



BERNING + SÖHNE GMBH & CO. KG · POSTFACH 21 03 64 · D-42353 WUPPERTAL

BERNING + SÖHNE GMBH & CO. KG
OTTO-HAHN-STRASSE 57
D-42369 WUPPERTAL
TELEFON +49 (0) 202 46 90 7-0
TELEFAX +49 (0) 202 46 90 7-21
EINKAUF@BERNING-NET.DE
WWW.BERNING-NET.DE

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Information for European business partners of Berning + Söhne GmbH & Co. KG about the processing of their personal data

Berning + Söhne GmbH & Co. KG is committed to protecting the privacy of its business partners when processing personal data. The EU General Data Protection Regulation (“EU-GDPR”) set new standards within the European Union in terms of data protection from May 2018 onwards.

The term “business partners” refers to any natural person that maintains business relations with Berning + Söhne GmbH & Co. KG, especially representatives, agents and employees of customers, suppliers, service providers and competitors. The purpose of this letter is to inform business partners in Europe about the processing of their personal data by Berning + Söhne GmbH & Co. KG.

Responsibilities and contact data

Berning + Söhne GmbH & Co. KG, Otto-Hahn-Straße 57, 42369 Wuppertal is responsible for your personal data („controller“).

Here are the contact data of our data protection officer:

E-mail: EU-DSGVO@berning-net.de

Phone number: +49(0)202 46907-31

Use of your personal data

Your personal data will be processed, if this is necessary for safeguarding our legitimate interests (Article 6, sub-section 1(f), GDPR), *inter alia* for the purpose of

- concluding or performing contracts and pursuing other business relations (including the processing of purchase orders, deliveries or payments, also in connection with complaints, repair work or warranty cases), for preparing offers or for answering requests



for a proposal, for determining the terms & conditions of a contractual relationship and with regard to product development activities – all this with our customers, suppliers, service providers and competitors, for whom you might act in a capacity of a representative or employee;

- transmitting your personal data within the company for internal administrative jobs (such as for accounting purposes);
- ensuring the IT-security;
- conducting compliance investigations;
- securing the safety of buildings and plants.

Personal data will also be processed for the purpose of performing contracts with individuals (natural persons), with whom we maintain business relations, such as for processing purchase contracts, deliveries or payments, but also in connection with complaints, repair work or warranty cases, for preparing offers for individuals or answering requests for proposals from such persons, for determining the terms & conditions of the contractual relationships and with regard to product development activities (Article 6, sub-section 1 (b) GDPR).

The controller is subject to various legal obligations (Article 6, sub-section 1(c), GDPR) that may necessitate the processing of your personal data. These legal obligations may arise from regulations set forth in the tax law, in the foreign trade law or in the sanctions law.

Recipients of your personal data

Only duly authorized employees of Berning + Söhne GmbH & Co. KG who have been assigned the relevant responsibilities have access to your personal data within the company.

We are entitled to commission third parties, such as IT service providers, legal advisers or company consultants, to perform services on our behalf, under our supervision and in accordance with our instructions. These third parties can be allowed access to your personal data, if, and to the extent, this is necessary for performing their services.

Data transfer and transmission

Your personal data may not only be transmitted for the purposes listed under the above heading of „Use of your personal data“ to Berning + Söhne GmbH & Co. KG, your contract-



ing party (and controller for the processing of your personal data), but also to companies and their service providers within and outside the European Economic Area (EEA).

It may well be possible that other data protection regulations apply in countries outside the EEA than in your country of residence. Should we transfer your personal data to other countries in cases as described above, we shall take reasonable precautions to ensure that your personal data are safely protected in these countries. We have especially concluded appropriate agreements with the recipients of the data, or shall still do so, that contain the EU standard contract clauses for data protection.

Your rights

You have the right to request information about your personal data and to demand the rectification or erasure of your personal data or to apply for a restriction of processing your personal data, if admissible in accordance with the applicable law.

You have the right to object to any kind of processing your personal data and to receive them in a structured, commonly used and machine-readable format (data portability), all of this in accordance with the applicable law and subject to a legal examination by the controller of your personal data in the individual case concerned. Apart from that, you have the right to file a complaint with a supervisory authority (Article 20 and 21, GDPR).

Data confidentiality and storage

Each of our employees and all employees of external service providers that have access to your personal data and/or process them are bound to treat these data confidentially.

Contact

If you have questions, comments or suggestions concerning this information letter or the way we comply with the data protection regulations, please send an e-mail to the following address:

EU-DSGVO@berning-net.de