

## **Ostgut Ton – Bandcamp shop and community page – privacy notice**

We use Bandcamp to market and sell Ostgut Ton label releases and merchandising, as well as to communicate with our followers, customers and interested parties.

The controller pursuant to current data and privacy legislation is

BERGHAIN OSTGUT GmbH  
Rüdersdorfer Straße 70  
10243 Berlin  
030-29360210  
[support@ostgut.de](mailto:support@ostgut.de)

Our Data Protection Officer can be contacted at [ro@leroil.de](mailto:ro@leroil.de) or by writing to us and addressing your letter c/o “The Data Protection Officer”.

Bandcamp in general is provided by Bandcamp LLC, 48 Gold St San Francisco, CA, 94133-5103, US. Bandcamp terms and conditions apply. More details about the processing of your personal data by Bandcamp can be found in their privacy notice:

<https://bandcamp.com/privacy>

### **What personal data will we process and for which purposes?**

Mainly, Bandcamp is an effective outlet for us to market and sell our music and merchandising. When you buy something in our Bandcamp shop, Bandcamp will handle your payment. We do not receive your payment data. If you buy a physical product, such as a record or merchandising, we will receive the details entered by you during your purchase to enable us to fulfil your purchase. We will pass on the delivery address to our shipping provider so that they may deliver your purchase. We will only share your e-mail or phone number with the shipping provider if you explicitly ask us to.

For digital purchases, we will receive information about your purchase from Bandcamp to enable us to prepare royalty statements for our artists. This includes the country from which you have made your purchase, but no personal data such as your address.

If you message us on Bandcamp, we will process any personal data provided by you (e-mail, name, subject and message) to respond to your request.

We are also able to see if you decide to follow us on Bandcamp or sign up to our mailing list. Note that while we do not process this information in any way, we are not able to influence these options provided by Bandcamp. We currently do not process data of followers, nor will we enter you into our mailing list. If you wish to receive our newsletter, please sign up on our website: <https://www.berghain.berlin>

As for any other features offered by Bandcamp, such as your notification settings, note that we have no say on how Bandcamp processes personal data of their users. Please refer to the Bandcamp privacy notice for more information: <https://bandcamp.com/privacy>

### **What is the legal basis for the processing of your personal data?**

Mainly, we will process your personal data in the context of your purchases of our products on Bandcamp based on GDPR Article 6 (1) b. This includes all enquiries around one of your purchases.

Where we are legally obliged to store your data for tax purposes, the legal basis is GDPR Article 6 (1) c.

Any other processing of your personal data, such as to answer queries not related to purchases, will take place based on our legitimate interest to communicate with you and to market our products on Bandcamp. The legal basis is GDPR Article 6 (1) f.

### **How long will we store your personal data?**

Personal data required for financial accounting will be stored as long as we have a statutory obligation to do so, usually for 10 years.

Personal data related to communications with you will be deleted once we have adequately answered your request.

### **Who will receive your personal data?**

Personal data required for financial accounting may be shared with tax advisors or financial authorities.

### **Is there an obligation to provide data?**

Mandatory details are required for the conclusion of your purchases as far as these are required to deliver or ship the product. There is no obligation to provide any other personal data.

### **Where will your personal data be processed?**

Insofar as personal data are transmitted to our systems by Bandcamp, we will process these on our servers in Germany.

### **Your rights as „data subjects“**

Please note that any data subject requests regarding the processing of your personal data by Bandcamp should be addressed to Bandcamp directly. See “How to Contact Us” at the bottom of the Bandcamp privacy notice: <https://bandcamp.com/privacy>

As for the processing of your personal data by us:

You have the right to information about personal data processed by us about your person. Furthermore, you have the right to correction, deletion or restriction of the processing of your personal data to the extent to which you are legally entitled to such rights.

You also have the right to object to the processing of your personal data and to data portability within the scope of statutory provisions. You may object to data processing for direct marketing purposes at any time without giving reasons.

To exercise your rights, you may contact the controller or the data protection officer using the contact details provided. Where it seems necessary, we may ask you to provide us with further proof of identity, depending on the type, content and scope of your request.

You have the right to complain to the data protection supervisory authorities about our processing of your personal data.

Date: September 2022