

Data Processing Agreements Guidelines

Under the GDPR, controllers may only work with data processors that provide “sufficient guarantees to implement appropriate technical and organizational measures in such a manner that processing will meet the requirements of [the GDPR] and ensure the protection of the rights of the data subjects.”

Data controllers are obliged to enter into a written contract, or other binding legal act under EU or Member State law, with each data processor.

The agreement or other legal act must set out the subject matter and duration of the processing, the nature and purpose of the processing, the type of personal data to be processed, the categories of data subjects and the obligations and rights of the controller.

We as NFORcè Entertainment B.V. (further referred to as NE) are in most situations not a processor of any of your personal data. Any personal data that we have in our system is data from yourself and/or your company – and this data is only used by NE for providing services to you, such as creating invoices, collecting payments, contacting you and providing access to our services such as our self service center (SSC) – and is in no way used to be processed.

In the following examples, you might do need to have a Data Processing Agreement (DPA) and thus you should check if we process any personal data that your company holds. Reason why these services might require a DPA is that you let an external party (NE in this case) store data in a way you do not have full control over the data and that data contains personal data. This excludes your own personal and/or company default details and mainly focusses personal data of your employees, customers, visitors and so forth.

- Backup services
NE maintains the physical server holding the backups.
- Cloud services
NE maintains the platform and regularly backups are made. Backups can be managed and maintained / disabled by customer.
- Webhosting
NE maintains the physical server and regularly backups are made.
- Managed services
If requested, NE might make regularly backups.
- Internet Access reseller services
By law we are required to have end-user details.
- Dedicated servers
NE maintains the physical server and has access to the server physically.

When you use one of the above services **and** your data on those services contains personal data such as i.e. employee list(s), bank numbers, credit cards, fingerprint data, copy of passports, and so forth – then we suggest having a DPA with us. This personal data can be either your company their data or data that your company holds for other parties.

You can find a copy of the latest version of the DPA on our legal page. This DPA, as with all our other policies, is applicable to all current and future services provided by NE.