



# Data protection information

## Information in acc. with Art. 13 GDPR for customers and interested parties

Dear Sir / Madam,

Many thanks for the interest you have shown in our company. We place great importance on the protection of your personal data. In accordance with Art. 13 GDPR (the General Data Protection Regulation), we are obliged to provide you with certain items of information about how we collect, process and use your personal data. We therefore process your data, obtained in conjunction with you making contact with us, or that you provide to us as part of any resultant business relationship, exclusively in accordance with legislative provisions (in particular the GDPR and the German Data Protection Act [*Bundesdatenschutzgesetz*]). In this data protection information, we inform you of the most important aspects of the data processing we perform in the course of our business activities.

### Data controller:

RATHGEBER GmbH & Co. KG  
Kolpingring 3  
82041 Oberhaching  
Germany

Tel.: +49 89 613 007 0  
e-mail: [info@rathgeber.eu](mailto:info@rathgeber.eu)

### Our data protection officer:

Sven Lenz  
Datenschutzkanzlei Lenz GmbH & Co. KG  
Bahnhofstrasse 50  
87435 Kempten  
Germany

e-mail: [datenschutz@rathgeber.eu](mailto:datenschutz@rathgeber.eu)



## Processed data category

If you contact us, or enter into a business relationship with us as customer or interested party, we collect the following items of information:

- Title, first name, surname
- E-mail address
- Name of company
- Function / position in the company
- Address
- Telephone number (landline and/or mobile phone)
- Contractual details relating to awarded or received orders
- Bank details

## Legal bases and purposes for the processing of your personal data

We process your personal data **in accordance with Art. 6 (1) (b) GDPR to fulfil a contract or to perform pre-contractual measures.**

Purposes here are:

- to enable us to identify you as our business contact,
- to enable us to provide you with appropriate advice as we approach the contract stage,
- for correspondence and for any questions arising,
- to fulfil our contractual obligations.

The provision of certain personal data is essential for us to deliver our services in relation to advice, development and the manufacture of a customer-specific product designation. In certain cases, if this data is not provided, we cannot provide these services.

Furthermore, we process your personal data **in accordance with Art. 6 (1) (f) GDPR, on the basis of our legitimate interests.**

Purposes here are:

- to inform you about our company,
- to inform you about supplementary products and services. Information is provided over the telephone, through our e-mail newsletter and via the postal system.



## Recipients of your personal data

We forward your personal data to other companies in the RATHGEBER Group.

Purpose are:

- to inform you about these companies,
- to inform you about supplementary products and services from these companies. Information is provided over the telephone, by e-mail newsletter and via the postal system.

Forwarding of data takes place **in accordance with Art. 6 (1) (f) GDPR, on the basis of our legitimate interests** to the following recipients within the RATHGEBER Group:

- **RATHGEBER DIGITAL GmbH & Co. KG**

Kolpingring 3  
D-82041 Oberhaching  
Germany

- **smart-TEC GmbH & Co. KG**

Kolpingring 3  
D-82041 Oberhaching  
Germany

- **RATHGEBER, k.s.**

Nádražní 1402  
CZ-59301 Bystřice nad Pernštejnem  
Czech Republic

- **RATHGEBER Sp.z.o.o.**

ul. Życzliwa 27/2  
PL-53-030 Wrocław  
Poland

The personal data collected by us during the contractual processing stage are forwarded to the transport company appointed to perform a delivery, provided that this is a necessary part of getting goods delivered.

We forward payment data to the appointed bank in the process of handling payments.

If we make an advance payment or provide a service in advance, we reserve the right to conduct a credit check to protect our lawful interests. The personal data required for a credit check are communicated to *Euler Hermes Deutschland, a subsidiary of Euler Hermes SA, Gasstrasse 29, 22761 Hamburg, Germany*. The credit check information can contain probability values (known as score values). To the extent that score values form part of the result of the credit check information, these are founded upon a scientifically recognised mathematical-statistical process. Address details are also included in a calculation of score values. The

result of the credit check is used solely for the purpose of reaching a decision on the creation, execution or termination of a contractual relationship. The recipient of data communicated in this way is only permitted to use it to perform the appointed task. No other form of use of this information is permitted.

In cases where we use sub-contractors to provide our services, we take appropriate legal precautions and also instigate appropriate technical and organisational measures to protect personal data in accordance with applicable legal stipulations. Third parties only have access to personal data to the extent that they have been commissioned to provide data processing services (commissioned data processing) for RATHGEBER GmbH & Co. KG and where access to this data is essential in the context of the commissioned data processing.

Furthermore, we also pass your data to external bodies if we are obliged to do so for legal reasons.

### **Duration of data storage**

Personal data that is stored in accordance with statutory retention obligations will be erased as soon as the retention obligation expires. In all other cases, personal data will be erased when the purpose of processing ceases to apply or when processing is no longer needed to achieve the defined purpose. Personal data that we store on the basis of consent granted by the data subject in accordance with Art. 6 (1) (a) GDPR will be erased once the processing purpose ceases to apply or if consent is revoked.

### **Rights of data subjects / Right of complaint**

In accordance with Art. 15 GDPR, you have the right to demand information about your personal data that is being processed by us.

In particular, you can demand information about:

- the purposes of processing,
  - the category of your personal data that is being processed,
  - the recipients or categories of recipients to which your data was or will be disclosed,
  - the planned storage period,
  - the existence of rights to rectification, erasure, restriction of or objection to processing,
  - the existence of a right of complaint to a supervisory authority,
  - the origin of your data if these were not collected from you,
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- and of the existence of an automated decision-making process including profiling and where necessary meaningful information regarding the details of such process.

In accordance with Art. 16 GDPR, you have the right to demand the immediate rectification of inaccurate data, or to demand the inclusion of any missing personal data.

In accordance with Art. 17 GDPR you have the right to request erasure of any personal data we may have stored unless a legal basis exists that entitles or obliges us to continue storing that data.

In accordance with Art. 18 GDPR you have the right to demand a restriction of the processing of your personal data if

- you dispute the accuracy of your personal data, and do so for a period of time that permits us to check the accuracy of your personal data
- processing is unlawful and you decline to have your personal data erased but instead demand that a restriction on the use of your personal data,
- we no longer require your personal data for processing purposes but where you need that data to enforce, exercise or defend legal claims,
- you appeal against the processing in accordance with Article 21 (1) GDPR provided that it has not been established that our legitimate grounds outweigh your grounds.

### **Right to revoke consents**



In accordance with Art. 7 (3) GDPR you have the right at any time to revoke the consent you granted to us. As a consequence, going forward we are then no longer permitted to process the data to which this consent related. This does not affect the lawfulness of any processing of data we may have performed prior to your consent being revoked.

### **Right of objection**

If your personal data was processed on the basis of legitimate interests as defined in Art. 6 (1) (f) GDPR, you have the right in accordance with Art. 21 GDPR to object to the processing of your personal data, provided that grounds exist that arise from your particular situation.

You have the right at any time to raise an objection to the processing of your data for the purposes of direct advertising.

### **Reference to your right of complaint to the supervisory authority**

You have the right to complain to the supervisory authority responsible for data protection if you believe that your personal data has not be processed in a lawful manner.

Dated: 02.02.2020