restored, if the data controller has the technical conditions necessary for restoration.

(4) During the data management data accuracy, completeness and - if necessary for the purpose of data management view - up to dating shall be ensured, and that the data subject can be identified only as long as necessary for the purpose of processing the data subject.

(5) The treatment of personal data must be seen as fair and legitimate, if the person who wants to get to know the opinion of the data subject is attending him/her in his/her home in favour of the data subject's freedom of expression, but only in the case if the way of processing the data is legal and treated in the right way. The personal request could not be on non-working days.





### 3.2. Data processing

This chapter is about how to process user data fairly and properly while the project is on-going. It also specifies when it is necessary to process the data and what kind of directives should be applied while processing them per country.

#### 3.2.1. European Union

According to the Directive 95/46/EC personal data may be processed only if:

- the data subject has unambiguously given his consent; or
- processing is necessary for the performance of a contract to which the data subject is party; or
- processing is necessary for compliance with a legal obligation to which the controller is subject; or
- processing is necessary in order to protect the vital interests of the data subject; or
- processing is necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the controller or in a third party to whom the data are disclosed; or
- processing is necessary for the purposes of the legitimate interests pursued by the controller or by the third party or parties to whom the data are disclosed, except where such interests are overridden by the interests for fundamental rights and freedoms of the data subject.

Personal data must be processed fairly and lawfully, collected for specified, explicit and legitimate purposes. Personal data must be adequate, relevant and not excessive in relation to the purposes, accurate and where necessary, kept up to date, every reasonable step must be taken to ensure that data which are inaccurate or incomplete, having regard to the purposes for which they were collected or for which they are further processed are erased or rectified, and data must be stored for no longer than its necessary and according to the goals of collection.

The Directive establishes particularly stringent rules on the processing of personal data which revealing racial or ethnic origin, political opinions, religious or philosophical beliefs, trade-union membership, and the processing of data concerning health or sex life.

The person whose data are processed may practice the following rights:

- the right to request for information: the data controller must inform certain information (data processor, the purposes of the processing for which the data are intended, the recipients of the data etc.) to the data subject from whom it collects the relevant data;
- the data subject's right of access to data;



- the data subject's right to object: for those concerned to ensure that legitimate grounds to object to the processing of data concerning him. Moreover, shall grant the data subject the right to object, on request and free of charge, to the processing of personal data relating to him which the controller anticipates being processed for the purposes of direct marketing.

### 3.2.2. Italy

#### **Code of Conduct and Professional Practice**

##### Section 133

The Garante shall encourage, pursuant to Section 12, adoption of a code of conduct and professional practice applying to the processing of personal data by providers of communication and information services supplied by means of electronic communications networks, with particular regard to the criteria to ensure and streamline adequate information and awareness by users of public and private electronic communications networks as to the categories of personal data processed and the mechanisms for such processing — in particular, by providing information notices online using simple means and in an interactive manner, so as to enhance openness and fairness in respect of the users as well as full compliance with the principles referred to in Section 11 also with a view to certifying quality of the implemented mechanisms and the security level afforded.

**Data minimisation:** Section 3 of the code introduces the element of data minimisation into Italian data protection. The code encourages organisations to make use of non-personal data whenever possible.

#### **Main Electronic Communications Data**

**The new code has implemented the provisions contained in the E-Communications Privacy Directive (see Title 10, Part 2 of the code).**

Main features:

- electronic marketing which requires organisations to obtain prior consent before sending electronic marketing to consumers
- ban on sending e-marketing from anonymous addresses - this is a breach of the data protection code as the data controller has withheld its identity
- communications service providers (CSPs) are permitted to retain data for only a six-month period in order to deal with disputes over billing and subscriber services

### 3.2.3. Cyprus

Personal data may be processed only if the data subject has unambiguously given his consent. personal data may be processed without the data subject's consent where:



- (a) processing is necessary for compliance with a legal obligation to which the controller is subject;
- (b) processing is necessary for the performance of a contract to which the data subject is party, or in order to take measures at the data subject's request prior to entering into a contract;
- (c) processing is necessary in order to protect the vital interests of the data subject;
- (d) processing is necessary for the performance of a task carried out in the public interest or in the exercise of public authority vested in the controller or a third party to whom the data are communicated;
- (e) processing is necessary for the purposes of the legitimate interests pursued by the controller or by the third party to whom the personal data are communicated, on condition that such interests override the rights, interests and fundamental freedoms of the data subjects.

### 3.2.4. Romania

According to the above mentioned law, any processing of personal data can be performed only if the data subject has given express and unequivocal consent to the processing. The personal data intended to be processed must be:

- Processed in good faith and in accordance with the legal provisions in force.
- Collected for specified, explicit and legitimate purposes; further processing of personal data for statistical, historical or scientific research shall not be considered incompatible with the purpose of collection if carried out in compliance with its Act, including those concerning the notification to the supervisory authority and with the guarantees concerning the processing of personal data provided by the rules governing the statistical, historical or scientific research.
- Adequate, relevant and not excessive in relation to the purpose for which they are collected and subsequently processed.

### 3.2.5. Poland

The processing of data is permitted only if the data subject has given his/her consent, unless the processing consists in erasure of personal data; Processing is necessary for the purpose of exercise of rights and duties resulting from a legal provision; Processing is necessary for the performance of a contract to which the data subject is a party or in order to take steps at the request of the data subject prior to entering into a contract; Processing is necessary for the performance of tasks provided for by law and carried out in the public interest; Processing is necessary for the purpose of the legitimate interests pursued by the controllers or data recipients, provided that the processing does not violate the rights and freedoms of the data subject. "Legitimate interests" are considered to be direct marketing of own products or services provided by the controller or vindication of claims resulting from economic activity.

In case where the data have not been obtained from the data subject, the controller is obliged to provide the data subject with information regarding the address of its seat and its full name, the purpose and the scope of data collection, and in particular, about the data recipients or categories of recipients, the source of data, the existence of the data subject's right of access to his/her data and the right to rectify these data and the powers resulting from Article 32 paragraph 1



point 7 and 8. The above do not apply where the provision of other law provides or allows for personal data collection without the need to notify the data subject, the data are necessary for scientific, didactic, historical, statistic or public opinion research, the processing of such data does not violate the rights or freedoms of the data subject, and the fulfilment of the terms and conditions determined by paragraph 1 would involve disproportionate efforts or endanger the success of the research, or the data are processed on the basis of legal provisions.

### 3.2.6. Hungary

As the Act CXII of 2011 on the Right of Informational Self-Determination and on Freedom of Information:

#### §5. Legal basis of data processing

##### Section 5

(1) Personal data may be processed under the following circumstances:

- a) when the data subject has given his consent, or
- b) when processing is necessary as decreed by law or by a local authority based on authorization conferred by law concerning specific data defined therein for the performance of a task carried out in the public interest (hereinafter referred to as “mandatory processing”).

(2) Special data may be processed according to Section 6, and under the following circumstances:

- a) when the data subject has given his consent in writing, or
- b) when processing is necessary for the implementation of an international agreement promulgated by an act concerning the data under Point 3.a) of Section 3, or if prescribed by law in connection with the enforcement of fundamental rights afforded by the Fundamental Law, or for reasons of national security or national defence, or law enforcement purposes for the prevention or prosecution of criminal activities, or
- c) when processing is necessary for the performance of a task carried out in the public interest concerning the data under Point 3.b) of Section 3.

(3) Where data processing is mandatory, the type of data, the purpose and the conditions of processing, access to such data, the duration of the proposed processing operation, and the controller shall be specified by the statute or municipal decree in which it is ordered.

(4) Personal data that concern criminal offenses and are being processed for the purposes of preventing, investigating, detecting and prosecuting criminal offences and data files containing information pertaining to misdemeanour cases, civil cases and non-contentious proceedings may only be processed by central or local government authorities.

##### Section 6

(1) Personal data may be processed also if obtaining the data subject’s consent is impossible or it would give rise to disproportionate costs, and the processing of personal data is necessary:

- a) for compliance with a legal obligation pertaining to the data controller, or



b) for the purposes of the legitimate interests pursued by the controller or by a third party, and enforcing these interests is considered proportionate to the limitation of the right for the protection of personal data.

(2) If the data subject is unable to give his consent on account of lacking legal capacity or for any other reason beyond his control, the processing of his personal data is allowed to the extent necessary and for the length of time such reasons persist, to protect the vital interests of the data subject or of another person, or in order to prevent or avert an imminent danger posing a threat to the lives, physical integrity or property of persons.

(3) The statement of consent of minors over the age of sixteen shall be considered valid without the permission or subsequent approval of their legal representative.

(4) Where processing under consent is necessary for the performance of a contract with the controller in writing, the contract shall contain all information that is to be made available to the data subject under this Act in connection with the processing of personal data, such as the description of the data involved, the duration of the proposed processing operation, the purpose of processing, the transmission of data, the recipients and the use of a data processor. The contract must clearly indicate the data subject's signature and explicit consent for having his data processed as stipulated in the contract.

(5) Where personal data is recorded under the data subject's consent, the controller shall - unless otherwise provided for by law - be able to process the data recorded where this is necessary:

a) for compliance with a legal obligation pertaining to the controller, or

b) for the purposes of legitimate interests pursued by the controller or by a third party, if enforcing these interests is considered proportionate to the limitation of the right for the protection of personal data, without the data subject's further consent, or after the data subject having withdrawn his consent.

(6) In court proceedings and administrative proceedings of the authorities launched upon the data subject's request or initiative, as regards the personal data necessary to carry out the proceedings, and in other cases opened at the data subject's request, as regards the personal data he has supplied, the data subject's consent shall be deemed to have been granted.

(7) The consent of the data subject shall be considered granted in connection with any personal data he has conveyed to the public or has supplied for dissemination when making a public appearance.

(8) If there is any doubt, it is to be presumed that the data subject failed to provide his consent.

### 3.3. Handling of sensitive data

Handling of data is an essential element of the regulatory guidelines. It is to ensure the adequate and equal treatment of individual users.

As in the previous sections above, regulations collected country by country are also presented here.

#### 3.3.1. European Union

The legislation concerning "sensitive data":



The rationale behind regulating particular categories of data in a different way stems from the presumption that misuse of these data could have more severe consequences on the individual's fundamental rights, such as the right to privacy and non-discrimination, than misuse of other, "normal" personal data. Misuse of sensitive data, such as health data or sexual orientation (e.g. if publicly revealed), may be irreversible and have long-term consequences for the individual as well as his social environment. For this reason, the Convention and the Directive make the processing of data which by their nature are regarded as sensitive dependent on certain safeguards and conditions, which go beyond the conditions for the processing of other personal data.

**Art. 6 of the Council of Europe Data Protection Convention No. 108** Article 6 of the Council Convention No. 108 covers "special categories of data".

These include personal data revealing **racial origin, political opinions or religious or other beliefs, as well as personal data concerning health or sexual life or criminal convictions.**

Art. 6 prohibits automatic processing of such data "unless domestic law provides appropriate safeguards".

Under Art. 9 no. 2 of the Convention, exceptions to this prohibition may be allowed only when provided for by national law and when they constitute "a necessary measure in a democratic society in the interests of:

- a. protecting State security, public safety, the monetary interests of the State or the suppression of criminal offences;
- b. protecting the data subject or the rights and freedoms of others."

According to Article 11, the Convention sets only minimum standards for the processing of personal data, including the processing of special categories of data as defined in Art. 6, and parties to the Convention may derogate from these standards at national level.<sup>3</sup> It is important to notice that the Convention neither defines the data categories nor the "safeguards" mentioned in Art. 6, thus leaving the parties significant discretion in this respect and thereby accepting the possibility of differences between national regulatory regimes.

### **Art. 8 Directive 95/46/EC**

With Art. 8 of the Data Protection Directive (95/46/EC), EU law contains an explicit provision on the processing of "special categories of personal data". Art.8 of the Directive sets out specific preconditions for the processing of sensitive data which apply in addition to the general rules on data processing in Art.6 and Art.7 of the Directive.

Art. 8 (1) of the Directive contains a general prohibition on processing personal data revealing racial or ethnic origin, political opinions, religious or philosophical beliefs, trade-union membership, and the processing of data concerning health or sex life. Other than the categories "ethnic origin", "philosophical beliefs", "trade-union membership" and data concerning criminal convictions Art. 8 of the Directive thus covers the same types of sensitive data as Art. 6 of the Council of Europe Convention No. 108.



The term “**data revealing racial or ethnic origin, political opinions, religious or philosophical beliefs, trade-union membership**” is to be understood that not only data which by its nature contains sensitive information is covered by this provision, but also data from which sensitive information with regard to an individual can be concluded. Article 8 (2) – (4) of Directive 95/46/EC provides for specific exceptions from this prohibition.

Under Art. 8 (2), sensitive data as defined in (1) may be processed under the following conditions: the data subject has given his explicit consent to the processing of those data (a); the processing is necessary for the purposes of carrying out the obligations of the controller in the field of employment law (b); the processing is necessary to protect the vital interests of the data subject or of another person (c); the processing is carried out in the course of legitimate activities by a non-profit-seeking body with a political, philosophical, religious or trade-union aim (d); or the processing relates to data which are manifestly made public by the data subject or is necessary for the establishment, exercise or defence of legal claims (e).

Under Art. 8 (3), processing is allowed where it is “required for the purposes of preventive medicine, medical diagnosis, the provision of care or treatment or the management of healthcare services”.

Art. 8 (4) contains a catch-all provision allowing the processing of sensitive data for reasons other than those mentioned in Art. 8 (2) “for reasons of substantial public interest (...) either by national law or by decision of the supervisory authority”. Recital 34 of the Directive lists as examples the areas of public health, social protection, scientific research and government statistics.

Art. 8 (5) is equally broad, stating that the “processing of data relating to offences, criminal convictions or security measures may be carried out only under the control of official authority, or subject to derogations under national provisions providing suitable specific safeguards”. Paragraph 5 thus represents an independent provision on the processing of data relating to offences, as such data – different from Art. 6 Council Convention No. 108 (above 1.) – are not regarded as sensitive data in the meaning of Art. 8 (1) and are thus not covered by the general prohibition on processing under (1). Lastly, under Art. 8 (7) the Member States may “determine the conditions under which a national identification number or any other identifier of general application may be processed”. The processing of national identification numbers or similar identifiers is also not regarded as processing of sensitive data in the meaning of Art. 8 (1)

### 3.3.2. Italy

Where the processing of personal data carries higher risks of harming data subjects by having regard, in particular, to genetic or biometric data banks, technology based on location data, data banks based on particular data processing techniques and the implementation of special technology, the measures and precautions aimed at safeguarding data subjects shall have to be complied with as required by Section 17 and prior communication shall have to be given to the Garante as per Section 39.



An authorisation by the Italian DPA is required to enable private bodies **to process sensitive data** (see Section 26 of the DP Code). Additional safeguards apply to the processing of judicial data. To prevent private-sector data controllers from having to apply for ad-hoc authorizations, the DP Code provides (Section 40) that "general authorizations" may also be issued by the Italian DPA.

### 3.3.3. Cyprus

The collection and processing of sensitive data is prohibited except when one or more of the following conditions are fulfilled:

- (a) the data subject has given his explicit consent, unless such consent has been obtained illegally or is contrary to accepted moral values or a specific law provides that consent does not lift the prohibition;
- (b) processing is necessary so that the controller may fulfil his obligations or carry out his duties in the field of employment law;
- (c) processing is necessary to protect the vital interests of the data subject or of another person where the data subject is physically or legally incapable of giving his consent;
- (d) processing is carried out by a foundation, association or other non-profit-making organisation which has political, philosophical, religious or trade-union aims, and relates solely to its members and such other persons with whom they said association, foundation or organisation retains relations by reason of its purposes. Such data may be communicated to third parties only if the data subject gives his consent;
- (e) the processing relates solely to data which are made public by the data subject or are necessary for the establishment, exercise or defence of legal claims before the Court,
- (f) the processing relates to medical data and is performed by a person providing health services by profession and has a duty of confidentiality or is subject to relevant codes of conduct, on condition that the processing is necessary for the purposes of preventive medicine, medical diagnosis, the provision of care or the management of health-care services;
- (g) processing is necessary for the purposes of national needs or national security, as well as criminal and reform policy, and is performed by a service of the Republic or an Organisation or Foundation authorized for this purpose by a service of the Republic and relates to the detection of crimes, criminal convictions, security measures and investigation of mass destructions;
- (h) processing is performed solely for statistical, research, scientific and historical purposes, on condition that all the necessary measures are taken for the protection of the data subjects;
- (i) processing is performed solely for journalistic purposes or in the framework of artistic expression and as long as the right to privacy and family life is not violated.

### 3.3.4. Poland

Processing of sensitive personal data (racial or ethnic origin, political opinions, religious or philosophical beliefs, religious, party or trade-union membership, as well as the processing of data concerning health, genetic code, addictions or sex life and data relating to convictions, decisions on





penalty, fines and other decisions issued in court or administrative proceedings shall) is prohibited unless the data subject has given his/her written consent.

Processing of such data is allowed when the data subject has given his/her written consent, or the provisions of other statute provide for the processing of such data without the data subject's consent and provide for adequate safeguards etc.

### 3.3.5. Hungary

As the Act CXII of 2011 describes in § 3. of Chapter 1:

3. 'special data' shall mean:

- a) personal data revealing racial origin or nationality, political opinions and any affiliation with political parties, religious or philosophical beliefs or trade-union membership, and personal data concerning sex life,
- b) personal data concerning health, pathological addictions, or criminal record; 4. 'criminal personal data' shall mean personal data relating to the data subject

The processing of sensitive data is defined in § 5:

Special data may be processed according to Section 6, and under the following circumstances:

- a) when the data subject has given his consent in writing, or
- b) when processing is necessary for the implementation of an international agreement promulgated by an act concerning the data under Point 3.a) of Section 3, or if prescribed by law in connection with the enforcement of fundamental rights afforded by the Fundamental Law, or for reasons of national security or national defence, or law enforcement purposes for the prevention or prosecution of criminal activities, or
- c) when processing is necessary for the performance of a task carried out in the public interest concerning the data under Point 3.b) of Section 3.

## 3.4. Data subject's rights

This section is written about one of the most important parts of the regulation; it is about the data subject's rights connected to their involvement in the project. You can also find some relevant information in the previous three sections above, but the main legislation is presented here.

### 3.4.1. European Union

The data subject must be informed before personal data are disclosed for the first time to third parties or used on their behalf for the purposes of direct marketing, and to be offered the right to object free of charge to such disclosures or uses.



According to the Directive shall provide for the right of every person to a judicial remedy for any breach of the rights guaranteed him by the national law applicable to the processing in question. Within the meaning the Directive shall provide that any person who has suffered damage as a result of an unlawful processing operation is entitled to receive compensation from the controller for the damage suffered.

This existing Directive will be replaced by Regulation (Eu) 2016/679 Of The European Parliament And Of The Council (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, and repealing Directive 95/46/EC (General Data Protection Regulation) and Directive of repealing of Regulation on 95/46/EC (Data Protection Directive), which rules should apply from 25 May 2018. The transition period must be for individual Member States to adapt their national legislation with the Directive, and the application of the Directive enforcers to prepare.

### 3.4.2. Italy

A supervisory authority is tasked with verifying compliance of data processing with laws and regulations, responding to data subjects' complaints, and blocking unlawful or unfair data processing operations. Administrative, nonjudicial, or judicial remedies to protect rights of data subjects are foreseen.

#### **Data subjects' rights/Decision taking**

Individuals do not have to demonstrate that damage or distress has been caused as a result of a data protection breach; they merely have to demonstrate that their privacy has been breached.

**International Data Transfers** - The new data protection code has incorporated and, to some extent, updated the previous rules on data transfers (data transfers are addressed in Sections 42-45 of the code). Whereas previously businesses had to notify the Garante of their intention to transfer data outside the EU, under the new system companies will only have to provide notification in cases in which the transfer of data could prejudice data subjects' rights (see the Notification section).

**Notification process:** Simplified in cases where data processing does not adversely affect the rights and freedoms of data subjects. Organisations are only required to notify the Garante (Italian Data Protection Authority) when processing higher-risk categories of data. These include genetic and biometric data, data processed for the purpose of analysing or profiling individuals, and credit-related information (see Section 37 of the code for additional details).

#### **Main Features as to Compliance and Enforcement**

**Complaints** - Data subjects can settle disputes either through the courts or by lodging a complaint with the Garante in case they have been prevented from exercising access/erasure/updating rights (as per Section 7 of the code).



### 3.4.3. Cyprus

Transmission of data which have undergone processing or are intended for processing after their transmission to any country shall be permitted after a license of the Commissioner.

At the time of collection of the personal data the controller shall provide the data subject info about his identity and the purpose of the processing.

Every person has the right to know whether the personal data relating to him are or were processed.

The data subject has the right to object, at any time, on compelling legitimate grounds relating to his particular situation, to the processing of data relating to him. The objection shall be in writing and addressed to the controller, and must contain a request for specific action to be taken, such as rectification, temporary abstention from use, blocking, abstention from transmission or erasure. The controller must reply in writing on these objections within fifteen days from the submission of the request.

A Commissioner for the Protection of Personal Data is appointed, with relevant duties such as the issue directions for the uniform application of provisions concerning the protection of individuals with regard to the processing of personal data, to examine complaints relating to the application of this Law and the protection of the rights of the applicants etc.

#### **Notification**

The controller must notify the Commissioner in writing about the establishment and operation of a filing system or the commencement of processing. The controller must state his full name, business name or title and his address, the address where the filing system is established or the main equipment necessary for the processing is installed, a description of the purpose of the processing of the data which are or are intended to be processed or which are included or intended to be included in the filing system, a description of the category or categories of data subjects, the categories of data which are or are intended to be processed or which are included or intended to be included in the filing system, the period of time for which he intends to carry out the processing or to keep the filing system, the recipients or categories of recipients to whom he communicates or may communicate the data, the proposed transmissions of data to third countries and the purpose thereof, the basic characteristics of the system and the measures for the security of the filing system or of the processing.

The controller is discharged from the obligation to notify in some cases, for example where processing is performed solely for purposes directly connected with the work to be done and is necessary for the fulfilment of a legal obligation or for the performance of a contract provided that



the data subject has been previously informed or processing is performed by doctors or other persons who provide health services and concerns medical data.

Persons who provide health services such as clinics, hospitals, health centers, recovery and detoxication centers, insurance funds and insurance companies as well as the controllers of personal data when the processing is performed in the framework of programs relating to telemedicine operations or provision of medical services through a network, are not excluded from this provision.

#### 3.4.4. Romania

The National Supervisory Authority's power and duties are set up by Law no. 677/2001 on the protection of individuals with regard to the processing of personal data and the free movement of such data. As a guarantee of achieving the stated purpose of the framework law, the following the rights belonging to the person concerned were expressly provided for by the legislature:

- The right to information (art. 12);
- The right of access to data (art. 13);
- The right to change the data (Art. 14);
- The right to object (art. 15);
- The right not to be subjected to an individual decision (art. 17);
- The right to go to court (art. 18).

The legislation related to the protection and care in Romania of older people also includes the Law No. 17/2000 – Social care of Old people, and the Ordinance no. 246 / 2006 – Approval of minimal specific quality standards for old people.

#### 3.4.5. Poland

Data Subject has the right to control the processing of his/her personal data contained in the filing systems, particularly to obtain extensive information on whether such system exists, obtain information since when his/her personal data are being processed and communication to him/her in an intelligible form of the content of the data etc.

#### 3.4.6. Hungary

The data subject may request from the data controller:

- a) information on his personal data being processed,
- b) the rectification of his personal data, and
- c) the erasure or blocking of his personal data, save where processing is rendered mandatory.

#### **Requirement of preliminary information of the data subject**

(1) Prior to data processing being initiated the data subject shall be informed whether his consent is required or processing is mandatory.

(2) Before processing operations are carried out the data subject shall be clearly and elaborately informed of all aspects concerning the processing of his personal data, such as the purpose for which



his data is required and the legal basis, the person entitled to control the data and to carry out the processing, the duration of the proposed processing operation, if the data subject's personal data is processed in accordance with Subsection (5) of Section 6, and the persons to whom his data may be disclosed. Information shall also be provided on the data subject's rights and remedies.

(3) In the case of mandatory processing such information may be supplied by way of publishing reference to the legislation containing the information referred to in Subsection (2).

(4) If the provision of personal information to the data subject proves impossible or would involve disproportionate costs, the obligation of information may be satisfied by the public disclosure of the following:

- a) an indication of the fact that data is being collected;
- b) the data subjects targeted;
- c) the purpose of data collection;
- d) the duration of the proposed processing operation;
- e) the potential data controllers with the right of access;
- f) the right of data subjects and remedies available relating to data processing; and
- g) where the processing operation has to be registered, the number assigned in the data protection register, with the exception of Subsection (2) of Section 68.

#### **The data subject's right to object to the processing of his personal data**

The data subject shall have the right to object to the processing of data relating to him:

- a) if processing or disclosure is carried out solely for the purpose of discharging the controller's legal obligation or for enforcing the rights and legitimate interests of the controller, the recipient or a third party, unless processing is mandatory;
- b) if personal data is used or disclosed for the purposes of direct marketing, public opinion polling or scientific research; and
- c) in all other cases prescribed by law.

(2) In the event of objection, the controller shall investigate the cause of objection within the shortest possible time inside a fifteen-day time period, adopt a decision as to merits and shall notify the data subject in writing of its decision.

(3) If, according to the findings of the controller, the data subject's objection is justified, the controller shall terminate all processing operations (including data collection and transmission), block the data involved and notify all recipients to whom any of these data had previously been transferred concerning the objection and the ensuing measures, upon which these recipients shall also take measures regarding the enforcement of the objection.

(4) If the data subject disagrees with the decision taken by the controller under Subsection (2), or if the controller fails to meet the deadline specified in Subsection (2), the data subject shall have the right under Section 22 to turn to court within thirty days of the date of delivery of the decision or from the last day of the time limit.

(5) If data that are necessary to assert the data recipient's rights are withheld owing to the data subject's objection, the data recipient shall have the right under Section 22 to turn to court against the controller within fifteen days from the date the decision is delivered under Subsection (2) in order to obtain the data. The controller is authorised to summon the data subject to court.



(6) If the data controller fails to send notice as specified in Subsection (3), the data recipient shall have the right to request information from the controller concerning the circumstances of non-disclosure, upon which the controller shall make available the information requested within eight days of receipt of the data recipient's request. Where information had been requested, the data recipient may bring an action against the controller within fifteen days from the date of receipt of the information, or from the deadline prescribed therefor. The controller is authorised to summon the data subject to court.

(7) The controller shall not delete the data of the data subject if processing has been prescribed by law. However, data may not be disclosed to the data recipient if the controller agrees with the objection or if the court has found the objection justified.



Appendix - Informed consents



**STREAMING OF THEATRE AND ARTS  
FOR OLD AGE ENTERTAINMENT**

Informed consent  
(English)



STAGE — *Streaming of Theatre and Arts for old aGe Entertainment* - is a European research project approved and funded within the Active and Assisted Living Programme. The project started in March 2016 and will continue until August 2018.

The main idea of the STAGE project is to provide older people with online access to streamed cultural events - such as theatre plays, concerts, opera performances, museum exhibits etc. -, that is easy, tailored to their needs, and affordable.

STAGE's objective is to develop an ICT platform offering cultural content in the form of videos (recorded, scheduled and live-streamed) provided by cultural institutions cooperating with the project.

The ICT platform will also include informative content about the available events and social features such as live chat rooms, comment section and rating of events, which will enable users to write comments and discuss their opinions and experience with the platform.

A simulated payment feature will also be included to test the suitability of the payment system that will be implemented for pay-per-view videos in the future commercial version of the platform, after the end of the project.

The platform will be developed and designed to be as easy-to-use as possible for older people, and generally to meet their needs and preferences in terms of both features and content.

In order to do this, the project includes a pilot trial that will last for a year and will involve older people in three European countries – Cyprus, Hungary and Italy - as prospective users. During the trial, participants will be directly involved in the definition of the features of the platform (through a process called co-design). They will be asked to provide their feedback and opinions on several aspects, mainly related to:

- the platform's graphical interface (its "look and feel");
- the general usability of the platform features;
- the quality and variety of available cultural content.

Participants will be recruited on a voluntary basis, and they will be able to withdraw at any time, without the need to provide justification.

All the data collected during the trial will be entirely anonymized and will only be used for the purposes of the project. As stated above, the platform contains a simulated payment feature: users of the pilot trials will never be asked to pay real money to watch any recorded video or live event available on the platform.

The payment procedure will be entirely simulated and will never involve actual money transactions during the pilot trials.

More details about this are provided in the informed consent, attached to this description.





### Declaration

I, the undersigned ..... (born: .....;: ....., address: .....) hereby declare and consent that I am voluntarily participating in the trial period of the **STAGE** (Streaming of Theatre and Arts for old aGe Entertainment) project.

I understand that within the testing period of the **STAGE** ICT platform, I will be able to use it for free. I will be allowed to use all the functions with no limitations and to watch unlimited cultural events (theatre presentations, concerts, ballet, etc.) which are available on the platform.

I also understood the main purpose of the project and I agree with the specified goals which were introduced to me before signing this declaration.

I understand, furthermore, that I will be able to withdraw from the **STAGE** trial at any time, without the need for me to provide any particular reason.

#### Data protection and usage

I hereby declare and consent that ..... (Organisation's name – ex. Pannon Business Network, 9027 Győr, Gesztenyefa str. 4., represented by Ákos Éder) may handle my personal data, which I gave them voluntarily, for the realization of the **STAGE** (Streaming of Theatre and Arts for old aGe Entertainment) project trial phase.

I allow the organization to forward my data to their partner they have contract with for the realization of the project, to handle my data fairly and legally, and only for the goals that were explained to me.

For securing my data, all the above mentioned organisations need to fulfil all the relevant national and international legislations.

I, the undersigned, also state that I understood the above mentioned project, its goals, the proposed ways and purpose of usage of my personal data, the data protection disposition, and I agree to anonymize my data during the project lifetime.

I agree to the usage of my personal data for indefinite time, until the data users have not received any other written declaration of not allowing them to further use my data.

In case of my withdrawal from the project, the data users must delete my personal data out of their system, so that it may be unrecoverable and untraceable. The anonymized data and statistical information, however, must not be deleted and the data users are allowed to use these unlimitedly for the realization of the project scientific purpose.



For the above described usage of my data in the project and for my participation in the trial period, I was not asked to pay any fee and no compensation is allowed towards me.

Usage of the **STAGE** platform

I hereby state that I understood the **STAGE** platform usage and I have received an introduction about the project purpose and the platform itself.

I also understand that the **STAGE** project or any of its participating partner organisations are not in charge for any damage and misuse caused by any other programs or applications that I may have installed.

I hereby state that I will not misuse the platform and any device provided to me by the project, and will not share them with other persons. I will therefore not hand out my own username and password to any other third person or organisation for being able to watch any content on their own devices.

I hereby acknowledge that I read and understood all the above statements and I am clear with my possibilities and responsibilities towards the realisation.

.....  
Signature

Date:



**STREAMING OF THEATRE AND ARTS  
FOR OLD AGE ENTERTAINMENT**

**CONSENSO INFORMATO  
(Italian)**



STAGE — *Streaming of Theatre and Arts for old aGe Entertainment* – è un progetto di ricerca europeo approvato e finanziato nell’ambito del Programma Active and Assisted Living. Il progetto è iniziato a marzo 2016 e continuerà fino ad agosto 2018.

L’idea centrale del progetto STAGE è quella di fornire alle persone anziane la possibilità di accedere in streaming a eventi culturali (quali rappresentazioni teatrali, concerti, opera, mostre museali ecc.), in modo facile, economico e adatto alle loro necessità.

L’obiettivo di STAGE è sviluppare una piattaforma online che offra contenuti culturali nella forma di video (registrati, programmati e in diretta), forniti da enti culturali che collaborano con il progetto.

La piattaforma includerà anche contenuti informativi sugli eventi disponibili, e funzionalità di tipo “social” come live chat, sezione commenti e valutazione degli eventi, che permetteranno agli utenti di scrivere commenti e discutere le loro opinioni ed esperienze con la piattaforma.

Sarà anche inclusa una funzionalità per simulare pagamenti di video distribuiti come *pay per view*, in modo da poter testare il sistema di pagamento che sarà implementato nella versione commerciale della piattaforma, dopo la conclusione del progetto.

La piattaforma sarà progettata e sviluppata in modo da essere il più possibile facile da usare per le persone anziane, e in generale per soddisfare le loro necessità e preferenze in termini sia di funzionalità, sia di contenuti.

Per fare questo, il progetto include una sperimentazione che durerà un anno e coinvolgerà persone anziane in tre paesi europei – Cipro, Italia e Ungheria – come utenti potenziali della piattaforma. Durante la sperimentazione, i partecipanti saranno coinvolti direttamente nella definizione delle funzionalità della piattaforma (tramite un processo chiamato “progettazione partecipata”).

Agli utenti sarà chiesto di fornire pareri e opinioni su vari aspetti, legati principalmente:

- all’interfaccia grafica della piattaforma (il suo aspetto estetico e funzionale);
- alla facilità d’uso in generale delle funzionalità della piattaforma;
- la qualità e la varietà dei contenuti culturali disponibili.

I partecipanti saranno coinvolti su base volontaria e potranno ritirarsi dalla sperimentazione in qualsiasi momento, senza necessità di fornire giustificazioni.

Tutti i dati raccolti durante la sperimentazione saranno del tutto anonimi e saranno usati solo per gli scope del progetto. Come detto sopra, la piattaforma prevede una funzionalità di pagamento simulato: agli utenti della sperimentazione non sarà mai chiesto di pagare realmente per guardare video registrati o eventi live disponibili sulla piattaforma.

La procedura di pagamento sarà interamente simulata e non prevederà mai transazione in denaro reale per tutta la durata della sperimentazione.

Maggiori dettagli su questo si trovano nel consenso informato, allegato a questa descrizione.



### Dichiarazione

Il/la sottoscritto/a ..... (Nato/a ..... il ....., residente in .....) con la presente dichiara il suo consenso a partecipare volontariamente alla fase di sperimentazione del progetto **STAGE** (*Streaming of Theatre and Arts for old aGe Entertainment*).

Dichiaro di essere consapevole che durante il periodo di sperimentazione della piattaforma ICT di **STAGE**, potrò utilizzare il servizio gratuitamente. Sono consapevole che mi sarà consentito l'utilizzo di tutte le sue funzionalità senza alcun tipo di limitazione e la visione di un numero illimitato di eventi culturali (spettacoli teatrali, concerti, spettacoli di danza, ecc.) disponibili all'interno della piattaforma.

Dichiaro di essere altresì consapevole dell'obiettivo primario del progetto e di convenire con i relativi obiettivi specifici presentatimi precedentemente all'atto di firma di questa dichiarazione.

Dichiaro, infine, di essere consapevole della possibilità di ritirarmi dalla fase di sperimentazione di **STAGE** in qualsiasi momento, senza alcun obbligo di presentare motivazioni specifiche.

#### Protezione e utilizzo dei dati

Con la presente dichiaro che.....situato in via..... (Nome e indirizzo dell'ente, ad esempio: ANCS, Via Amaretta, 28 – 00133 Roma) nella persona di....., potrà gestire i miei dati personali, da me forniti volontariamente, per l'attuazione della fase sperimentale del progetto **STAGE** (*Streaming of Theatre and Arts for old aGe Entertainment*).

Dichiaro di autorizzare l'ente ad inoltrare i miei dati personali ai partner con i quali, da contratto, collabora per la realizzazione del progetto, purché questi siano trattati in modo equo e conforme alla legge ed unicamente per i fini a me precedentemente illustrati.

Per la sicurezza dei miei dati, tutti gli enti sopracitati saranno tenuti a rispettare le normative pertinenti a livello nazionale e internazionale.

Il/la sottoscritto/a dichiara inoltre di aver compreso il progetto sopracitato, i suoi obiettivi, le modalità e lo scopo di utilizzo dei propri dati personali, le disposizioni in materia di protezione dei dati e di acconsentire all'anonimizzazione dei propri dati lungo tutta la durata del progetto.

Dichiaro di acconsentire all'utilizzo dei miei dati personali per un periodo di tempo indefinito, fino all'eventuale invio di una richiesta di interruzione del loro utilizzo agli enti responsabili della loro gestione.



Ad ogni modo, in caso di mio recesso dal progetto, gli enti responsabili della gestione dei miei dati personali saranno tenuti a cancellare gli stessi dal sistema, così che siano irrecuperabili e irrintracciabili. I dati in forma anonima e le informazioni statistiche non saranno però cancellati e gli enti incaricati del loro trattamento potranno continuare ad utilizzarli illimitatamente per i fini scientifici del progetto.

Dichiaro che per il sopradescritto utilizzo dei miei dati personali e per la partecipazione alla fase di sperimentazione del progetto, non è stato richiesto da parte mia il pagamento di alcuna quota e che non riceverò alcun tipo di compenso.

#### Utilizzo della piattaforma **STAGE**

Con la presente dichiaro di comprendere l'utilizzo della piattaforma **STAGE** e di aver ricevuto spiegazioni riguardo allo scopo del progetto e alla piattaforma stessa.

Dichiaro altresì di comprendere che il progetto **STAGE**, così come gli enti consorziati che vi partecipano, non saranno ritenuti responsabili di eventuali danni e/o usi indebiti causati da altri programmi o applicazioni da me eventualmente installati sul dispositivo fornitomi.

Dichiaro che non utilizzerò impropriamente la piattaforma e qualsiasi dispositivo mi sia fornito per gli scopi del progetto e che non li condividerò con altri individui. Non cederò quindi le mie credenziali (nome utente e password) a terze persone o organizzazioni per permettere loro la visualizzazione dei contenuti di **STAGE** su dispositivi di loro proprietà.

Con la presente confermo infine di aver letto e compreso tutte le dichiarazioni di cui sopra e di aver compreso le mie possibilità e responsabilità rispetto alla realizzazione del progetto.

.....

Firma

Data:



**ΖΩΝΤΑΝΗ ΠΡΟΒΟΛΗ ΘΕΑΤΡΟΥ ΚΑΙ ΤΕΧΝΩΝ ΓΙΑ  
ΣΚΟΠΟΥΣ ΨΥΧΑΓΩΓΙΑΣ ΗΛΙΚΙΩΜΕΝΩΝ**

**ΔΗΛΩΣΗ ΣΥΓΚΑΤΑΘΕΣΗΣ  
(Greek)**



STAGE — *Streaming of Theatre and Arts for old aGe Entertainment* – είναι ένα Ευρωπαϊκό ερευνητικό πρόγραμμα με εγκεκριμένη χορηγία από το Active and Assisted Living Programme. Το πρόγραμμα άρχισε τον Μάρτιο του 2016 και θα συνεχίσει μέχρι τον Αύγουστο του 2018.

Η κύρια ιδέα του προγράμματος STAGE είναι να παρέχει σε ανθρώπους άνω των εξήντα χρονών διαδικτυακή πρόσβαση σε μετάδοση πολιτιστικών εκδηλώσεων – όπως οι θεατρικές παραστάσεις, συναυλίες, παραστάσεις όπερας, εκθέσεις μουσείων κλπ. -, μέσω ενός εύκολου και οικονομικού τρόπου προσαρμοσμένο στις ανάγκες και προτιμήσεις τους.

Ο στόχος του STAGE είναι να αναπτύξει μια πλατφόρμα χρησιμοποιώντας Τεχνολογίες Πληροφορικής και Επικοινωνίας (ΤΠΕ) για να προσφέρει πολιτιστικό περιεχόμενο σε μορφή βίντεο (βιντεοσκοπημένα, προγραμματισμένα και ζωντανής μετάδοσης) τα οποία παρέχονται από πολιτιστικούς οργανισμούς που συνεργάζονται με το πρόγραμμα.

Η πλατφόρμα ΤΠΕ συμπεριλαμβάνει επίσης ενημερωτικό περιεχόμενο για τις διαθέσιμες εκδηλώσεις και κοινωνικά χαρακτηριστικά όπως για παράδειγμα live chat rooms, τμήμα για σχόλια και αξιολόγηση των εκδηλώσεων, τα οποία θα βοηθήσουν τους χρήστες να γράψουν σχόλια και να συζητήσουν τις απόψεις και εμπειρίες τους μέσω της πλατφόρμας.

Μια προσομοίωση πληρωμής θα συμπεριληφθεί για να δοκιμαστεί η καταλληλότητα του συστήματος πληρωμής που θα πραγματοποιείται πριν από την παρακολούθηση των βίντεο σε μελλοντική εμπορική εκδοχή της πλατφόρμας, μετά την ολοκλήρωση του προγράμματος.

Η πλατφόρμα θα αναπτυχθεί και σχεδιαστεί για να είναι όσο πιο ευκολόχρηστη γίνεται για ανθρώπους άνω των εξήντα χρονών, και γενικότερα για να καλύψει τις ανάγκες και προτιμήσεις τους ως προς το περιεχόμενο και τα χαρακτηριστικά.

Για να πραγματοποιηθεί αυτό, το πρόγραμμα συμπεριλαμβάνει δοκιμαστική περίοδο διάρκειας ενός χρόνου στην οποία θα εμπλακούν άνθρωποι άνω των εξήντα χρονών σε τρεις Ευρωπαϊκές χώρες – Κύπρο, Ουγγαρία και Ιταλία – ως υποψήφιοι χρήστες. Κατά την δοκιμαστική περίοδο, οι συμμετέχοντες θα εμπλέκονται άμεσα στον καθορισμό των χαρακτηριστικών της πλατφόρμας (μέσω μιας διαδικασίας που ονομάζεται συν-σχεδιασμός).

Θα τους ζητηθεί να παρέχουν ανατροφοδότηση και την άποψη τους σε διάφορες πτυχές, κυρίως σχετικά με:

- Τη γραφική διεπαφή της πλατφόρμας (το πώς το “βλέπουν και νιώθουν”),
- Τη γενική χρησιμότητα των χαρακτηριστικών της πλατφόρμας,
- Την ποιότητα και ποικιλία του διαθέσιμου πολιτιστικού περιεχομένου.

Η συμμετοχή τους θα είναι εθελοντική και δίνετε το δικαίωμα αποχώρησης από το πρόγραμμα ανά πάσα στιγμή, χωρίς να δοθεί εξήγηση για τους λόγους της αποχώρησης τους.

Όλα τα δεδομένα που συλλέγονται κατά την διάρκεια της πιλοτικής φάσης θα είναι εντελώς ανώνυμα και θα χρησιμοποιηθούν μόνο για τους σκοπούς του προγράμματος. Όπως προαναφέρθηκε πιο πάνω, η πλατφόρμα περιέχει προσομοίωση πληρωμής: κατά τη δοκιμαστική περίοδο, δεν θα ζητηθεί ποτέ από τους συμμετέχοντες να πραγματοποιήσουν πραγματική πληρωμή για να παρακολουθήσουν μια βιντεοσκοπημένη ή ζωντανής μετάδοσης εκδήλωση που είναι διαθέσιμη στην πλατφόρμα.

Η διαδικασία πληρωμής δεν θα περιλαμβάνει ποτέ πραγματική συναλλαγή χρημάτων κατά την διάρκεια της δοκιμαστικής περιόδου.





Περισσότερες πληροφορίες για αυτό θα βρείτε στην δήλωση συγκατάθεσης που επισυνάπτεται με το έγγραφο αυτό.

### Δήλωση

Ο/Η κάτωθι υπογεγραμμένος/η ..... (γεννηθείς την: .....: ....., διεύθυνση: .....) με την παρούσα δηλώνω και συναινώ στο να συμμετάσχω εθελοντικά στην δοκιμαστική περίοδο του έργου **STAGE** (Ζωντανή Προβολή Θεάτρου και Τεχνών για σκοπούς Ψυχαγωγίας Ηλικιωμένων).

Καταλαβαίνω ότι κατά τη διάρκεια της δοκιμαστικής περιόδου της πλατφόρμας **STAGE**, θα μπορώ να την χρησιμοποιώ χωρίς χρέωση. Θα μπορώ να χρησιμοποιώ όλες τις λειτουργίες χωρίς περιορισμούς και να παρακολουθώ απεριόριστες πολιτιστικές εκδηλώσεις (παρουσιάσεις θεάτρου, συναυλίες, μπαλέτο κλπ) οι οποίες είναι διαθέσιμες στην πλατφόρμα. Επίσης καταλαβαίνω τον κύριο σκοπό του έργου και συμφωνώ με τους συγκεκριμένους στόχους οι οποίοι μου επεξηγήθηκαν πριν από την υπογραφή της παρούσας δήλωσης.

Καταλαβαίνω, επίσης, ότι θα μπορώ να αποχωρήσω από τη δοκιμή του STAGE, ανά πάσα στιγμή, χωρίς να χρειάζεται να δώσω συγκεκριμένη εξήγηση.

### Προστασία δεδομένων και χρήση

Με την παρούσα δηλώνω και συναινώ στον Όμιλο Ματέρια (AgeCare Cyprus Ltd), Αθαλάσσης 41, 2221 Λατσιά, Λευκωσία, που αντιπροσωπεύεται από την Μαρίνα Πολυκάρπου, ΑΔΤ 749138) να χειριστεί τα προσωπικά μου δεδομένα, τα οποία παρέixa εθελοντικά, για την υλοποίηση της δοκιμαστικής φάσης του έργου **STAGE** (Ζωντανή Προβολή Θεάτρου και Τεχνών για ψυχαγωγία ηλικιωμένων) .

Συναινώ στην προώθηση των προσωπικών μου δεδομένων από τον Οργανισμό στους συνεργάτες του για σκοπούς υλοποίησης του έργου, και στην δίκαιη και νόμιμη χρήση των δεδομένων μου μόνο για τους σκοπούς τους οποίους μου επεξηγήθηκαν.

Για την ασφάλεια των δεδομένων μου, όλοι οι παραπάνω οργανισμοί πρέπει να πληρούν όλες τις σχετικές εθνικές και διεθνείς νομοθεσίες.

Ο/Η κάτωθι υπογεγραμμένος/η δηλώνω ότι καταλαβαίνω το πιο πάνω αναφερόμενο πρόγραμμα, τους στόχους του, τους προτεινόμενους τρόπους και σκοπούς χρήσης των δεδομένων μου, την διάταξη της προστασίας δεδομένων και συμφωνώ με την ανωνυμοποίηση των δεδομένων μου κατά τη διάρκεια του έργου.



Συναινών στη χρήση των προσωπικών μου δεδομένων για αόριστο χρόνο μέχρις ότου οι χρήστες δεδομένων λάβουν οποιαδήποτε άλλη γραπτή δήλωση σύμφωνα με την οποία που δεν επιτρέπεται η περαιτέρω χρήση των δεδομένων.

Σε περίπτωση αποχώρησης μου από το έργο, οι χρήστες των δεδομένων πρέπει να διαγράψουν τα προσωπικά μου δεδομένα από το σύστημά τους, έτσι ώστε να είναι μη επανακτήσιμα και μη ανιχνεύσιμα.

Τα ανώνυμα δεδομένα και στατιστικά στοιχεία, ωστόσο, δεν πρέπει να διαγραφούν και οι χρήστες των δεδομένων επιτρέπεται να χρησιμοποιούν αυτά απεριόριστα για την υλοποίηση του επιστημονικού σκοπού του έργου.

Για την πιο πάνω περιγραφείσα χρήση των δεδομένων μου στο έργο και για τη συμμετοχή μου στην δοκιμαστική περίοδο, δεν μου ζητήθηκε να πληρώσω οποιοδήποτε τέλος και καμία αποζημίωση δεν θα δοθεί προς το άτομό μου.

#### Χρήση της πλατφόρμας **STAGE**

Με την παρούσα δηλώνω ότι έχω κατανοήσει την χρήση της πλατφόρμας STAGE και έχω λάβει μια εισαγωγή για τους σκοπούς του έργου και την ίδια την πλατφόρμα.

Επίσης καταλαβαίνω ότι το έργο **STAGE** ή οποιασδήποτε από τις συμμετέχουσες οργανώσεις εταίρους του δεν είναι υπεύθυνοι για οποιαδήποτε ζημιά και κατάχρηση προκληθείσα από οποιαδήποτε άλλα προγράμματα ή εφαρμογές που μπορεί να έχουν εγκατασταθεί.

Δηλώνω ότι δεν θα προβώ σε κατάχρηση της πλατφόρμας και οποιαδήποτε συσκευή που παρέχεται σε μένα από το έργο, και δεν θα τα μοιραστώ με άλλα πρόσωπα. Ως εκ τούτου, δεν θα παραδώσω το δικό μου όνομα χρήστη και τον κωδικό πρόσβασης σε οποιοδήποτε άλλο τρίτο πρόσωπο ή οργανισμό για να παρακολουθήσουν οποιοδήποτε περιεχόμενο στις δικές τους συσκευές.

Δηλώνω ότι έχω διαβάσει και κατανοήσει όλες τις παραπάνω δηλώσεις και είμαι σαφής αναφορικά με τις δυνατότητες και τις ευθύνες μου προς την υλοποίηση.

.....

Υπογραφή

Ημερομηνία:



## STREAMING OF THEATRE AND ARTS FOR OLD AGE ENTERTAINMENT

Adatvédelmi nyilatkozat  
(Hungarian)



A STAGE (Színház és művészet sugárzása az idősök szórakoztatásáért) egy európai kutatási jellegű projekt, melyet az úgynevezett Active and Assisted Living Programme (Aktív és Támogatott Élet Program magyarul) fogadott el és támogatja működését.

A projekt 2016 márciusában indult el és 2018 augusztusában fog véget érni várhatóan.

A STAGE alapötlete az, hogy idősök számára internetes hozzáférést biztosítson kulturális események megtekintéséhez (pl. színházi darabokhoz, opera előadásokhoz, múzeumi kiállításokhoz, stb.) egy olyan weboldal segítségével, melyet az ő igényeik szerint fejlesztettek ki, így egyszerű kezelni, emellett anyagilag sem megterhelő számukra.

A projekt célja, hogy a létrehozott weboldalon mind élő, mind pedig rögzített felvételeket is biztosítson nézői számára kulturális eseményekről, melyeket a projektbe bevont kulturális intézmények segítségével igyekeznek a résztvevő partnerszervezetek elérhetővé tenni.

A weboldal információkat is közölni fog a rajta megjelenő videókról, továbbá közösségi funkciók is elérhetőek lesznek, mint például élő chat szobákban való beszélgetés. Emellett lehetősége lesz majd a felhasználóknak hozzászólásokat írni és értékelni az általuk megtekintett eseményeket, így megoszthatják egymással élményeiket és tapasztalataikat.

Egy befizetési tesztverziót is tartalmazni fog az oldal annak érdekében, hogy a befizetés menetét a lehető legkényelmesebbé tudja tenni jövőbeli felhasználói számára, akik az oldal kereskedelmi forgalomba hozott változatát fogják már használni.

Az oldal igyekszik majd az idősebb korosztály minden igényének megfelelni, beleértve ebbe a kezelhetőségi szempontjait és funkcióit, illetve tartalmát is.

Annak érdekében, hogy ezt minél magasabb szinten valósíthassák meg az oldal fejlesztői és első kézből érkező tapasztalatokhoz és véleményekhez jussanak potenciális felhasználóktól, három európai országban is idősekből álló tesztcsoportokat hoznak létre a partnerszervezetek, melyek: Ciprus, Magyarország és Olaszország. Egy 1 éves tesztperiódus keretében a felhasználók közvetlenül lesznek bevonva az oldal funkcióinak fejlesztési procedúrájába. Meghatározott időközönként kérdőívek kitöltésével tudnak visszacsatolást adni az oldal aktuális állapotával kapcsolatosan, mely kérdőívek fő témái az alábbiak lesznek várhatóan:

a weboldal megjelenése (hogyan néz ki és mennyire komfortos használni?);

a weboldal funkcióinak átláthatósága, használhatósága;

az elérhető videók skálájának szélessége és azok minősége.

A résztvevő felhasználók önként jelentkezhetnek, hogy részt vegyenek a tesztelési folyamatban és bármikor ki is léphetnek abból indoklás nélkül.

Az összes adat, melyet a partnerek begyűjtenek a projekt során, névtelenül lesz rögzítve és csak a projekttel összefüggésbe hozható témák kapcsán lesz vizsgálható.

Hangsúlyozandó, hogy természetesen a résztvevők ingyenesen és térítésmentesen vehetnek részt a projekt tesztelésében, minden videót ingyen tekinthetnek meg. A fizetési procedúra, melyről korábban már esett szó, csak szimuláció lesz, nem tényleges fizetés!

További részleteket olvashatnak az adatvédelmi/részvételi nyilatkozatban, melyet csatolunk ehhez a leíráshoz.



Én, alulírott ..... (szül.: .....: ....., lakcím: .....) ez úton kijelentem, hogy önkéntesen hozzájárulok ahhoz, hogy részt vegyek a **STAGE** (Streaming of Theatre and Arts for old aGe Entertainment - Színház és művészet sugárzása az idősek szórakoztatásáért) projekt teszt periódusában.

Megértettem, hogy a tesztidőszak alatt ingyenesen hozzáférhetek a számomra biztosított **STAGE** felhasználói fiókomhoz. Engedélyeztem lesz számomra az összes funkció korlátozások nélkül, hogy bármilyen mennyiségben követhessek figyelemmel kulturális eseményeket (színházi darabok, koncertek, balett előadások stb.), amelyek elérhetőek lesznek a platformon.

Megértettem továbbá a project fő célkitűzéseit és egyetértek azokkal a specifikus elérendő eredményekkel, melyeket tudomásomra hoztak, mielőtt aláírom ezt a nyilatkozatot.

Megértettem ezen felül azt is, hogy bármikor a tesztidőszak alatt jogom van kilépni a tesztelésből anélkül, hogy azt indokolnom kellene.

#### Adatvédelem és adatfelhasználás

Ez úton kijelentem, hogy hozzájárulok ahhoz, hogy a (szervezet neve, pl. Pannon Business Network; 9027 Győr, Gesztenyefa utca 4.; képviseli: Éder Ákos ) felhasználja és kezelje a személyes adataimat, melyeket önkéntesen biztosítottam számára, hogy a **STAGE** projekt tesztidőszaka ez által velem is közreműködve megvalósulhasson.

Engedélyezem az Egyesület számára, hogy továbbíthassa adataimat harmadik, szerződött fél számára is, ha ezt a projekt szüksége megkívánja, valamint megfelelően és jóhiszeműen kezeljék és csak és kizárólag olyan célokra használják fel, melyekről engem előzetesen tájékoztattak.

Az adataim védelme érdekében a fent említett szervezetek mindegyikének teljesítenie kell a vonatkozó, rájuk érvényes nemzeti és nemzetközi jogszabályoknak való megfelelés kritériumait.

Alulírott kijelentem továbbá, hogy megértettem a feljebb említett projekt lényegét, a céljait, a személyes adataim felhasználásának tervezett módját és célját, az adatvédelem rendszerét és beleegyezek, hogy anonimizálva kezeljék az adataimat a projekt megvalósítása alatt.

Beleegyezek, hogy a személyes adataimat határozatlan ideig felhasználják a projekt keretében, amíg az adatkezelő nem kap olyan utasítást írásban, amelyben az adatkezeléshez való jogosultságát visszavonom.

Abban az esetben, ha kilépnék a projektből, az adataimat törölnie kell az adatkezelőnek a rendszeréből úgy, hogy azok sem helyreállíthatóak, sem pedig visszakérhetőek ne legyenek. A névtelenített adatokat és statisztikai adatokat azonban nem engedélyeztem törölni, azokat az adatkezelő jogosult tovább kezelni korlátlanul annak érdekében, hogy a projekt specifikus céljai megvalósuljanak.

A részvételemért a projektben és az adataim kezelésének engedélyezéséért nem jár számomra semmilyen viszonzás, a részvételért és a szolgáltatásokért cserébe pedig nekem sem kell fizetnem.



A STAGE platform használata

Ez úton kijelentem, hogy megértettem a **STAGE** platform használatára vonatkozó tájékoztatást, részesültem egy bemutatóban, melynek során mind a projekt céljával kapcsolatos, mind pedig magának a platformnak a használatára vonatkozó lényeges információkról értesültem.

Megértettem továbbá, hogy a **STAGE** projekt és annak egyik résztvevő partnerszervezete sem tehető felelőssé olyan esetleges kárért vagy visszaélésért, amelyet más egyéb, általam telepített program vagy applikáció okozott.

Ezúton kijelentem, hogy nem fogok visszaélni sem a számomra a STAGE platformon ingyenesen biztosított felhasználói felülettel, sem pedig a számomra annak használatához biztosított eszközökkel, valamint nem fogom megosztani őket más személyekkel. Nem fogom kiadni a felhasználónevemet és a jelszavamat semmilyen harmadik személynek vagy szervezetnek, akik azok birtokában a saját eszközeikről jogtalanul férhetnének hozzá az oldal tartalmához.

Kijelentem, hogy elolvastam és megértettem a fenti állításokat, azokkal egyetértek és tisztában vagyok a jogaimmal és a felelősségeimmel, melyek a projekt futása alatt megilletnek és kötnek engem.

.....  
Aláírás

Dátum: