

Online Portal myPERI

Privacy Policy of PERI GmbH

and information for data subjects pursuant to Article 13 and Article 14 of the EU GDPR



1. Name and address of controller

The controller within the meaning of the General Data Protection Regulation and other national data protection laws of the Member States as well as other data protection regulations is:

PERI GmbH
Schalung Gerüst Engineering Rudolf-Diesel-Straße 19
89264 Weißenhorn Germany
Tel.: +49 (0)7309.950-0
Fax: +49 (0)7309.951-0
info@peri.de www.peri.de

2. Contact information for the data protection officer

You can reach our data protection officer as follows:

Dr. Sebastian Kraska
Marienplatz 3
80331 Munich
data.protection@peri.com

3. General information on data processing

3.1 Scope of processing of personal data

As a rule, we only process the personal data of our users to the extent that this is necessary to provide a functioning website and our content and services. The processing of our users' personal data takes place regularly and only with the user's consent. An exception applies in those cases where prior consent cannot be obtained for real reasons and the processing of the data is permitted by law.

3.2 Legal basis for the processing of personal data

Insofar as we obtain the consent of the data subject for the processing of personal data, Art. 6 para. 1 letter a EU General Data Protection Regulation (GDPR) serves as the legal basis.

Art. 6 para. 1 letter b GDPR serves as the legal basis for the processing of personal data required for the performance of a contract to which the data subject is a party. This also applies to processing operations that are necessary to implement pre-contractual measures.

Insofar as the processing of personal data is required to fulfil a legal obligation to which our company is subject, Art. 6 para. 1 letter c GDPR serves as the legal basis. In the event that the vital interests of the data subject or another natural person require the processing of personal data, Article 6 para. 1 letter d GDPR serves as the legal basis.

If processing is necessary to safeguard a legitimate interest of our company, a company affiliated with our company within the meaning of Section 15 of the German Stock Corporation Act (AktG), or a third party, and if the interests, fundamental rights and basic freedoms of the data subject do not outweigh the interest first mentioned, Art. 6 para. 1 letter f GDPR serves as the legal basis for processing.

3.3 Data deletion and storage period

The personal data of the data subject will be deleted or anonymised as soon as the purpose of storage ceases to apply. Furthermore, data may be stored if this has been provided for by European or national legislators in EU regulations, laws or other provisions to which the controller is subject. The data will also be anonymized or deleted if a storage period prescribed by the aforementioned standards expires, unless there is a need for further storage of the data for the conclusion or fulfilment of a contract.

4. Provision of the Online Portal myPERI and creation of log files

4.1 Description and scope of data processing

Every time our portal is accessed, our system automatically collects data and information from the computer system of the accessing computer.

The following data are collected:

- (1) The user's IP address
- (2) Date and time of access
- (3) Websites accessed by the user's system to our portal-website
- (4) Use of Online Portal functions

The data are also stored in the log files of our system. These data are not stored together with the user's other personal data.

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The legal basis for the temporary storage of data and log files is Art. 6 para. 1 letter f GDPR.

4.2 Purpose of data processing

The temporary storage of the IP address by the system is necessary to enable the portal to be delivered to the user's computer. For this purpose, the user's IP address must be stored for the duration of the session.

The data are stored in log files to ensure the functionality of the portal-website. In addition, we use the data to optimize our portal-website and to ensure the security of our information technology systems. The data are not analyzed for marketing purposes in this context. For these purposes, we also have a legitimate interest in data processing in accordance with Art. 6 para. 1 letter f GDPR.

4.3 Duration of storage

The data will be deleted as soon as they are no longer necessary to achieve the purpose for which they were collected. If the data are collected to make the portal available, this is the case when the respective session is over.

If the data are stored in log files, this is the case after seven days at the latest. Storage beyond this is possible. In this case, the IP addresses of the users are deleted or anonymised, so that an assignment to the accessing client is no longer possible.

4.4 Possibility of objection and elimination

The collection of data for the provision of the portal and the storage of data in log files is absolutely necessary for the operation of the portal. Consequently, there is no possibility of objection on the part of the user.

5. Use of cookies

5.1 Description and scope of data processing

Our Online Portal uses cookies. Cookies are text files that are stored in the Internet browser or by the Internet browser on the user's computer system. If a user visits a website, a cookie may be stored on the user's operating system. This cookie contains a characteristic character string that enables unique identification of the browser the next time the website is accessed.

We use cookies to make our portal more user-friendly. Some elements of our portal require that the accessing browser can be identified even after a page change.

The following data are stored and transmitted in the cookies:

- (1) Web app session ID
- (2) User's session language
- (3) User's organization ID
- (4) Timestamp used in file download process

When accessing our portal, the user is informed about the use of cookies for analytical purposes. In this context, reference is also made to this privacy statement.

5.2 Legal basis for data processing

The legal basis for the processing of personal data using technically necessary cookies is Art. 6 para. 1 letter f GDPR.

The legal basis for the processing of personal data using cookies for analytical purposes, provided the relevant consent of the user has been obtained, is Art. 6 para. 1 letter a GDPR.

5.3 Purpose of data processing

The purpose of the use of technically necessary cookies is to simplify the use of portal for users. We cannot offer some of the functions of our portal without the use of cookies. For these functions, it is necessary that the browser is recognized even after a page change.

We need cookies for the following applications:

- (1) Accepting language settings
- (2) Remembering search terms
- (3) Remembering pages visited

The user data collected by technically necessary cookies are not used to create user profiles.

For these purposes, it is also in our legitimate interest to process personal data in accordance with Art. 6 para. 1 letter f GDPR.

5.4 Duration of storage, possibility of objection and elimination

Cookies are stored on the user's computer and transmitted to our site. Therefore, you as a user also have full control over the use of cookies. You can deactivate or restrict the transmission of cookies by changing the settings in your Internet browser. Cookies that have already been saved can be deleted at any time. This can also be done automatically. If cookies are deactivated for our portal-website, it may no longer be possible to use all functions of the portal-website in full.

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6. Information Email

6.1 Description and scope of data processing

You can get information emails for portal relevant information and modules. The email address from the administration are used. In addition, the following data are collected upon registration:

(1) Date and time of sending

In the course of the registration process, your consent is obtained for the processing of the data and reference is made to this privacy statement.

No data are passed on to third parties in connection with data processing for the purpose of sending newsletters. The data will be used exclusively for sending the newsletter.

6.2 Legal basis for data processing

Art. 6 para. 1 letter a GDPR is the legal basis for the processing of data.

6.3 Purpose of data processing

The user's email address is used to send the information email.

The collection of other personal data as part of the registration process serves to prevent misuse of the services or the email address used.

6.4 Duration of storage

The data are deleted as soon as they are no longer necessary to achieve the purpose for which they were collected. The user's email address will therefore be stored for as long as the subscription to the newsletter is active.

6.5 Possibility of objection and elimination

The subscription to the information email can be partly cancelled by the respective user at any time. There is a corresponding link for this purpose in the information email.

7. Transfer of data to third parties

We work with various service providers to implement the Online Portal myPERI. They are obliged to process data strictly in accordance with instructions as processors in accordance with Art. 26 GDPR. Any further disclosure of your data to third parties will only take place if you have consented to this (Art. 6 para. 1 letter a) GDPR), if this is necessary within the scope of our legal obligations (Art. 6 para. 1 letter c) GDPR) or if this is necessary to protect our legitimate interests or the legitimate interests of a company affiliated with us within the meaning of § 15 of the German Stock Corporation Act (AktG) (Art. 6 para. 1 letter f) GDPR). Our legitimate interest lies in the uniform administration of customer and prospective customer data throughout the group. Please note that our affiliates may be located outside the EU, and therefore in a country that does not provide an adequate level of protection in accordance with EU data protection requirements. We undertake to take all reasonable steps to ensure that users' personal data are adequately protected when transferred to a country other than the one in which they are located and that this protection complies with the criteria set out in this privacy statement.

8. Information about other data processing procedures

Specific information for the processing of customer data/prospective parties' data

8.1 Affected data: Data communicated for contract execution; if necessary, additional data for processing on the basis of your express consent.

8.2 Processing Purpose: Contract execution, et al Offers, orders, sale and invoicing, quality assurance

8.3 Categories of recipients: Public authorities in the event of priority legislation. External service providers or other contractors, et al for data processing and hosting, for shipping, transport and logistics, service providers for the printing and dispatch of information and call centers. Other external bodies in so far as the data subject has given his consent or a transmission is permitted due to a prevailing interest, et al for the credit check on purchase on account, for the electronic dispatch of information, for quality assurance purposes.

8.4 Third-country transfers: As part of contractual execution, processors could also be used outside the European Union, et al Email Provider.

8.5 Duration of data storage: The duration of data storage depends on the statutory storage requirements and is usually 10 years.

9. Rights of the data subject

9.1 Right to information, correction, deletion, restriction and transfer

If the legal requirements are met, you have the right to request information from us about personal data or data processing concerning you (Art. 15 GDPR), correction, deletion and restriction of personal data or data processing concerning you (Art. 16 to 18 GDPR), and the transfer of personal data concerning you (Art. 20 GDPR).

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9.2 Right of revocation

In addition, you have the right to object to data processing based on a "legitimate interest" of the controller pursuant to Art. 6 para. 1 letter f) GDPR if the legal requirements of Art. 21 GDPR are met.

The revocation of consent shall not affect the legality of the processing carried out on the basis of the consent until revocation.

9.3 Automated decision in individual cases including profiling

You have the right not to be subject to a decision based exclusively on automated processing – including profiling – that has legal effect against you or significantly impairs you in a similar manner. This does not apply if the decision

(1) is necessary for the conclusion or performance of a contract between you and the controller,

(2) is admissible under the laws of the Union or the Member States to which the controller is subject, and where such laws contain appropriate measures to safeguard your rights and freedoms and your legitimate interests, or

(3) is taken with your express consent.

However, these decisions may not be based on special categories of personal data pursuant to Art. 9 para. 1 GDPR, unless Art. 9 para. 2 letter a or g applies and appropriate measures have been taken to protect your rights and freedoms and your legitimate interests.

In the cases referred to in (1) and (3), the controller shall take reasonable measures to safeguard your rights, freedoms and legitimate interests, including at least the right to seek the intervention of a person by the controller, to state your position and to challenge the decision.

To exercise all these rights, please contact us at the email address data.protection@peri.com or the postal address of our data protection officer: Dr. Sebastian Kraska, Marienplatz 3, 80331 Munich.

9.4 Right of appeal to a supervisory authority

Pursuant to Art. 77 para. 1 GDPR, you have the right to complain to the supervisory authority if you believe that the processing of your personal data is not carried out lawfully, and in particular if it violates the GDPR. The address of the supervisory authority with jurisdiction over us is:

Bayerisches Landesamt für Datenschutzaufsicht [Bavarian State Office for Data Protection Supervision] (BayLDA)

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91522 Ansbach

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