

Privacy Policy

We are delighted by your interest in our company. Data protection is of paramount importance to the management of H&S Maschinenteknik GmbH. Use of the H&S Maschinenteknik GmbH website is generally possible without providing any personal data. However, if a data subject wishes to use special services offered by our company via our website, processing of personal data may become necessary. If the processing of personal data is necessary and there is no legal basis for such processing, we generally obtain the data subject's consent.

The processing of personal data, such as the name, address, email address, or telephone number of a data subject, is always carried out in accordance with the General Data Protection Regulation (GDPR) and in compliance with the country-specific data protection regulations applicable to H&S Maschinenteknik GmbH. This privacy policy aims to inform the public about the nature, scope, and purpose of the personal data we collect, use, and process. Furthermore, this privacy policy informs data subjects about their rights.

H&S Maschinenteknik GmbH, as the data controller, has implemented numerous technical and organizational measures to ensure the most complete possible protection of personal data processed via this website. However, internet-based data transmissions can fundamentally have security vulnerabilities, meaning absolute protection cannot be guaranteed. For this reason, every data subject is free to transmit personal data to us via alternative means, such as by telephone.

1. Definitions

The privacy policy of H&S Maschinenteknik GmbH is based on the terms used by the European legislator when enacting the General Data Protection Regulation (GDPR). Our privacy policy is intended to be easily readable and understandable for both the general public and our customers and business partners. To ensure this, we would like to explain the terminology used beforehand.

In this privacy policy, we use, among other things, the following terms:

- a) personal data

Personal data is any information relating to an identified or identifiable natural person (hereinafter referred to as "data subject"). An identifiable natural person is one who can be identified, directly or indirectly, in particular by reference to an identifier such as a name, an identification number, location data, an online identifier or to one or more factors specific to the physical, physiological, genetic, mental, economic, cultural or social identity of that natural person.

- b) affected person

A data subject is any identified or identifiable natural person whose personal data is processed by the controller.

- c) Processing

Processing means any operation or set of operations which is performed on personal data or on sets of personal data, whether or not by automated means, such as collection, recording, organisation, structuring, storage, adaptation or alteration, retrieval, consultation, use, disclosure by transmission, dissemination or otherwise making available, alignment or combination, restriction, erasure or destruction.

- d) Restriction of processing

Restriction of processing is the marking of stored personal data with the aim of limiting its future processing.

- e) Profiling

Profiling is any form of automated processing of personal data consisting of the use of personal data to evaluate certain personal aspects relating to a natural person, in particular to analyze or predict aspects concerning that natural person's performance at work, economic situation, health, personal preferences, interests, reliability, behavior, location or movements.

- f) Pseudonymization

Pseudonymization is the processing of personal data in such a manner that the personal data can no longer be attributed to a specific data subject without the use of additional information, provided that such additional information is kept separately and is subject to technical and organizational measures to ensure that the personal data is not attributed to an identified or identifiable natural person.

- g) Controller or data controller

The controller is the natural or legal person, public authority, agency or other body which, alone or jointly with others, determines the purposes and means of the processing of personal data. Where the purposes and means of such processing are determined by Union or Member State law, the controller or the specific criteria for its designation may be provided for by Union or Member State law.

- h) Data processors

A data processor is a natural or legal person, public authority, agency or other body which processes personal data on behalf of the controller.

- i) Recipient

A recipient is a natural or legal person, public authority, agency or other body to whom personal data are disclosed, whether a third party or not. However, public authorities that may receive personal data in the framework of a particular inquiry in accordance with Union or Member State law are not considered recipients.

- j) Third

A third party is a natural or legal person, public authority, agency or body other than the data subject, the controller, the processor and persons who, under the direct authority of the controller or processor, are authorized to process personal data.

- k) Consent

Consent means any freely given, specific, informed and unambiguous indication of the data subject's wishes by which he or she, by a statement or by a clear affirmative action, signifies agreement to the processing of personal data relating to him or her.

2. Name and address of the data controller

Controller within the meaning of the General Data Protection Regulation, other controllers in the member states of the European Union
The data protection laws applicable in the Union and other provisions of a data protection nature are:

H&S Maschinenteknik GmbH

Kranichborner Str. 12

99195 Großrudstedt

Germany

Tel.: 036204 71000

Email: info@hs-maschinenteknik.de

Website: www.hs-maschinenteknik.de

3. Cookies

The websites of H&S Maschinenteknik GmbH use cookies. Cookies are text files that are placed and stored on a computer system via an internet browser.

Numerous websites and servers use cookies. Many cookies contain a so-called cookie ID. A cookie ID is a unique identifier for a cookie. It consists of a string of characters that allows websites and servers to recognize the specific web browser in which the cookie was stored. This enables visited websites and servers to distinguish the individual browser of the data subject from other web browsers that contain different cookies. A specific web browser can be recognized and identified via the unique cookie ID.

By using cookies, H&S Maschinenteknik GmbH can provide users of this website with more user-friendly services that would not be possible without setting cookies.

Cookies allow us to optimize the information and offers on our website for the user. As mentioned, cookies enable us to recognize returning users. The purpose of this recognition is to make it easier for users to navigate our website. For example, a user of a website that uses cookies does not have to re-enter their login details every time they visit the site, because this is handled by the website and the cookie stored on the user's computer system. Another example is the shopping cart cookie in an online store. The online store uses a cookie to remember the items a customer has placed in their virtual shopping cart.

The data subject can prevent the setting of cookies by our website at any time by adjusting the corresponding setting in their internet browser and thus permanently object to the setting of cookies. Furthermore, cookies that have already been set can be deleted at any time via an internet browser or other software programs. This is possible in all common internet browsers. If the data subject deactivates the setting of cookies in their internet browser, some functions of our website may not be fully usable.

4. Collection of general data and information

The website of H&S Maschinenteknik GmbH collects a range of general data and information each time a data subject or an automated system accesses the website. This general data and information is stored in the server's log files. The following may be collected: (1) the browser types and versions used, (2) the operating system used by the accessing system, (3) the website from which an accessing system reached our website (known as the referrer), (4) the sub-pages accessed on our website by an accessing system, (5) the date and time of access to the website, (6) an internet protocol address (IP address), (7) the internet service provider of the accessing system, and (8) other similar data and information that serves to prevent attacks on our IT systems.

When using this general data and information, H&S Maschinentechnik GmbH does not draw any conclusions about the data subject. Rather, this information is needed to (1) deliver the content of our website correctly, (2) optimize the content of our website and its advertising, (3) ensure the long-term functionality of our IT systems and the technology of our website, and (4) provide law enforcement authorities with the information necessary for prosecution in the event of a cyberattack. Therefore, H&S Maschinentechnik GmbH uses this anonymously collected data and information for statistical analysis and also with the aim of increasing data protection and data security within our company, ultimately to ensure the highest level of protection for the personal data we process. The anonymous data in the server log files is stored separately from all personal data provided by a data subject.

5. Contact options via the website

Due to legal requirements, the website of H&S Maschinentechnik GmbH contains information that enables quick electronic contact with our company and direct communication.

This also includes a general email address. If a data subject contacts the data controller by email or via a contact form, the personal data transmitted by the data subject will be stored automatically. Such personal data transmitted on a voluntary basis by a data subject to the data controller will be stored for the purpose of processing the request or contacting the data subject. This personal data will not be disclosed to third parties.

6. Routine deletion and blocking of personal data

The controller shall process and store personal data of the data subject only for the period necessary to achieve the purpose of storage or as far as this is provided for by the European legislator or another legislator in laws or regulations to which the controller is subject.

If the purpose for which the data was stored ceases to exist, or if a storage period prescribed by the European legislator or another competent legislator expires, the personal data will be routinely blocked or deleted in accordance with legal requirements.

7. Rights of the data subject

- a) Right to confirmation

Every data subject has the right, granted by the European legislator, to obtain from the controller confirmation as to whether or not personal data concerning him or her are being processed. If a data subject wishes to exercise this right of confirmation, he or she may, at any time, contact an employee of the controller.

- b) Right to information

Every data subject has the right, granted by the European legislator, to obtain from the controller, free of charge, information about the personal data stored concerning him or her and a copy of this information. Furthermore, the European legislator has granted the data subject access to the following information:

- o the purposes of the processing
- o the categories of personal data being processed
- o the recipients or categories of recipients to whom the personal data will be disclosed
 - Data have been or will be disclosed, particularly to recipients in Third countries or international organizations
- o where possible, the planned duration for which the personal data will be stored, or, if this is not possible, the criteria for determining this duration
- o the existence of a right to rectification or erasure of personal data concerning them or to restriction of processing by the controller
- o the existence of a right to object to this processing
- o the existence of a right to lodge a complaint with a supervisory authority

- or if the personal data are not collected from the data subject: All available information about the origin of the data
- o the existence of automated decision-making including profiling according to Article 22(1) and (4) GDPR and — at least in these cases — meaningful information about the logic involved, as well as the scope and intended effects of such processing for the data subject.

Furthermore, the data subject has the right to obtain information as to whether personal data has been transferred to a third country or to an international organization. If this is the case, the data subject also has the right to be informed of the appropriate safeguards relating to the transfer.

If a data subject wishes to exercise this right of access, they can contact an employee of the data controller at any time.

- c) Right to rectification

Every data subject whose personal data is being processed has the right, granted by the European legislator, to request the immediate rectification of inaccurate personal data concerning him or her. Furthermore, the data subject has the right, taking into account the purposes of the processing, to request the completion of incomplete personal data, including by means of a supplementary statement.

If a data subject wishes to exercise this right to rectification, they can contact an employee of the data controller at any time.

- d) Right to erasure (right to be forgotten)

Every person whose personal data is being processed has the right to information under the European Convention on Human Rights. Directives and regulations grant the right to request from the controller the immediate erasure of personal data concerning them, provided one of the following applies: Reasons apply and insofar as the processing is not necessary:

The personal data were collected for such purposes or otherwise processed, for which they are no longer needed.

- o The data subject withdraws their consent on which the processing was based pursuant to Article 6(1)(a) GDPR or Article 9(2)(a) GDPR, and there is no other legal basis for the processing.

The data subject objects to the processing pursuant to Article 21(1) GDPR, and there are no overriding legitimate grounds for the processing, or the data subject objects to the processing pursuant to Article 21(2) GDPR. The personal data have been unlawfully processed. The erasure of the personal data is necessary for compliance with a legal obligation under Union or Member State law to which the controller is subject. The personal data were collected in relation to the offer of services by the controller .

Information society pursuant to Art. 8 para. 1 GDPR.

If one of the aforementioned grounds applies and a data subject wishes to have their personal data stored by H&S Maschinenteknik GmbH erased, they may contact an employee of the data controller at any time. The employee of H&S Maschinenteknik GmbH will ensure that the erasure request is complied with immediately.

If personal data has been made public by H&S Maschinenteknik GmbH and our company, as the controller pursuant to Article 17(1) GDPR, is obligated to erase the personal data, H&S Maschinenteknik GmbH, taking into account available technology and the cost of implementation, shall take reasonable steps, including technical measures, to inform other controllers processing the published personal data that the data subject has requested the erasure by those other controllers of any links to, or copies or replications of, that personal data, insofar as processing is not necessary. The employee of H&S Maschinenteknik GmbH will take the necessary steps in each individual case.

- e) Right to restriction of processing

Every person whose personal data is being processed has the right to information under the European Convention on Human Rights. Directives and regulations grant the right to request the controller to restrict the to request processing if one of the following conditions is met:

The accuracy of the personal data is contested by the data subject, for a period enabling the controller to verify the accuracy of the personal data. The processing is unlawful, and the data subject opposes the erasure of the personal data and requests the restriction of its use

instead. The controller no longer needs the personal data for the purposes of the processing, but the data subject requires them for the establishment, exercise, or defense of legal claims.

- o The data subject has objected to the processing pursuant to Art. 21 para. 1 GDPR and it is not yet clear whether the legitimate grounds of the controller override those of the data subject.

If one of the aforementioned conditions is met and a data subject wishes to restrict the processing of their personal data stored by H&S Maschinenteknik GmbH, they may contact an employee of the data controller at any time. The employee of H&S Maschinenteknik GmbH will then arrange for the restriction of processing.

- f) Right to data portability

Every data subject has the right, granted by the European legislator, to receive the personal data concerning him or her, which he or she has provided to a controller, in a structured, commonly used and machine-readable format. He or she also has the right to transmit those data to another controller without hindrance from the controller to whom the personal data have been provided, where the processing is based on consent pursuant to point (a) of Article 6(1) or point (a) of Article 9(2) of the GDPR or on a contract pursuant to point (b) of Article 6(1) of the GDPR, and the processing is carried out by automated means, provided that the processing is not necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the controller.

Furthermore, when exercising their right to data portability pursuant to Article 20(1) GDPR, the data subject has the right to have their personal data transmitted directly from one controller to another, where technically feasible and provided that this does not adversely affect the rights and freedoms of others.

To assert the right to data portability, the data subject can contact an employee of H&S Maschinenteknik GmbH at any time.

- g) Right to object

Every data subject has the right, granted by the European legislator, to object, on grounds relating to his or her particular situation, at any time to processing of personal data concerning him or her which is based on point (e) or (f) of Article 6(1) of the GDPR. This also applies to profiling based on those provisions.

H&S Maschinenteknik GmbH will no longer process personal data in the event of an objection, unless we can demonstrate compelling legitimate grounds for the processing which override the interests, rights and freedoms of the data subject, or the processing serves the purpose of establishing, exercising or defending legal claims.

If H&S Maschinenteknik GmbH processes personal data for direct marketing purposes, the data subject has the right to object at any time to the processing of their personal data for such marketing. This also applies to profiling insofar as it is related to such direct marketing. If the data subject objects to

If H&S Maschinentchnik GmbH requests that the processing of personal data be for direct marketing purposes, H&S Maschinentchnik GmbH will no longer process the personal data for these purposes.

Furthermore, the data subject has the right to object, on grounds relating to his or her particular situation, to the processing of personal data concerning him or her which is carried out by H&S Maschinentchnik GmbH for scientific or historical research purposes or statistical purposes pursuant to Article 89(1) GDPR, unless such processing is necessary for the performance of a task carried out in the public interest.

To exercise their right to object, the data subject may contact any employee of H&S Maschinenttechnik GmbH directly or any other employee. Furthermore, the data subject is free, in connection with the use of information society services and notwithstanding Directive 2002/58/EC, to exercise their right to object by automated means using technical specifications.

- h) Automated individual decision-making, including profiling

Every data subject has the right granted by the European legislator not to be subject to a decision based solely on automated processing, including profiling, which produces legal effects concerning him or her or similarly significantly affects him or her, unless the decision (1) is necessary for entering into, or performing, a contract between the data subject and a data controller, or (2) is authorized by Union or Member State law to which the controller is subject and which also lays down suitable measures to safeguard the data subject's rights and freedoms and legitimate interests, or (3) is based on the data subject's explicit consent.

Where the decision (1) is necessary for entering into, or performing, a contract between the data subject and the controller, or (2) is made with the data subject's explicit consent, H&S Maschinenttechnik GmbH shall implement suitable measures to safeguard the data subject's rights and freedoms and legitimate interests, at least the right to obtain human intervention on the part of the controller, to express his or her point of view and to contest the decision.

If the data subject wishes to assert rights relating to automated decision-making, they can contact an employee of the controller at any time.

- i) Right to withdraw consent under data protection law

Every person whose personal data is being processed has the right, granted by the European legislator, to withdraw their consent to the processing of their personal data at any time.

If the data subject wishes to exercise their right to withdraw consent, they can contact an employee of the data controller at any time.

8. Data protection in applications and the application process

The data controller collects and processes the personal data of applicants for the purpose of processing the application. Processing may also be carried out electronically. This is particularly the case when an applicant submits application documents electronically, for example, by email or via a web form on the website. If the data controller concludes an employment contract with an applicant, the transmitted data will be stored for the purpose of processing the employment relationship in compliance with legal requirements. If the data controller does not conclude an employment contract with the applicant, the application documents will be automatically deleted two months after notification of the rejection decision, unless other legitimate interests of the data controller preclude deletion. A legitimate interest in this sense is, for example, the need to retain evidence in proceedings under the German General Equal Treatment Act (AGG).

9. Legal basis for processing

Article 6(1)(a) GDPR serves as the legal basis for our company's processing operations where we obtain consent for a specific processing purpose. If the processing of personal data is necessary for the performance of a contract to which the data subject is a party, as is the case, for example, with processing operations necessary for the delivery of goods or the provision of other services or consideration, then the processing is based on Article 6(1)(b) GDPR. The same applies to such processing operations that are necessary for carrying out pre-contractual measures, such as in cases of inquiries about our products or services. If our company is subject to a legal obligation that requires the processing of personal data, such as for the fulfillment of tax obligations, then the processing is based on Article 6(1)(c) GDPR. In rare cases, the processing of personal data may be necessary to protect the vital interests of the data subject or another natural person. This would be the case, for example, if a visitor were injured on our premises and their name, age, health insurance details, or other vital information had to be shared with a doctor, hospital, or other third party. In that case, the processing would be based on Article 6(1)(d) GDPR. Finally, processing operations could be based on Article 6(1)(f) GDPR. This legal basis applies to processing operations not covered by any of the aforementioned legal bases, if the processing is necessary for the purposes of the legitimate interests pursued by our company or a third party, except where such interests are overridden by the interests or fundamental rights and freedoms of the data subject.

Such processing operations are permitted to us in particular because they have been specifically mentioned by the European legislator. In this respect, the legislator took the view that a legitimate interest could be assumed if the data subject is a customer of the controller (Recital 47, sentence 2, GDPR).

10. Legitimate interests pursued by the controller or a third party in the processing

If the processing of personal data is based on Article 6 I lit. f GDPR, our legitimate interest is the conduct of our business activities for the benefit of all our employees and our shareholders.

11. Duration for which the personal data will be stored

The criterion for the duration of storage of personal data is the respective statutory retention period. After this period expires, the corresponding data is routinely deleted, unless it is still required for the performance of a contract or for initiating a contract.

12. Legal or contractual requirements for providing personal data; necessity for entering into a contract; obligation of the data subject to provide the personal data; possible consequences of not providing the data

We would like to inform you that the provision of personal data is sometimes required by law (e.g., tax regulations) or may also arise from contractual provisions (e.g., information about the contracting party). In some cases, it may be necessary for a data subject to provide us with personal data that we subsequently need to process in order to conclude a contract. For example, the data subject is obligated to provide us with personal data if our company enters into a contract with them. Failure to provide personal data would mean that the contract with the data subject could not be concluded. Before providing personal data, the data subject must contact one of our employees.

Our employee informs the data subject on a case-by-case basis whether the provision of personal data is required by law or contract or is necessary for entering into a contract, whether there is an obligation to provide the personal data, and what the consequences of not providing the personal data would be.

13. Existence of automated decision-making

As a responsible company, we refrain from automated decision-making or profiling.

This privacy policy was created using the privacy policy generator of DGD Deutsche Gesellschaft für Datenschutz GmbH, which acts as [the external data protection officer for Upper Bavaria](#), in cooperation with the [data protection lawyer](#) Christian Solmecke.
