

**Data protection information for customers and suppliers
in accordance with the EU General Data Protection Regulation (GDPR)**
Status as of: May 2018

The following information gives you an overview of the processing of your personal data by us and your rights under the EU General Data Protection Regulation and the Federal Data Protection Act (BDSG).

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

<u>The body responsible is:</u>	<u>You can contact our data protection officer at:</u>
GMT Gummi-Metall-Technik GmbH Liechtersmatten 5 · 77815 Bühl, Germany Tel. +49 (0)7223 804-0 Fax. +49 (0)7223 21075 E-mail address: info@gmt-gmbh.de	GMT Gummi-Metall-Technik GmbH Data protection officer Liechtersmatten 5 · 77815 Bühl, Germany Tel. +49 (0)7223 804-0 (by arrangement) Fax. +49 (0)7223 21075 E-mail address: datenschutzbeauftragter@gmt-gmbh.de

2. For what purposes and on what legal basis do we process personal data?

We process personal data in accordance with the provisions of the EU General Data Protection Regulation (GDPR) and national data protection regulations:

- a) To fulfil contractual obligations (Article 6 para. 1 b) GDPR)**
Especially in connection with customer orders, suppliers, service partners and employees.
- b) In order to protect legitimate interests within the framework of the balancing of interests (Article 6 para. 1 f) GDPR)**

If necessary, we process your data beyond the actual performance of the contract to protect the legitimate interests of us or third parties, in particular for the following purposes:

- Advertising, as long as you have not objected to the use of your data
- Review and optimisation of procedures for needs analysis and direct customer approach; incl. customer segmentation and calculation of contract probabilities
- Assertion of legal claims and defence in legal disputes
- Ensuring the information security and IT operation of the company
- Measures for building and system security (e.g. access control)
- Risk management and controlling in the GMT Group

c) On the basis of your consent (Article 6 para. 1 a) GDPR)

If you have given us your consent to process personal data for certain purposes (e.g. film and photo shoots, newsletters), the legality of such processing is given on the basis of your consent. You have the right to revoke your consent at any time. This also applies to the revocation of declarations of consent that were given to us prior to the validity of the EU General Data Protection Regulation, i.e. before 25 May 2018. Please note that the revocation will only take effect in the future. Processing that took place before the revocation is not affected by this. You can request an overview of the consents you have given us at any time.

d) On the basis of legal requirements (Article 6 para. 1 c) GDPR)

We are subject to various legal obligations, i.e. legal requirements (e.g. anti-terrorist list reconciliation, money laundering law). The purposes of the processing activities include, among others, the verification of identity, the fulfilment of tax and social law control and reporting obligations, the prevention of fraud and money laundering as well as the assessment and control of risks in the GMT Group.

In addition, we are subject to legal obligations pursuant to Art. 32 DSGVO (Data Processing Security) and Section 64 BDSG (Data Processing Security Requirements).

3. Who will receive my data?

At GMT, those departments and employees who require your personal data to fulfil our contractual and legal obligations or to safeguard legitimate interests have access to it.

Furthermore, service providers and vicarious agents used by us may receive data for these purposes. We may only disclose information about you if required to do so by law, if you have given your consent, if we are legally authorised to provide such information or disclosure and/or if contract processors commissioned by us guarantee compliance with confidentiality as well as with the provisions of the EU General Data Protection Regulation and the German Federal Data Protection Act.

Under these conditions, the following recipients may receive data:

- Affiliated companies of the GMT Group
- Suppliers & ASP Service Providers
- Credit assessment agencies
- Public authorities for fulfilling legal notification obligations, e.g. tax authorities, social insurance carriers, criminal prosecution
- Banks
- IT service providers (for support/maintenance of IT applications)
- Archiving service providers
- Document processing clerks
- Data disposal companies
- Auditing firms
- Leasing companies
- Debt collection service providers
- Credit card companies
- Telephone providers
- Service providers for website management (hosting/maintenance)
- Insurers

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

Data is only transferred to countries outside the EU or the EEA (so-called third countries)

- as far as this is necessary for the execution of contracts with customers, suppliers and service partners (e.g. material procurement, production, logistics)
- you have given us your consent, or
- within the framework of order processing.

Furthermore, data is also exchanged with affiliated companies of the GMT Group in third countries. An overview of GMT locations worldwide can be found on our website (<http://www.gmt-gmbh.de/Unternehmen/Standorte/>)

If service providers are used in third countries, they are obliged to comply with the data protection level in the EU in addition to instructions in writing by the agreement of the EU standard contract clauses (Art. 46 GDPR- Data transmission subject to appropriate guarantees). Corresponding contractual agreements exist with affiliated companies of the GMT Group.

5. How long will my data be stored?

We process and store your personal data as long as it is necessary for the fulfilment of our contractual and legal obligations. We will delete your personal data as soon as it is no longer required for the aforementioned purposes. It may happen that personal data is stored for the period during which claims can be asserted against our companies (statutory or contractual limitation periods of three or up to thirty years). In addition, we store your personal data insofar as we are legally obliged to do so. Corresponding proof and storage obligations result from commercial, tax and social security regulations.

6. Your rights

If personal data is processed by you, you are affected in the sense of DSGVO and you have the following rights against us as the responsible party:

a) Rights according to Art. 15 ff. GDPR

(1) You have the Right of **access** according to Article 15 GDPR. Under certain conditions, you have the Right to **rectification** according to Article 16 GDPR, the **Right to restriction of processing** according to Article 18 GDPR and the **Right to erasure** (“Right to be forgotten”) according to Article 17 GDPR. In addition, you have the right to have the data provided by you published in a structured, commonly used and machine-readable format (**right to data portability**) in accordance with Article 20 GDPR, provided that the processing is carried out using automated means and is based on consent pursuant to Art. 6 para. 1 item a) or Art. 9 para. 2 item a) or on a contract pursuant to Art. 6 para. 1) item b) GDPR. The restrictions according to Sections 34 and 35 BDSG apply to the right to access and the right of erasure.

(2) You can revoke your consent to the processing of personal data at any time. This also applies to the revocation of declarations of consent issued to us prior to the validity of the GDPR, i.e. before 25 May 2018. Please note that the revocation will only take effect in the future. Processing that took place before the revocation is not affected by this.

b) Right of complaint

You have the option of contacting us or a data protection supervisory authority with a complaint, in particular in the Member State of your place of residence, of work or of the place of presumed infringement (Article 77 GDPR in conjunction with Section 19 BDSG). Item 9 remains unaffected.

c) Right to object under Article 21 GDPR

In addition to the above rights, you have the right to object as follows:

(1) Right to object in individual cases

You have the right to object at any time for reasons arising from your particular situation to the processing of personal data concerning you, which is based on Article 6 para. 1 item e) GDPR (data processing in the public interest) and Article 6 para. 1 item f) GDPR (data processing on the basis of a balance of interests); this also applies to profiling based on this provision within the meaning of Article 4 para. 4 GDPR.

If you object, we will no longer process your personal data, unless we can prove compelling reasons worthy of protection for the processing, which outweigh your interests, rights and freedoms, or the processing serves to assert, exercise or defend legal claims.

(2) Right to object to the processing of data for advertising purposes

In individual cases we process your personal data for direct marketing purposes. You have the right to object at any time to the processing of personal data concerning you for the purpose of such advertising; this also applies to profiling, insofar as it is associated with such direct advertising. If you object to the processing for direct advertising purposes, we will no longer process your personal data for these purposes.

The objection can be sent form-free to the office indicated under item 1 of this data protection declaration.

7. Regulatory authority

You can contact the regulatory authority responsible for GMT at its headquarters in Bühl as follows:

Der Landesbeauftragte für den Datenschutz und die Informationsfreiheit (The State Commissioner for Data Protection and Freedom of Information)

Postal address:

Postfach 10 29 32, 70025 Stuttgart

Tel.: +49 (0)711/615541-0

FAX: +49 (0)711/615541-15

E-mail: poststelle@lfdi.bwl.de

8. To what extent is there automated decision making (including profiling)?

In principle, we do not use fully automated decision making according to Article 22 GDPR for the establishment and implementation of the business relationship.

9. Does “profiling” take place?

We process your data partially automatically with the aim of evaluating certain personal aspects (profiling). We use profiling in the following cases:

- Due to legal requirements we are obliged to carry out comparisons with anti-terror lists. These measures also serve to protect you.