

Privacy policy for the alternative dispute resolution (ADR)

The definitions for this policy are to be found in The Swedish Internet Foundation's Terms and Conditions of registration for the top-level domain .se, as applicable at any time. If the outcome of an ADR procedure is a transfer, the Petitioner will become the Domain Holder of the Domain Name and The Swedish Internet Foundation's privacy policy for domain names registered under the top-level domain .se will be applicable.

Processing of personal data

According to the Top Domain Name Act, The Swedish Internet Foundation shall provide a process for solving disputes regarding .se domain names. Pursuant to current data protection legislation and the Top Domain Act, The Swedish Internet Foundation is responsible for processing personal data that you provide when you submit to an ADR proceeding.

Personal data that you disclose when you submit Petition for an ADR is saved for as long as personal data is needed to administer the dispute resolution procedure. Personal data in relation to an ADR case file will be saved for five years from the date of the ADR decision, or from the date the ADR case was terminated.

The Swedish Internet Foundation and the WIPO Center will save and publish ADR decisions until further notice. Decisions in ADR cases are public and available on The Swedish Internet Foundation's and WIPO's websites. In case the disputed domain names contain personal data, the domain name will be published in the ADR decision. However, other personal data will be anonymized.

Purposes and legal basis for processing

The purpose of The Swedish Internet Foundation's processing of personal data in connection with ADR cases is for The Swedish Internet Foundation to provide and administer ADR cases and to fulfil obligations under applicable legislation, such as the Top Domain Name Act.

Under the Top Domain Name Act, The Swedish Internet Foundation must provide and administer an alternative dispute resolution procedure. There is therefore a legal obligation for The Swedish Internet Foundation to process your personal data.

Personal data of any legal counsel is processed with the basis of legitimate interest, since the data process is necessary for The Swedish Internet Foundation and WIPO to be able to communicate with the legal counsel about the ADR case.

The Swedish version of this privacy policy shall prevail.

ADR decisions are made public on both The Swedish Internet Foundation's and WIPO's websites. If the domain name contains of personal data, the data are processed for the legitimate interest to achieve transparency and legal certainty within ADR.

Recipient of personal data

In order for The Swedish Internet Foundation's to fulfil its obligations, a third party and personal data assistant may have access to your personal data. The Swedish Internet Foundation may also collect data about you from these parties in order to fulfil its commitments. For example, The Swedish Internet Foundation collaborates with the following processors, third parties or personal data assistants.

- The World Intellectual Property Organization ("WIPO") shall assist The Swedish Internet Foundation with the administration of ADR proceedings in accordance with The Swedish Internet Foundation's instructions. WIPO is the processor of personal data. Personal data is transferred to WIPO, which is based in Geneva, Switzerland. Transfers to Switzerland are permitted in accordance with the EU Commission's decision that Switzerland has an adequate level of protection (Commission Implementing Decision (EU) 2016/2295 of 16 December 2016 amending Decision 2000/518/EC).

- Arbitrators who decide in ADR cases.

Disclosure

Information (name, e-mail, postal address and telephone number and personal data of legal counsel) that the petitioner states when filing an ADR, is disclosed to the counterparty. The disclosure is based on the legal basis of legitimate interest, as the processing is necessary for The Swedish Internet Foundation and WIPO to be able to administer the dispute resolution procedure and inform the counterparty about the procedure.

Personal data may be disclosed to registrars (resellers of domain names) if the Petitioner succeed in ADR and elects a specific registrar to register and administer the domain name. The legal basis for the processing is agreement, since disclosure is necessary for the petitioner and the registrar to enter into an agreement for administration of the domain name.

Personal data may also be disclosed if this is prescribed by law or regulation, due to an ongoing legal proceeding or following a mandatory request by a government authority.

Your rights

You have the right to request registry extracts containing personal data that The Swedish Internet Foundation is processing about you.

You have the right to request a change to data that is incorrect. You also have the right to request that your personal data is deleted, or its use restricted, but there must then

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be support for this under the relevant data protection legislation. You may request information that you have provided to be disclosed to you in a structured, widely used and machine-readable format.

To request correction, deletion, restriction of processing, access to personal data or to use the right to extract data that you yourself have provided, contact The Swedish Internet Foundation's Data Protection Officer.

Contacts

If you have questions or want to comment on The Swedish Internet Foundation handling of your personal data, please contact The Swedish Internet Foundation's Data Protection Officer at dataskyddsbud@internetstiftelsen.se. You also have the opportunity to file complaints regarding The Swedish Internet Foundation's personal data processing to the Swedish Data Protection Authority, www.datainspektionen.se.

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This privacy policy may be updated. Applicable privacy policy for ADR is published on The Swedish Internet Foundations website.

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