

Privacy notices for customers and other data subjects

With the following information, we would like to give you an overview of the processing of your personal data by us and your rights under data protection law. Which data is processed in detail and how it is used depends largely on the services requested or agreed upon. Therefore, not all parts of this information will apply to you.

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For reasons of better readability alone, the simultaneous use of the language forms male, female and diverse is dispensed with. All designations of persons and/or functions apply equally to all genders.

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

The person responsible for data processing is:

Exaris Solutions GmbH
Erich-Klausener-Str. 92
47802 Krefeld

You can reach our **data protection officer** at:

Exaris Solutions GmbH
Datenschutzbeauftragter
Erich-Klausener-Str. 92
47802 Krefeld
datenschutz@exaris-solutions.de

In the event that confidentiality is desired, please contact our Privacy Officer by mail with the notation "Personal / Confidential".

2. What sources and data we use?

We process personal data that we receive in the course of our business relationship from our customers or other data subjects. In addition, we process - to the extent necessary for the provision of our

In addition, we process - to the extent necessary for the provision of our services - personal data that we obtain from publicly accessible sources (press, Internet) or that are transmitted to us by other third parties (address traders) on a legitimate basis.

Relevant personal data are (personal details, name, address, telephone number, e-mail address, date and place of birth, professional position, qualifications and places where qualifications were obtained, publications).

In addition, this may also include order data (payment order), data from the fulfillment of our contractual obligations (turnover data in payment transactions), information about your financial situation (creditworthiness data, scoring or rating data), credit-related data, advertising and sales data (including advertising scores), documentation data and other data comparable with the above categories.

3. What do we process your data for (purpose of processing) and on what legal basis?

We process personal data in accordance with the provisions of the EU General Data Protection Regulation (GDPR) and the German Federal Data Protection Act (BDSG).

3.1 Based on your consent (Art. 6 para. 1 lit. a GDPR)

Insofar as you have given us consent to process personal data for specific purposes (newsletter dispatch), the lawfulness of this processing is based on your consent. Any consent given can be revoked at any time. This also applies to the revocation of declarations of consent given to us before the DSGVO came into force, i.e. before May 25, 2018.

Please note that the revocation only takes effect for the future. Processing that took place before the revocation is not affected by it.

3.2 For the fulfillment of contractual obligations (Art. 6 para. 1 lit. b GDPR)

Data is processed for the provision and mediation of (provision of an individual search engine (Vertical Search Engine), needs-based generation of market insights, targeting and segmentation, CRM enrichment, research and consulting) in the context of the performance of our contracts with our customers or for the performance of pre-contractual measures, which take place upon request. The purposes of the data processing primarily depend on the specific product (Vertical Search Engine) and/or the specific service (research, consulting, targeting and segmentation, CRM enrichment.) Further details on the data processing purposes can be found in the relevant contract documents and terms and conditions.

3.3 Due to legal requirements (Art. 6 para. 1 lit. c GDPR)

In addition, we process your data in order to fulfill legal obligations (regulatory requirements, commercial and tax law retention and verification obligations).

3.4 I Within the framework of the balancing of interests (Art. 6 para. 1 lit. f GDPR)

Insofar as necessary, we process your data beyond the actual performance of the contract to protect the legitimate interests of us or third parties.

Examples:

- or the performance and documentation of legally or operationally necessary legal, technical or economic audits (auditor, tax advisor, internal control system);
- Consultation of and data exchange with credit agencies (SCHUFA) to determine creditworthiness or or default risks;
- Advertising or market and opinion research insofar as you have not objected to the use of your data;
- assertion of legal claims and defense in legal disputes;
- to ensure proper data processing in accordance with IT security and data protection requirements (log files);
- to analyze and correct technical errors;
- prevention and investigation of criminal offenses;
- Video surveillance to safeguard the right of access to the premises;
- Measures to ensure building and facility security (access controls);
- measures to ensure house rights;
- for the purpose of identifying contact persons (name, telephone numbers, e-mail addresses, function, department/team affiliation) and conducting internal and external communication

4. Who gets my data?

Within Exaris Solutions GmbH, access to your data is granted to those departments that need it to fulfill our contractual and legal obligations. In addition, we use different service providers to fulfill our contractual and legal obligations. These are companies in the categories of IT services, tax consultants, logistics, printing services, telecommunications, debt collection, consulting, and sales and marketing.

With regard to the transfer of data to recipients outside Exaris Solutions GmbH, it should first be noted that we may only pass on information about our customers if this is required by law or the customer has consented. Under these conditions, recipients of personal data can be:

- Law enforcement authorities in the event of a legal or regulatory obligation;
- Service providers that we use within the framework of order processing relationships

5. If data are transferred to a third country or to an international organization?

If required in individual cases, your personal data may be transferred to an IT service provider in the USA or another third country to ensure IT operations in compliance with the European level of data protection.

6. How long will my data be stored?

We process and store your personal data as long as this is necessary for the fulfillment of our contractual and legal obligations. If the data is no longer required for the fulfillment of contractual or legal obligations, it is regularly deleted, unless its - temporary - further processing is necessary for the following purposes:

- Erfüllung handels- und steuerrechtlicher Aufbewahrungspflichten, die sich beispielsweise ergeben können aus Handelsgesetzbuch (HGB) und Abgabenordnung (AO). Die dort vorgegebenen Fristen zur Aufbewahrung bzw. Dokumentation betragen in der Regel zwei bis zehn Jahre.
- Erhaltung von Beweismitteln im Rahmen der gesetzlichen Verjährungsvorschriften. Nach den §§ 195 ff des Bürgerlichen Gesetzbuches (BGB) können diese Verjährungsfristen bis zu 30 Jahre betragen, wobei die regelmäßige Verjährungsfrist 3 Jahre beträgt.

7. What data protection rights do i have?

Every data subject has the right to information under Article 15 of the GDPR, the right to rectification under Article 16 of the GDPR, the right to erasure under Article 17 of the GDPR, the right to restriction of processing under Article 18 of the GDPR and the right to data portability under Article 20 of the GDPR. With regard to the right to information and the right to erasure, the restrictions pursuant to Sections 34 and 35 BDSG apply. In addition, there is a right of appeal to a data protection supervisory authority (Art. 77 GDPR in conjunction with § 19 BDSG).

You may revoke your consent to the processing of personal data at any time. This also applies to the revocation of declarations of consent given to us before the GDPR came into force, i.e. before May 25, 2018. Please note that the revocation only takes effect for the future. Processing that took place before the revocation is not affected by it.

8. If there is an obligation for me to provide data?

Within the scope of our business relationship, you must provide those personal data that are required for the establishment, execution and termination of a business relationship and for the fulfillment of the associated contractual obligations, or which we are required to collect by law. Without this data, we will generally not be able to enter into, perform and terminate a contract with you.

9. To what extent there is automated decision-making (including profiling) in individual cases?

We partially process your data automatically with the aim of evaluating certain personal aspects (profiling). In order to be able to inform and advise you about products in a targeted manner, we use evaluation tools. These enable needs-oriented communication and advertising including market and opinion research.

10. Changes to this information

We may update this privacy information from time to time. Therefore, we encourage you to periodically review this Privacy Notice so that you are aware of our privacy practices. This privacy information was last updated on 16.04.2021.

Information about your right to object according to Article 21 GDPR

Right to object on a case-by-case basis

You have the right to object at any time, on grounds relating to your particular situation, to the processing of personal data concerning you which is carried out on the basis of Article 6(1)(e) DSGVO (data processing in the public interest) and Article 6(1)(f) DSGVO (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 No. 4 DSGVO.

If you object, we will no longer process your personal data unless we can demonstrate compelling legitimate grounds for the processing which override your interests, rights and freedoms, or the processing serves the assertion, exercise or defense of legal claims.

Right to object to processing of data for direct marketing purposes

In individual cases, we process your personal data for the purpose of direct marketing. You have the right to object at any time to the processing of personal data concerning you for the purposes of such advertising; this also applies to profiling, insofar as it is associated with such direct advertising.

If you object to processing for direct marketing purposes, we will no longer process your personal data for these purposes.

Recipient of an objection

The objection can be made informally with the subject "Objection", stating your name, address and date of birth, and should be addressed to:

Exaris Solutions GmbH
Erich-Klausener-Str. 92
47802 Krefeld
datenschutz@exaris-solutions.de