



Privacy Policy for Customers/Contracting Partners pursuant to the European General Data Protection Regulation (GDPR)

I. Name and address of the controller

We, HUESKER Synthetic GmbH ("we", "HUESKER"), take the protection of your personal data very seriously. We treat your personal data confidentially and in accordance with statutory data protection provisions and this Privacy Policy. The controller within the meaning of applicable data protection laws and other data protection provisions is:

HUESKER Synthetic GmbH
Fabrikstrasse 13-15
48712 Gescher
email: info@huesker.de

II. Name and address of the data protection officer

The controller's data protection officer is:
OHA - Gesellschaft für Arbeitsschutz und Arbeitssicherheit mbH
Paul-Klinger-Strasse 1
45127 Essen
email: ds-beauftragter@oha-essen.de

III. Personal data processing

1. Nature of use of personal data

We process personal data received by us from you in your capacity of customer/contracting partner resp. representative/authorised representative/contact partner of the company which is our customer/contact partner within the scope of our business relationship. Personal data will be generated by ourselves and yourself during the stage of initial business contact and during the business relationship. For companies, such data mainly relate to the responsible contact partner at your company and, if applicable, the company management (managing directors, board of management). Personal data generated are as a rule:

name, salutation, title, address, telephone number, telefax number, email address, account data, your company / company name (with VAT ID), department, position, date of birth, object of the contract, credit assessments, enquiries and correspondence relating to the conclusion, management, implementation and billing of the contract.

2. Purpose and legal bases for the processing of personal data

Your personal data will be processed pursuant to applicable data protection provisions, especially the GDPR and the *Bundesdatenschutzgesetz (BDSG)* [German Federal Data Protection Act]. Specifically, this is for the following purposes and according to the following legal bases:

a) Based on your consent pursuant to Art. 6 (1) sentence 1 a) GDPR

If you have given us your consent to processing for specific purposes, we will process your data on the basis of your consent. The scope and purpose of data processing is described in the corresponding declaration of consent provided to you separately.

b) To comply with contractual obligations pursuant to Art. 6 (1) sentence 1 b) GDPR

Personal data are processed for reasons of handling contracts, namely for implementing your contract. Please refer

to the respective contract concluded with you and the General Terms and Conditions incorporated therein for further information relating to the purposes and scope of the contractual services for which the data are processed.

c) To comply with statutory requirements pursuant to Art. 6 (1) sentence c) GDPR

We are subject as a company to diverse statutory requirements regarding compliance with control and notification obligations under tax law. To ensure compliance with such requirements, personal data within the scope of initial business contact and handling are processed in accordance with statutory requirements.

d) Within the framework of the balancing of interests pursuant to Art. 6 (1) sentence 1 f) GDPR

We process your data beyond the actual fulfilment of the contract to safeguard legitimate interests of ourselves or third parties:

- Advertising by email for similar products or by post, unless you have objected to this, to enable us to indicate our current offers to you (our legitimate interest).
- Depending on the selected method of payment, we will transmit your data (name, address and, if applicable, data of birth) to Creditreform Boniversum GmbH for the purpose of credit assessment, obtaining information to assess the risk of non-payment on the basis of mathematical-statistical methods using address data. Should estimation of the customer's payment behaviour be negative, the customer will be asked to select a different payment method.

3. Data erasure and storage period

Personal data of the data subject shall be erased or blocked as soon as the purpose of storage ceases to apply. Storage beyond this can occur if this was provided for by the European or national legislator in regulations, laws or other provisions under Union law, to which the controller is subject. Data shall be blocked or erased even if a storage period provided for by the above-mentioned standards expires unless there is a necessity for further storage of the data to enter into a contract or perform a contract.

After fulfilment of the contractual and statutory obligations, personal data will always be erased. Exceptions to this are:

- Compliance with retention periods under commercial and tax law. Periods for this are between two and ten years.
- Preservation of evidence within the scope of the respectively applicable rules on limitation periods. Pursuant to Sections 195 et seq. of the Bürgerliches Gesetzbuch [German Civil Code], these limitation periods can be up to thirty years. The regular limitation period here is three years to the end of the year.

4. Disclosure to third parties

Personal data of data subjects are in principle not disclosed to third parties. Only bodies requiring access to your personal data to comply with contractual and statutory obligations will have access to them. This includes transport and logistics companies, technicians, dealers and commercial agents if this is required to implement or to establish the contract. For billing purposes, we will pass on the required payment data to our company's bank. If service providers and vicarious agents are also involved in the data processing, this will only be possible if the legal obligations prescribed for this in the GDPR and the requirements are mandatorily complied with by us for the handling of personal data.



5. Transmission to a “third country”

Your personal data will be transmitted to countries outside the EU resp. EEA in principle only if you have given us your consent for this or this is a necessary condition for the implementation of a contract.

6. Obligation to provide data

Data requested by us in the respective contract (name, company/company name, contact and account data) must be provided. If such data are not provided, we must refuse you resp. your company as contracting partner because they are absolutely necessary for us to process the contract.

IV. Rights of the data subject

If your personal data are processed, you are a data subject within the meaning of the GDPR and you have the following rights vis-à-vis the controller:

1. Right of access

You can request the controller to confirm whether personal data concerning yourself are being processed by us.

Where that is the case, you can request the controller to provide access to the following information:

- (a) the purposes for which personal data are processed;
- (b) the categories of personal data processed;
- (c) the recipients resp. categories of recipient to whom the personal data concerning yourself was or will be disclosed;
- (d) the envisaged period for which the personal data concerning yourself will be stored, or, if no specific information on this is possible, the criteria used to determine that storage period;
- (e) the existence of a right to request from the controller rectification or erasure of personal data concerning yourself, restriction of the processing or to object to such processing;
- (f) the existence of a right to lodge a complaint with a supervisory authority;
- (g) where the personal data are not collected from the data subject, any available information as to their source;
- (h) the existence of automated decision-making, including profiling pursuant to Art. 22 (1) and (4) GDPR and, at least in those cases, meaningful information about the logic involved as well as the significance and the envisaged consequences of such processing for the data subject.

You have the right to request information as to whether the personal data concerning yourself are transferred to a third country or to an international organisation. In this context, you can request to be informed of the appropriate safeguards pursuant to Art. 46 GDPR relating to the transfer

2. Right to rectification

You have the right to obtain from the controller rectification and/or completion if the processed personal data concerning yourself are inaccurate or incomplete. The controller shall make rectification without delay.

3. Right to restriction of the processing

You can request restriction of the processing of personal data concerning yourself under the following conditions:

- (a) if you contest the accuracy of the personal data concerning yourself for a period which enables the controller to verify the accuracy of the personal data;
- (b) the processing is unlawful and you oppose the erasure of the personal data and request the restriction of their use instead;
- (c) the controller no longer needs the personal data for the purposes of processing but they are required by you

for the establishment, exercise or defence of legal claims; or

- (d) you have objected to processing pursuant to Art. 21 (1) GDPR and it is uncertain whether the legitimate grounds of the controller override yours.

Where processing of personal data concerning yourself has been restricted, such data shall, with the exception of their storage, only be processed with your consent or for the establishment, exercise or defence of legal claims or for the protection of the rights of another natural or legal person or for reasons of important public interest of the Union or of a Member State.

If processing is restricted according to the above-mentioned conditions, you shall be informed by the controller before the restriction of processing is lifted.

4. Right to erasure

a) Obligation of erasure

You can request the controller to erase personal data concerning yourself without undue delay and the controller shall have the obligation to erase such data without undue delay where one of the following grounds applies:

- (1) The personal data concerning yourself are no longer necessary in relation to the purposes for which they were collected or otherwise processed.
- (2) You withdraw your consent, on which the processing is based according to point (a) of Art. 6 (1), or point (a) of Art. 9 (2) GDPR, and where there is no other legal ground for the processing.
- (3) You object to the processing pursuant to Art. 21 (1) GDPR and there are no overriding legitimate grounds for the processing, or you object to the processing pursuant to Art. 21 (2) GDPR.
- (4) The personal data concerning yourself have been unlawfully processed.
- (5) The personal data concerning yourself have to be erased for compliance with a legal obligation according to Union or Member State law to which the controller is subject.
- (6) The personal data concerning yourself have been collected in relation to the offer of information society services referred to in Art. 8 (1) GDPR.

b) Information to third parties

Where the controller has made the personal data concerning yourself public and is obliged pursuant to Art. 17 (1) GDPR to erase the personal data, the controller, taking account of available technology and the cost of implementation, shall take reasonable steps, including technical measures, to inform controllers which are processing the personal data that you as data subject have requested the erasure by such controllers of any links to, or copy or replication of, those personal data.

c) Exceptions

The right to erasure shall not apply to the extent that processing is necessary

- (1) for exercising the right of freedom of expression and information;
- (2) for compliance with a legal obligation which requires processing according to Union or Member State law to which the controller is subject or for the performance of a task carried out in the public interest or in the exercise of official authority which was vested in the controller;
- (3) for reasons of public interest in the area of public health in accordance with points (h) and (i) of Art. 9 (2) as well as Art. 9 (3) GDPR;
- (4) for archiving purposes in the public interest, scientific or historical research purposes or statistical purposes in accordance with Art. 89 (1) GDPR in so far as the



right referred to in section a) is likely to render impossible or seriously impair the achievement of the objectives of that processing; or

- (5) for the establishment, exercise or defence of legal claims.

5. Right to be informed

If you have asserted your right to rectification, erasure or restriction of processing vis-à-vis the controller, the controller shall be obliged to notify all recipients, to whom the personal data concerning yourself was disclosed, of this rectification or erasure of the data or restriction of the processing unless this proves impossible or involves a disproportionate effort.

You have the right vis-à-vis the controller to be informed about these recipients.

6. Right to data portability

You have the right to receive the personal data concerning yourself, which you have provided to the controller, in a structured, commonly used and machine-readable format. Furthermore, you have the right to transmit those data to another controller without hindrance from the controller to which the personal data have been provided, where

- (a) the processing is based on consent pursuant to point (a) of Art. 6 (1) GDPR or point (a) of Art. 9 (2) GDPR or on a contract pursuant to point (b) of Art. 6 (1) GDPR; and
- (b) the processing is carried out by automated means.

In exercising this right, you have furthermore the right to have the personal data concerning yourself transmitted directly from one controller to another, where technically feasible. This may not adversely affect the freedoms and rights of other persons.

The right to data portability shall not apply to the processing of personal data which is necessary for the performance of a task carried out in the public interest or in the exercise of official authority which was vested in the controller.

7. Right to object

You have the right to object, on grounds relating to your particular situation, at any time to the processing of personal data concerning yourself which is based on point (e) or (f) of Art. 6 (1) GDPR. This also applies to profiling based on those provisions.

The controller shall no longer process the personal data concerning yourself unless the controller can demonstrate compelling legitimate grounds for the processing which override your interests, rights and freedoms or processing serves the establishment, exercise or defence of legal claims.

Where personal data concerning yourself are processed for direct marketing purposes, you shall have the right to object at any time to processing of personal data concerning yourself for the purposes of such marketing. This also includes profiling to the extent that it is related to such direct marketing.

Where you object to processing for direct marketing purposes, the personal data concerning yourself shall no longer be processed for such purposes.

In the context of the use of information society services, and notwithstanding Directive 2002/58/EC, you may exercise your right to object by automated means using technical specifications.

8. Right to revocation of the declaration of consent under data protection law

You have the right to revoke your declaration of consent under data protection law at any time. Revoking your consent shall not affect the lawfulness of the processing carried out on the basis of your consent until revocation.

9. Automated individual decision-making, including profiling

You have the right not to be subject to a decision based solely on automated processing, including profiling, which produces legal effects concerning yourself or similarly significantly affects you. This does not apply if the decision

- (1) is necessary for entering into or the performance of a contract between yourself and the controller;
- (2) is authorised by Union or Member State law, to which the controller is subject, and which lays down suitable measures to safeguard your rights and freedoms and your legitimate interests; or
- (3) is based on your explicit consent.

Such decisions may not, however, be based on special categories of personal data according to Art. 9 (1) GDPR unless point (a) or (g) of Art. 9 (2) GDPR applies and suitable measures to safeguard the rights and freedoms and your legitimate interests are in place.

Regarding the cases referred to in (1) and (3), the controller shall implement suitable measures to safeguard the rights and freedoms and your legitimate interests, at least the right to obtain human intervention on the part of the controller, to express an own point of view and to contest the decision.

10. Right to lodge a complaint with a supervisory authority

Without prejudice to any other administrative or judicial remedy, you have the right to lodge a complaint with a supervisory authority, in particular in the Member State of your habitual residence, your place of work or the place of the alleged infringement if you consider that the processing of personal data concerning yourself infringes the GDPR.

The supervisory authority with which the complaint has been lodged shall inform the complainant on the progress and the outcome of the complaint including the possibility of a judicial remedy pursuant to Art. 78 GDPR.

V. Updating of this Privacy Policy

We reserve the right to update this Privacy Policy, where necessary, to take account of technical developments or in relation to new services or products offered. The current version can be viewed at all times on our website.