

Privacy policy

On 25.05.2018 the European Data Protection Basic Regulation (DSGVO) came into force after a transitional period of 2 years.

The following statement informs you about the scope and purpose of the processing of your personal data at GOLDBECK SOLAR and your rights.

I. What personal data is processed?

GOLDBECK SOLAR processes personal data that we receive from you as a contractual partner. This data is supplemented by personal data which we obtain from publicly accessible sources such as in particular the commercial register, the press and the media. If you submit an offer in response to an invitation to tender submitted by GOLDBECK SOLAR and/or receive or place an order for the provision of services, visit our homepage or the supplier portal, we collect and store the following information:

- Salutation, name and first name
- a valid email address
- Address
- Telephone number (fixed network and/or mobile)
- IP address of the requesting computer
- Date and time of access
- Name and URL of the retrieved file
- Employer / Position
- website
- Public liability insurance
- Tax ID
- Account details
- and other information necessary for cooperation.

II. Purpose of the processing of personal data

Your personal data will be processed by us for the purpose of

- to identify you as our contractual partner
- to inform you about new projects and to give you the opportunity to actively participate in tendering processes
- the correspondence with you
- the invoicing
- the assertion of contractual and statutory legal claims

III. Legal basis of the data processing

The processing of your personal data is carried out in compliance with the regulations of the Federal Data Protection Act (BDSG) and the Basic Data Protection Regulation (DSGVO), applying the following regulations:

- *to fulfil contractual obligations pursuant to Art. 6 para. 1 sentence 1 lit. b) DSGVO*

Upon your request or after the assignment for a concrete project or other delivery and service, the data agreement is made for the purposes mentioned under II. and is necessary for the appropriate handling of the project and for the mutual fulfilment of obligations from the contract.

- *to safeguard the legitimate interests of GOLDBECK SOLAR in accordance with Art. 6 Par. 1 lit. f) DSGVO*

From the contractual relationship established in the past between you and GOLDBECK SOLAR, a legitimate interest of GOLDBECK SOLAR in the processing and transfer of your personal data within the GOLDBECK SOLAR group of companies for internal administrative purposes is established. In order to be able to continue to provide you with offers for possible projects and to continue the cooperation in the future, the processing of your personal data is necessary.

- *on the basis of your consent pursuant to Art. 6 para. 1 sentence 1 lit. a) DSGVO*

If you have given GOLDBECK SOLAR explicit or implied consent to process personal data for specific purposes, the lawfulness of this processing is based on your consent. Any consent granted can be revoked at any time. This also applies to the revocation of declarations of consent which you have given to GOLDBECK SOLAR before the EU data protection regulation came into force - i.e. before 25.05.2018.

IV. your rights

As a data subject within the meaning of the Data Protection Act, you have the right

- *on revocation (according to Art. 7 para. 3 DSGVO)*

You can revoke your consent to GOLDBECK SOLAR at any time. Thereafter, GOLDBECK SOLAR may no longer continue the data processing that was based on this consent for the future.

- *on information (according to Art. 15 DSGVO)*

You may request information about your personal data processed by GOLDBECK SOLAR. In particular, you may request information as to the purposes of the processing, the category of personal data, the categories of recipients to whom your data have been or will be disclosed, the envisaged storage period, the existence of a right of rectification, cancellation, limitation of processing or opposition, the existence of a right of appeal, the origin of your data, if not collected from us, as well as the existence of automated decision making, including profilers and, if applicable, meaningful information on the details of such data.

- *on correction (according to Art. 16 DSGVO)*

You can immediately request the correction of incorrect data or the completion of your personal data stored at GOLDBECK SOLAR.
- *on deletion (according to Art. 17 DSGVO)*

You may request the deletion of your personal data stored by GOLDBECK SOLAR, unless the processing is necessary to exercise the right to freedom of expression and information, to fulfil a legal obligation, for reasons of public interest or to assert, exercise or defend legal claims.
- *to restriction of processing (according to Art. 18 DSGVO)*

You can demand the restriction of the processing of your personal data if the accuracy of the data is disputed by you, if the processing is unlawful but you refuse to delete it and we no longer need the data for our processing purposes, but you need it for the assertion, exercise or defence of legal claims or you have lodged an objection to the processing in accordance with Art. 21 DSGVO.
- *on data transferability (according to Art. 20 DSGVO)*

You have the right to receive your personal data that you have provided to GOLDBECK SOLAR in a structured, common, machine-readable format or to request that it be communicated to another controller.
- *on appeal (pursuant to Art. 77 DSGVO)*

You can complain to a regulatory body. As a rule, you can contact the supervisory authority at your usual place of residence or workplace or at the headquarters of our company.

V. Right of objection under Art. 21 DSGVO

If your personal data are processed on the basis of legitimate interests pursuant to Art. 6 para. 1 sentence 1 letter f) DSGVO, you have the right to object to the processing of your personal data pursuant to Art. 21 DSGVO. This applies insofar as there are reasons for this which arise from your particular situation or if the objection is directed against direct advertising. In the latter case, you have a general right of objection, which will be implemented by us without indicating the specific situation.

If you wish to exercise your right of objection, simply send an e-mail to

datenschutz@goldbecksolar.com

VI. Storage and deletion

Your personal data collected by GOLDBECK SOLAR will be stored by us after the end of the business relationship up to the expiry of 10 calendar years and deleted thereafter, unless GOLDBECK SOLAR is obliged to store the data for a longer period of time in accordance with Art. 6 Para. 1 S. 1 lit. c) DSGVO due to tax or commercial law storage and documentation obligations.

Longer storage may also be necessary to preserve evidence under the statute of limitations rules. According to sections 195 et seq. of the German Civil Code (as of June 2018), these limitation periods may be up to 30 years.

VII. Passing on of personal data by GOLDBECK SOLAR

GOLDBECK SOLAR will not disclose your personal data to third parties for any other purposes than those listed below. GOLDBECK SOLAR will only share your personal data with third parties if:

- you have previously given your express consent to the disclosure to third parties in accordance with Art. 6 para. 1 sentence 1 letter a) DSGVO;
- insofar as this is necessary for the processing of contractual relationships with you in accordance with Art. 6 Para. 1 S. 1 lit. b) DSGVO;
- in the event that there is a legal obligation for disclosure under Art. 6 para. 1 sentence 1 lit. c) DSGVO

If we use commissioned data processors, we ensure through separate contracts (so-called contracts for commissioned data processing) that your data are protected by the processor in the same way as they are protected by us.

VIII. Transmission to other countries

The transfer of data to other countries is only carried out as part of the cross-company processing of the GOLDBECK SOLAR group, which actively participates in the international market. A transfer can also take place among other things::

- to certified recipients, in particular on the basis of Binding Corporate Rules (BCRS), EU standard data protection clauses (SCCs) (Art. 45 and 47 DSGVO)
- on the basis of your consent previously declared for this purpose (Art. 49 para. 1 sentence 1 lit. a) DSGVO);
- if the transmission serves to initiate or fulfil the contract (Art. 49 para. 1 sentence 1 lit. b) DSGVO and Art. 49 para. 1 sentence 1 lit. c) DSGVO);
- if this is necessary to assert, exercise or defend legal claims (Art. 49 para. 1 sentence 1 lit. e) DSGVO).

IX. Protection

Communication with GOLDBECK by e-mail is always encrypted, provided your server supports encryption.

X. Online Presence in Social Media

GOLDBECK SOLAR maintains online presences within social networks and platforms in order to communicate with business partners, interested parties and users active there and to inform them about our services. When accessing the respective networks and platforms, the terms and conditions and data processing guidelines of their respective operators apply. Unless otherwise stated in our privacy policy, we process the data of users, provided that they communicate with us within the social networks and platforms, e.g. write articles on our online presences and send messages.

XI. Social Media Plugins

We use on our website, on the basis of Art. 6 paragraph 1 p. 1 lit. f) DSGVO plugins of the social networks Facebook, Instagram, Twitter, Xing, YouTube and Kununu, in order to make our company better known and for reasons of analysis, optimization and economic operation of our online offer. The legal purpose behind this is to be regarded as a legitimate interest in the areas set out in DSG VO.

The responsibility for data protection-compliant operation must be guaranteed by their respective providers. The integration of these plug-ins by us is carried out by means of the so-called 2-click method in order to protect visitors to our website in the best possible way.

a) Facebook social plugins

Our website uses social media plugins from the social network facebook.com, which is operated by Facebook Ireland Ltd, 4 Grand Central Square, Grand Canal Harbour, Dublin 2, Ireland ("Facebook"). The plugins can display interaction elements or content (e.g. videos, graphics or text contributions) and can be recognised by one of the Facebook logos (white "f" on blue tile, the terms "Like", "Like" or a "Thumbs up" sign) or are marked with the addition "Facebook Social Plugin". The list and appearance of the Facebook Social Plugins can be viewed here:

<https://developers.facebook.com/docs/plugins/>.

Facebook is certified under the Privacy Shield Agreement and thus offers a guarantee of compliance with European data protection law (<https://www.privacyshield.gov/participant?id=a2zt0000000GnywAAC&status=Active>).

If you call up a function of this online offer that contains such a plugin, your device establishes a direct connection with the Facebook servers. The content of the plugin is transmitted directly to your device by Facebook and integrated by it into the online offering. User profiles can be created from the processed data. We therefore have no influence on the extent of the data that Facebook collects with the help of this plugin and therefore inform you according to our state of knowledge.

By integrating the plugins, Facebook receives the information that you have called up the corresponding page of the online offer. If you are logged in to Facebook, Facebook can assign the visit to your Facebook account. If you interact with the plugins, e.g. press the Like button or make a comment, the corresponding information is transmitted from your device directly to Facebook and stored there. If you are not a member of Facebook, it is still possible for Facebook to find out and save your IP address. According to Facebook, only an anonymized IP address is stored in Germany.

The purpose and scope of the data collection and the further processing and use of the data by Facebook, as well as your rights in this regard and setting options for protecting your privacy, can be found in the Facebook data protection information:

<https://www.facebook.com/about/privacy/>.

If you are a Facebook member and do not want Facebook to collect data about you via this online offer and link it with your membership data stored on Facebook, you must log out of Facebook before using our online offer and delete its cookies.

Further settings and objections to the use of data for advertising purposes are possible within the Facebook profile settings:

<https://www.facebook.com/settings?tab=ads> or via the US site <http://www.aboutads.info/choices/> or the EU site <http://www.youronlinechoices.com/>

The settings are platform-independent, i.e. they are applied to all devices such as desktop computers or mobile devices.

b) *Instagram*

Within our online offer, functions and contents of the Instagram service may be used, offered by Instagram Inc, 1601 Willow Road, Menlo Park, CA, 94025, USA. This may include, for example, content such as images, videos, or text and buttons that allow you, the user, to express your favor and to subscribe to the authors of the content or our contributions.

If you are a member of the Instagram platform, Instagram can assign the call of the above content and functions to your profiles there. Instagram Privacy Policy:

<http://instagram.com/about/legal/privacy/>.

c) *Twitter*

Within our online offer, functions and contents of the Twitter service can be used, offered by Twitter Inc., 1355 Market Street, Suite 900, San Francisco, CA 94103, USA. This can include content such as images, videos or text and buttons with which you as a user can express your favour and subscribe to the authors of the content or our contributions.

If you are a member of the platform Twitter, Twitter can assign the call of the above mentioned contents and functions to your profiles there. Privacy policy of Twitter:

<https://twitter.com/de/privacy>.

Twitter is certified under the Privacy Shield Agreement and thus offers a guarantee of compliance with European data protection law (<https://www.privacyshield.gov/participant?id=a2zt0000000TORzAAO&status=Active>).

Privacy policy: <https://twitter.com/de/privacy>.

Opt-out: <https://twitter.com/personalization>.

d) *XING*

Our online offering also uses plugins from XING, offered by XING SE, Dammtorstraße 30, 20354 Hamburg, Germany. These can include, for example, content such as images, videos, or texts and buttons, with which you as a user can express your favor by sharing and commenting on the content via XING. You can also use the button to access the GOLDBECK SOLAR site on XING.

If you are a member of XING, XING can assign calls to the above-mentioned content and functions to your profile. The XING privacy policy can be found at

<https://privacy.xing.com/de/datenschutzerklaerung>.

e) *YouTube*

In our online offer there are also plugins from YouTube, offered by YouTube LLC, 901 Cherry Ave. San Bruno, CA 94066, USA, represented by Google LLC, 1600 Amphitheatre Parkway, Mountain View, CA 94043, USA. This may include content such as images, videos or text and buttons that allow users to express their pleasure by sharing and commenting on the content via YouTube. You can also use the button to access the GOLDBECK SOLAR site on YouTube.

If you are a member of YouTube, YouTube can assign the call of the above-mentioned contents and functions to your profile there. Please see the YouTube privacy policy:

<https://policies.google.com/privacy?hl=de&gl=de>

f) *Kununu*

Also plugins from Kununu, offered by kununu GmbH, Neutrogasse 4-8, Top 3.02, 1010 Vienna, Austria are used in our online offer. This can include content such as images, videos or text and buttons, with which you as a user can express your favour by sharing and commenting on the content via Kununu. You can also use the button to access the GOLDBECK SOLAR site on Kununu.

If you are a member of Kununu, Kununu can assign the call of the above-mentioned contents and functions to your profile there. You can find the Kununu privacy policy at:

<https://privacy.xing.com/de/datenschutzerklaerung>

XII. Google Analytics

Our website uses Google Analytics, a web analysis service of Google Inc. ("Google"). This tracking measure used by GOLDBECK SOLAR is carried out on the basis of Art. 6 para. 1 p. 1 lit. f) DSGVO.

The legitimate interests of GOLDBECK SOLAR in the sense of the aforementioned regulations serve the purpose of enabling a needs-based design and the continuous optimisation of our website. In addition, by using Google Analytics, we can statistically record the use of our website and optimise our offer.

Google Analytics uses "cookies", which are text files placed on your computer, to help the website analyze how users use the site. The information generated by the cookie about your use of this website (including your IP address) is transferred to a Google server in the USA and stored there. Google will use this information for the purpose of evaluating your use of the website, compiling reports on website activity for website operators and providing other services relating to our website and internet usage. Google may also transfer this information to third parties where required to do so by law, or where such third parties process the information on Google's behalf.

You can prevent the installation of cookies by making the appropriate setting in your browser software. Please note that in this case you may not be able to use all functions of our website to their full extent.

By using our website, you agree to the processing of the data collected about you by Google in the manner described above and for the aforementioned purpose.

You can object to the collection and use of your IP address by Google Analytics at any time with effect for the future. You can find further information on this under

tools.google.com/dlpage/gaoptout.

We would like to point out that on this website Google Analytics has added the code "gat._anonymizeIp();" has been added to this website in order to ensure anonymous recording of IP addresses.

You can find further information on the use of data by Google Inc:

<https://support.google.com/analytics/answer/6004245?hl=de>

XIII. Changes to this Privacy Policy

This data protection declaration has the status of June 2018 and is currently valid. Due to the further development of our website and offers above or due to changed legal or official requirements, it may become necessary to amend this data protection declaration.

The current privacy policy can be found on the website at
<https://goldbecksolar.com/downloads/>

can be called up and printed out by you.

XIV. Contact/ person responsible

This data protection information applies to data processing by GOLDBECK SOLAR. The responsible body is:

GOLDBECK SOLAR GmbH,
Goldbeckstr. 7
69493 Hirschberg a.d. Bergstrasse

You can contact our Group Privacy Officer at

GOLDBECK SOLAR GmbH

Data protection officer

Goldbeckstr.7

69493 Hirschberg a.d. Bergstrasse

or under datenschutz@goldbecksolar.com