



thyssenkrupp

General Data Protection Notice for Business Partners

thyssenkrupp Transrapid GmbH

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0. What information does this document provide?

In the course of establishing contact and of initiating, performing and terminating business relationships, thyssenkrupp Transrapid GmbH (hereinafter "tkTR") processes personal data relating to business partners which tkTR receives from business partners themselves or from third parties. This document provides business partners with the information required under applicable data protection law.

1. Who is responsible for data processing and who is the Data Protection Officer?

The controller withing the meaning of data protection law is:

thyssenkrupp Transrapid GmbH
Moosacher Str. 58
80809 Munich

The Data Protection Officer of tkTR can be contacted at:

datenschutz.transrapid@thyssenkrupp.com

2. Which categories of personal data are processed, what are their sources, and what are the purposes of processing?

Personal data means any information relating to an identified or identifiable natural person.

tkTR processes personal data received from business partners or third parties in the context of business relationships for the purpose of managing and performing such relationships. This typically includes business contact data (such as name, address, telephone number and email address) and, where required for business transactions, banking and payment data (such as bank details, account data for invoicing contractual services, purpose of payment, and, where applicable, credit card information), information obtained from publicly accessible sources, databases and credit agencies (e.g. internet, commercial registers, credit reference agencies), as well as other data voluntarily provided in the context of project execution, contractual relationships or contract initiation. tkTR may also lawfully process personal data obtained from publicly available sources, the press and the internet. The specific scope of processing depends on the respective business relationship. As a company, tkTR is subject to various statutory obligations which require the processing of personal data in order to comply with legal requirements. In addition, tkTR processes personal data where necessary for the establishment, exercise or defence of legal claims, for the investigation or prevention of criminal offences. Personal data are transferred within the thyssenkrupp Group only insofar as this is necessary for the respective business relationship.

If additional processing purposes arise beyond those originally defined, tkTR will assess whether such purposes are compatible with the original purposes of collection.

If they are not compatible, tkTR will inform you accordingly prior to such change of purpose.

3. Legal bases for the processing of personal data

The legal basis for processing personal data in the context of initiating, performing and terminating contractual relationships is Article 6(1)(b) GDPR. This includes, in particular, the performance of a

contract (e.g. delivery of goods or provision of services and payment processing) as well as general communication with business partners, such as responding to enquiries regarding products and services and conducting contract negotiations.

Where processing is based on consent separately granted by the business partner, the legal basis is Article 6(1)(a) GDPR. This applies, for example, to the distribution of newsletters or information letters and participation in marketing campaigns or surveys.

Where processing is necessary for compliance with a legal obligation, the legal basis is Article 6(1)(c) GDPR. This includes obligations under commercial or tax law as well as statutory reporting or information obligations vis-à-vis authorities.

Where processing is based on legitimate interests pursued by tkTR or a third party, the legal basis is Article 6(1)(f) GDPR. Such interests include IT security measures, ensuring proper business operations, protection of property and premises, the assertion or defence of legal claims, and compliance with regulatory and compliance requirements.

Personal data transmitted in the course of email correspondence are processed on the basis of Article 6(1)(f) GDPR. Where the email communication is aimed at entering into a contract, Article 6(1)(b) GDPR additionally applies.

4. Specific provisions applicable to contact via the website contact form

If business partners contact tkTR via the contact form on its website, the following applies:

For the purpose of processing the enquiry, tkTR processes the personal data provided via the contact form, which may include: title, first name, last name, email address, telephone number (optional), street, house number, ZIP/postal code, city, state/region, country and the content of the enquiry.

Personal data may be disclosed to other entities within the thyssenkrupp Group where this is necessary to process the enquiry. The legal basis for such processing is Article 6(1)(a) GDPR. tkTR engages IT service providers as processors for the operation of the website and the contact form. In addition, so-called referrer information is processed when using the contact form on the basis of Article 6(1)(b) GDPR and is deleted after a maximum of four weeks. Without the collection of this information, use of the contact form is not possible for technical reasons.

5. Recipients of personal data

tkTR discloses personal data to public authorities or governmental bodies where required by law.

tkTR discloses personal data to companies within the thyssenkrupp Group where this is necessary for the performance of the business relationship.

tkTR engages external service providers as processors within the meaning of Article 28 GDPR for certain business processes. Appropriate data processing agreements have been concluded to ensure the protection of personal data.

The recipients referred to above may also be located in countries outside the European Economic Area ("third countries") where a level of data protection equivalent to that within the EEA may not exist. Where personal data are transferred to a third country, tkTR ensures that such transfer takes place only in compliance with the requirements of Chapter V GDPR.

6. Data Retention Period

Generally, personal data are erased upon expiry of statutory retention periods, in particular those under commercial and tax law.

Where personal data are not subject to statutory retention obligations, they are deleted once they are no longer required for the purposes set out above. A longer retention period may apply if you have expressly consented to such retention.

7. Rights of Data Subjects

Right of access: Business partners have the right to obtain confirmation as to whether personal data concerning them are being processed and, where that is the case, access to such data (Article 15 GDPR).

Right to rectification: Business partners have the right to request the rectification of inaccurate personal data or the completion of incomplete personal data (Article 16 GDPR).

Right to erasure: Business partners have the right to request the erasure of their personal data under the conditions set out in Article 17 GDPR, for example where the data are no longer necessary for the purposes for which they were collected or where consent has been withdrawn.

Right to restriction of processing: Business partners have the right to request restriction of processing under the conditions of Article 18 GDPR, for example where the accuracy of the personal data is contested.

Right to data portability: Where processing is based on consent or on a contract and is carried out by automated means, business partners have the right to receive the personal data concerning them in a structured, commonly used and machine-readable format and to transmit those data to another controller (Article 20 GDPR).

Right to object: Business partners have the right to object at any time, on grounds relating to their particular situation, to the processing of personal data based on Article 6(1)(f) GDPR. In the event of an objection, tkTR will cease processing the personal data unless it can demonstrate compelling legitimate grounds for the processing which override the interests, rights and freedoms of the business partner, or where the processing serves the establishment, exercise or defence of legal claims.

Right to withdraw consent: Where processing is based on consent, business partners have the right to withdraw such consent at any time with effect for the future, free of charge.

Right to lodge a complaint: Business partners have the right to lodge a complaint with the competent supervisory authority for data protection (Article 77 GDPR).

To exercise the above rights, please contact the Data Protection Officer of tkTR at:

TKMS GmbH

Attn. Data Protection Officer of thyssenkrupp Transrapid GmbH

Werftstraße 112-114

24143 Kiel, Germany

Email: datenschutz.transrapid@thyssenkrupp.com

If you believe that tkTR processes your personal data in breach of applicable data protection law or otherwise infringes your data protection rights, you may lodge a complaint with the competent data protection supervisory authority in accordance with Article 77(1) GDPR.

Notification of changes

These data protection notices apply to cooperation with business partners. tkTR reserves the right to amend these notices in line with future changes relating to the processing of personal data.