

DATA PRIVACY INFORMATION

With this Data Privacy Information, HOLOPACK (in the following also “we”) would like to educate the natural persons whose data is being processed in connection with HOLOPACK’S performance of this CMA (in the following “you”) in accordance with the provisions of the EU Regulation 2016/679 (General Data Protection Regulation - GDPR) on the nature, extent and purpose of the processing of personal data in connection with HOLOPACK’S performance of this CMA.

This Data Privacy Information has last been updated on May 12th 2020. In case of changes to the way we process personal data, we reserve the right to amend this Data Privacy Information.

I. General Information

1. Responsible Person/ Entity

HOLOPACK Verpackungstechnik GmbH
Bahnhofstraße 18
74429 Sulzbach-Laufen
Tel. +49 7975 960-0
Email mail.hp@rommelag.com

2. Contact Information of the responsible data protection officer

Deutsche Datenschutzkanzlei – Stefan Fischerkeller
Dr.-Klein-Str. 29
88069 Tettnang
Tel. +47 7542 949 21 - 01
Email: datenschutz@rommelag.com

3. Legal Basis

We process personal data based on at least one of the following statutory sources:

- Permission of the data subject to the processing of this or her personal data concerning one or more specific purposes (Art. 6 Para. 1 S. 1 lit. a GDPR);
- Completion of a contract with the data subject or in order to take steps at the request of the data subject prior to entering into a contract (Art. 6 Para. 1 S. 1 lit. b GDPR);
- Compliance with a legal obligation we are subject to (Art. 6 Para. 1 S. 1 lit. c GDPR);
- Protection of the vital interests of the data subject or of another natural person (Art. 6 Para. 1 S. 1 lit. d GDPR);

- Protection of our legitimate interests or those legitimate interests of a third party (Art. 6 Para. 1 S. 1 lit. f GDPR)

The respective legal basis of individual processing operations is referred to below in this Data Privacy Information.

4. Disclosure of personal data to recipients

We only share personal data with recipients (processors of personal data or other third parties) to the extent necessary and only under one of the following conditions:

- Permission of the data subject to the transfer of his personal data;
- The transfer is necessary for the fulfillment of contractual obligations or in order to take steps at the request of the data subject prior to entering into a contract;
- We are legally obligated to transfer the data;
- The disclosure is based on our legitimate interests or those legitimate interests of a third party.

5. Transfer of data to third countries

The transfer of personal data to a country or an international organization outside of the European Union (EU) or the European Economic Area (EEA) is subject to a statutory or contractual permission. Such transfer shall only be applicable under the conditions set out in Article 44 et seqq. GDPR. Therefore such transfer of personal data shall only occur to a country which was granted an adequacy decision of the EU-Commission pursuant to Art. 45 GDPR, a country which has given guarantees to appropriately safeguard personal data pursuant to Art. 46 GDPR or has implemented binding corporate rules following Art. 47 GDPR.

6. Rights of the data subject

The data subject has the following rights:

- pursuant to Art. 15 GDPR you have the right to request information about your personal data processed by us; you may also request information regarding the purposes for processing your personal data, the categories of personal data processed, the recipients or categories of recipients to whom your information has been or will be disclosed, the planned safeguarding period or the criteria for determining the safeguarding period, the provenance of your personal data if your personal data was not collected from you, the existence of automated decision-making, including profiling, and, where appropriate, meaningful information about the logic involved, as well as the significance and the envisaged consequences of such processing for you, your right to rectification or deletion of your personal data, your right to limit such a processing or your right to object to such processing, the existence of a right to appeal to such processing in front of the

supervisory authority; Finally, you have a right to know whether personal data has been transmitted to a country outside the EU or to an international organization and, if this is the case, the right to receive information about the measures taken for appropriate data security associated with such a transfer;

- pursuant to Art. 16 GDPR, you have the right to obtain the rectification of inaccurate personal data stored with us without undue delay;
- pursuant to Art. 17 GDPR, you may request the deletion of your personal data stored with us, unless the processing of personal data is justified by the right of freedom of expression and information, for compliance with a legal obligation or for reasons of public interest or for the establishment, exercise or defense of legal claims;
- pursuant to Art. 18 GDPR you can demand the limitation of the processing of your personal data, if and as far as the accuracy of the data is disputed by you, the processing is unlawful and you are opposed to the erasure of your personal data and request the restriction of the use of such data instead; and we no longer need the personal data for the purposes of the processing, but they are required by you for the establishment, exercise or defense of legal claims; or you have objected to the processing in accordance with Art. 21 GDPR, but it has not yet been determined whether our legitimate reasons for the data processing outweigh your interest;
- pursuant to Art. 20 GDPR you may request the transfer of the personal data you have provided us with in a structured, commonly used and machine-readable format and have the right to transmit this personal data to another controller;
- pursuant to Art. 21 GDPR you have the right to object to the processing of your personal data at any time to, on grounds relating to your particular situation, or personal data is processed for direct marketing purposes and the legal basis for the processing of the personal data are the protection of our legitimate interests or those legitimate interests of a third party according to Art. 6 Para. 1 S. 1 lit. f GDPR;
- pursuant to Art. 7 Para. 3 GDPR, you may at any time revoke your once given consent for processing your personal data to us. As a result of such a withdrawal, we are not allowed to continue processing your personal data in the future;
- pursuant to Art. 77 GDPR you have the right to lodge a complaint with a supervisory authority, in particular you can contact the supervisory authority of your habitual residence, your place of work or the place of the alleged infringement.

If you would like to assert your above data subject rights, you can contact us or our data protection officer at any time using the contact details above.

7. Erasure of Personal Data and restriction of processing

We erase personal data which we process according to the rules of Art. 17 GDPR and restrict the processing of personal data pursuant to Art. 18 GDPR. Insofar as this Data Privacy Information does not stipulate otherwise, the personal data is deleted if this data is no longer necessary for the purposes for which the personal data was collected or otherwise processed and the deletion does not conflict with any statutory requirements of safeguarding this personal data. If personal data is required for legally permissible other purposes, it will not be erased but the processing of the personal data will be limited to such purpose. This applies, for example, to personal data that must be retained by us for commercial or tax law reasons. For example, documents pursuant to § 257 Para. 1 Nr. 2 und 3 HGB and § 147 Para. 1 Nr. 2, 3, 5 AO will be safeguarded for 6 years, documents pursuant to § 257 Para. 1 Nr. 1 und 4 HGB and § 147 Para. 1 Nr. 1, 4, 4a AO will be safeguarded for 10 years.

II. Processing of contact person data

1. Contact Person Data

In connection with and for the purpose of fulfilling pre-contractual measures and contractual obligations under the CMA, we process data of CUSTOMER and/or CUSTOMER'S REPRESENTATIVES (the Contact Person Data), together the data subjects, required for the conclusion and fulfillment of the CMA.

The Contact Person Data includes:

- Name and professional contact details (for example company name, role in the company, address, telephone number, mobile number, e-mail address);

2. Processing of contact person data for business purposes

We will retain and process contact person data for the duration of our contractual relationship with CUSTOMER. When the contractual relationship has ended, we will retain this data as long as necessary for the establishment, exercise or defence of legal claims resulting from the contractual relationship and limit the processing of the data to such purpose.

For the aforementioned purposes, we are processing personal data of our contact persons on the basis of our legitimate interest to conduct our business pursuant to Art. 6 Para. 1 lit. f GDPR.

3. Processing of contact person data to comply with legal obligations

To comply with statutory regulations, we store and process personal data for the duration of the CMA and for the statutory retention periods after the duration of the CMA.

For example, documents pursuant to § 257 Para. 1 Nr. 2 und 3 HGB and § 147 Para. 1 Nr. 2, 3, 5 AO will be safeguarded for 6 years, documents pursuant to § 257 Para. 1 Nr. 1 und 4 HGB and § 147 Para. 1 Nr. 1, 4, 4a AO will be safeguarded for 10 years.

For the aforementioned purposes, we are processing personal data of our contact persons to comply with legal obligations that we are subject to pursuant to Art. 6 Para. 1 lit. c GDPR.

4. Transfer of contact person data to third parties

- a) To conduct our business and to support the performance of our contractual obligations under the CMA, we use IT systems such as e-mail servers, web servers, file servers, database services, ERP systems, CRM systems, security and maintenance services. Some of the aforementioned services are provided and hosted by other companies. The data will be transferred to these service providers providing such IT services as our data processors.
- b) The contact person data will be transferred to third parties to fulfil pre-contractual and contractual obligation, e.g. to banks, payment service providers and credit card companies for payment transaction, to other companies providing services as sub-contractors to fulfil pre-contractual and contractual obligations and to shipping service providers for the dispatch of goods and to external consultants and advisors.
- c) The contact person data will be transferred to third parties to fulfil legal obligations, e.g. to the competent authorities and courts and to the external consultants and advisors who support us in fulfilling our obligations, for example lawyers and accountants.