



# Baden-Württemberg

MINISTERIUM FÜR KULTUS, JUGEND UND SPORT

## Declaration of the Legal Guardians

### regarding a possible exclusion from school operation according to the Corona Regulation School and the Corona Regulation Entry Quarantine

#### Exclusion from participation in school due to contact with an infected person or symptoms of illness

In order to limit the risk of infection for all persons participating in school operations, for students as well as for teachers and all other employees, the **Corona Regulation School** provides for the exclusion of such students from participation in school operations,

- who are or have been in contact with an infected person, if 14 days have not yet passed since contact with an infected person, or
- who show typical symptoms of an infection with the corona virus. Such symptoms are
  - o fever from 38 °C on,
  - o dry cough (not caused by a chronic illness, such as asthma),
  - o disturbance of the sense of taste or smell (not as an accompanying symptom of a cold).

(Handouts from the state health department for dealing with symptoms of illness and colds)

#### Exclusion from participation in school due to return from a “risk area”

When **returning** from another country, e.g. after a vacation trip, the “Corona Regulation Entry Quarantine” may also exclude school attendance. This is the case if the other country is designated as a so-called “risk area”. The classification as a risk area is made by the Federal Ministry of Health, the Foreign Office and the Federal Ministry of the Interior, for Construction and Homeland. It is published by the Robert Koch Institute on its website ([https://www.rki.de/DE/Content/InfAZ/N/Neuartiges\\_Coronavirus/Risikogebiete\\_neu.html](https://www.rki.de/DE/Content/InfAZ/N/Neuartiges_Coronavirus/Risikogebiete_neu.html)).

If such reasons for exclusion **are known or become known to you**, you are obliged,

- **to inform** the institution **immediately** that there is a reason for exclusion in terms of the Corona Regulation School,
- to terminate your child's school attendance,
- **pick up** your child **immediately from school** if he or she shows signs of illness during lessons or supervision – if he or she cannot go home by himself or herself.

If you become aware of such reasons for exclusion during a vacation period, it is sufficient to inform the school before resuming school operations after the vacations, provided that the reasons are still valid at that time.

Art. 6 Paragraph 2 of the **Corona Regulation School obliges you to declare in writing that, to your knowledge, none of the grounds for exclusion is present** and that you fulfil the obligations mentioned.

<b>Surname, First Name of the Child</b>	Surname, First Name
<b>Date of Birth</b>	Date of Birth
<b>Class</b>	Class

Place, Date

\_\_\_\_\_  
Place, Date

\_\_\_\_\_  
Signature of the Legal Guardian

## Data Protection Declaration

<b>Subject of the data collection</b>	Confirmation of health according to Art. 6 Paragraph 2 of the Corona Regulation School
<b>Responsible office</b>	Responsible according to Art. 4 Numeral 7 EU Data Protection Basic Regulation (EU-DSGVO) is:  Service name of the school  Name of the school management  P.O. Box or Street  Postal Code, Town
<b>Official data protection officer</b>	The data protection officer may be contacted at:  E-mail address at which the data protection officer may be contacted  or  Postal address with the addition 'the data protection officer'
<b>Purpose of the data processing</b>	The data processing is carried out for the purpose of documenting that at the time of submitting the declaration, to your knowledge, there is no reason, according to Art.6 of the Corona Regulation, for exclusion from participating in the school operation. In this way the obligations according to Art. 6 of the Corona Regulation School should be made aware and thus prevent the SARS-CoV-2 virus from being carried into the school and thus triggering chains of infection.
<b>Legal basis</b>	The legal basis is Art. 6 Paragraph 1 Sentence 1 Lit. e, Art. 9 Paragraph 2 Lit. g and j EU-DSGVO in conjunction with Art. 6 Paragraph 2 Corona Regulation School.
<b>Planned storage period</b>	The data will be deleted: <ul style="list-style-type: none"> <li>• as soon as you present the next declaration according to Art.6 Paragraph 2 of the Corona Regulation School upon request of the school (e.g. after the next vacation period)</li> <li>• at the time of termination of the legal relationship with the school currently attended, e.g. due to a change of school</li> <li>• at the latest, however, 6 months after submission of the declaration or, if this date is after the date mentioned below, on 31 July 2021.</li> </ul>
<b>Recipient or category of recipients of the data (entities to whom the data is disclosed)</b>	This personal data is disclosed in individual cases to members of the school management, the administration and the teaching staff to the extent necessary to achieve the purpose. This may be, for example: <ul style="list-style-type: none"> <li>• the headmaster</li> <li>• the deputy headmaster</li> <li>• the secretarial staff</li> <li>• the class teacher</li> </ul>

<p><b>Affected parties' rights</b></p>	<p><b>As a data subject, you have the right to demand from the responsible authority</b></p> <ul style="list-style-type: none"> <li>- information on the processing of personal data (Art. 15 DSGVO)</li> <li>- the correction of incorrect data (Art. 16 DSGVO)</li> <li>- the deletion of the data (Art. 17 DSGVO), and</li> <li>- the restriction of the processing (Art. 18 DSGVO)</li> </ul> <p>if the legal requirements are met.</p> <p><u>For further details, see enclosure.</u></p> <p>You may request to receive or transmit the personal data provided pursuant to Art. 20 DSGVO.</p> <p>You can file an objection under Art. 21 DSGVO.</p> <p>You have the right to complain to the</p> <p><b>State Commissioner for Data Protection and Freedom of Information, Postfach 10 29 32, 70025 Stuttgart.</b></p>
<p><b>Existence of an obligation to provide data;</b></p> <p><b>Consequences of refusal</b></p>	<p>According to Art. 6 Paragraph 2 Corona Regulation School, you are obliged to provide the personal data required for the above mentioned purpose.</p> <p>Students for whom, contrary to the school's request, the declaration has not been submitted are excluded from participation in classroom teaching at the school and must participate in distance learning in accordance with Art. 2 Paragraph 8 Corona Regulation School.</p>

## Information Sheet on the Rights of Data Subjects

As a person affected by the processing of personal data, you have the following rights:

- In accordance with Article 15 EU-DSGVO, you may request information about your personal data processed by the school. In particular, you may request information as to the purposes of the processing, the category of personal data, the categories of recipients to whom your data has been or will be disclosed, the envisaged storage period, the existence of a right of rectification, erasure, restriction of processing or opposition, the existence of a right of appeal, the origin of your data, if not collected from you, as well as the existence of automated decision making including profiling and, where applicable, meaningful information on the details thereof.
- In accordance with Article 16 EU-DSGVO, you may demand the immediate correction of incorrect or incomplete personal data stored by the school.
- In accordance with Article 17 EU-DSGVO, you may request the deletion of your personal data stored by the school, unless the processing is necessary to exercise the right to freedom of expression and information, to fulfil a legal obligation, for reasons of public interest or to assert, exercise or defend legal claims.
- According to Article 18 EU-DSGVO, you may demand the restriction of the processing of your personal data, insofar as
  - the correctness of the data is disputed by you and the school still needs time to verify the correctness of the personal data,
  - the processing is unlawful, but you refuse its deletion, or
  - the school no longer requires the data, but you need the data to assert, exercise or defend legal claims.
- According to Article 21 EU-DSGVO you may object to the processing. This right of objection is the right to object at any time, for reasons arising from your particular situation, to the processing of personal data concerning you which is necessary for the performance of a task assigned to us, in the public interest or in the exercise of official authority, including profiling based on these provisions. The school will then no longer process the personal data unless it can demonstrate compelling reasons for processing that are worthy of protection, which outweigh the interests, rights and freedoms of your person, or the processing serves to assert, exercise or defend legal claims.

- According to Article 20 of the EU-DSGVO, you may receive your personal data that you have provided to the school in a structured, common and machine-readable format or request that it be transferred to another responsible party (right to data transferability) if the processing is based on consent or on a contract and is carried out with the help of automated procedures.
- According to Article 77 EU-DSGVO, you may complain to a data protection supervisory authority. As a rule, you may contact the supervisory authority at your usual place of residence or workplace. In Baden-Württemberg, this is the state commissioner for data protection and freedom of information.