

Privacy Notice – Logicalis GmbH

Version: August 2023, Version 2.1

Logicalis GmbH – hereinafter referred to as Logicalis – respects the right of each natural person to data privacy. Our privacy notice explains how we collect, use and protect your personal data, and how you can influence the extent to which your data is collected and used. Logicalis provides products and services to its customers, purchases products and services from its suppliers and processes personal data for its business activities. Any processing carried out is governed by the terms stipulated in our privacy notice.

Please click on the following link to access our website privacy notice to learn more about the processing of your data when you visit our website:

https://www.de.logicalis.com/sites/default/files/2023-03/Datenschutzerkl%C3%A4rung_Homepage_Maerz2023_EN.pdf

“Personal Data” means any information relating to an identified or identifiable natural person; “Prospect” means companies or their agents with whom Logicalis is in contact but with whom a business relationship has not yet been established, “Customer” means companies, or their agents and “Supplier” means companies or their agents with whom Logicalis has a business relationship.

We process personal data of representatives of our customers, prospective customers, and suppliers. This declaration is based on the principle of transparency stipulated in Art. 5(1) lit. a GDPR and the disclosure obligations to which we are subject as per Art. 13(1), (2) GDPR.

Controller and Data Protection Officer

The controller as per Art. 4(7) GDPR is:

Logicalis GmbH
Siemensstraße 10
63263 Neu-Isenburg, Germany
Phone: +49 (0) 6102 – 7786 – 0
Fax: +49 (0) 6102 – 7786 – 980
info@logicalis.de
www.logicalis.de
Managing Director: Christian Werner

Our data protection officer is Kerstin Wahl, who can be contacted at dsb@logicalis.de.

The processing of personal data; Data subjects

We process the following personal data from representatives of our existing and prospective customers:

- Title, first name, surname;
- Job title or role in the company;
- Business email address, and IP address in certain cases;
- Business phone number (landline and/or mobile);
- Business fax number;
- Log data when they use our services, e.g. our video conference tool.

- Contact history and topics of cooperation,
- when calling https web addresses of the customer within the scope of services for customers from the systems of Logicalis also personal data on the web pages of the customers.

Purpose of data processing and legal basis or legitimate interest for data processing

We collect personal data from the representatives of our existing and prospective customers (the legal bases for data processing as per the GDPR are listed in the parentheses):

1. in order to identify them as contact partners in their role for an existing or prospective customer (as per Art. 6(1) lit. b GDPR, alternatively as per Art. 6(1) lit. f GDPR);
2. in order to adequately advise existing or prospective customers (as per Art. 6(1) lit. b GDPR, alternatively as per Art. 6(1) lit. f GDPR);
3. in order to be able to adequately check offers from suppliers and to purchase products or services (pursuant to Art. 6 para. 1 lit. b DSGVO alternatively pursuant to Art. 6 para. 1 lit. f DSGVO);
4. for the implementation of pre-contractual measures, e.g. the preparation of offers and internal coordination and approval (pursuant to Art. 6 para. 1 lit. b DSGVO alternatively pursuant to Art. 6 para. 1 lit. f DSGVO);
5. in order to perform our contractual obligations (as per Art. 6(1) lit. b GDPR);
6. in order to fulfil our statutory obligations (as per Art. 6(1) lit. c GDPR);
7. in order to correspond with our contact partners (as per Art. 6(1) lit. b GDPR, alternatively as per Art. 6(1) lit. f GDPR);
8. for invoicing, checking or booking or, if applicable, within the framework of the dunning process (pursuant to Art. 6 Para. 1 lit. b DSGVO);
9. in order to send permissible direct marketing (as per Art. 6(1) lit. f GDPR);
10. for the organisation and implementation of our own information events (pursuant to Art. 6 para. 1 lit. f DSGVO);
11. to improve the security of our web traffic and thus to optimize information security (pursuant to Art. 6 para.1 lit.f DSGVO in conjunction with Art. 6 para.1 lit.b DSGVO).
12. to assert any contractual claims against customers or suppliers (pursuant to Art. 6 para. 1 lit. b DSGVO).

However, Logicalis also processes data in part after consent has been given (pursuant to Art. 6 Ab.1 lit. a DSGVO) if the customer contacts Logicalis, e.g. via promotional offers, and consents to processing there, e.g. on the homepage in connection with the newsletter or a whitepaper or participation in an information event. Marketing emails shall only be sent to data subjects who have granted us their consent.

If the processing of your data pursuant to Art. 6 para. 1 lit. f DSGVO is based on a legitimate interest of Logicalis, this serves the interests of the customer, prospective customer or supplier representing the data subject and to this extent for the purpose of obtaining information on the range of services offered by Logicalis and the technical industry innovations within the scope of your professional function. Furthermore, the processing of personal data according to Art. 6 para. 1 lit. f DSGVO may occur if the customer gives Logicalis access to its https web pages within the scope of services, these contain personal data of the customer, which Logicalis then accesses from its computers. The web traffic can then be checked as part of the security concept, unless separate exceptions are defined to protect the customer traffic or a customer VPN connection or the customer portal itself prevents decryption. which also affects personal data stored on the web pages.

Logicalis does not engage in any automated decision-making processes or profiling as per Art. 22 GDPR.

Data disclosures to third parties

In principle, your personal data is not disclosed to third parties. However, in certain cases there may be an exception to the above clause, namely when this disclosure is necessary to initiate and/or manage our contractual relationship with you. This includes in particular the transfer to service providers commissioned by us (so-called order processors pursuant to Art. 28 and 29 DSGVO) or group companies of Logicalis with which we have concluded corresponding order processing agreements pursuant to Art. 28 para. 3, 4, 6 to 9 DSGVO). Disclosed data may only be used by third parties for the specified purposes and on the basis of our instructions. You can request information on the respective processor at dsb@logicalis.de.

Furthermore, we also disclose personal data to hardware and software manufacturers to the extent that this is required to prepare quotes, perform contractual obligations or plan an event with the respective partner (as per Art. 6(1) lit. b GDPR). We have concluded corresponding contracts to ensure confidentiality along with other aspects with these manufacturers and partners.

Personal data processed by us does not leave the territory of the European Economic Area in the absence of any contractual agreements to the contrary, whereby this only occurs in the event that this is legally permissible and in compliance with statutory requirements, in particular those stipulated in Art. 44 et seqq. GDPR. Your personal data shall solely be processed in databases and cloud solutions in the European Economic Area. The exception to this is the conclusion of a contract that contains the European Union's standard data protection clauses of 2021 for the transfer of personal data or the U.S. processing partner is certified under the EU-U.S. Data Privacy Framework.

Finally, Logicalis may also transfer personal data on the basis of an official order or where required to pursue legal claims.

Storage and erasure of personal data

Personal data from the representatives of existing and prospective customers shall be erased or blocked from further processing once the purpose for which it is stored ceases to apply. Furthermore, your data may be stored where required by laws or directives to which Logicalis is subject, e.g. the statutory retention period for merchants (6, 8 or 10 years after expiration of the calendar year during which the contractual relationship was terminated). Your data shall also be erased or blocked for further processing in the event that one of the retention periods specified in the aforementioned provisions expires, unless continued storage of the data is required to conclude a contract or fulfil a contractual obligation.

Data subject rights

As the data subject, you are entitled to several rights:

- **The right to withdraw consent** as per Art. 7(3) GDPR: You can withdraw consent previously granted to us at any time. Data processing based on your withdrawn consent shall consequently no longer take place in the future.
- **The right to object** as per Art. 21 GDPR: You reserve the right to lodge an objection to the processing of your data, even when the respective processing is legal, e.g. the use of your data for direct marketing purposes (as per Art. 21(2) and (3) GDPR) and Logicalis is not required to process the data according to a legal provision (as per Art. 21(1) GDPR):

- **The right to access** as per Art. 15 GDPR: You can request information about your personal data processed by us or a copy of this data. This applies in particular to the purposes of the data processing, the categories of personal data, the categories of recipients, if applicable, and the storage period or the criteria for determining the storage period, the origin of the data insofar as the data was not collected directly from you or your company.
- **The right of rectification** as per Art. 16(1) and (2) GDPR: You are entitled to demand the rectification or completion of incorrect personal data stored by us.
- **The right of erasure** as per Art. 17(1) GDPR: You can demand the erasure of your personal data stored by us, provided the processing thereof is not required to exercise our right to freedom of expression and information (as per Art. 17(3) lit. a GDPR), to fulfil a legal obligation, for reasons of public interest or for the establishment, exercise or defence of legal claims (as per Art. 17(3) lit. b GDPR).
- **Right to restrict processing (blocking)** as per Art. 18 GDPR: You are entitled to demand processing of your personal data is restricted in cases where you dispute the legality thereof (as per Art. 18(1) lit. a GDPR), the processing is unlawful and you oppose the erasure of the personal data (as per Art. 18(1) lit. b GDPR). Furthermore, you are entitled to this right in the case that we no longer require your data, yet you require it for the establishment, exercise or defence of legal claims (as per Art. 18(1) lit. c GDPR). You can also exercise this right if you lodge an objection to the processing of your personal data for the duration of the review of the circumstances (as per Art. 21(1) GDPR):
- **Right to data portability** as per Art. 20 GDPR: You have the right to receive the personal data concerning you, which you have provided to us, in a structured, commonly used and machine-readable format. Alternatively, you can demand that we transmit those data to another controller (as per Art. 20(1) GDPR) where feasible.
- **Right to lodge a complaint with a supervisory authority** as per Art. 77 GDPR: You reserve the right to lodge a complaint with a supervisory authority with jurisdiction over us if you consider that the processing of personal data relating to you infringes the pertinent data protection regulations. The competent supervisory authority is:

**Hessian Data Protection and Freedom of Information Commissioner, PO box 3163,
65021 Wiesbaden.**

You can lodge a complaint using the following link:
<https://datenschutz.hessen.de/service/beschwerde>

Please contact our data protection officer if you have any queries related to the collection, processing or use of your personal data, to exercise your rights or withdraw previously granted consent. The contact details can be found above. Our data protection officer will provide information and statements on your rights free of charge.

Amendments to this privacy notice

We reserve the right to amend this privacy notice in the future and update it from time to time, and adapt it to account for statutory and general developments. Any amendments to this general privacy notice shall be published on this site, including information on the date of publication.

Last amended: August 2023