

## **BASF APP PRIVACY NOTICE TEMPLATE**

### **FOR USE WHEN DATA PROVIDED BY THE USER IS TRANSMITTED TO BASF**

#### **PRIVACY NOTICE FOR BTC ChemShop**

Last updated: 25.06.2022

#### **Introduction**

This service (the "**App**") is provided by BTC Europe GmbH ("**we**" or "**us**") who is responsible for the processing of your personal data ("**controller**") in accordance with the General Data Protection Regulation ("**GDPR**").

With this App we enable you to retrieve and display the following information: Searching & ordering our chemical materials wherever you are at any time via our desktop web based application or via mobile devices upon registration. When you use the App we process personal data about you. Personal data are all information related to an identified or an identifiable natural person. With this privacy notice we inform you about which of your personal data we process and how we process them.

You can access this privacy notice at any time via the login screen and menu item [settings ("Data Protection") item] within the App.

#### **Information on the processing of your personal data**

##### Personal data processed by downloading the App

When downloading the App, certain information is transmitted to the selected App store, in particular user name, email address, customer number and customer shipping address. These data are processed exclusively by the respective App store and are beyond our control.

<https://www.btc-europe.com/en/online-shop>

##### Personal data collected automatically

As part of your use of the App, we automatically collect certain data required to use the App. These include: operating system and IMEI. In particular, the data are processed because they are necessary to fulfil the contract you entered with us for the use of the App or we have a legitimate interest in the processing, for example to guarantee or improve the functionality of the App or to prevent misuse.

#### Personal data processed while creation of a user account and login

We use your access information such as email address and password to give you access and manage your account. If you do not provide this information, we will not be able to create a user account.

We process the mandatory information to verify your authorization to use your account and to contact you in support cases.

The legal basis for this processing is Art. 6 Sec. 1 lit. f) GDPR.

#### Personal data processed while using the App

While using the App, you can order products offered in this App. For the purpose of preparing and checking your order, we process the following personal data:

- Your name
- Company name
- Your e-mail address

Based on your order, BASF can enter a purchase contract with your company, should the requested product be deliverable. For the purpose of processing your order, we process the following personal data:

- User name
- Company name
- Shipping address

The legal basis for this processing is Art. 6 Sec. 1 lit. f) GDPR.

The App also requires the following authorizations:

- Internet access: In order to function properly and to send your orders to our servers
- Access to your device's camera: [for Barcode Scanner]

The legal basis for this processing is Art. 6 Sec. 1 lit. f) GDPR.

## Transfer of personal data

In addition to the cases explicitly mentioned in this privacy notice, your personal data will only be transferred without your express prior consent if this is legally permissible or necessary.

- The data you provide when registering will be shared within our group of companies for internal administrative purposes, including joint customer care, as necessary. This transfer is in our legitimate interest to process the data for administrative purposes within the group of companies.
- Your personal data can be transferred to authorities within the context of their jurisdiction (e.g. tax authorities, police, prosecuting authorities). The data will be transferred because we are legally obliged to transfer the data or it is in our legitimate interest to share the data to detect misuse or to enforce legal claims.
- Your personal data will be transferred to the following external companies and external service providers on whose services we are dependent for the provision of our services: insinno GmbH, Bergheimer Str. 147, 69115 Heidelberg. The transfer of the personal data is necessary to fulfil the contract you entered with us for the use of the App. We have carefully selected our external companies and external service providers as processors within the scope of Art. 28 (1) GDPR and contractually obliged to process all personal data exclusively in accordance with our instructions.

## Data retention period

We delete or anonymize your personal data as soon as they are no longer required for the purposes for which we processed them in accordance with the above paragraphs. As a rule, we store your personal data for the duration of the usage or contractual relationship of the App plus a period of **30** days during which we store backup copies after deletion, unless this data is required longer for criminal prosecution, to secure, assert or enforce legal claims or to comply with applicable laws, e.g. tax laws. Specific details in this privacy notice or legal requirements for the storage and deletion of personal data, in particular those that we are required to store for tax reasons, remain unaffected.

## Data subject rights

As the data subject, you are entitled to the following data protection rights:

**Access:** You have the right to request access to personal data related to you and stored at BTC Europe GmbH and about the scope of data processing and data transfer performed by BTC Europe GmbH and to obtain a copy of your stored personal data.

**Rectification:** With respect to your personal data stored at BTC Europe GmbH, you have the right to demand the immediate rectification of incorrect personal data and you have the right to have incomplete personal data completed.

**Erasure:** You have the right to demand the immediate deletion or erasure of your personal data stored by BTC Europe GmbH, if the legal requirements are satisfied.

This is the case, in particular, if

- your personal data is no longer needed for the purposes for which it was collected;
- the sole legal basis for processing such data was your consent, and you have withdrawn such consent;
- you have objected to processing on the legal grounds relating to your particular situation, and we cannot prove that there are overriding legitimate grounds for processing;
- your personal data were processed unlawfully; or
- your personal data must be erased in order to comply with legal requirements.

If we have transmitted your data to third parties, we will inform them about the erasure to the extent required by law.

Please note that your right to erasure is subject to certain limitations. For example, we may not and/or must not erase data that we are still required to retain due to statutory retention obligations. In addition, your right of erasure does not extend to data that we need in order to assert, exercise or defend against legal claims, unless other grounds for continued storage exist.

**Restriction to the processing:** Under certain conditions, you have the right to request that processing be limited. The requirements are:

- The accuracy of your personal data is contested by you and BTC Europe GmbH must verify the accuracy of the personal data;
- the processing is unlawful, but you oppose the erasure of the personal data and request the restriction of their use instead;
- BTC Europe GmbH no longer needs the personal data for the purposes of processing, but you require the data to establish, exercise or defend your legal claims.
- you have objected to processing pending the verification of whether the legitimate grounds of BTC Europe GmbH override your legitimate grounds.

Where processing has been restricted, such data will be marked accordingly and, with the exception of storage, will be processed only with your consent or for the establishment, exercise or defence of legal claims or for the protection of the rights of another natural or legal person or for reasons of important public interest the EU or an EU Member State.

**Data Portability:** To the extent that we automatically process your personal data that you have provided to us based on your consent or any contract with you, you have the right to receive such data in a structured, commonly used and machine-readable format and have the right to transmit those data to another controller without hindrance from BTC Europe GmbH. You also have the right to have the personal data transmitted directly from BTC Europe GmbH to another controller where technically feasible, provided that such transmission does not adversely affect the rights and freedoms of others.

**Withdrawal of Consent:** If you have given consent to the processing of your personal data, then

you can withdraw such consent at any time. Please note that the withdrawal applies prospectively only. Processing that occurred before the withdrawal of consent is unaffected.

**Complaint:** Furthermore, you have a right to file a complaint with a data protection authority, if you believe that the processing of your personal data is unlawful. The right to file a complaint is without prejudice to any other administrative or judicial remedies.

**Right to Object:** You have the right to object to the processing of your personal data on grounds relating to your particular situation. The prerequisite for this is that the data processing takes place in the public interest or on the basis of a balancing of interests. This applies also to profiling. Insofar as we base the processing of your personal data on a balancing of interests, we generally assume that we can demonstrate compelling legitimate grounds but will, of course, examine each individual case. We will stop processing your personal data unless we can demonstrate compelling legitimate grounds for the processing that override your interests, rights and freedoms or your personal data serves the establishment, exercise or defence of legal claims.

## Contact information

If you have any questions or remarks about our handling of your personal data or wish to exercise your rights under section 5, please contact us at: Flavio Sacchetti, [flavio.sacchetti@btc-europe.com](mailto:flavio.sacchetti@btc-europe.com); +49 2173 3347-148

Our data protection officer can be contacted under the following contact details: Flavio Sacchetti, [flavio.sacchetti@btc-europe.com](mailto:flavio.sacchetti@btc-europe.com); +49 2173 3347-148

## Updates

From time to time, we will update this privacy notice. Any changes will become effective when we post the revised privacy notice in the App. This privacy notice was last updated as of the "Last Updated" date shown above.