

Privacy Policy of Oxidizing Systems GmbH

Version from 14.04.2021

In this data protection declaration, we, Oxidizing Systems GmbH, explain how we collect and otherwise process personal data. This is not an exhaustive description; other data protection declarations or general terms and conditions and similar documents may regulate specific matters. Personal data is understood to be all information that relates to an identified or identifiable person.

If you provide us with personal data of other persons (e.g. family members, data of work colleagues), please make sure that these persons are aware of this privacy policy and only share their personal data with us if you are allowed to do so and if this personal data is correct.

This privacy policy is aligned with the EU General Data Protection Regulation (**GDPR**). Although the GDPR is a regulation of the European Union, it is relevant to us. The Swiss Data Protection Act (**DPA**) is heavily influenced by EU law and companies outside the European Union or EEA must comply with the DPA in certain circumstances.

1. Person responsible / data protection officer / representative

Oxidizing Systems GmbH, c/o Josef Erben, im Sihlhof 2, 8134 Adliswil, is responsible for the data processing we carry out here, unless otherwise stated in individual cases. If you have any data protection concerns, you can send them to us at the following contact address hello@oxidizing.systems.

You can reach our data protection officer in accordance with Art. 37 DSGVO at aron@oxidizing.systems.

2. Collection and processing of personal data

We primarily process the personal data that we receive from our customers and other business partners in the course of our business relationship with them and other persons involved in it, or that we collect from their users when operating our websites, apps and other applications.

To the extent permitted, we also take certain data from publicly accessible sources (e.g. debt collection register, commercial register, Internet) or receive such data from other companies within the Oxidizing Systems Group, from authorities and other third parties. In addition to the data about you that you give us directly, the categories of personal data that we receive about you from third parties include, particularly, information from public registers, information that we learn in connection with official and judicial proceedings, information in connection with your professional functions and activities (e.g. so that we can conclude and process transactions with your employer with your help), information about you in correspondence and meetings with third parties, creditworthiness information (insofar as we process transactions with you personally), information about you which people close to you (family, advisors, legal representatives, etc.) give us so that we can conclude or process contracts with you or involving you (e.g. references, your address for deliveries, full details of your creditworthiness). References, your address for deliveries, powers of attorney, information on compliance with legal requirements such as anti-money laundering and export restrictions, information from banks, insurance



companies, sales and other contractual partners of ours on the utilisation or provision of services by you (e.g. payments made, purchases made), information from the media and Internet on your person (insofar as this is appropriate in the specific case, e.g. in the context of a job application, press release, etc.), in the context of an application, press review, marketing/sales, etc., your addresses and, if applicable, interests and other socio-demographic data (for marketing), data in connection with the use of the website (e.g. IP address, MAC address of the smartphone or computer, details of your device and settings, cookies, date and time of the visit, pages and content accessed, functions used, referring website, location details).

3. Purposes of data processing and legal basis

We use the personal data we collect primarily to conclude and process our contracts with our customers and business partners, so in particular in the context of providing services in the areas of software, automation, digitalisation, data analysis, as well as in the development of products and applications with our customers and in the purchase of products and services from our suppliers and subcontractors, as well as to comply with our legal obligations at home and abroad. If you work for such a customer or a business partner, your personal data may of course also be affected in this capacity.

In addition, we also process personal data about you and other individuals, where permitted and where we consider it appropriate, for the following purposes in which we (and sometimes third parties) have a legitimate interest commensurate with the purpose:

- Offer and further development of our offers, services and websites, apps and other platforms on which we are present
- Communication with third parties and processing of their enquiries (e.g. applications, media enquiries)
- Review and optimisation of needs assessment procedures for direct client engagement and collection of personal data from publicly available sources for client acquisition purposes.
- Advertising and marketing (including the organisation of events), insofar as you have not objected to the use of your data (if we send you advertising as an existing customer of ours, you can object to this at any time, we will then put you on a blocking list against further advertising mailings);
- Market and opinion research, media monitoring
- Assertion of legal claims and defence in connection with legal disputes and official proceedings
- Prevention and investigation of criminal offences and other misconduct (e.g. conducting internal investigations, data analyses to combat fraud)
- Guarantees of our operations, in particular IT, our websites, apps and other platforms
- Purchase and sale of business divisions, companies or parts of companies and other transactions under company law and the associated transfer of personal data, as well as measures for business management and insofar as for compliance with legal and regulatory obligations as well as internal regulations of Oxidizing Systems GmbH.

Insofar as you have given us consent to process your personal data for certain purposes (for example, when you register to receive newsletters), we process your personal data within the scope of and based on this consent, insofar as we have no other legal basis and we require

such a basis. Consent given can be revoked at any time, but this has no effect on data processing that has already taken place.

4. Cookies / tracking and other technologies related to the use of our website

We typically use "cookies" and similar technologies on our websites and apps to identify your browser or device. A cookie is a small file that is sent to your computer or automatically stored on your computer or mobile device by the web browser you are using when you visit our website or install our app. This allows us to recognise you when you return to this website or use our app, even if we do not know who you are. In addition to cookies that are only used during a session and deleted after your visit to the website ("session cookies"), cookies can also be used to store user settings and other information for a certain period of time (e.g. two years) ("permanent cookies"). However, you can set your browser to reject cookies, save them for one session only or otherwise delete them prematurely. Most browsers are preset to accept cookies. We use persistent cookies so that we can show you offers and advertisements tailored to you (which may also happen on other companies' websites; however, they will not know from us who you are, if we know at all, because they will only see that the same user is on their website who was on a particular page with us). Certain cookies are set by us, certain also by contractual partners with whom we work. If you block cookies, certain functionalities (such as language selection, shopping cart, ordering processes) may no longer work.

We also include visible and invisible image elements in our newsletters and other marketing emails in some cases and where permitted, by retrieving these from our servers we can determine whether and when you have opened the email so that we can measure and better understand how you use our offers and tailor them to you here too. You can block this in your email program; most are preset to do this.

By using our websites, apps and agreeing to receive newsletters and other marketing emails, you consent to the use of these techniques. If you do not want this, then you must set your browser or email programme accordingly.

We sometimes use Google Analytics or similar services on our websites. This is a service provided by third parties that may be located in any country in the world (in the case of Google Analytics, it is Google LLC in the USA, www.google.com), with which we can measure and evaluate the use of the website (not on a personal basis). Permanent cookies set by the service provider are also used for this purpose. The service provider does not receive any personal data from us (and does not retain any IP addresses), but can track your use of the website, combine this information with data from other websites that you have visited and which are also tracked by the service provider, and use these findings for its own purposes (e.g. controlling advertising). If you have registered with the service provider yourself, the service provider also knows you. The service provider is then responsible for processing your personal data in accordance with its data protection regulations. The service provider only informs us how our respective website is used (no information about you personally).

We also use so-called plug-ins from social networks such as Facebook, Twitter, YouTube, Google+, Pinterest or Instagram on our websites. This is apparent to you in each case (typically via corresponding icons). We have configured these elements so that they are deactivated by default. If you activate them (by clicking on them), the operators of the respective social networks can register that you are on our website and where and can use this information for their purposes. The processing of your personal data is then the responsibility of this operator according to its data protection regulations. We do not receive any information about you from him.

5. Data transfer and data transmission abroad

Within the scope of our business activities and the purposes set out in section 3 also disclose data to third parties, insofar as this is permitted and appears to us to be appropriate, either because they process it for us or because they want to use it for their own purposes. This concerns the following bodies in particular:

- Service providers of ours (within Oxidizing Systems GmbH as well as externally, such as banks, insurance companies), including order processors (such as IT providers).
- Dealers, suppliers, subcontractors and other business partners
- Customers
- Domestic and foreign authorities, offices or courts
- Media
- The public, including website and social media visitors
- Competitors, industry organisations, associations, organisations and other bodies
- Acquirers or parties interested in acquiring business divisions, companies or other parts of Oxidizing Systems GmbH
- Other parties in possible or actual legal proceedings
- Other companies of Oxidizing Systems GmbH

all **recipients** together.

These recipients are partly domestic, but can be anywhere in the world. In particular, you should expect your data to be transferred to all countries where the service providers we use are located (e.g. Microsoft, SAP, Amazon). If we transfer data to a country without adequate legal data protection, we ensure an adequate level of protection as provided for by law by using appropriate contracts (namely on the basis of the so-called standard contractual clauses of the European Commission, which can be accessed [here](#), [here](#) and [here](#)) or so-called Binding Corporate Rules or rely on the legal exceptions of consent, the performance of contracts, the establishment, exercise or enforcement of legal claims, overriding public interests, published personal data or because it is necessary to protect the integrity of the data subjects. You can obtain a copy of the aforementioned contractual guarantees at any time from the contact person named in section 1 unless they are available at the link provided above. However, we reserve the right to black out copies for reasons of data protection law or confidentiality or to supply only excerpts.

6. Duration of the retention of personal data

We process and store your personal data for as long as it is necessary for the fulfilment of our contractual and legal obligations or otherwise the purposes pursued with the processing, i.e. for example for the duration of the entire business relationship (from the initiation, processing to the termination of a contract) as well as beyond that in accordance with the statutory retention and documentation obligations. In this context, it is possible that personal data will be retained for the time during which claims can be asserted against our company and insofar as we are otherwise legally obliged to do so or legitimate business interests require it (e.g. for evidence and documentation purposes). As soon as your personal data is no longer required for the above-mentioned purposes, it will be deleted or anonymised as a matter of principle and as far as possible. For operational data (e.g. system logs, logs), shorter retention periods of twelve months or less generally apply.

7. Data security

We take appropriate technical and organisational security measures to protect your personal data from unauthorised access and misuse, such as issuing instructions, training, IT and network security solutions, encryption of data carriers and transmissions, and controls.

8. Obligation to provide personal data

In the context of our business relationship, you must provide such personal data as is necessary for the establishment and performance of a business relationship and the fulfilment of the associated contractual obligations (you generally do not have a legal obligation to provide us with data). Without this data, we generally will not be able to enter into or perform a contract with you (or the entity or person you represent). Also, the website cannot be used if certain information to secure traffic (such as IP address) is not disclosed.

9. Profiling and automated decision-making

We process your personal data partly automatically with the aim of evaluating certain personal aspects (profiling). We use profiling in particular to be able to inform and advise you about products in a targeted manner. In doing so, we use evaluation tools that enable us to provide needs-based communication and advertising, including market and opinion research.

For the establishment and implementation of the business relationship and also otherwise, we generally do not use any fully automated automatic decision-making (such as regulated in Art. 22 DSGVO). Should we use such procedures in individual cases, we will inform you separately about this, insofar as this is required by law, and inform you about the associated rights.

10. Rights of the data subject

Within the framework of the data protection law applicable to you and insofar as provided for therein (such as in the case of the GDPR), you have the right to information, correction, deletion, the right to restrict data processing and otherwise to object to our data processing as well as to the release of certain personal data for the purpose of transfer to another body (so-called data portability). Please note, however, that we reserve the right to enforce the restrictions provided for by law, for example if we are obliged to retain or process certain data, if we have an overriding interest in doing so (insofar as we are entitled to rely on this) or if we need the data to assert claims. If you incur costs, we will inform you in advance. We have already informed you about the possibility of revoking your consent in section 3. Please note that exercising these rights may conflict with contractual agreements and may have consequences such as premature termination of the contract or costs. We will inform you in advance if this is not already contractually regulated.

The exercise of such rights usually requires that you clearly prove your identity (e.g. by a copy of your ID card where your identity is otherwise not clear or cannot be verified). To exercise your rights, you can contact us at the address given in section 1.

Every data subject also has the right to enforce his or her claims in court or to lodge a complaint with the competent data protection authority. The competent data protection authority in Switzerland is the Federal Data Protection and Information Commissioner (<http://www.edoeb.admin.ch>).

11. Changes

We may amend this privacy policy at any time without prior notice. The current version published on our website will apply. Insofar as the data protection declaration is part of an agreement with you, we will inform you of the change by e-mail or other suitable means in the event of an update.
