The contracting authority is responsible for the processing of personal data within the contracting authority. If the supplier's provision of services involves the processing of personal data, the supplier must comply with the General Data Protection Regulation (EU) 2016/679, as well as other applicable statutory regulations regarding the processing of personal data. If the processing is carried out on behalf of the contracting authority, the contracting authority is the data processor.  In such case, a written data processor contract must be established between the data controller and the data processor prior to processing, with instructions on how the processing may be performed and which information security requirements shall apply.

However, the contracting authority may accept that the corresponding regulations in the provider's standard terms and conditions shall apply, provided that the standard terms and conditions fulfill the requirements of the General Data Protection Regulation and the contracting authority's instructions for the processing of personal data.

The provider does not have the right to transmit, process or store personal data to/in a country which is not a member of the EU or EEA, unless one of the following conditions is met:

* + - 1. there is an adequate level of protection in the recipient country,
      2. the data subject has consented to the transmission,
      3. the situations expressly provided for in the General Data Protection Regulation/Data Protection Act, or
      4. the action is permitted pursuant to regulations or specific decisions of the Swedish government or the Swedish Data Protection Authority, due to the fact that there are sufficient guarantees that the data subject’s rights are protected. Such guarantees may be provided by
    - standard contractual clauses that have been approved by the European Commission, or
    - binding corporate rules.

If it becomes necessary to transmit personal data to a third country, the supplier must present documentation to the contracting authority stating that the provision is met before the transmission begins.

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The applicability of damage claims relating to personal data processing extends beyond the damage claims limitations set forth in the general terms and conditions.

**Tenderer, signed and dated**