

Privacy policy

Nature and purpose of the data processed

Within the scope of midwifery work, personal data of the patient/parents as well as of the (born/unborn) children are collected, processed and used by the midwife as the responsible body. In addition to information on the person and social status (name, address, cost unit, etc.), this includes in particular the medical findings necessary for the treatment. This data is only handled insofar as it is necessary for the provision, invoicing, documentation and archiving in accordance with the midwives' professional regulations or to ensure the quality of the midwife's assistance. The midwife fulfils the requirements for the processing of health data in accordance with Art. 9 (3) DSGVO.

Passing on the data

The data will only be transferred to third parties if the patient consents or if there is a legal basis for this, which is regularly the case in the following constellations:

- The midwife is also bound by confidentiality to other persons involved in the treatment (e.g. colleagues of the on-call service, doctors, etc.). However, the midwife will exchange medically necessary data with these persons if the patient agrees to this or an emergency situation justifies it, especially if the patient is unresponsive and further help is urgent.
- The midwife settles the accounts directly with the public payers, in particular the health insurance funds, either directly or in accordance with Section 301a (2) of the German Social Code, Book V via an external settlement agency.
- In the case of private patients or within the framework of optional services, the patient is billed directly, either by the midwife directly or, with the patient's consent, via an external billing office.

Duration of storage

The data will initially be stored until the care has been completed and invoiced. After invoicing, legal storage obligations arise from tax law (§ 14b UstG). According to this, corresponding records must be kept for ten years. The retention period begins at the end of the calendar year.

According to Section 630f (3) of the German Civil Code (BGB), there is an obligation to retain documentation of midwifery care for ten years. The same regularly results from the valid midwives' professional regulations, unless longer periods are provided for there. With regard to In accordance with § 199 (2) BGB, the midwife is entitled to retain the documentation for up to 30 years.

Right of access, rectification, erasure or restriction of processing and right to object to processing

Provided that the respective legal requirements are met, you have a right to information (Art. 15 DSGVO), correction (Art. 16 DSGVO), deletion (Art. 17 DSGVO) or restriction of the processing of your data (Art. 18 DSGVO). In addition, you may have the right to object to such processing (Art. 21 of the GDPR).

Complaint and supervisory authority

In accordance with Art. 77 DSGVO, you have the possibility to lodge a complaint with the competent state data protection authority. In this case, this is the competent supervisory authority:

Bavarian State Office for Data Protection Supervision

Promenade 27 (Castle)

91522 Ansbach

Telephone: 0981/53-

1300 Fax: 0981/53-

5300

E-mail: poststelle@lda.bayern.de

Website: <http://www.lda.bayern.de>