



Baden-Württemberg
 MINISTRY OF CULTURE, YOUTH AND SPORT

Name of school or institution	
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I. Information about self-testing of school students using the PoC antigen test to detect a Covid-19 infection at school in the week from April 12, 2021

It is planned that schools in which in-person classroom instruction takes place, will probably have to offer their students a rapid antigen test for the coronavirus several times a week. In the week after the Easter holidays, in-person classes will only take place to a limited extent. As part of the state's testing strategy, those students who take part in these in-person classes or emergency care should be given an offer this week to voluntarily have themselves self-tested for a Covid-19 infection. As the Corona Ordinance does not yet assign to schools the task of carrying out tests, students can only take part in tests if they have consented to the associated collection of data by the school.

The directed self-testing provided by the school takes place under the organizational powers and responsibility of the school (also under data protection law). The school itself determines the time and place for the tests, with a view to alternation as required. The schools provide students and the staff working at the schools who can take part in in-person classes with up to two tests in every school week. The schools will also determine those individuals who will direct and supervise the testing. These individuals may, for example, include teachers or (voluntary) assistants from aid or ambulance services. These individuals involved are obliged to maintain confidentiality with the exception of legal guardians, school boards and the health department. The self-test result is disclosed to the students in question and their legal guardians in a way in which no one other than the individual conducting the test is aware of it.

Students will receive a record from the school if the test result is positive. (see § 5 of the ordinance of the Ministry of Social Affairs on the isolation of individuals infected with the SARS-CoV-2 virus or suspected of being sick and people in their households,

as follows: CoronaVO isolation, retrievable at <https://www.baden-wuerttemberg.de/de/service/aktuelle-infos-zu-corona/uebersicht-corona-verordnungen/coronavo-absonderung/>).

In the event of a positive test result, the student may no longer take part in in-person classes. Instead, he or she must go immediately into isolation at home in accordance with § 3 paragraph 2 CoronaVO. The school will inform the student's legal guardian immediately, who will pick up the student as soon as possible. Until then, the student must be supervised in an appropriate room. With the legal guardian's permission, the student may also go home independently. The other obligations that apply during isolation also arise from the CoronaVO isolation; the regulations in relation to the end of isolation with a positive rapid test result from § 3 paragraph 4 of the designated ordinance.

The school is also obliged in the event of a positive test result in accordance with §§ 6 para. 1 clause 1 no. 1 lit. t, 8 para. 1 no. 2, 7, 9 para. 1 no. 1 and para. 2 in conjunction with §§ 36 para. 1 no.1 and 33 no. 3 of the Infection Protection Act (IfSG), to report this to the responsible health department by notifying the further information referred to in § 9 paragraph 2 IfSG. The health authorities can then within the scope of their responsibilities make further regulations that go beyond the obligations arising from the CoronaVO isolation or that deviate from it.

Please note that the rapid tests do not provide 100% certainty. A test result may turn out positive, even though no acute infection with SARS-Cov-2 exists. On the other hand, even if there is an actual infection with the designated virus, the test result may be negative.

II. Information in accordance with article 13 General Data Protection Regulation for data processing in connection with the school test program since April 12, 2021

Name and contact details of the person responsible for data processing	(Name, contact details of the individual responsible at the school or institution (school principal))
Contact details of the data protection officer	(Contact details DPO)

Purpose of data processing	Implementation of self-testing under guidance of infections with SARS-Cov-2 in accordance with the instructions given by the students
Storage duration	<p>In the event of a negative test result, no storage will occur.</p> <p>In the event of a positive test result, the data will be saved until the end of the current school year in order to secure the transfer of data to the health department.</p> <p>The statement on this form will be stored until no later than April 30, 2021. If a revocation is received, it will be destroyed immediately.</p>
Legal basis for processing	The legal basis for processing is article 6 paragraph 1 lit a, article 9 paragraph 2 lit a GDPR.
Data recipients	In the event of a positive test result, the data specified in § 9 paragraph 1 IfSG will be transmitted to the locally responsible health authority on the basis of article 6 paragraph 1 lit c and e, article 9 paragraph 2 lit i GDPR in conjunction with § 6 para. 1 clause 1 no. 1 lit. t, § 8 para. 1 no. 2, 7, 9 para. 1 no. 1 and para. 2 IfSG in conjunction with § 36 para. 1 no.1 and § 33 no. 3 IfSG,
Legal consequences if data are not provided	The data are provided based on the school students' voluntary consent.
Widerrufsrecht	You have the right to revoke your consent to the processing of data at any time without affecting the legality of the processing carried out on the basis of your consent up until your revocation .
Rights of those affected	<p>According to art. 15 GDPR, there is a right to information about the personal data collected from the school. You also have the right to have the data corrected, deleted or restricted (in accordance with articles 16, 17 and 18 GDPR), to the transmission of data in accordance with article 20 GDPR as well as a right to object to processing under art. 21 GDPR.</p> <p>In addition, in accordance with article 77 GDPR, you have a right to complain to a data protection supervisory authority, the state officer for data protection and Informationsfreiheit Baden-Württemberg, Königstrasse 10 a, 70173 Stuttgart</p> <p>Mail address: Postbox 10 29 32 70025 Stuttgart Tel. 0711/615541-0 Fax 0711/615541-15.</p>

III. Declaration of consent by students to self-testing by means of a PoC antigen test to detect a Covid-19 infection at the school

School student:	
Surname:	
First name:	
Street / house number:	
Class / course level:	

Details of legal guardians for minors

Surname:	
First name:	
Street / house number:	
Zipcode:	
City:	

1. Consent under data protection law

I / we hereby give consent,

that the school may carry out two self-tests for SARS-Cov-2 on me (for students of legal age) / our child in the week from April 12, 2021 and may carry out the associated data processing including the collection of the test result and storage of this declaration until April 30, 2021.

Note: You have the right to revoke your consent at any time by submitting a declaration to the school. Revoking your consent does not affect the legality of the processing carried out on the basis of your consent before the point at which you revoke it.

Upon receipt of your declaration of revocation, your data or your child's data may no longer be processed. In the event of a positive test result, the school's existing legal obligation to report to the responsible health department in accordance with §§ 6 para. 1 clause 1 no. 1 lit. t, 8 para. 1 no. 2, 7, 9 para. 1 no. 1 and para. 2 in conjunction with §§ 36 para. 1 no.1 and 33 no. 3 Infection Protection Act remains unaffected.

Place and date

First name / surname in capital letters of the legal guardian entitled to sign

Signature of legal guardian

Signature of school student*

* For minors of the age of 14 and over, both the signature of the student as well as the legal guardian; for legal-age students, the signature of the student alone.

2. Further declarations in connection with conducting the test

If the student is not of legal age:

In the event of a positive test result, we request that you notify us of the individual authorized to take custody by calling the following phone number/s:

In the event of a positive test result, my child can go home independently.

Place and date

First name / surname in capital letters of the legal guardian entitled to sign

Signature of the legal guardian

Signature of the school student*

* For minors of the age of 14 and over, both the signature of the student as well as the legal guardian; for legal-age students, the signature of the student alone.