

Privacy Policy for Donors

This privacy policy explains how European Sperm Bank ApS ("ESB" or "we") collects, uses, and discloses information about you as a potential sperm donor.

Controller and contact details

European Sperm Bank ApS

Struenseegade 9, 2. sal

2200 København N

CVR-nr. 27506372

Telefon 38 34 36 00

Email and contact to our Data Protection Officer: dataprotection@europeanspermbank.com

Processing activity	Category of personal data	Purpose	Legal basis	Storage Period
Scheduling an appointment through our website.	Ordinary personal data such as name, e-mail, phone number, and birth year.	Your data will be stored in our internal database and our booking system. We will use your contact information to send reminders about your appointment, and to identify you at your booked appointment.	Ordinary personal data <ul style="list-style-type: none"> GDPR article 6(1)(b) - ESB's processing is necessary to take steps at the request of the data subject prior to entering into a contract. GDPR article 6(1)(f) - ESB has a legitimate business interest in processing the personal data to ensure the identity of the potential donor. 	<p>If you do not appear for your booked appointment, we will retain your data for 1 year after which it will be deleted.</p> <p>While storing your data we will contact you in the attempt of scheduling a new appointment.</p>
Screening of sperm quality.	Sensitive personal data in the form of a biological sample and a quality assessment of the sperm sample.	We will process your sperm sample in our lab to screen the quality against our internal requirements for sperm quality.	Sensitive personal data <ul style="list-style-type: none"> The legal basis of processing your sperm sample is the consent you gave when you scheduled your appointment (GDPR article 6(1)(A) and 9(2)(a)) 	Your sample discarded after analysis; however, remnant seminal fluid can be found in our waste bags which is used for research. The assessment of your sperm quality will be deleted after 30 days if it is below ESB requirement.
Interview and donor application	Ordinary personal data such as ID (passport, driver's license, or other), name, mail-address, phone number, address, occupation, country and city of origin, emergency contact and GP contact, physical appearance, height/weight,	We will gather various information about you, your health, your behaviour, and your family history to determine if you can be accepted as a donor.	Ordinary personal data <ul style="list-style-type: none"> GDPR article 6(1)(b) - The processing is necessary to take steps at the request of the data subject prior to entering into a contract. GDPR article 6(1)(c) - The processing is necessary for compliance with a legal obligation to which ESB is subject. The specific legal obligation is Executive 	If you are disqualified after the interview, we are obliged to keep your data for 10 years, as they constitute patient record information, cf. section 15 (1) of the Executive Order on Record Keeping.

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	<p>behavioural information, family history in three generations (if family history concerns sickness history, the personal data will be categorized as sensitive personal data).</p> <p>Sensitive personal data processed are information about sexual behaviour and ethnicity in four generations.</p>	<p>We will process your emergency contact information in case you experience a medical emergency while at our premises.</p> <p>We will process your occupation as part of you donor profile.</p>	<p>Order on Tissue (in Danish: vævsbekendtgørelsen) Sections 20(1) and 20(3) and specifically Appendix 7.</p> <ul style="list-style-type: none"> GDPR article 6(1)(f) - ESB has a legitimate interest in contacting the potential donor's emergency contact person in case an emergency occurs involving the potential donor, and it is also in the interest of the potential donor. GDPR article 6(1)(f) - ESB has a legitimate interest in processing the potential donor's occupation as this is a part of the donor profile. <p>Sensitive personal data</p> <ul style="list-style-type: none"> The legal basis for the processing of the sensitive personal data on sexual behaviour and ethnicity is the Executive Order on Tissue (in Danish: vævsbekendtgørelsen) Sections 20(1) and 20(3) and specifically Appendix 7. The rules in the Executive Order on Tissue are lex specialis and therefore take precedence over the rules in the GDPR and the Danish Data Protection Act. 	<p>If you are approved as a donor and the ECB then distributes the sperm you have donated, the ECB must store all data about you that is necessary to ensure full traceability, for at least 30 years after we have distributed the last sperm donated. of you, cf. section 10, subsection 1 and 2 of Executive Order no. 58 on quality and safety in handling. This is done in order to comply with the legal requirements for traceability (including the ability to handle genetic diseases in donor children, etc.) as specified in section 12 of the Tissue Act.</p>
Physical examination	Sensitive personal data such as health information and diagnostic pictures from physical examination.	One of our physicians will conduct a full physical examination to determine if you can qualify as a donor. ESB will receive a report from the physician as well as any pictures taken for diagnostic purposes, if applicable.	<p>Sensitive personal data</p> <ul style="list-style-type: none"> The legal basis for the processing of the sensitive personal data on health is the Executive Order on Tissue (in Danish: vævsbekendtgørelsen) Section 20(2) and Appendix 8. The rules in the Executive Order on Tissue are lex specialis and therefore take precedence over the rules in the GDPR and the Danish Data Protection Act. 	If you are disqualified after the physical examination, we are obliged to keep your data for 10 years, as they constitute patient record information, cf. 1. If you are approved as a donor, data is stored as described for the donor interview and application
Genetic screening, infectious disease testing, and biochemical analysis of blood and urine.	Sensitive personal data such as results of infectious disease screening, results of genetic screening for specific diseases and biochemical analysis.	We will screen for genetic diseases which can result in disease in donor children. We will test for infectious diseases as these can be transmitted to a woman treated with your sperm.	<p>Sensitive personal data</p> <ul style="list-style-type: none"> The legal basis for the processing of the sensitive personal data on health is the Executive order on Tissue (in Danish: vævsbekendtgørelsen) section 20(3) and specifically Appendix 7. The rules in the Executive Order on Tissue are lex specialis and therefore take precedence over the 	If you are disqualified blood and/or urine tests, we are obligated to store your data for 10 years as they constitute a medical record covered by the Danish Health Act (Sundhedsloven).

Privacy Policy for Donors

Processing activity	Category of personal data	Purpose	Legal basis	Storage Period
		We will conduct biochemical analysis of your blood to evaluate your general health.	rules in the GDPR and the Danish Data Protection Act.	If you are approved as a donor see the retention of data described above for donor interview and application.
Donor profile material	Ordinary personal information such as baby pictures, audio interview, profile, a handwritten note, and a personality test.	We obtain donor profile material necessary for the successful distribution of your donor sperm. The delivery of donor profile material from you to ESB is part of the donor contract which you sign at the initiation of donor recruitment.	<p>Ordinary personal data</p> <ul style="list-style-type: none"> GDPR article 6(1)(b) - The processing of the ordinary personal data is necessary for the performance of a donor contract to which the data subject is party. GDPR article 6(1)(f) - In relation to the processing of other ordinary personal data than what is specifically required for the performance of the donor contract. 	Your donor profile will be stored with us for 30 years after the last distribution of your donor sperm, cf. the Tissue Order § 10 (2).
Identification via fingerprint	Sensitive personal information in the form of biometric data.	We obtain and process your fingerprint to ensure your identity when you make donations at our facilities.	<p>Sensitive personal data.</p> <ul style="list-style-type: none"> The legal basis of processing your fingerprint is the consent you gave in your donor contract (GDPR article 6(1)(a) and 9(2)(a)) 	Your fingerprint will be retained for the period you are an active donor and will be deleted on the day of your last donation, unless we have a specific reasonable suspicion that you are not the real donor or that there has been some other form of identity confusion. and for the 6 months following your last donation.

Privacy Policy for Donors

Other general provisions

Recipients of your personal data

- Your donations and data regarding your health will be passed on to fertility clinics and women around the world.
- The information about your donor profile, but not information that identifies you or your family, will be published on the ESB website to allow ESB to market your sperm to our customers.
- Your donations can also be passed on to researchers for scientific research. The legal basis for this is the consent you have given under Article 9 (1). 2 (a) of the GDPR.
- Our data processors - including accredited test laboratories, etc. - have access to your personal data. The data processor's employees are subject to a duty of confidentiality, and the legal basis for the disclosure of your data is the consent you give, as specified in this document.
- If ESB discontinues its activities, the personal data in your donor file will be passed on to another tissue institution to ensure compliance with the traceability requirement laid down in the Act on Requirements for Quality and Safety in the Handling of Tissues and Cells. human tissues and cells).
- To comply with the legal traceability requirements, we can also pass on your name, national ID number / passport number, contact information and information about your date of birth, place of birth, nationality, education, etc. to a fertility clinic or a national authority.
- If you have given consent to the release of ID, we may release your name and contact information to a donor child.

Transfer to third countries

Our donor program means that your personal data is passed on to recipients in countries outside the EU / EEA. The legal basis for this transfer is a model contract (Standard Contract Clauses), which ESB has entered with the recipient.

Data Protection Officer (DPO)

If you have any questions about our processing of your information, you are always welcome to contact our DPO at dataprotection@europeanspermbank.com. Under the Data Protection Regulation, you have several rights in relation to our processing of information about you. You can read more about your rights in the Danish Data Protection Agency's guide to the data subjects' rights, which you will find at www.datatilsynet.dk.

You have the right to withdraw your consent at any time. If you wish to do so, please contact us at dataprotection@europeanspermbank.com. If you wish to withdraw your consent, it will not affect the lawfulness of our processing of your personal data on the legal basis of the consent previously given by you and up to the time of withdrawal. If you withdraw your consent, it will not become effective until such time. Please note that the nature of the donation of sperm means that even if you withdraw your consent, different legal basis may exist in respect of the further processing of your personal data, including national authority requirements. For example, ESB is required to comply with the requirements for traceability (see paragraph 7 above) and, therefore, the information in your donor file will be stored to comply with legislative requirements, irrespective of whether you withdraw your consent.

If you wish to complain about the processing of your personal data, you may contact us at dataprotection@europeanspermbank.com. You may also lodge a complaint with Datatilsynet at www.datatilsynet.dk.