

**Data Protection Information for Suppliers**  
pursuant to art. 13, 14 and 21 of the General Data Protection Regulation GDPR

Data protection is of central importance to us. Below we would like to inform you about how we process your data and what rights you are entitled to.

**1. Who is responsible for the processing of data and who can you appeal to?**

Sommer cable GmbH  
Humboldtstrasse 32 - 36  
D-75334 Straubenhardt  
Phone: +49 (0) 7082 491330  
E-mail: [datenschutz@sommercable.com](mailto:datenschutz@sommercable.com)  
Internet: [www.sommercable.com](http://www.sommercable.com)

**2. Contact data of our Data Protection Officer**

Christoph Boser  
Phone: +49 (0) 7082 491330  
E-mail: [datenschutz@sommercable.com](mailto:datenschutz@sommercable.com)

**3. Purposes of processing and legal basis**

Your personal data will be processed pursuant to the regulations of the General Data Protection Regulation (GDPR), the German Federal Data Protection Act (BDSG) and other relevant data protection legislation. The processing and utilization of the individual data depends on the kind of service agreed on or requested in each case.

**3.1 Consent (Art. 6 section 1a GDPR)**

In case you have given us your prior consent for the processing of personal data, the respective permission shall be the legal basis for the processing stated there. You may at any time revoke your consent with future effect.

**3.2 Fulfillment of contractual obligations (Art. 6 section 1b GDPR)**

We process your personal data for the fulfillment of our contracts and agreements with you. Furthermore, your personal data will be processed for the execution of measures and activities within the scope of pre-contractual relationships.

**3.3 Fulfillment of legal requirements (Art. 6 section 1c GDPR)**

We process your personal data insofar as it is necessary for the fulfillment of legal requirements (such as commercial and tax legislation). Where appropriate, we also process your data for the fulfillment of tax assessment and reporting obligations, data archiving for the purposes of data protection and data privacy as well as for data verification by tax and other authorities. Furthermore, the disclosure of personal data within the scope of administrative or judicial measures may become necessary for the purposes of evidence collection, criminal prosecution or the enforcement of civil claims.

**3.4 Legitimate interest for ourselves or a third party (Art. 6 section 1f GDPR)**



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Beyond this we may use your personal data based on a balance of interests to protect the legitimate interest for ourselves or a third party. This shall happen for the following purposes:

- inspection and optimization of procedures for requirement analysis and direct supplier approach;
- for sales promotion or market research if you haven't withdrawn your approval for the utilization of your data;
- for the limited storage of your data if, due to the special nature of storage, an erasure is impossible or only possible with a disproportionate amount of effort;
- for the advancement of services and products as well as existing systems and processes;
- for statistical evaluations or market surveys;
- for certifications of civil or official matters;
- for the assertion of legal claims and defense in case of legal disputes which cannot be directly attributed to the contractual relationship;
- for the indemnity and execution of our domiciliary rights by means of appropriate measures (like e. g. video monitoring).

#### **4. Categories of personal data processed by us**

The following data are processed:

- Personal details (name, occupation/industry/department and comparable data)
- Contact data (residential address, e-mail address, telephone number and comparable data)
- Supplier history

In addition, we process personal data which we have gathered from publicly accessible sources (internet, media, press). If required for the provision of our service, we also process personal data which we have legitimately acquired from third parties (e. g. address publishers or credit agencies).

#### **5. Who will receive your data?**

We pass on your personal data within our firm to those departments requiring these data to fulfill any contractual and legal obligations or to enforce our legitimate interests.

Beyond that, the following authorities may receive your data:

- order processors appointed by us (Art. 28 GDPR), service providers for back-up activities and other responsible persons in the sense of the GDPR, notably in the sectors of IT services, logistics, courier services, print services, external data centers, support/maintenance of IT applications, archiving, document processing, accounting and controlling, data destruction, purchasing/procurement, customer administration, lettershops, marketing, telephony, web content management, tax consulting, auditing services, credit institutions;
- public authorities and institutions in cases where we are bound by legal or official obligations to provide information, to make a report or disclose data or if such information disclosure is for the public benefit;
- authorities and institutions by reason of our legitimate interest or any legitimate third-party interest (e. g. in authorities, address publishers, debt collection, lawyers, courts, experts and control bodies);



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- other authorities for which you have given us permission to transfer your data.

## **6. Transfer of your data to a third country or an international organization**

A processing of data outside the EU or the EEA respectively shall not take place.

## **7. How long do we store your data?**

Where necessary, we process your personal data for the duration of our business relationship; this also includes the initiation and performance of a contract.

Moreover, we are subject to various storage periods and documentation obligations which, inter alia, are specified by the German Commercial Code (HGB) and the General Tax Code (AO). The periods for storage and documentation stated therein are up to ten years beyond the termination of the business relationship or the pre-contractual legal relationship.

Lastly the storage time is also subject to the statutory limitation periods specified in Sections 195 et seq. of the German Civil Code (BGB) and is three years in normal practice, but may be extended to up to thirty years in specific cases.

## **8. To what extent is there an automated decision-making on a case-by-case basis?**

Pursuant to Art. 22 GDPR we will not use purely automated decision-making procedures. Should we use such procedures in individual cases, we will notify you separately on this as far as it is required by law.

## **9. Your data privacy rights**

You are entitled to a right of information pursuant to Art. 15 GDPR, a right of rectification pursuant to Art. 16 GDPR, a right of deletion pursuant to Art. 17 GDPR, a right of a limitation of processing pursuant to Art. 18 GDPR and a right of data portability in accordance with art. 20 GDPR. Moreover, you have a right of appeal with a data protection supervisory authority (art. 77 GDPR). Pursuant to Article 21 GDPR the right to object is basically directed against the processing of personal data by us. However, this right to object shall only be applicable in the event of very specific circumstances regarding your personal situation, whereby rights of our firm may override your right to object. If you wish to assert one of these rights, we ask you to contact our Data Protection Officer ([datenschutz@sommercable.com](mailto:datenschutz@sommercable.com))

## **10. Scope of your data provision obligations**

You will only need to provide such data required for establishing and conducting a business relationship or a pre-contractual relationship with us or which we are legally bound to collect. Without these data we will in most cases not be able to conclude or perform the contract. This may also refer to data required at a later time under the framework of the business relationship. Insofar as we request additional data from you, we will notify you separately about the voluntary character of information.

## **11. Information about your right to object Art. 21 GDPR**



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You have the right to object at any time to the processing of your data on the basis of Art. 6 section 1f GDPR (data processing on the basis of a balance of interests) or Art. 6 section 1e GDPR (data processing in the public interest), if reasons for this exist which arise from your particular situation. This shall also apply to a profiling based on this provision as defined by Art. 4 No. 4 GDPR.

If you lodge an objection, we will no longer process your personal data unless we can prove compelling grounds worth being protected for the processing which may override your interests, rights and freedoms, or this processing serves to assert, exercise or defend legal claims. We may also process your personal data for direct advertising purposes. If you do not wish to receive advertising, you have the right to object to it at any time. We will respect this objection in the future.

We will no longer use your data for direct advertising purposes if you object to such processing for these purposes. The objection may be lodged informally and should be sent to the address mentioned in section 1.

## **12. Your right to appeal to the responsible supervisory authority**

You also have a right to appeal to the data protection supervisory authority (Art. 77 GDPR).

The supervisory authority responsible for us is:

State Representative for Data Protection and Freedom of Information Baden-Wuerttemberg  
Koenigstrasse 10 a  
D-70173 Stuttgart  
Phone: +49 (0) 711/615541-0  
[poststelle@fdi.bwl.de](mailto:poststelle@fdi.bwl.de)