

## **I. Name and Address of the Controller**

The Controller within the meaning of the General Data Protection Regulation and other national data protection acts of the member states as well as miscellaneous regulations for the purpose of data protection is:

REACHECK Solutions GmbH

Frohsinnstraße 28

63739 Aschaffenburg

Germany

represented by their CEO Stefan Oehrlein,

Phone: +49 (0) 6021 1 50 86-0

E-mail: [info@reacheck.eu](mailto:info@reacheck.eu)

Website: [www.charcoal-sief.eu](http://www.charcoal-sief.eu)

## **II. General Information on Data Processing**

### **1. Scope of Processing of Personal Data**

As a principle, we process the personal data of our users only to the extent necessary for providing a functioning website and making our contents and services available. The personal data of users is always processed only after the user has given his or her consent. An exception applies in such cases where it is impossible to previously obtain such consent for factual reasons and where the processing of data is permitted by statutory regulations. Apart from that, the principles result from following specifications.

### **2. Legal Basis for the Processing of Personal Data**

If we have obtained the data subject's consent to the processing of his or her personal data, the legal basis is art. 6(1)(a) of the EU General Data Protection Regulation (GDPR).

If the processing of personal data is necessary for the performance of a contract to which the data subject is party, legal basis is art. 6(1)(b) of the GDPR. This also applies to processing operations which are necessary to take steps prior to entering into a contract.

If the processing of personal data is necessary for compliance with a legal obligation to which our company is subject, legal basis is art. 6(1)(c) of the GDPR.

If the processing is necessary to protect the legitimate interests of our company or a third party, except where such interests are overridden by the interests, fundamental rights and freedoms of the data subject, legal basis for the processing is art. 6(1)(f) of the GDPR.

### 3. Erasure of Data and Storage Time

Personal data of the data subject is erased or the processing of such personal data is restricted as soon as the purpose for storage is no longer applicable. In addition, data may be stored if this is required by European or national legislature in statutory orders, laws or other regulations under Union law to which the Controller is subject. Also, processing is restricted or data is erased when the mandatory storage period specified by the mentioned standards expires unless longer storage of the data is required for concluding or fulfilling a contract.

### III. Transfer to Third Parties

As a basic principle, we won't transfer your personal data to third parties. Moreover, we ensure by taking appropriate provisions and conducting regular controls that the data we collected cannot be viewed or grabbed from outside by third parties.

### IV. Providing the Website and Creating Logfiles

#### 1. Description and Scope of Data Processing

Whenever our web page is visited, our website provider automatically collects data and information from the computer system of the data processor from which our website is viewed.

The following data is collected:

- (1) Information on the browser type and the version used
- (2) The user's operating system
- (3) The user's Internet service provider
- (4) The user's IP address
- (5) Date and time of visiting
- (6) Websites from which the system of the user got to our web pages
- (7) Websites which are accessed by the user's system via our website.

This data is also stored in the logfiles of our website provider. This data is not stored together with other personal data of the user.

#### 2. Legal Basis for Data Processing

Legal basis for temporary storage of the data and the logfiles is art. 6(1)(f) of the GDPR.

#### 3. Purpose of Data Processing

The temporary storage of the IP address by the system of our website provider is necessary to ensure that the website is delivered to the computer of the user. For this purpose, the user's IP address has to be stored for the duration of the session.

The data is stored in logfiles to ensure the functionality of the website. In addition, the data helps us to optimize the website and to ensure the security of our information technology systems. The data is not analyzed for marketing purposes in this process.

Our legitimate interest in the processing of data is also based on these purposes as per art. 6(1)(f) of the GDPR.

#### 4. Duration of Storage

The data will be deleted as soon as it is no longer required for the intended purpose of its collection. When collecting data in order to provide the website, this will be the case when the corresponding session ends.

In the case of storing data in logfiles, the data is deleted after seven days at the latest. Storage in addition to this is possible. In such cases, the IP addresses of the users are deleted or distorted so that it is no longer possible to match them to the viewing clients.

#### 5. Options of Objection and Elimination

It is absolutely necessary for the operation of the web pages to collect data for providing the website and to store data in logfiles. Therefore, the user does not have the option to object.

### V. E-Mail Contact

It is possible to make contact through the provided e-mail address. In this case, the personal data which the user transmits in the e-mail is stored.

Data will not be transferred to third parties in this connection. The data is exclusively used for handling the conversation.

#### 2. Legal Basis for Data Processing

If the user has given his or her consent, legal basis for the processing of data is art. 6(1)(a) of the GDPR.

Legal basis for the processing of data which was transmitted when sending an e-mail is art. 6(1)(f) of the GDPR. If the e-mail contact aims at concluding a contract, the additional legal basis for processing is art. 6(1)(b) of the GDPR.

#### 4. Duration of Storage

The data will be deleted as soon as it is no longer required for the intended purpose of its collection. For personal data which was sent by e-mail, this is the case when the particular conversation with the user is finished. The conversation is finished when it can be gathered from the circumstances that the relevant issue has been resolved conclusively.

#### 5. Option of Objection and Elimination

The user may choose to revoke his or her consent to the processing of personal data at any time. If you want to do so, please send an e-mail to [info@reacheck.eu](mailto:info@reacheck.eu).

If the user contacts us by e-mail, he or she can object to the storage of his or her personal data at any time. In such a case, it is impossible to continue the conversation.

All personal data which was stored in the course of making contact will be deleted in this case.

## **VI. Registration**

### **1. Description and Scope of Data Processing**

On our web page, we provide users with the option to register by indicating their personal data. The data is entered in an input mask and transmitted to us and stored. The data will not be transferred to third parties. Following data is collected as part of the registration process:

- (1) The user's e-mail address
- (2) The user's complete name
- (3) The user's company name
- (4) The user's company address
- (5) The user's phone number

In addition, the following data is stored upon registration:

- (1) The user's IP address
- (2) Date and time of registration

As part of the registration process, the consent of the user is obtained to process this data.

### **2. Legal Basis for Data Processing**

Legal basis for processing the data is art. 6(1)(a) of the GDPR if the user has given consent and art. 6(1)(b) of the GDPR if it ensues from fulfilling existing contractual agreements.

### **3. Purpose of Data Processing**

The registration of a user is necessary for the performance of a contract with the user or to take steps prior to entering into a contract.

- *The data is required for the preparation of offers and invoice documents.  
The data is required for the preparation of a SIEF Agreement for the purpose of registration with regard to the REACH Regulation.*

### **4. Duration of Storage**

The personal data will be deleted as soon as it is no longer required for the intended purpose of its collection.

### **5. Options of Objection and Elimination**

As a user, you may always choose to delete your account. You may have your stored personal data altered at any time.

*You may request deletion of your account by sending a corresponding notification to one of the*

*following addresses:*

- by post: REACHECK Solutions GmbH, Frohsinnstraße 28, 63739 Aschaffenburg, Germany

- by fax: 49 (0) 6021 150 86 77

- by e-mail: charcoal@reacheck.eu

## **VII. Google Analytics**

### **1. Description and Scope of Data Processing**

This website uses Google Analytics, the web analytics tool provided by Google Inc. (1600 Amphitheatre Parkway, Mountain View, CA 94043, USA; in the following „Google“). Google Analytics uses so-called “cookies”, i.e. text suggestion files which are stored on your computer and permit an analysis of your use of the website. Information created by the cookie about your use of this website is normally transferred to and stored on a server operated by Google which is located in the USA.

Data which is generated by Google Analytics include:

- (1) Type of browser plus its version
- (2) The operating system used
- (3) Duration of the visit to our page
- (4) The website visited before
- (5) Your IP address
- (6) Date and time

In addition, we adapted Google Analytics to the applicable legal regulations on data protection. If you have anonymized your IP address, it will normally be shortened before leaving the European Economic Area. Only in exceptional cases will Google transfer the complete IP address to one of their servers in the USA to shorten it there. Google will not combine the IP address transmitted by your browser for the purpose of Google Analytics with any other data.

### **2. Legal Basis for Data Processing**

Legal basis for temporary storage of data is art. 6(1)(f) of the GDPR.

### **3. Purpose of Data Processing**

By creating reports, this service enables us to comprehend the use of our website allowing us to adapt our services to the demands of the users.

### **4. Duration of Storage**

The data will be deleted as soon as it is no longer required for the intended purpose of its collection, at the latest, however, after 90 days.

### **5. Option of Objection and Elimination**

Users of this website who do not want their data to be gathered by Google Analytics may install the browser add-on for the deactivation of Google Analytics. This add-on instructs the JavaScript of Google Analytics (ga.js, analytics.js and dc.js), which is executed on websites, to disallow sending information to Google Analytics.

If you want to disable Google Analytics, please call up the web page <https://tools.google.com/dlpage/gaoptout?hl=de> and install the appropriate add-on for deactivating Google Analytics on your browser. You will find detailed information on installing and uninstalling the add-on in the corresponding help menu of your browser.

The browser add-on for deactivating Google Analytics does not prevent the sending of data to the website or to other web analytics services.

For more information on the terms of use and data protection please go to <http://www.google.com/analytics/terms/de.html> and/or to <https://support.google.com/analytics/answer/6004245?hl=de>.

## **VIII. Rights of the Data Subject**

If your personal data is processed, you are a data subject within the meaning of the GDPR, and you are entitled to the following rights with regard to the Controller:

### **1. Right of Access**

You may request a confirmation from the Controller stating if your relevant personal data is processed by us.

If such processing takes place, you may request to be informed by the Controller about the following details:

- (1) the purposes for which the personal data is processed;
- (2) the categories of the processed personal data;
- (3) the recipients or categories of recipients to whom or to which your relevant personal data has been disclosed or will be disclosed;
- (4) the planned storage time of your relevant personal data or, if it is not possible to give a definite date, criteria for determining the storage time;
- (5) the existence of a right of rectification or erasure of your relevant personal data, a right of restriction of the processing by the Controller or a right of objection to such processing;
- (6) the right to lodge a complaint with a supervisory authority;
- (7) all available information about the origin of the data if the personal data is not collected from the data subject;

You have the right to request information if your relevant personal data is transferred to a third country or an international organization. In this context, you may request to be informed about the suitable safeguards referred to in Art. 46 of the GDPR in connection with the transfer.

### **2. Right to Rectification**

You have the right to obtain from the Controller the rectification of inaccurate personal data and to have incomplete personal data completed. The controller has to make such a rectification without

undue delay.

### 3. Right to Restriction of Processing

You have the right to obtain restriction of processing of your relevant personal data where one of the following applies:

- (1) if you contest the accuracy of your relevant personal data for a period enabling us to verify the accuracy of the personal data in question;
- (2) if the processing is unlawful and you oppose the erasure of your personal data and request the restriction of its use instead;
- (3) if the Controller no longer needs the personal data for processing purposes, but you require it for the establishment, exercise or defense of legal claims; or
- (4) if you have objected to the processing pursuant to Article 21(1) of the GDPR pending the verification of whether the legitimate grounds of the Controller override yours.

Where the processing of your relevant personal data has been restricted, such personal data shall, with the exception of storage, only be processed with your consent or for the establishment, exercise or defense of legal claims or for the protection of the rights of another natural or legal person or for reasons of an important public interest of the Union or a Member State.

If the processing has been restricted pursuant to the above conditions, the Controller will inform you before such a restriction of processing will be reversed.

### 4. Right to Erasure

#### a) Obligation of Erasure

You have the right to obtain from the Controller the erasure of your relevant personal data without undue delay, and the Controller has the obligation to erase this data without undue delay where one of the following grounds applies:

- (1) Your relevant personal data is no longer necessary in relation to the purposes for which they were collected or otherwise processed.
- (2) You revoke your consent on which the processing was based according to Article 6(1)(a) or Article 9(2)(a) of the GDPR, and there is no other legal ground for the processing.
- (3) You object to the processing pursuant to Article 21(1) of the GDPR and there are no overriding legitimate grounds for the processing, or you object to the processing pursuant to Article 21(2) of the GDPR.
- (4) Your relevant personal data has been unlawfully processed.
- (5) Your relevant personal data has to be erased for compliance with a legal obligation arising from Union or Member State law to which the Controller is subject.
- (6) Your relevant personal data has been collected in relation to services offered by the information society according to Article 8(1) of the GDPR.

#### b) Information to Third Parties

Where the Controller has made your relevant personal data public and is obliged, pursuant to

Article 17(1) of the GDPR, to erase your personal data, taking account of available technology and the cost of implementation, the Controller will take reasonable steps, including technical measures, to inform controllers responsible for the processing of the personal data that you as data subject have requested the erasure by such controllers of any links to or copies or replications of that personal data.

#### c) Exceptions

The right to erasure does not apply to the extent that processing is necessary

- (1) for exercising the right of freedom of expression and information;
- (2) for compliance with a legal obligation which requires processing by 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;
- (3) for reasons of public interest in the area of public health in accordance with Article 9(2)(h) and (i) as well as Article 9(3) of the GDPR;
- (4) for archiving purposes in the public interest, scientific or historical research purposes, or for statistical purposes in accordance with Article 89(1) of the GDPR in so far as the right referred to in paragraph a) is likely to render impossible or seriously impair the achievement of the objectives of that processing; or
- (5) for the establishment, exercise or defense of legal claims.

#### 5. Right to Information

If you have exercised your right to rectification, erasure or restriction of processing with regard to the Controller, the Controller is obliged to communicate any rectification or erasure of personal data or restriction of processing carried out to each recipient to whom the personal data has been disclosed, unless this proves impossible or involves disproportionate effort.

You have the right to obtain from the Controller information about those recipients.

#### 6. Right to Data Portability

You have the right to receive the relevant personal data you provided to the Controller in a structured, commonly used and machine-readable format. You also have the right to transmit that data to another controller without hindrance by the Controller to whom the personal data was provided, where:

- (1) the processing is based on consent pursuant to Article 6(1)(a) or Article 9(2)(a) of the GDPR or on a contract pursuant to Article 6(1)(b) of the GDPR; and
- (2) the processing is carried out using automated means.

In exercising this right, you also have the right to have your relevant personal data transmitted directly from the Controller to another controller, where technically feasible. This transmission must not adversely affect the rights and freedoms of others.

The right to data portability does not apply to the 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.



## 7. Right of Objection

You have the right to object at any time, on grounds relating to your particular situation, to the processing of your relevant personal data which is based on Article 6(1)(e) or (f) of the GDPR, including profiling based on those provisions.

Following an objection, the Controller will no longer process your relevant personal data unless the Controller can demonstrate compelling legitimate grounds for such processing which override your interests, rights and freedoms or which serve the establishment, exercise or defense of legal claims.

Where your relevant personal data is processed for direct marketing purposes, you have the right to object at any time to the processing of your relevant personal data for the purpose of such marketing, which includes profiling to the extent that it is related to such direct marketing.

If you object to the processing of your personal data for the purposes of direct marketing, your personal data will not be processed for such purposes anymore.

In the context of the use of information society services, and notwithstanding Directive 2002/58/EC, you may exercise your right to object by automated means for which technical specifications are applied.

## 8. Right to Withdraw the Declaration of Consent for Purposes of Data Protection

You have the right to withdraw your declaration of consent for purposes of data protection at any time. The lawfulness of the data processing carried out based on your consent up to the revocation remains unaffected by your revocation.

## 9. 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 the supervisory authority relevant for our company:

Bayerisches Landesamt für Datenschutzaufsicht (BayLDA), Promenade 27, DE-91522 Ansbach or with any other supervisory authority, in particular in the Member State of your habitual residence, your place of work or the place of the alleged infringement if you think that the processing of your relevant personal data infringes the GDPR.

The supervisory authority with which the complaint has been lodged will inform the complainant on the progress and the outcome of the complaint, including the possibility of a judicial remedy pursuant to Article 78 of the GDPR.

## **IX. Relevance and Alteration of the Data Privacy Statement**

We as Controller reserve the right to alter the Data Privacy Statement at any time with regard to the applicable data protection legislation. Current state is May 2018.