

Castolin Gesellschaft mbH
July 2024

Information about personal data processing for business partners of the Castolin Eutectic Group

With the following information, we would like to inform you as a business partner, interested party or contact person of a business partner or interested party about our handling of the collection, use and disclosure of personal data.

1. Who is responsible for processing your data?

Responsible for data collection and processing is the:

Castolin Gesellschaft mbH

IZ NÖ-Süd Straße 14 M73, 2355 Wiener Neudorf, Austria

2. What categories of data does Castolin Gesellschaft mbH in the course of conducting business relations?

The processed personal data of our business partners, which includes both suppliers and customers in the narrower sense, includes in particular master data (first name, surname, function, identity of the company) and contact details (business address, telephone numbers, fax number and e-mail address) of the contact person responsible for us, etc.

In addition, we process the agreements made as part of the contractual relationship (communication history, contractual agreements, prices, negotiated goods, services, order history and associated offers and orders).

The personal data of you or your employees are usually collected directly from you personally during the offer or contract conclusion phase or during the ongoing business relationship or from your employer (who is in contact with Castolin Gesellschaft mbH) in the context of the business relationship for the purpose of carrying it out.

The data relating to the history of the business relationship (communication, contract details, contact persons, etc.) is generated as part of the joint business relationship and is stored in our customer management system (CRM).

In certain constellations, this personal data is also collected from other bodies due to legal regulations or a legitimate interest. This includes, in particular, ad hoc enquiries from credit agencies regarding economic reliability. In the vast majority of cases, however, this information relates only to the company with which Castolin Gesellschaft mbH maintains a contractual relationship, and not to natural persons, unless you yourself are our direct business partner and act and deal in your own name (e.g. as a registered trader or as a natural person on your own account).

3. For what purposes and on what legal basis do we process personal data?

The Castolin Gesellschaft mbH will only process your data if a contract with you or a law permits or even obliges us to do so, or if you have voluntarily given your express consent to data processing.

Data processing for the fulfilment of contracts:

If you as a natural person are our client (customer) or contractor (e.g. subcontractor, service provider or supplier), we collect and process your aforementioned data exclusively for the purpose of contract initiation (e.g. in the context of preparing an offer) and contract fulfilment (e.g. for the provision of services or invoicing of services). The legal basis in this case is Art. 6 para. 1 sentence 1 lit. b GDPR.

Data processing due to legal obligations:

There may be various legal obligations that make it necessary to process your personal data. These legal obligations may arise, for example, from tax law, commercial and foreign trade law or sanction regulations. The legal basis in this case is Art. 6 para. 1 sentence 1 lit. c GDPR.

Data processing on the basis of a legitimate interest:

If you are an employee of one of our client companies or contractors (service providers, subcontractors or suppliers), we collect and process your business data as described above solely for the purpose of initiating and fulfilling the contract with your employer. We process your data on the basis of our legitimate interest in contacting you as a representative of your employer and fulfilling the contract with you. The legal basis in this case is Art. 6 para. 1 sentence 1 lit. f GDPR.

In addition, we may use your contact details as a current business partner or employee of a business partner for postal, electronic or telephone advertising.

We assume that you have given your consent. The use of your contact data is subject to a case-by-case assessment of your interests by Castolin Gesellschaft mbH will take place. In this case, the legal basis is the legitimate interest of Castolin Eutectic GmbH in contacting its business partners for advertising purposes in accordance with Art. 6 para. 1 sentence 1 lit. f GDPR.

If you provide us with a declaration of consent, we will process your personal data in order to be able to prove that you have consented to the data processing in question within the scope of our accountability obligation pursuant to Art. 5 (2) GDPR.

If you assert your data subject rights against us in accordance with the GDPR, we will also process your personal data in order to be able to prove that we have complied with the GDPR when processing your request as part of our accountability obligations in accordance with Art. 5 (2) GDPR.

In addition, we may pass on your personal data in connection with your enquiry to our external company data protection officer, who advises us on all data protection issues and supports us in particular in processing enquiries from data subjects in connection with the assertion of rights under the GDPR.

The legal basis in this case is Art. 6 para. 1 sentence 1 lit. f GDPR.

Data processing on the basis of your consent:

In addition, the processing of your personal data may be based on your voluntary consent within the meaning of Art. 6 para. 1 sentence 1 lit. a GDPR.

For example, e-mail newsletters with information about our services and our company will only be sent to you if you have given us your express prior consent.

Under no circumstances will we pass on your data to unauthorised third parties. You can revoke your consent at any time with effect for the future in accordance with 7 para. 3 GDPR.

Please contact our [Group Data Protection Officer](#) by email or by post at the above address of Castolin Gesellschaft mbH.

4. Are you obliged to provide your data?

As part of the fulfilment of a contract pursuant to Art. 6 para. 1 sentence 1 lit. b GDPR with you directly as a contractual partner or data processing pursuant to Art. 6 para. 1 sentence 1 lit. f GDPR due to your function as a contact person at one of our customers or our service providers and suppliers, we only process business data from you that is absolutely necessary in order to be able to fulfil the underlying order and customer relationships.

Without this data, it is not possible to establish contact or even a contractual relationship. Excluded from this are, of course, those data processing operations that are based exclusively on advertising approaches or on your consent. The latter are always voluntary. You can revoke your consent at any time with effect for the future. If you do not wish to be contacted by post or telephone, you can of course object to this.

5. Who receives your data?

Within the Castolin Gesellschaft mbH only those persons and bodies receive your personal data who need it to fulfil our contractual and legal obligations or to protect our legitimate interests. These include, for example, companies in the Castolin Eutectic group of companies.

Outside our group of companies, your personal data will only be received by those persons and bodies that we engage to fulfil our contractual and legal obligations or to protect our legitimate interests (e.g. authorities, subcontractors). If necessary, corresponding contractual agreements for order processing in accordance with Art. 28 GDPR will of course be concluded.

We use subcontractors for logistical purposes and provide them with personal data¹ of your contact person in order to inform you about the transport of goods to and from our warehouse².

¹ Personal data transmitted to our subcontractors may include first name, surname, address (company), telephone number and e-mail address.

² This includes, for example, dimensions and weights of the consignments, references, warehouse opening hours, driver notification, expected delays, planned loading and unloading times, documents relating to a specific freight.

6. Will your data be transferred to a third country?

If we transfer personal data to data recipients outside the European Economic Area (EEA), the transfer will only take place if the third country has been confirmed by the EU Commission to have an adequate level of data protection, if an adequate level of data protection has been agreed with the data recipient (e.g. through EU standard contractual clauses) or if you have given us your consent to do so.

7. How long will your data be stored?

Your personal data will be stored for as long as it is necessary for the fulfilment of the underlying contract and the fulfilment of a legal obligation of the controller does not prevent deletion (e.g. legal obligations to provide evidence and retention obligations under the German Commercial Code and the German Fiscal Code). In individual cases, your personal data may be stored beyond this (e.g. in judicial/official proceedings). If the business relationship with you no longer exists or is no longer expected, your data will be deleted within the permitted period.

8. What data protection rights can you assert as a data subject?

In accordance with Art. 15 (1) GDPR, you have the right to request information free of charge about the data processed by Castolin Gesellschaft mbH about the personal data stored about you. In addition, you have the right to rectification (Art. 16 GDPR), erasure (Art. 17 GDPR) and restriction of processing (Art. 18 GDPR) of your personal data, provided that the legal requirements are met. If the data processing is carried out on the basis of Art. 6 para. 1 sentence 1 lit. e or f GDPR, you have the right to object in accordance with Art. 21 GDPR.

If you object to the data processing, it will no longer be carried out in future unless the controller can demonstrate compelling legitimate grounds for the further processing which override the data subject's interest in objecting. If you have provided the processed data yourself, you have a right to data portability in accordance with Art. 20 GDPR. If the data processing is based on consent pursuant to Art. 6 para. 1 sentence 1 lit. a GDPR, you can revoke your consent at any time with effect for the future without affecting the legality of the previous processing. In the aforementioned cases, in the event of unanswered questions or in the event of complaints, please contact the above-mentioned "controller" in writing or by e-mail.

You also have the right to lodge a complaint with a data protection supervisory authority (77 GDPR). Please refer to the [Austrian data protection supervisory authority](#).

9. Contact information of the Group Data Protection Officer

Our Group Data Protection Officer will provide you with information and suggestions on the subject of data protection. Please contact us for this purpose:

E-mail: dataprotection@castolin.com

10. Amendment of this Business partner information

This privacy policy was last updated on 02.07.2024 .