

## **Our handling of your data and your rights - information in accordance with Art. 13, 14 and 21 of the EU Data Protection Basic Regulation (DSGVO)**

With the following information we would like to give you an overview of the processing of your personal data by us and your resulting rights. Which data is processed in detail and how it is used depends to a large extent on the services requested or agreed in each case. Therefore, not all statements contained here may apply to you.

In addition, this privacy statement may be updated from time to time. The latest version can be found on our website at any time:

<https://www.bigdutchman.de/de/meta/impressum.html>

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

The responsible body is:

Big Dutchman International GmbH

You can reach our company data protection officer at :

Assessor jur. Thomas Prüllage; Big Dutchman Aktiengesellschaft - E- Mail:  
Datenschutzbeauftragter@bigdutchman.de

Type of personal data collected

We process the following personal data which we receive from you within the scope of our business relationship:

Company name with legal form and address

Titles and Names

telephone numbers

fax numbers

email addresses

Field of activity or position

We process your data for the following purposes and on the following legal basis

We process personal data in accordance with the provisions of the European Data Protection Basic Regulation (DSGVO) and the Federal Data Protection Act (BDSG):

For the fulfilment of contractual obligations (Art. 6 Para. 1 Letter b DSGVO)

The processing of data is carried out for the purpose of implementation:

of our contract

of ancillary contractual services (e.g. warranty notifications or retrieval by the manufacturer)

Based on legal requirements (Art. 6 para. 1 letter c DSGVO)

We are subject to various legal obligations which entail data processing. These include, for example, tax laws:

Tax laws and legal bookkeeping

the fulfilment of requests and requirements from supervisory or law enforcement authorities

In addition, the disclosure of personal data may become necessary within the framework of official/judicial measures for the purposes of gathering evidence, prosecution or enforcement of civil law claims.

In the context of balancing interests (Art. 6 para. 1 f DSGVO)

If necessary, we process your data beyond the actual fulfilment of the contract to protect the legitimate interests of us or third parties. Examples of such cases are:

Assertion of legal claims and defence in legal disputes

Processing in the CRM System

Who gets my data?

Inside our house

Employees for the contact with you and the contractual cooperation (incl. the fulfilment of pre-contractual measures)

Within the scope of order processing

Your data may be passed on to service providers who work for us as contract processors:

Support or maintenance of EDP or IT applications

accounting department

data destruction

All service providers are contractually bound and in particular obliged to treat your data confidentially.

Other third parties

Data will only be passed on to recipients outside our company in compliance with the applicable data protection regulations. Recipients of personal data may be, for example:

Public bodies and institutions (e.g. financial or criminal prosecution authorities) in the event of a legal or official obligation.

Tax consultant or business and payroll tax and tax auditor (statutory audit mandate)

Is data transferred to a third country or to an international organisation?

Your data will only be processed within the European Union and countries within the European Economic Area (EEA).

How long will my data be stored?

We process and store your personal data as long as this is necessary for the fulfilment of our contractual and legal obligations. If the data are no longer required for the fulfilment of contractual or legal obligations, they are regularly deleted.

There are exceptions,

insofar as legal storage obligations have to be fulfilled, e.g. the German Commercial Code (HGB) and the German Tax Code (AO). The periods for storage and documentation specified there are usually six to ten years;

for the preservation of evidence within the framework of the statutory statute of limitations. According to §§ 195 et seq. of the German Civil Code (BGB), these limitation periods can be up to 30 years, whereby the regular limitation period is 3 years.

If the data processing takes place in the legitimate interest of us or a third party, the personal data will be deleted as soon as this interest no longer exists. The exceptions mentioned apply here.

What data protection rights do I have?

You have the right to information pursuant to Article 15 DSGVO, the right to correction pursuant to Article 16 DSGVO, the right to deletion pursuant to Article 17 DSGVO, the right to limitation of processing pursuant to Article 18 DSGVO, the right to opposition under Article 21 DSGVO and the right to data transfer pursuant to Article 20 DSGVO.

Restrictions pursuant to §§ 34 and 35 BDSG may apply to the right to information and the right to cancellation.

In addition, there is a right of appeal to a competent data protection supervisory authority (Article 77 DSGVO in conjunction with § 19 BDSG). The supervisory authority responsible for us is:

Landesbeauftragte für den Datenschutz Niedersachsen

Letter:

P.O. Box 221, 30002 Hanover, Germany

Personally:

Prinzenstraße 5, 30159 Hanover, Germany

Phone:

0511 120-4500

Fax:

0511 120-4599

E-mail: [poststelle@lfd.niedersachsen.de](mailto:poststelle@lfd.niedersachsen.de)

Is there an obligation to provide data?

As part of the contractual relationship, you must provide the personal data that is required for the commencement, performance and termination of the contractual relationship and for the fulfilment of the associated contractual obligations or which we are legally obliged to collect. Without this data, we will generally not be able to conclude or execute the contract with you.

Information about your right of objection pursuant to Article 21 of the Basic Data Protection Regulation (DSGVO)

Right of objection in individual cases

You have the right, for reasons arising from your particular situation, to object at any time to the processing of your personal data on the basis of Article 6 paragraph 1 letter f DSGVO (data processing on the basis of a weighing of interests); this also applies to profiling based on this provision within the meaning of Article 4 No. 4 DSGVO.

If you file an objection, we will no longer process your personal data unless we can prove compelling reasons for the processing worthy of protection which outweigh your interests, rights and freedoms, or the processing serves the assertion, exercise or defence of legal claims.

## Recipient of an objection

The objection can be made form-free with the subject "Objection" under indication of your name, your address and your date of birth and should be addressed to:

Assessor jur Thomas Prüllage; Big Dutchman Aktiengesellschaft - E- Mail:  
Datenschutzbeauftragter@bigdutchman.de