

## Note on data protection for the business relationship

### Information according to GDPR

#### 1. Definitions

The data protection declaration of NNR+Dachser GmbH is based on the terms used by the European legislator for the adoption of the basic data protection regulation (GDPR). We would therefore like to refer you to the definitions in Article 4 of the GDPR. The GDPR is available [here](#).

#### 2. Name and address of the controller and the data protection officer

The controller within the meaning of the GDPR, other data protection laws applicable in the Member States of the European Union and other provisions of a data protection nature is the:

NNR+Dachser GmbH, Eisenstraße 3, 65428 Rüsselsheim, Germany, Tel.: +49 69 951 185 0, E-mail: fra@nnr-dachser.com, Website: www.nnrglobal.com

The contact details of the data protection officer of NNR+Dachser GmbH are:

Franz Doll, Head Data Protection, Thomas-Dachser-Str. 2, 87439 Kempten, E-Mail: franz.doll@dachser.com

#### 3. General information on data processing

##### 3.1 Scope of the processing of personal data

As a matter of principle, we collect and use personal data of our business partners only insofar as this is necessary for the initiation of a contract or for the processing of our orders and contracts. After fulfillment of the contractual obligations, we process data only after consent has been granted. An exception applies in those cases where it is not possible to obtain prior consent for factual reasons or the processing of data is permitted or required by law.

##### 3.2 Handling personal data

The collection, processing or use of personal data is generally prohibited unless a legal norm explicitly permits the data handling. According to the GDPR, personal data may generally be collected, processed or used:

- In the case of an existing contractual relationship with the data subject.
- In the course of initiating or executing a contract with the data subject.
- If and to the extent that the person concerned has consented.

##### 3.3 Legal basis for the processing of personal data

Insofar as we obtain the consent of the data subject for processing operations involving personal data, Art. 6 (1) lit. a GDPR serves as the legal basis. When processing personal data that is necessary for the performance of a contract to which the data subject is a party, Art. 6 (1) lit. b GDPR serves as the legal basis.

This also applies to processing operations that are necessary for the performance of pre-contractual measures.

Insofar as the processing of personal data is necessary for the fulfilment of a legal obligation to which our company is subject, Art. 6 (1) lit. c GDPR serves as the legal basis.

If the processing is necessary to protect a legitimate interest of our company or a third party and the interests, fundamental rights and freedoms of the data subject do not override the former interest, Art. 6 (1) lit. f GDPR serves as the legal basis for the processing.

##### 3.4 Categories of data subjects and their data

The following categories of data exist to the extent necessary for the performance of business activities and the fulfilment of all associated obligations:

- Customer data and their contact persons as well as data of their customers transmitted by the customers as far as necessary for the order processing and customer service.

- Data of service providers, suppliers and their contact persons as far as necessary for the fulfilment of orders towards customers, service providers and suppliers.

In the use of personal data and the scope of the data collected, the basic rules of the right of informational self-determination and other data protection standards, in particular the preventive prohibition principle, purpose limitation, transparency, information and notification obligations, the principles of data avoidance and data economy, as well as the rights to rectification, blocking, deletion and objection are observed.

The collection and processing of personal data is carried out within the scope of what is legally permissible. In this context, the special requirements for the collection and processing of sensitive data pursuant to Art. 9 (1) GDPR must also be observed. In principle, only such information may be processed and used that is necessary for the operational fulfilment of tasks and is directly related to the purpose of processing.

If other bodies request information about data subjects, this information will only be disclosed without the consent of the data subject if there is a legal obligation to do so or a legitimate interest of the company justifying the disclosure and the identity of the inquirer can be established beyond doubt.

### 3.5 Recipients of personal data

Personal data will only be disclosed to third parties involved in the fulfilment of the contract, such as subsidiaries, partners, subcontractors, for the purpose of providing the logistics service ordered by you. Personal data of the parties involved in the logistics service may be passed on to the client of the logistics service (e.g. delivery receipt).

In particular, we will not sell or otherwise market your personal data to third parties.

### 3.6 Data transfer to third countries

A data transfer to third countries takes place exclusively for the fulfilment of commissioned logistics services. In the sense of data economy, only the necessary data for the dispatch and delivery of goods to customers of the client are transferred to the domestic and foreign branches in the NNR+Dachser GmbH company and to external service providers.

A data transfer to a third country without an adequate level of data protection is permitted for the performance of a contract between the data subjects and the entity responsible for the processing, provided that the data transfer is necessary for the performance of the contract.

### 3.7 External service providers/contract processing/maintenance

Agreements pursuant to Article 28 of the GDPR or the EU standard contractual clauses exist with external service providers where necessary.

### 3.8 IT-Security-Concept

In addition to the technical and organizational measures taken, NNR+Dachser GmbH has also drawn up corresponding guidelines due to the fundamental importance of information security.

The information security management system (ISMS) of NNR+Dachser GmbH is structured according to the "Zero Trust Security Model".

### 3.9 Data deletion and storage period

The personal data of the data subject shall be deleted or blocked as soon as the purpose of storage ceases to apply. Storage may also take place if this has been provided for by the European or national legislator in Union regulations, laws or other provisions to which the controller is subject. Blocking or deletion of data also takes place when a storage period prescribed by the aforementioned standards expires, unless there is a need for further storage of the data for the conclusion or performance of a contract.

## 4. Rights of the data subject

If personal data is processed by you, you are a data subject within the meaning of the GDPR and you have the following rights vis-à-vis the controller:

### 4.1 Right of access

You may request confirmation from the controller as to whether personal data concerning you is being processed by us.

If there is such processing, you can request information from the controller about the following:

- the purposes for which the personal data are processed;

- the categories of personal data which are processed;
- the recipients or categories of recipients to whom the personal data concerning you have been or will be disclosed;
- the planned duration of the storage of the personal data concerning you or, if concrete information on this is not possible, criteria for determining the storage duration;
- the existence of a right to rectification or erasure of personal data concerning you, a right to restriction of processing by the controller or a right to object to such processing;
- the existence of a right of appeal to a supervisory authority;
- any available information on the origin of the data, if the personal data are not collected from the data subject;
- the existence of automated decision-making, including profiling, pursuant to Article 22(1) and (4) of the GDPR and, at least in these cases, meaningful information about the logic involved and the scope and intended effects of such processing for the data subject.

You have the right to request information about whether the personal data concerning you is transferred to a third country or to an international organization. In this context, you may request to be informed about the appropriate safeguards pursuant to Art. 46 GDPR in connection with the transfer.

#### 4.2 Right to rectification

You have a right to rectification and/or completion vis-à-vis the controller if the personal data processed concerning you are inaccurate or incomplete. The controller shall carry out the rectification without undue delay.

#### 4.3 Right to restriction of processing

Under the following conditions, you may request the restriction of the processing of personal data concerning you:

- if you contest the accuracy of the personal data concerning you for a period enabling the controller to verify the accuracy of the personal data;
- the processing is unlawful and you object to the erasure of the personal data and request instead the restriction of the use of the personal data;
- the controller no longer needs the personal data for the purposes of processing, but you need them for the assertion, exercise or defence of legal claims, or
- if you have objected to the processing pursuant to Art. 21 (1) GDPR and it is not yet clear whether the legitimate grounds of the controller outweigh your grounds.

Where the processing of personal data concerning you has been restricted, such data may be processed, with the exception of their storage, 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 of the Union or a Member State.

If the restriction of processing has been restricted in accordance with the above conditions, you will be informed by the controller before the restriction is lifted.

#### 4.4 Right to deletion

##### 4.4.1 Obligation to Erase

You may request the controller to erase the personal data concerning you without undue delay, and the controller is obliged to erase such data without undue delay, if one of the following reasons applies:

- The personal data concerning you are no longer necessary for the purposes for which they were collected or otherwise processed.
- You revoke your consent on which the processing was based pursuant to Art. 6 (1)a or Art. 9 (2)a GDPR and there is no other legal basis for the processing.
- You object to the processing pursuant to Art. 21 (1) GDPR and there are no overriding legitimate grounds for the processing, or you object to the processing pursuant to Art. 21 (2) GDPR.
- The personal data concerning you have been processed unlawfully.
- The deletion of the personal data concerning you is necessary for compliance with a legal obligation under Union or Member State law to which the controller is subject.
- The personal data concerning you was collected in relation to information society services offered pursuant to Art. 8 (1) GDPR.

##### 4.4.2 Information to third parties

If the controller has made the personal data concerning you public and is obliged to erase it pursuant to Article 17(1) of the GDPR, it shall take reasonable measures, including technical measures, having regard to the available technology and the cost of

implementation, to inform data controllers which process the personal data that you, as the data subject, have requested that they erase all links to, or copies or replications of, that personal data.

#### 4.4.3 Exceptions

The right to erasure does not exist insofar as the processing is necessary to

- to exercise the right to freedom of expression and information;
- for compliance with a legal obligation which requires processing under Union or Member State law to which the controller is subject, or for the performance of a task carried out in the public interest or in the exercise of official authority vested in the controller;
- for reasons of public interest in the area of public health pursuant to Art. 9(2)(h) and (i) and Art. 9(3) GDPR;
- for archiving purposes in the public interest, scientific or historical research purposes, or statistical purposes pursuant to Article 89(1) of the GDPR, insofar as the right referred to in Section a) is likely to render impossible or seriously prejudice the achievement of the purposes of such processing, or
- for the assertion, exercise or defence of legal claims.

#### 4.5 Right to information

If you have asserted the right to rectification, erasure or restriction of processing against the controller, the controller is obliged to inform all recipients to whom the personal data concerning you have been disclosed of this rectification or erasure of the data or restriction of processing, unless this proves impossible or involves a disproportionate effort. You have the right against the controller to be informed about these recipients.

#### 4.6 Right to data portability

You have the right to receive the personal data concerning you that you have provided to the controller in a structured, common and machine-readable format. In addition, you have the right to transfer this data to another controller without hindrance by the controller to whom the personal data was provided, provided that

- the processing is based on consent pursuant to Art. 6 (1) lit. a GDPR or Art. 9 (2) lit. a GDPR or on a contract pursuant to Art. 6 (1) lit. B GDPR and
- the processing is carried out with the help of automated procedures.

In exercising this right, you also have the right to have the personal data concerning you transferred directly from one controller to another controller, insofar as this is technically feasible. The freedoms and rights of other persons must not be affected by this.

The right to data portability does not apply to processing of personal data necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the controller.

#### 4.7 Right to object

You have the right to object at any time, on grounds relating to your particular situation, to the processing of personal data relating to you which is carried out on the basis of Article 6(1)(e) or (f) GDPR; this also applies to profiling based on these provisions.

The controller shall no longer process the personal data concerning you unless it can demonstrate compelling legitimate grounds for the processing which override your interests, rights and freedoms, or for the establishment, exercise or defence of legal claims.

If the personal data concerning you is processed for the purpose of direct marketing, you have the right to object at any time to the processing of personal data concerning you for the purpose of such marketing; this also applies to profiling, insofar as it is related to such direct marketing.

If you object to processing for direct marketing purposes, the personal data concerning you will no longer be processed for these purposes. You have the possibility, in connection with the use of information society services - notwithstanding Directive 2002/58/EC - to exercise your right to object by means of automated procedures using technical specifications.

#### 4.8 Right to revoke the declaration of consent under data protection law

You have the right to revoke your declaration of consent under data protection law at any time. The revocation of the consent does not affect the lawfulness of the processing carried out on the basis of the consent until the revocation.

#### 4.9 Automated decision-making in individual cases, including profiling

You have the right not to be subject to a decision based

solely on automated processing - including profiling - which produces legal effects vis-à-vis you or similarly significantly affects you. This does not apply if the decision

- is necessary for the conclusion or fulfilment of a contract between you and the responsible party,
- is permitted by legislation of the Union or the Member States to which the controller is subject, and that legislation contains appropriate measures to safeguard your rights and freedoms and your legitimate interests, or
- is done with your express consent.
- However, these decisions may not be based on special categories of personal data pursuant to Article 9(1) of the GDPR, unless Article 9(2)(A) or (g) of the GDPR applies and appropriate measures have been taken to protect the rights and freedoms and your legitimate interests.

With regard to the cases referred to in (1) and (3), the controller shall take reasonable steps to safeguard the rights and freedoms of, and the legitimate interests of, the data subject, which shall include, at least, the right to obtain the intervention of a person on the part of the controller, to express his or her point of view and to contest the decision.

#### 4.10 Right to lodge a complaint with a supervisory authority

Without prejudice to any other administrative or judicial remedy, you have the right to lodge a complaint with a supervisory authority, in particular in the Member State of your residence, place of work or place of the alleged infringement, if you consider that the processing of personal data relating to you infringes the GDPR.

The supervisory authority to which the complaint has been lodged shall inform the complainant of the status and outcome of the complaint, including the possibility of a judicial remedy under Article 78 GDPR.