

Privacy notice

Customers, suppliers & partners



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 in accordance with Art. 13 GDPR.

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

Clemens GmbH & Co. KG
Rudolf-Diesel-Str. 8
54516 Wittlich

If you have any questions regarding data protection, please contact:

datenschutz@clemwil.de

We have appointed as data protection officer:

Mr. Michael Grein (ext. DPO)
Verimax GmbH, Warndtstr. 115, 66127 Saarbrücken
datenschutzbeauftragter@clemwil.de

2. What sources and data do we use?

We process personal data (Art. 4 No. 2 GDPR) that we receive from you in the course of initiating or concluding a contract (e.g. purchase contract, financing contract, etc.). In addition, we process - to the extent necessary for the specific contractual relationship - personal data that we collect from other bodies on a legal basis or on the basis of our own legitimate interest (e.g. occasion-related query of creditworthiness). Relevant personal data is primarily your master data (first name, last name, address and other contact data).

3. 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 (GDPR) and the German Federal Data Protection Act (BDSG).

3.1 For the fulfillment of contractual obligations (Art. 6 para. 1 letter b GDPR)

The processing of personal data is carried out for the purpose of contract initiation, contract conclusion and contract execution and the associated ancillary obligations.

3.2 Based on your consent (Art. 6 para. 1 letter a GDPR)

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. This also applies to the revocation of declarations of consent given to us before the applicability of the GDPR, i.e. before May 25, 2018.

Please note that the revocation only takes effect for the future. Processing that took place before the revocation is not affected.

3.3 Due to legal requirements (Art. 6 para. 1 letter c GDPR in conjunction with § 24 BDSG)

In addition, as a commercial enterprise, we are subject to various legal obligations, i.e. legal requirements. In particular, processing is carried out

- for the fulfillment of legal requirements (e.g. tax matters, etc.),
- to fulfill legal obligations to provide information.

4. Who gets my data?

Within the company, those departments (e.g. the respective specialist departments) receive your data that need it to fulfill our contractual and legal obligations.

In addition, we use various service providers to fulfill our contractual and legal obligations. You can request a list of the

order processors and other service providers with whom we have more than temporary business relationships at datenschutz@clemwil.de. In addition, we may transfer your personal data to other recipients outside the company, insofar as this is necessary for the fulfillment of contractual and legal obligations. These may be, for example:

1. Credit institution,
2. tax authorities, courts
3. forwarding agents, suppliers, etc.

5. How long will my data be stored?

As far as necessary for the purposes mentioned above (No. 3), we process and store your personal data for the duration of the initiation and execution of the contract.

In addition, we are subject to various storage and verification obligations, which result, among other things, from the German Commercial Code (HGB) and the German Fiscal Code (AO). Accordingly, the storage periods are up to ten years.

Finally, the storage period is also assessed according to the statutory limitation periods, which, for example, according to §§ 195 et seq. of the German Civil Code (BGB), are generally 3 years, but in certain cases can be up to thirty years.

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

No data is transferred to third countries (countries outside the European Economic Area - EEA).

7. What data protection rights do I have?

Every data subject has the **right to information** under Article 15 of the GDPR, the **right to rectification** under Article 16 of the GDPR, the **right to erasure** under Article 17 of the GDPR, the **right to restriction of processing** under Article 18 of the GDPR, the **right to data portability** under Article 20 of the GDPR, and a **right of objection** under Article 21 of the EU GDPR. With regard to the right to information and the right to erasure, the restrictions pursuant to Sections 34 and 35 BDSG apply. In addition, there is a right of appeal to a data protection supervisory authority (Art. 77 GDPR in conjunction with § 19 BDSG). For example: Data Protection and Freedom of Information Rhineland-Palatinate, Hintere Bleiche 34, 55116 Mainz.

8. Is there an obligation for me to provide data?

Within the scope of our business relationship, you only have to provide those personal data that are necessary for the establishment, implementation and termination of the business relationship and the fulfillment of the associated contractual obligations or which we are legally obliged to collect. Without this data, we will generally not be able to perform the relevant contract with you.