

Data protection information for business partners according to Art. 13 GDPR

In the following, we would like to inform you about the collection and processing of your data in connection with the business relationship with Eberspächer and your rights in this regard.

1. **Controller.** The controller within the meaning of the General Data Protection Regulation (GDPR) for the data processing described below is Eberspächer digital solutions GmbH, Eberspächerstrasse 24, 73730 Esslingen ("Eberspächer", "We"), privacy-EBGR@eberspaecher.com.
2. **Data protection officer.** If you have any questions regarding data protection at Eberspächer, please feel free to contact our data protection officer by e-mail at datenschutz@eberspaecher.com.
3. **Data processing in connection with the business relationship with Eberspächer.** In the context of the business relationship with Eberspächer, we also process personal data of you or of your employees.
- a. **Customer and partner management.** In order to manage our business contacts, we process information about your company (in particular address, branches, if applicable, authorized representatives and their contact details, hereinafter collectively referred to as: Company Data) as well as details about the respective contact persons (in particular names, position, professional contact information, collectively hereinafter: Contact Data) and any communication with you. We use this data to be able to reach the appropriate contact person when you contact us, to be able to process your requests and orders properly and to maintain our business relationship. The legal basis is Art. 6 para. 1 lit. b GDPR.
- b. **Orders, order management and billing.** In the context of order management and billing, we collect information on offers, orders and invoice items, as well as information on bank details. Contact details of contact persons may also be processed in this context. The legal basis is Art. 6 para. 1 lit. b GDPR. If necessary, we obtain creditworthiness queries about your company from a credit agency. This query is carried out with notification of the company data and serves us to better assess liquidity in order to minimize default risks. For this purpose, we work together with Creditreform Stuttgart Strahler KG (Theodor-Heuss-Str. 2, 70174 Stuttgart) or CRIF Bürgel GmbH, Ndl. Stuttgart (Am Wallgraben 100, 70565 Stuttgart). For information on data processing by the respective credit agency, please also refer to the separate information sheet pursuant to Art. 14 GDPR on the respective page of the credit agency:

Creditreform:

www.creditreform-Stuttgart.de/EU-DSGVO

Bürgel: www.criibuergel.de/de/datenschutz.

The legal basis for the aforementioned data processing is Art. 6 para. 1 lit. 1 f GDPR, based on our legitimate interest explained here.

- c. **(Product) Liability and Warranty.** We process your data for the assertion of legal claims and defense in legal disputes. In order to verify legal and contractual claims, we may require information about the contractual products, their installation and use, as well as information about invoices. In addition to your company and contact data, information about end customers contained in the submitted invoice and order documentation may also be processed as part of the claims review. The legal basis is Art. 6 para. 1 lit. b GDPR.
 - d. **Controlling and reporting.** We also use information on orders and invoice items for internal cost and performance accounting, controlling and internal reporting, which we use for corporate management and planning. The legal basis is Art. 6 Para. 1 lit. f GDPR. In principle, no personal data is processed in this context.
 - e. **Promotional use and newsletter.** We use your company data and contact details and, if applicable, details of previous orders to send you further information relevant to you about our products and services, as well as related news, promotions and offers. We will send you this information by post or e-mail. If you contact us by e-mail, we will use the contact data you have provided to us. You can object to the use of your data for advertising purposes at any time by informing us of this at the contact details given under point 1 (e.g. by e-mail or letter). The legal basis for the aforementioned data processing is Art. 6 para. 1 lit. f GDPR. In addition, we offer the Eberspächer newsletter, which regularly informs you about Eberspächer products and services, news, promotions as well as offers. You can unsubscribe from the newsletter at any time via the unsubscribe link contained in the newsletter or by sending a short message to the unsubscribe address provided in the newsletter. The legal basis for the aforementioned data processing is Art. 6 para. 1 lit. a GDPR.
4. **Recipient.** As a matter of principle, contact data is processed exclusively by Eberspächer and is not passed on to third parties. In certain cases, data is passed on within the Eberspächer group of companies. This is the case if a group company provides certain services for us or joint framework agreements exist. Furthermore, data is passed on in cases where this is required by law or is mandatory (e.g. as part of a tax audit by the tax authorities or as part of the prevention of

money laundering). In certain cases, the disclosure of your data to third parties is necessary to protect your or our interests or to fulfill our contractual obligations. Such disclosure occurs in particular when we involve external service providers in our internal processes. In these cases, the service provider is bound by instructions and receives data only to the extent and for the period of time that is required in each case for the provision of the services. In addition, we sometimes use external consultants and auditors. Agreements are always concluded with these to ensure the confidentiality of all information.

5. Storage duration

The data will be stored as long as they are needed for the described purpose, but at least as long as claims from the business relationship could exist and storage is necessary to fulfill the legal, accounting obligations.

6. Data security

We have implemented appropriate security measures to protect your personal information from accidental loss, unauthorized use, alteration or disclosure, or unauthorized access. We also restrict access to your data to employees who need it for the information purpose. Data is processed only in accordance with our instructions and all employees are subject to confidentiality obligations. We have implemented rules for dealing with data protection breaches and will inform you and any competent authority of a breach within the scope of legal requirements

- 7. Your rights.** You have various rights under data protection law. You have the right at any time to request an overview of the data we have stored and, if necessary, to have it corrected. You can also request the deletion of your data. You can also have the processing of your personal data restricted if, for example, the accuracy of the data is in doubt on your part. You also have the right to data portability, which means that we will provide you with a digital copy of the personal data you have provided to us upon request. Finally, we are also obligated to inform you of your right to lodge a complaint with the competent data protection supervisory authority (Landesbeauftragter für Datenschutz und Informationsfreiheit Baden-Württemberg, Königsstr. 10a, 70173 Stuttgart, Germany).

grounds relating to your particular situation.

With regard to the use of your data for advertising purposes, you also have the right to object to this. Such an objection will also be implemented by us without giving reasons.

You can unsubscribe from our newsletter at any time as described above and revoke any consent you may have given. To exercise your rights, please contact us using the contact details provided in section 1 above.

Date: August 2022

Insofar as we process your data on the basis of legitimate interests, you have the right to object to the processing of your data at any time on