

## Privacy Policy for our Clients and Suppliers

### Our handling of your data and your rights

### Information in accordance with Articles 13, 14 and 21 of the General Data Protection Regulation – GDPR

**Note: The following privacy policy is a translation of our German privacy policy. In case of a legal dispute, the German version is valid.**

We hereby inform you about the processing of your personal data by us and the claims and rights to which you are entitled under the data protection regulations.

Which data is processed in detail and how it is used depends largely on the services you have requested or agreed with us.

### Who is responsible for data processing and whom can I contact?

The responsible party according to Art. 4 para. 7 EU General Data Protection Regulation is:

Ecobat Resources Freiberg GmbH  
Muldenhütten 25  
09599 Freiberg  
[ecobat.resources.freiberg@ecobat.com](mailto:ecobat.resources.freiberg@ecobat.com)

You can reach our data protection officer at:

**HewardMills**  
Herr Amer Bhatti  
Europaplatz 2  
10557 Berlin  
+353 1485 4253  
[amer@hewardmills.com](mailto:amer@hewardmills.com)

## What sources and data do we use?

We process personal data that we receive from you in the course of our business relationship. In addition, we process - to the extent necessary for the provision of our service - personal data that we have permissibly received from other companies or from other third parties (e.g. for the execution of orders, for the fulfilment of contracts or on the basis of consent given by you). On the other hand, we process personal data that we have permissibly obtained from publicly accessible sources and are allowed to process.

Relevant personal data are personal details (name, address and other contact details, bank details) and legitimization data.

In addition, this may also be order data, data from the fulfilment of our contractual obligations, product data, advertising and sales data, documentation data, data about your use of our offered tele media (examples: Time of calling our websites, apps or newsletters, clicked pages from us or entries) and other data comparable with the above categories.

## 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 European Data Protection Regulation (DS-GVO) and the German Federal Data Protection Act (BDSG).

### a) For the fulfilment of contractual obligations (Art. 6 para. 1 lit. b DS-GVO).

The processing of personal data (Art. 4 No. 2 DS-GVO) is carried out for the performance and brokerage of business, in particular for the execution of our contracts or pre-contractual measures with you and the execution of your orders, as well as all activities related to the operation and management training measures or in the provision of IT services and supplies required.

The purposes of the data processing are primarily determined by the specific order.

### b) To fulfil a legal obligation (Art. 6 para. 1 lit. c DS-GVO).

As a company, we are subject to a variety of legal obligations. Primarily, these are legal requirements (e.g. commercial and tax laws), but sometimes also regulatory or other official requirements.

The purposes of processing may include the fulfilment of control and reporting obligations under tax law as well as the archiving of data for data protection and data security purposes and for auditing by tax and other authorities. In addition, the disclosure of personal data may be necessary in the context of official/court measures for the purposes of gathering evidence, criminal prosecution or enforcement of civil claims.

### c) Within the scope of the balancing of interests (Art. 6 para. 1 lit. f DS-GVO)

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

Examples:

- Testing and optimizing procedures for needs analysis and direct customer approach;
- Assertion of legal claims and defense in legal disputes;
- Ensuring IT security and IT operations of Ecobat Resources Freiberg GmbH;
- Prevention and investigation of criminal offenses;
- Building and facility security measures (e.g., access controls);
- Measures to ensure building security;
- Measures for business management and further development of services and products.

### d) Based on your consent (Art. 6 Para. 1 lit. a DS-GVO).

Insofar as you have given us consent to process personal data for specific purposes, the lawfulness of this processing is based on your consent. Consent given can be revoked at any time. Please note that the revocation only takes effect for the future. Processing that took place before the revocation is not affected.

## Who receives my data?

Within Ecobat Resources Freiberg GmbH, those departments receive your data that need it to fulfil our contractual and legal obligations. Processors used by us (Art. 28 GDPR) may also receive data for these purposes. These are companies in the categories IT services, logistics, printing services, telecommunications, debt collection, advice and consulting, and sales and marketing.

## How long will my data be stored?

Where necessary, we process and store your personal data for the duration of our business relationship, which includes, for example, the initiation and execution of a contract. It should be noted that our business relationship can also be continuing obligations, which are intended to last for years and is usually indefinite.

In addition, we are subject to various storage and documentation obligations, which result, among other things, from the German Commercial Code (HGB) and the German Fiscal Code (AO). The retention and documentation periods specified there are two to ten years.

Finally, the storage period is also assessed according to the statutory limitation periods, which, for example, according to §§ 195 ff. of the German Civil Code (BGB), are generally three years, but in certain cases can be up to thirty years.

## Is data transferred to a third country or to an international organization?

Data is only transferred to third countries (countries outside the European Economic Area - EEA) if this is necessary for the execution of your orders, is required by law or you have given us your consent. The transfer takes place according to EU standard contractual clauses.

## What data protection rights do I have?

1. according to article 15 DSGVO you have the right to information about:

- the purposes of processing,
- the categories of personal data processed;
- the recipients or categories of recipients to whom the personal data have been or will be disclosed;
- if possible, the planned duration for which the personal data will be stored or, if this is not possible, the criteria for determining this duration;
- if the personal data have not been collected from you, any available information about the origin of the data;
- if applicable, the existence of automated decision-making, including profiling, pursuant to Article 22(1) and (4) of the GDPR and, if given, meaningful information about the logic involved and the scope and intended effects of such processing for your person.

2. According to Article 16 of the GDPR, you have the right to rectification:

The right to rectification refers to the correction of incorrect data.

3. according to Art. 17 DS-GVO you have the right to erasure:

With this right, you can request the complete removal of your personal data from a data controller, unless there is another purpose or legal basis for further processing.

4. according to Art. 18 DS-GVO you have the right to restriction of processing:

The data will not be deleted, but will also no longer be processed elsewhere.

5. According to Art. 20 DS-GVO you have the right to data portability:

You can request the release of your data in a common machine-readable format.

## Is there an obligation for me to provide data?

In the context of our business relationship, you only have to provide the personal data that is required for the establishment, execution and termination of a contract or for pre-contractual measures, or which we are legally obliged to collect. Without this data, we will usually have to refuse to conclude the contract or execute the order, or we will no longer be able to perform an existing contract and may have to terminate it.

## To what extent is there automated decision-making in individual cases?

As a matter of principle, we do not use automated decision-making pursuant to Art. 22 GDPR.

## To what extent is my data used for profiling (scoring)?

In general, we do not process your data automatically for profiling.

## Information about your right of objection according to Art. 21 of the Data Protection Regulation (GDPR)

### 1.1 Individual right of objection

You have the right to object at any time, on grounds relating to your particular situation, to the processing of personal data relating to you which is carried out on the basis of Article 6(1)(f) of the GDPR (data processing on the basis of a balancing of interests); this also applies to profiling based on this provision within the meaning of Article 4 No. 4 of the GDPR which we use for credit rating or advertising purposes.

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

### 1.2 Right to object to processing of data for direct marketing purposes.

In individual cases, we process your personal data in order to conduct direct advertising. 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.

The objection can be made form-free and should preferably be addressed to:

Ecobat Resources Freiberg GmbH  
Muldenhütten 25  
09599 Freiberg  
[datenschutz@ecobat.com](mailto:datenschutz@ecobat.com)

## Information about your right to complain to the supervisory authority

In accordance with Article 77 DSGVO, you have the right to lodge a complaint with the supervisory authority if you believe that the processing of your personal data is not lawful.

The address of the supervisory authority responsible for us is:

Sächsischer Datenschutzbeauftragter  
Devrientstraße 1  
01067 Dresden  
Telefon: 0351/85471 101  
Telefax: 0351/85471 109  
Internet: [www.datenschutz.sachsen.de](http://www.datenschutz.sachsen.de)  
Email: [saechsdsb@slt.sachsen.de](mailto:saechsdsb@slt.sachsen.de)