

Declaration of consent - PRIVACY STATEMENT

EU General Data Protection Regulation (GDPR) 2018

Declaration of consent to the collection and processing of data according to GDPR

the company, owner of the property, real estate agent between

Name and first name (customer, contract partner (s), interested parties, client):

The contractual partner voluntarily agrees that his personal data, namely: (forwarded to us in paper and electronic form)

- Name / company, date of birth (from spouse / girlfriend / life partner / roommate / business partner)
- Business address and home address and other addresses
- Occupation / job title, payslips, employment contract, proof of salary, social benefits, pension certificate
- Proof of citizenship, registration form, residence permit, visa, work permit, ect.
- ID card copy (passport, ID card, proof of residence, etc.)
- Commercial register number, VAT number, balance sheet, proof of creditworthiness, tax returns
- Contact person, guarantor (guarantee declaration and data or documents of the guarantor)
- Contact details (various phone numbers, office numbers, fax numbers, email addresses, etc.)
- Customer service inquiries, SMS correspondence or email correspondence, telephone (to) questions or information
- Purchase or rental offers, tenant information, data sheet information, brokerage contract (according to supplements)

You have voluntarily provided us with your data and we process your data based on your voluntary consent for the following purposes: (forwarded to us in paper and electronic form)

- Support, service, advice and processing of your customer requests and various customer inquiries,
- Forwarding of the data and documents to responsible third parties (property management, owner, landlord, property owner, lawyers) of the rental or purchase property
- To send offers / offers / exposés / information sheet (in paper and electronic form), as well as for the purpose of pointing out the existing or previous business relationship
- To forward purchase or rental offers, tenant information and their personal data (copies) to the owner / owner-occupier / property manager / landlord / lawyer in order to be able to acquire a rental or purchase property.

Purchase object or location district or City :

Forwarding the name of the client:

Place of execution and processing:

Data processing activities are carried out exclusively within the EU or the EEA

<https://www.dsb.gv.at/datenschutz-grundverordnung>

You can withdraw this consent at any time. A revocation means that we will no longer process your data for the above-mentioned purposes from this point in time. For a revocation please contact (real estate agent – contact information) :

Obligations of the contract or or real estate agent::

- 1.) The contractor undertakes to process data and processing results exclusively in the context of the client's written orders. If the contractor receives an official order to release the client's data, he must - if permitted by law - notify the client immediately and refer the authority to the client. Similarly, processing the data for the contractor's own purposes requires a written order.
- 2.) The contractor declares in a legally binding manner that he has committed all persons responsible for data processing to confidentiality before commencing the activity or that they are subject to an appropriate legal obligation to maintain confidentiality. In particular, the confidentiality obligation of the persons responsible for data processing remains in effect after the contractor has ended their activity and left the company.
- 3.) The contractor declares in a legally binding manner that he has taken all necessary measures to ensure the security of processing in accordance with Article 32 GDPR (details can be found in the attachment).
- 4.) The contractor takes the technical and organizational measures so that the client fulfills the rights of the data subject according to Chapter III of the GDPR (information, information, correction and deletion, data portability, objection, as well as automated decision-making in individual cases) at any time within the statutory periods can and provides the client with all the information necessary for this. If a corresponding application is sent to the contractor and it shows that the applicant mistakenly thinks he is the client of the data application he is running, the contractor must forward the application to the client immediately and notify the applicant of this.
- 5.) The contractor supports the client in complying with the obligations specified in Articles 32 to 36 GDPR (data security measures, reports of violations of the protection of personal data to the supervisory authority, notification of the person affected by a violation of the protection of personal data, data protection impact assessment , prior consultation).
- 6.) The contractor is advised that he must set up a processing directory in accordance with Art 30 GDPR for this order processing.
- 7.) With regard to the processing of the data provided by him, the client is granted the right to inspect and control the data processing equipment at any time, be it through third parties commissioned by him. The contractor undertakes to provide the client with the information necessary to monitor compliance with the obligations specified in this agreement.

8.) After termination of this agreement, the contractor is obliged to hand over / destroy all processing results and documents containing data to the client. If the contractor processes the data in a special technical format, he is obliged to process the data after the termination of this agreement either in this format or at the request of the client in the format in which he received the data from the client or in another, common one Format.

9.) The contractor must inform the client immediately if he is of the opinion that an instruction from the client violates data protection regulations of the Union or the member states

10.) In the event of a contract being concluded, all data from the contractual relationship will be stored until the tax retention period (7 years) expires. The data processing takes place on the basis of the legal provisions of § 96 Paragraph 3 TKG as well as Art 6 Paragraph 1 lit a (consent) and / or lit b (necessary to fulfill the contract) of the GDPR. Here is the exception, the transmission to third parties to our tax advisor or tax office, to fulfill our tax obligations.

The data you provide is also required to fulfill the contract or to carry out pre-contractual measures. Without this data, we cannot conclude the contract with you.

An automatic deletion takes place after fulfillment of the contract up to max. Date: ____ / ____ / 20__, or until the termination of the contractual relationship by the landlord, provided that the relevant data is no longer required. (e.g. open or unpaid commissions or fee notes from the customer, open claims of the landlord, etc.)

The customer, contractual partner (s), interested parties, client voluntarily agrees, despite the data protection law GDPR 2018, that the company or real estate agent does not have to assume any responsibility or liability for his / her data or documents.

Please tick where applicable: Yes: ____ No: ____

Voluntary approval by the customer, contractual partner (s), interested parties, client:

Exception: The COVID-19 laws in the area of compliance with legal provisions and protective measures also apply here! Until the repeal of the government!

With our signature, the collection and the processing of his data by the company of real estate agent voluntarily, we agree and have been instructed about its rights and obligations, have understood everything and have received the information sheet for the declaration of information according to the EIU Data Protection Act 2018:

Vienna, on ____ / ____ / ____.

Signature of the customer, contractual partner (s), interested parties, client:
