

Transparency and information obligations for customers, contractual partners and prospective customers of MIWE Michael Wenz GmbH according to the EU General Data Protection Regulations (GDPR)

In this document we provide you information about the processing of your personal data by MIWE Michael Wenz GmbH and the rights to which you are entitled under data protection law.

Controller and data protection

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Contact for data protection matters:
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Categories / Sources of data

We process the following personal data within the scope of the contractual relationship and for contract initiation purposes:

- Contact details (e.g. first/last names of current and previous contact persons as well as name extensions, company name and address of the customer, telephone number with extension, business e-mail address)
- Job-related data (e.g. position in company, department)

As a rule, we receive your personal data from you as part of contract initiation or during the term of the current contractual relationship. In certain exceptional circumstances, your personal data will also be collected from other sources. This includes queries concerning relevant information from credit agencies, as required and especially in regard to creditworthiness, credit behaviour or a sanctions list check.

Purpose and legal basis for data processing

The provisions of the GDPR, the German Data Protection Act (BDSG) (new), and other relevant legal regulations, are always observed when processing your personal data.

Your personal data is processed exclusively within the scope of pre-contractual activities, e.g. for the preparation of offers for products or services) and for the fulfilment of contractual obligations (e.g. for the rendering of our services or for order/order/payment processing), (Art. 6(1)(b) GDPR) or if there is a legal obligation for processing (e.g. due to tax regulations) (Art. 6(1)(c) GDPR). Personal data was originally collected for these purposes.

Of course a provision of data protection law related to permission can also represent your consent to data processing (Art. 6(1)(a) GDPR). Prior to any consent, we will inform you about the purpose of the data processing and about your right of withdrawal according to Art. 7(3) GDPR.

In addition, data may be processed in individual cases for purposes of legitimate interest in accordance with Article 6(1)(f) of the EU GDPR (e.g. obtaining credit information).

For purposes of investigating criminal offences, your personal data will only be processed under the conditions of Art. 10 GDPR.

Duration of data storage

We will erase your data as soon as your data is no longer required for the above-mentioned purposes or if you have withdrawn your consent. Data will only be stored beyond the term of the contractual relationship in cases in which we are obliged or entitled to do so. Regulations that oblige us to retain data can be found, for example, in the German Commercial Code or the Fiscal Code. This may result in a retention period of up to ten years. We may have this authority, for example, on the basis of our contract or in accordance with Article 18 GDPR. In addition, statutory limitation periods must be observed.

Recipients of data / Categories of recipients

At our company, we ensure that only those departments and individuals receive your data who need this data to fulfil our contractual and legal obligations.

In many cases, service providers support our operational departments in fulfilling their tasks. Necessary data protection agreements have been concluded with all service providers.

If necessary, data will be shared with certain public authorities, e.g. tax authorities, law enforcement or customs authorities, etc., in cases provided for by law.

Rights of data subjects

Your rights as a data subject are codified in Articles 15 - 22 GDPR.

These include:

- The right to information (Art. 15 GDPR)
- The right to rectification (Art. 16 GDPR)
- The right to erasure (Art. 17 GDPR)
- The right to a restriction of processing (Art. 18 GDPR)
- The right to object to processing (Art. 21 GDPR)
- The right to data portability (Art. 20 GDPR)

To assert these rights, please contact us at: contact@miwe.de.

The same applies if you have questions about data processing at our company or would like to withdraw any consent you have given. You also have a right to lodge a complaint with a data protection authority.

If we process your data to protect legitimate interests, you can object to this processing at any time for reasons arising from your particular situation.

We will then no longer process your personal data unless we demonstrate compelling legitimate grounds for the processing which override your interests, rights and freedoms or for the establishment, exercise or defence of legal claims.

If we process your personal data for direct marketing purposes, you have the right to object without giving reasons; if you object to the processing for direct marketing purposes, we will no longer process your personal data for these purposes.

Intent to transfer data to third countries

We will only share your data with third parties within the framework of applicable laws and regulations or with appropriate consent. Otherwise, data will not be shared with third parties unless we are obliged to do so by mandatory legal provisions (transfer to external bodies such as supervisory authorities or law enforcement authorities).

Information requirements according to the European General Data Protection Regulation (GDPR) (Page 2 of 2)

At present, we do not share your data with any service providers or group companies outside of the European Economic Area.

Obligation to provide data

You are obliged to provide certain personal data for the establishment or performance of a contractual relationship. This is necessary for the establishment, performance and termination of the contractual relationship and the fulfilment of the associated contractual and legal obligations. Performance of the contract is not possible absent of the provision of this data.

Automated individual decision-making

We do not use purely automated processing operations for decision-making purposes.