

Privacy notice regarding the processing of personal data within the context of business relations with customers, suppliers, service providers and other business contacts.

How we handle your data and ensure your rights. Information pursuant to Art. 13, 14 and 21 of the General Data Protection Regulation (GDPR)

Acronyms for the legal bases

GDPR = General Data Protection Regulation
BDSG = Bundesdatenschutzgesetz (Federal Data Protection Act)

We consider the protection of your personal data to be of the utmost importance and we take care to ensure this protection in all of our business processes. Personal data means any information relating to an identified or identifiable natural person. In this data protection information relating to our business partners' data, we will provide you with details regarding the nature, scope and purpose of the personal data which we collect as well as how we handle this data. You will also learn about your rights regarding the processing of your personal data.

We process personal data ('data') in accordance with the principles of data avoidance and data minimisation, and only process such data to the necessary extent and where permitted to do so on the basis of applicable legal provisions, or where we are obligated to do so or where you have given us your consent to do so. Unless otherwise stated in the following, the terms 'to process' and 'processing' also include, in particular, the collection, use, disclosure and transmission of personal data (see Art. 4(2) of the EU General Data Protection Regulation ('GDPR')).

Who does this data protection information apply to?

This information sheet applies to all business partners (customers, suppliers, service providers and other business contacts) of Pieron GmbH.

We are involved in a business relationship with you, your employer or your client, e.g. the initiation or implementation of a contractual relationship within the context of the business activities of Pieron GmbH.

Who is responsible for the processing of my data and who can I contact?

The controller for the processing of personal data as described below (unless another responsible authority is explicitly named) is:

Pieron GmbH
Schlavenhorst 41
D-46395 Bocholt

Represented by

Mr Sven Pieron (Dipl.-Betw.)
Mr Christian Fehler (Dipl.-Ing.)
Mr Frank Bitschinski (Dipl.-Ing.)

Contact:

Telephone: +49 2871 2121-0
Fax: +49 2871 2121-121
Email: info@pieron.de

Internal Data Protection Coordinator

Andreas Wenzel
Schlavenhorst 41
D-46395 Bocholt

Contact:

Telephone: +49 2871 2121-118
Fax: +49 2871 2121-7118
Email: info@pieron.de

Data Protection Officer

Michael Saupe
Haraldstrasse 10
D-47228 Duisburg

Contact:

Telephone: +49 2065 76758
Mobile: +49 173 3838333
Fax: +49 2065 76762
Email: info@viveto.de

Where does my data come from? (sources)

We process personal data that you have disclosed to us in the course of the business relationship. If our business relationship is with your employer or client, we collect the personal data either from you directly or from your employer or client. Furthermore, we take care to ensure that the processing of the personal data which we generate ourselves or receive from third parties (e.g. subcontractors or partner companies, order portals/intermediaries, freelancers/agents, online documentation, messenger services) is lawful. In certain circumstances, your personal data will therefore also be collected from other authorities on the basis of legal provisions.

Categories of personal data that are used

Necessary personal data and information are processed for all kinds of business relationships. The categories of personal data that are processed include, in particular, your:

Master data:

e.g. given name, surname, titles, company names

Contact data:

e.g. address, (mobile) phone number, fax number, email address

Communication data:

e.g. content of personal, telephone or written communication

Performance data:

e.g. contractual content and scope of service, remuneration

Technical data:

e.g. the logging data involved in the use of IT systems

Contractual data:

e.g. contract identifier, contract history

These could also include special categories of personal data ('sensitive data'). Sensitive data is personal data revealing racial or ethnic origin, political opinions, religious or philosophical beliefs, or trade union membership, and the processing of genetic data, biometric data for the purpose of uniquely identifying a natural person, data concerning health or data concerning a natural person's sex life or sexual orientation. Examples: fingerprint, iris scan, health records, social insurance number.

What is the data used for (purpose of processing) and on what basis does this occur (legal basis)?

We process your data in accordance with the provisions of the General Data Protection Regulation (GDPR), the Federal Data Protection Act (BDSG), and all other relevant laws.

We process personal data primarily to fulfil contractual obligations (Art. 6(1) point (b) GDPR), or more specifically, for the purpose of initiating, executing or fulfilling a contract. There are, for example, the contractual obligations which we are subject to as the result of the contractual relationship which we have with you, the placing of orders, internal sales activities, shipping or contractual negotiations and payment for goods.

If you personally are not a contracting party (such as an employee of a business partner) the processing is carried out for the same purposes as in a case of legitimate interest according to Art. 6(1) point (f) GDPR. We and your employer/client are involved in the initiation or implementation of a contractual relationship within the context of our business activities. Due to the activities which you carry out on behalf of your employer/client, we also process your personal data.

Where necessary, we also process personal data in order to fulfil legal obligations or comply with legal provisions (Art 6(1) point (c) GDPR), or in the public interest (Art 6(1) point (c) GDPR) for the following purposes:

e.g. fulfilment of statutory retention obligations, fulfilment of statutory reporting obligations.

We also process personal data in order to safeguard the following legitimate interests (Art. 6(1) point (f) GDPR):

e.g. maintaining our business relationship with existing customers, organising events, asserting and defending legal claims in the event of legal disputes and for evidentiary purposes, inclusion in our contact database, maintaining contact following business contact (e.g. after handing over your business card), direct marketing to customers or employees of customers (e.g. information about products and events, newsletter), reviewing and optimising electronic data processing procedures, compiling internal data and data which can be legally used throughout the company, which potentially also includes statistical data.

Where applicable, we also process personal data where we have been granted consent to do so (Art. 6(1) point (a) GDPR). We obtain this separately and in the following cases: e.g. direct marketing to interested parties/other business contacts (e.g. information about products and events, newsletter).

Where necessary, we also process your personal data or that of another natural person in order to protect vital interests (Art. 6(1) point (d) GDPR), e.g. where there exists a risk to your health or life, or the exchanging of data in an emergency.

If, as the data controller, we carry out processing that is in the public interest or serves the exercise of official authority, this is done in accordance with Art. 6(1) point (e) GDPR. Due to our remit, this does not generally happen. Practical examples include the surveillance of a public space using opto-electronic devices or reporting by the press about a person of public interest.

Insofar as we process sensitive data (Art. 9(1) GDPR) within the context of our business relationship (e.g. access data to a building/biometric data such as a fingerprint), this is only carried out with your consent or where a relevant legal basis exists.

Business partners' data can therefore, depending on the circumstances, be processed based on consent or various legal bases.

Obligation to provide data

Within the context of the business relationship, you only need to provide the personal data that is necessary for the establishment, implementation and termination of a business relationship and the fulfilment of the associated contractual obligations, or the data that we are legally obliged to collect. As a general rule, without this data we will be unable to conclude or execute the contract, or will be unable to continue the performance of an existing contract and will be forced to terminate it where appropriate.

Recipients or categories of recipients of personal data

Your data will be processed **within (internally)** Pieron GmbH by the employees who are involved in the initiation or implementation of the business relationship and performance of the respective business

processes. This could also include employees and bodies which perform their tasks as part of a centralised department (e.g. contact management, contract management or disposal of files).

Furthermore, in order to fulfil our contractual and statutory obligations towards you, and possibly also in order to initiate the business relationship, we transmit your personal data to other recipients outside of the company, referred to as third parties (**external** service providers), who process your data on their **own responsibility**. These could include the supplier and production industry, public bodies such as financial and law enforcement agencies, financial institutions, tax consultants, lawyers, auditors and credit agencies, provided such a transmission of data is legally permitted on the basis of legitimate interest.

Recipients (**external** service providers) who process your personal data for the fulfilment of our contractual and statutory obligations towards you or for the initiation of a business relationship on **our responsibility**, known as processors (Art. 28 GDPR), only do so where the necessary data protection contracts have been concluded with the recipient (service provider).

Processors include data centres, IT service providers, print service providers, logistics providers, waste disposal companies, financial service providers, marketing and advertising.

Processors are not third parties within the meaning of the General Data Protection Regulation.

Your personal data is only transmitted (forwarded) in accordance with legal provisions (see e.g. Art. 6 GDPR) and this is only permissible

- with the data subject's valid consent,
- to fulfil a contract to which the data subject is a contracting party,
- for the establishment, implementation and termination of the business relationship,
- to fulfil a legal obligation to which the controller is subject,
- to safeguard legitimate interests of the controller or a third party, provided that such interests are not outweighed by the data subject's rights which warrant protection or the data subject's fundamental rights and freedoms, thereby excluding such a transmission,
- to protect the data subject's vital interests or those of another natural person, or
- to perform sovereign functions which are delegated to the controller.

The details surrounding the joint control of transmitted data must be established by means of a joint control contract pursuant to Art. 26 GDPR.

Transmission to third countries

Data is only transmitted to third countries (countries outside the European Economic Area – EEA) where such is necessary for the implementation of the business relationship, prescribed by law or where you have given us your consent to do so. Where required by law, you will be separately informed of the relevant details. We of course comply with legal provisions when transmitting data in this way.

Automated decision-making including profiling

"Automated decision-making"

A decision is considered to be based solely on an automated process in particular where there has been no evaluation of content and no decision made based on the evaluation by a natural person ('automated case-by-case decision', e.g. through scoring).

"Profiling"

Any form of automated processing of personal data consisting of the use of personal data to evaluate certain personal aspects relating to a natural person, in particular to analyse or predict aspects concerning that natural person's performance at work, economic situation, health, personal preferences, interests, reliability, behaviour, location or movements.

No automated decision-making or profiling takes place.

Duration of storage

The data subject's personal data will be erased or blocked (restriction of processing) as soon as the purpose of storage ceases to apply. Storage beyond that described above can take place if provided for by European or national legislation in Union regulations, laws or other provisions to which the controller is subject. This regularly occurs due to legal record-keeping and storage obligations, which are regulated in the German Commercial Code and German Fiscal Code, among others. It is sometimes also necessary for personal data to be stored for the period for which claims could be asserted against us (statutory limitation period).

Restriction of processing pursuant to Art. 18 GDPR

If, in the case of non-automated data processing, erasure is not possible or would entail disproportionately high effort due to the special type of storage and the data subject's interest in erasure is deemed to be low, the data subject's right to the erasure of personal data and the controller's obligation to erase personal data, pursuant to Art. 17(1) GDPR in addition to the exceptions given in Art. 17(3) GDPR, do not exist. In this case, rather than erasing the personal data, processing is instead restricted in accordance with Art. 18 GDPR. Sentences 1 and 2 do not apply if the personal data has been unlawfully processed.

Your data protection rights in regard to Pieron GmbH

Right of access to the data concerning you that is being stored

(Art. 15 GDPR)

The data subject has the right to obtain from the controller confirmation as to whether or not personal data concerning him or her is being processed, and, where that is the case, access to the personal data.

Particularly within the scope described in Art. 15 GDPR.

Right to rectification

(Art. 16 GDPR)

If inaccurate personal data is being processed, you have the right to rectification.

Right to erasure

(according to Art. 17 GDPR)

Right to restriction of processing

(according to Art. 18 GDPR)

Right to data portability

(according to Art. 20 GDPR)

You have the right to receive your personal data, which you have provided to us, in a structured, commonly used and machine-readable format or request that this data be transmitted to another controller.

Right to object

(according to Art. 21 GDPR)

Where we process your data in order to safeguard legitimate interests in accordance with Art. 6(1) point (f) GDPR or Art. 6(1) point (e) GDPR (public interest) or for the purpose of profiling, you can object to this processing on grounds relating to your particular situation. We shall then no longer process the personal data, unless we can demonstrate compelling legitimate grounds for the processing which override your interests, rights and freedoms or where processing takes place for the establishment, exercise or defence of legal claims. You have the right to object to processing of your personal data for the purposes of direct marketing without providing grounds.

Right to revoke consent

(according to Art. 7(3) GDPR)

Each data subject has, within the meaning of Art. 6(1) point (a) GDPR or Art. 9(2) point (a) GDPR, the right to revoke, at any time and at no detriment to the data subject, individual or all instances of consent that have been granted, without affecting the lawfulness of any processing which has been carried out on the basis of this consent prior to its revocation. This means that revocation takes place with future effect.

You can revoke consent and object to processing by applying in writing to:

Pieron GmbH
Schlavenhorst 41
D-46395 Bocholt

Represented by
Mr Sven Pieron (Dipl.-Betw.)
Mr Christian Fehler (Dipl.-Ing.)
Mr Frank Bitschinski (Dipl.-Ing.)

Contact:

Telephone: +49 2871 2121-0

Fax: +49 2871 2121-121

Email: info@pieron.de

Right to lodge a complaint with the Data Protection Officer named here or the responsible supervisory authority (Art. 77 GDPR)

LDI NRW

Kavalleriestrasse 2-4

D-40213 Düsseldorf

Validity and amendment of this data protection information

This data protection information is valid as of September 2019. It may become necessary to amend this information due to changes in statutory or official provisions, among other reasons.