MDTA No [ ] – User Check list

Dear MDTA user,
we kindly ask you to tick all checkboxes that apply. It helps us to process your request faster.
Kind regards
Your Charité BIH Innovation Team Patents & Licences

Please consider: the MDTA only applies for human material.

General background to the samples and donors

☐ Incoming material?
☐ Outgoing material?
☐ Does the material come from deceased patients?
☐ Are samples also obtained from legally incapable donors or donors with limited legal capacity?
☐ Are the samples microbiological samples from humans without human genetic material and without personal reference?

Specific data protection issues

☐ In the case of legally incapable donors or donors with limited legal capacity: Is the consent of the legal representatives available?
☐ Are health-related data provided? Please specify:
☐ Are the data and samples transmitted pseudonymised, coded?
☐ Study and patient consent - was there an advisory by the CTO? Please add number here:

☐ Data protection - is an opinion available from the data protection support? Please add number here:
☐ Is the material recipient/partner mentioned by name in the patient consent and does the patient consent form include the desired purpose?
☐ Does the patient consent still cover the onward transfer of the material to the material recipient /partner for the desired purpose? (E.g. permission for onward transmission to all research institutions within the EU for the specific purpose)

Locations

☐ Location of contract partners – please specify countries:
☐ Is a shared responsibility of the data planned according to Art. 26 GDPR?[1]
☐ Is there a processing according to Art. 28 GDPR?[2]
☐ Should the recipient's data/results generated with/from the material be shared between contracting partners?

Scope, purpose and recipient of the transfer

☐ Is a transfer of data/results generated with/ from the material planned from the material recipient to a regulatory authority?
☐ Is the recipient of the material a commercially operating company?
☐ Is a commercial use of the material planned by the material recipient? If yes: Which commercial use:
☐ Is a commercial use of the data/results generated with/ from the material planned by the material provider?
☐ Is a commercial use of the modifications containing the material planned?
☐ Please confirm that the material/data will not be transferred to a third party
☐ Please confirm that the data/results generated with/from the material will not be shared with a commercially operating third party

[1] Art. 26 GPDR refers to Joint Controller for data: two or more controllers jointly determine the purposes of and means for processing (mostly the case, such as between research group working in cooperation or collaboration)

[2] Art. 28 GPDR refers to Processor: processing on behalf of a controller on the basis of a contract (such as a sequencing service provider)