

Information pursuant to Article 13 GDPR on the processing of personal data

The online service "Residence title (Section 24 Residence Act)" serves as a user-oriented assistance function in entering the data required for the subsequent administrative procedures for issuing a residence title pursuant to Section 24 Residence Act and the transmission to the competent authority.

1. Name and contact details of the responsible person

The responsible entity for providing the online service is:

Ministry of the Interior and for Municipal Affairs Brandenburg
Department 6
Henning-von-Tresckow-Str. 9-13
14467 Potsdam

2. Contact details of the Data Protection Officer

The Data Protection Officer can be contacted at:

Ministry of the Interior and for Municipal Affairs Brandenburg
Data Protection Officer
Henning-von-Tresckow-Str. 9-13
14467 Potsdam
Email: Datenschutzbeauftragter@mik.brandenburg.de

3. Purposes and legal bases of the processing

Purposes of the processing:

The online service "Residence title (Section 24 Residence Act)" serves as a user-oriented assistance function in entering the data required for the subsequent administrative procedures for issuing a residence title pursuant to Section 24 Residence Act and the transmission to the competent authority.

The Ministry of the Interior and Local Government is responsible for the provision (establishment and operation) of the online service within the meaning of Article 4 (7) of Regulation (EU) 2016/679.

Where personal data are used, the public authority shall be considered a data controller within the meaning of Article 4 (7) of Regulation (EU) 2016/679 to the extent that personal data are processed by it under its own legal responsibility.

Legal bases of the processing:

- Article 6(1)(c) and (e) GDPR
- Section 1(1) OZG (Online Access Act)
- Section 86 AufenthG (Residence Act)
- Section 6(1) Administrative Agreement on the Implementation of the Digital Application Assistant "Residence Permit (Section 24 Residence Act)".
- Article 2 of EU Council Decision 2022/382 of 04/03/2022
- Section 24(1) AufenthG (Residence Act)

- Sections 2, 3 UkraineAufenthÜV (Ukraine Transitional Residence Ordinance)

4. Recipients or categories of recipients of the personal data

Your personal data will be passed on to:

- Institution for Municipal Data Processing in Bavaria (AKDB), Hansastrasse 12-16, 80686 Munich, Germany

as the processor of the data controller in order to be able to transmit the data to the respective relevant Foreigners Registration Office,

as well as

- the respective relevant Foreigners Registration Office pursuant to Section 71 of the Residence Act. in order to decide on your application for temporary protection pursuant to Section 24 of the Residence Act. The respective relevant Foreigners Registration Office will further process your data. You will receive information on the further processing of your data at the office of the respective relevant Foreigners Registration Office.

Your data may be released to other authorities (e.g. other Foreigners Registration Offices, courts, and, if applicable, authorities of other states) only if doing so is permitted by law.

5. Duration of the storage of personal data

Your application data will be temporarily stored in the online service for the duration of the session or for 30 minutes in case of inactivity (time-out), and it will be deleted after being sent to the Foreigners Registration Office or after 30 minutes of inactivity at the latest. After being sent to the respective relevant Foreigners Registration Office, your data will be stored there for as long as is necessary for the respective task fulfilment (including proper file management, fulfilment of documentation obligations), taking into account the legal storage provisions of the federal and state governments. You will receive more information on the storage of your data at the office of the respective relevant Foreigners Registration Office.

6. Data subjects' rights

Under the GDPR, you have the following rights:

- Right of access (Article 15 GDPR),
- Right of rectification (Article 16 GDPR),
- Right of deletion (Article 17 GDPR),
- Right to restriction of processing (Article 18 GDPR),
- Right to data portability (Article 20 GDPR) and
- Right to object (Article 21 GDPR).

Should you make use of your above-mentioned rights, the Brandenburg Ministry of the Interior and for Municipal Affairs will check whether the legal requirements for this are met.

7. Right of appeal in the event of a data protection breach

Every data subject has the right to lodge a complaint with the competent supervisory authority if he or she considers that his or her personal data are being processed unlawfully.

You can contact the competent supervisory authority as follows:

The State Commissioner for Data Protection and for the Right to Inspect Files
Dagmar Hartge
Stahnsdorfer Damm 77
14532 Kleinmachnow

Telephone: 033203/356-0
Telefax: 033203/356-49
Email: Poststelle@LDA.Brandenburg.de
Internetseite: <http://www.lda.brandenburg.de>

8. Obligation

If you submit an application for temporary protection under Section 24 of the Residence Act, you are obliged to provide the verifiable information required for this purpose and to submit suitable evidence for this purpose (e.g. personal documents, certificates and other documents). The Foreigners Registration Office requires your data for the examination of the issuance of the residence permit and for information, certificates, regulatory orders and their enforcement in this context.

Your duty to cooperate arises from Section 82(1) of the Residence Act. Failure to cooperate may result in adverse consequences for you. For example, incorrect or incomplete information that is not completed or corrected in time vis-à-vis the Foreigners Registration Office can delay the procedure, result in the withdrawal of residence rights already granted, a fine, a prison sentence of up to three years, or expulsion from the federal territory.