

DATA PROTECTION STATEMENT OF TOGETHERWETEST.CH

Status as at: 28 March 2022

1. Introduction

Hirslanden AG, Zurich (HIRSLANDEN) operates the online platform "TOGETHER WE TEST" (ONLINE PLATFORM). By means of the ONLINE PLATFORM, HIRSLANDEN enables

TEST COMPANIES to carry out testing with the help of PARTNER COMPANIES. This data protection statement explains the processing of personal data by the units involved. More information about these units and their activities is available in the [TWT general terms and conditions](#), which can be downloaded from the TOGETHERWETEST website (www.togetherwetest.ch).

2. Who is the responsible party under data protection law?

Under data protection law, a specific unit is "responsible" for every case of data processing, either on its own or together with other units. Information about this responsibility is provided in section 3.

Any questions regarding this explanation or other concerns related to data protection can be addressed to the unit that is responsible for processing. However, it is easiest for us to help you if you contact the data protection officer of Hirslanden AG: datenschutz@hirslanden.ch.

Enquiries about the offer and operational processing of TOGETHERWETEST, including the use of the ONLINE PLATFORM, can be addressed to support@togetherwetest.ch.

3. Which units process which data for which purposes?

a. Arrangement and administration of tests: For the purpose of carrying out organised pool tests, TEST COMPANIES and LABORATORIES each process personal data separately at their own responsibility. These include the following categories of personal data in particular:

- Information about TEST PARTICIPANTS: Name, residential address if available, role/department, email address and/or mobile phone number, code and results of the pool, provided that the pool is managed via the platform.
- Information about TEST PARTICIPANTS who use the COVID certificate option: Full name and date of birth for the issuing of the certificate by the Federal Office of Information Technology.

TEST COMPANIES and LABORATORIES also process the name, legal form and address/registered office of the company in question as well as the names, functions and contact data of the contact persons.

For the purpose of carrying out random pool tests, TEST COMPANIES and LABORATORIES each process personal data separately at their own responsibility. These include the following categories of personal data in particular:

- Information about TEST PARTICIPANTS: Full name, date of birth, email address, indication whether a COVID certificate is required in the event of a negative result, health insurance details.

For the purpose of mediating the contractual relationship between the TEST COMPANY, PARTICIPANT and LABORATORY and for the purpose of conveying the test results, HIRSLANDEN processes the above personal data within the context of organised and random pool tests at its own responsibility.

For individual tests, the following categories of personal data may be stored and processed by HIRSLANDEN, TEST COMPANIES and LABORATORIES, in each case at their own responsibility, and for the respective mentioned purposes:

- Information about TEST PARTICIPANTS: name, gender, date of birth, residential address, email address and/or mobile phone number, health insurance information and test results.

b. Further use of test results: Where a TEST COMPANY processes personal data of TEST PARTICIPANTS following the aforementioned carrying out of tests, it does so at its own responsibility for the purpose of implementing protective measures, insofar as it does not disclose any further processing purposes.

c. Logistics: In order to fulfil orders, PARTNER COMPANIES process data about the TEST COMPANY at their own responsibility, in particular the name, legal form and address/registered office of the company as well as the names, roles and contact details of contact persons.

d. Contract administration: TEST COMPANIES, PARTNER COMPANIES and HIRSLANDEN AG may, at their own responsibility, process data concerning the other companies for the purpose of contract administration, in particular the name, legal form and address/registered office as well as the names, roles and contact details of contact persons.

e. Communications: HIRSLANDEN and PARTNER COMPANIES process personal data at their own responsibility to provide, manage and conduct customer communications by post, telephone or electronic means of communication. When contact is established with TOGETHERWETEST, information and the content of communication are saved in order to process and answer related queries.

f. Statistics and research: HIRSLANDEN prepares statistical evaluations based on anonymised user data. These also include the organisation and execution of anonymised statistical epidemiological evaluations and notifications to the cantons. Statistical evaluations may be used or forwarded for the purpose of research about the development of the COVID-19 pandemic, provided that the data is fully anonymised and it is impossible to draw conclusions about the identity of any individual person. If personal data is used for such purposes, the prior consent of the affected person must be obtained. Further legal requirements (e.g. under the Human Research Act) remain reserved.

g. Use of the WEBSITE

HIRSLANDEN operates the WEBSITE at its own responsibility. Each time the WEBSITE is called up, the system automatically collects the following data about the computer system from which the WEBSITE was accessed:

- (1) Browser type and version
- (2) The user's operating system
- (3) The user's internet service provider
- (4) The user's anonymised IP address
- (5) Date and time of access
- (6) Referring websites that redirect the user's system to our WEBSITE
- (7) Websites that are accessed by the user's system via our WEBSITE
- (8) Language and country settings
- (9) Geolocation data

The WEBSITE also uses cookies. Cookies are text files stored in or by the web browser on the user's computer. When a user visits a website, for example, a cookie can be stored in the user's operating system. This cookie contains a unique string of characters that make it possible to identify the browser the next time the user visits the website.

Cookies are used to make the WEBSITE secure. They are used exclusively for user authentication, to protect forms and to detect attempts at fraud. Certain elements of the WEBSITE therefore require that it be possible to identify the browser again after switching from the WEBSITE. Cookies store and send the following data:

- Login information
- Referring websites that redirect the user's system to the WEBSITE
- Websites that are accessed by the user's system via the WEBSITE
- Language and country settings
- Geolocation data

When accessing the WEBSITE, the user will be notified about the use of cookies and asked to give their consent to the use of their personal data for these purposes. In this context, the user will be referred to this data protection statement. The use of secure and interactive services and features is only possible with cookies.

Certain cookies are necessary for technical reasons to make websites easier to use. Some features of the WEBSITE will not work without cookies. Such features require that it be possible to recognise your browser again after switching from the WEBSITE.

Cookies are saved on the user's computer and send data to the WEBSITE. This gives the user complete control over the use of cookies. By changing the settings in your web browser, you can disable or restrict the transfer of cookies. Cookies that have already been saved can be deleted at any time. This can also be done automatically. If cookies are disabled for the WEBSITE, it may no longer be possible to fully use all of the features of the WEBSITE.

h. Further purposes

To the extent required, personal data is also processed at our own responsibility to defend and enforce legal claims, for internal documentation purposes, to guarantee security and IT security, and in the context of legal obligations, in particular relating to the forwarding of data pursuant to section 5.

5. Forwarding of personal data

HIRSLANDEN, TEST COMPANIES and LABORATORIES may exchange information among each other for the purpose of doing tests. LABORATORIES, however, only receive pseudonymised information about TEST PARTICIPANTS. HIRSLANDEN receives personal information about the TEST PARTICIPANTS from the TEST COMPANIES in order to allocate these participants to the relevant pools; in the case of a positive pool, it may forward these to the LABORATORY, together with retained samples. If the individual test option is used, the PLATFORM can forward personal information about the TEST PARTICIPANTS who do an individual test to the relevant LABORATORY.

In relation to the implementation of the federal government's Epidemics Act and the implementing ordinances of the federal government and the cantons regarding the COVID-19 pandemic, HIRSLANDEN, PARTNER COMPANIES and TEST COMPANIES forward personal data to third parties involved in the performance of the contract for the purpose of epidemic control, for invoicing purposes based on the statutory or contractual foundations, and for the purpose of issuing COVID-19 certificates.

In order to pursue legal claims, HIRSLANDEN, PARTNER COMPANIES and third parties involved in the matter may disclose personal data to the competent official and judicial instances, provided that this is required for the assertion and enforcement of the claims.

Instructions under procedural law by the authorities, criminal prosecuting authorities and courts to disclose personal data based on statutory foundations are also reserved.

6. Involvement of service providers

Third parties may be involved for services such as the operation of the ONLINE PLATFORM or for communications. Consulted third parties are contractually obliged to process personal data exclusively in accordance with their mandate and instructions and to implement the required technical and organisational security measures. If the service providers are located in countries that do not have laws which provide for a level of personal data protection comparable to Swiss regulations, we make sure that these service providers comply with the level of data protection in Switzerland.

The following service providers are involved in TOGETHERWETEST:

Service provider	Activity	Country
Neolution AG, Pfäffikon SZ	Development and operation of the TOGETHERWETEST platform	Switzerland
Microsoft Schweiz AG	Hosting (data)	Switzerland
Google Schweiz AG	Hosting (web frontend)	Switzerland
iWay AG	SFTP server, internet service provider	Switzerland
Swisscom Schweiz AG	SMS text message despatch	Switzerland
MailGun Delaware (USA)	Mail despatch	Mail routing only takes place within the Europe region
Metanet AG	Inbound and outbound support mail	Switzerland
Federal Office of Information Technology	Generation of COVID-19 certificates	Switzerland

7. How long is my data stored?

All stored personal data is erased or anonymised as soon as it is no longer required for the purposes for which it was collected and provided that the law does not oblige or authorise the collector of the data to store the data.

8. How do we protect your data?

We have taken technical and organisational measures that ensure appropriate data protection, also by the consulted service providers. The unencrypted transfer of data over public networks (e.g. when you send us messages or other information) may be read by, changed or destroyed by unauthorised third parties.

9. What are my rights?

In accordance with the legal requirements and subject to the statutory restrictions and exceptions, you are entitled to request **information** about your stored personal data at any time. You may also contact the responsible body to request the **rectification**, **export**, partial or complete **erasure** as well as **blocking** of individual items of personal data at any time, provided that this does not conflict with any legal obligations of safekeeping or retention. Under certain circumstances, you also have the **right to lodge a complaint** with a relevant data protection supervisory authority.

You may also exercise your **right to object** to data processing at any time and without giving a reason.

10. How is this statement updated?

Parts of the data protection statement may be amended or updated without prior notice. Should we make any major changes, you will be notified accordingly. Please consult the data protection statement regularly to ensure that you are aware of any changes or updates.