

Our handling of your data and your rights

- Information in accordance with Art. 13, 14 and 21 of the EU General Data Protection Regulation (GDPR) -

Utimaco takes the protection of your personal data seriously and complies with the statutory provisions of the General Data Protection Regulation ("GDPR") and the German Federal Data Protection Act ("BDSG (new version)") on the processing of personal data. In the following, we would like to inform you when and for what purposes we process your personal data in the context of business transactions.

1. Who is responsible for data processing?

The controller responsible for the processing of your personal data is

Utimaco Management Services GmbH
Germanusstrasse 4
D-52080 Aachen
Germany

acting on its own behalf and on behalf of Utimaco GmbH, Utimaco IS GmbH, MYHSM Ltd., conpal GmbH, Utimaco Iberia, S.L., Utimaco TS GmbH, Utimaco TS Srl, Utimaco TS UK Ltd., Utimaco Technologies Ltd. (hereinafter referred to as "Utimaco", "we", "our" or "us") in accordance with the data protection laws applicable to Utimaco, including the GDPR).

You will find further information about our companies, details of the authorized representatives and other contact options in the legal notice of our website <https://utimaco.com/company>.

You can find our data protection information for the use of our website at <https://utimaco.com/privacy>.

2. Which of your data do we process? And for what purposes?

If we have received data from you, we will only process it for the purposes for which we received or collected it. Data processing for other purposes will only be considered if the necessary legal requirements pursuant to Art. 6 (4) GDPR are met. In this case, we will of course comply with any information obligations pursuant to Art. 13 (3) GDPR and Art. 14 (4) GDPR. Please note that we also process personal data of our customers' employees, in particular as part of a terror list screening. This is necessary to ensure and check whether entering into the contract or executing it would violate the prohibition on making data available.

We process inter alia the following personal data that we receive from you as part of our business relationship:

- Company name with legal form and address
- Title and names
- Telephone numbers
- Fax numbers
- E-mail addresses
- Field of activity or position

3. What is the legal basis for this?

The legal basis for the processing of personal data is generally - unless there are more specific legal provisions - Art. 6 GDPR. In particular, the following possibilities come into consideration here:

- Consent (Art. 6 (1) (a) GDPR): If personal data is processed on the basis of your consent, you have the right to withdraw your consent from us at any time with effect for the future.
- Data processing for the performance of contracts (Art. 6 (1) (b) GDPR): The data is collected, stored and, if necessary, forwarded by us to the extent necessary to provide the contractual services. Failure to provide this data may mean that the contract cannot be concluded or performed.
- Data processing for the purposes of the legitimate interests (Art. 6 (1) (f) GDPR): Where necessary, we process your data beyond the actual performance of the contract to protect our legitimate interests or those of third parties. Examples of such cases are the assertion of legal claims and defense in legal disputes, processing in the customer relationship management system and the prevention of violations of applicable foreign trade law.
- Data processing to comply with a legal obligation (Art. 6 (1) (c) GDPR): This includes, for example, tax laws as well as statutory accounting, the fulfillment of inquiries and requirements of supervisory or law enforcement authorities or compliance with control and reporting obligations under tax law.

4. How long will the data be stored?

We process the data as long as this is necessary for the respective purpose.

Insofar as statutory retention obligations exist - e.g. under commercial law or tax law - the personal data concerned will be stored for the duration of the retention obligation. Once the retention obligation has expired, we will check whether there is any further requirement for processing. If it is no longer required, the data will be deleted.

At the end of a calendar year, we generally review data with regard to the requirement for further processing. Due to the volume of data, this review is carried out with regard to specific data types or purposes of processing.

Of course, you can request information about the personal data we have stored about you at any time (see below) and, if it is not necessary, request that the data be deleted or processing be restricted.

5. What sources do we use?

We process personal data that we receive from our customers, interested parties, agents, service providers, employees, applicants or other third parties, e.g. for the performance of services, the fulfilment of contracts or on the basis of consent given by them. We also receive personal data from our contractual partners, which we are authorised to receive from them as part of our business relationships, e.g. from platform providers through which we offer webinars, from trade fair operators or from channel partners. Furthermore, we process personal data that we receive from other group companies within the Utimaco Group to the extent necessary for the provision of a service or for internal administrative purposes.

6. To which recipients is the data forwarded?

We will not disclose your personal data to third parties unless you consent to the disclosure of your personal data (Art. 6 para. 1 sentence 1 lit. a) GDPR), there is a legal obligation to disclose (Art. 6 para. 1 sentence 1 lit. c), this serves the fulfilment of a contract or the implementation of pre-contractual measures that take place at your request (Art. 6 para. 1 sentence 1 lit. b) GDPR) or we can rely on legitimate interests in the economic and effective operation of our business operations with regard to this transfer (Art. 6 para. 1 sentence 1 lit. f) GDPR).

We only transfer your personal data within the Utimaco Group if we have your express consent to do so, if there is a legal obligation to pass on the data, if this is necessary to carry out pre-contractual measures or to fulfil a contract and/or for internal administrative purposes. The legal basis in these cases is Art. 6 para. 1 sentence 1 lit. a, b, c and f. GDPR.

If we use subcontractors to provide our services, we take suitable legal precautions and appropriate technical and organisational measures to ensure the protection of personal data in accordance with the relevant statutory provisions, e.g. by concluding a data processing agreement within the meaning of Art. 28 GDPR.

Within our company, your data will be processed by our employees for contact with you and for contractual cooperation (including the fulfilment of pre-contractual measures).

Your personal data will only be forwarded to third parties if this is necessary for the performance of the contract with you, if the transfer is permissible on the basis of a balancing of interests within the meaning of Art. 6 (1) (f) GDPR, if we are legally obliged to forward the data or if you have given your consent in this respect. In exceptional cases, personal data may be transferred within the Utimaco Group if this is necessary to respond to your request.

7. Where is the data processed?

Your personal data is processed by us mainly in data centers in the Federal Republic of Germany.

Data are transferred to organizations in countries outside of the European Union (third countries) to the extent that

- this is required by statute (e.g. tax disclosure requirements);
- this is done for the purposes of fulfilling a contractual obligation;
- you have provided us with your consent; or
- this is authorized under data protection law due to the existence of a legitimate interest and the data subject does not have an overriding interest worthy of protection that would prevent this.

Over and beyond the above we do not transfer any personal data to bodies in third countries or to international organizations.

However, we do use service providers for certain tasks who often use other service providers who may have their headquarters, parent company, data processing centers or sub-processors in a third country. We are permitted to transfer data to them provided the European Commission has decided that the third country concerned provides an adequate level of protection (Article 45 of the GDPR). In the absence of such a decision issued by the Commission, personal data may be transferred to service

providers in a third country only if provision has been made for appropriate safeguards (e.g. by entering into an agreement based on the EU Standard Contractual Clauses) and on condition that enforceable rights and effective legal remedies for data subjects are available.

In the case of those service providers in third countries for which there is no adequacy decision, we have concluded contracts containing suitable data protection safeguards, including the requirement that they in turn oblige their service providers to put in place safeguards in compliance with European data protection legislation. Upon request we will provide you with a complete list of these safeguards or excerpts from it.

8. Your rights as a "data subject"

You have the right to information about the personal data we process about you. In the case of a request for information that is not made in writing, we ask for your understanding that we may then require proof from you that you are the person you claim to be.

Furthermore, you have a right to rectification or erasure or to restriction of processing, insofar as you are legally entitled to do so.

If we process data for the purposes of the legitimate interests, you as the data subject have the right to object to the processing of personal data, taking into account the provisions of Art. 21 GDPR.

There is also a right to data portability within the framework of data protection regulations.

In particular, you have the right to object to the processing of your data in connection with direct marketing in accordance with Art. 21 (1) and (2) GDPR if this is based on legitimate interests.

If you have given your consent to the processing of your data, you can revoke this at any time with effect for the future, without affecting the legality of the processing carried out on the basis of the consent until revocation.

9. How is your data backed up?

Utimaco uses technical and organizational measures to protect your data from unauthorized access or loss. Our security measures are continuously improved in line with technological developments.

10. Our data protection officer

Please send all requests for information, requests for information, revocations or objections to data processing by e-mail to our data protection officer at dataprotection@utimaco.com or to the above address.

11. Right to lodge a complaint

You have the right to lodge a complaint with a data protection supervisory authority about the processing of personal data by us. The supervisory authority responsible for us is

State Commissioner for Data Protection and Freedom of Information
North Rhine-Westphalia
(Landesbeauftragte für Datenschutz und Informationsfreiheit Nordrhein-Westfalen)
P.O. Box 20 04 44
D-40102 Düsseldorf
Germany