

Data Protection Notice for Supplier Management

1. Introduction

We welcome you in the supplier management of EQS Group GmbH. We hereby inform you about how the Procurement department of EQS Group GmbH handles personal data collected in the context of supplier management.

General information on data processing and technical data protection, including on this portal, can be found in our privacy policy at <https://www.eqs.com/de/ueber-eqs/datenschutz/>.

2. Controller

The controller responsible for data processing within the meaning of the General Data Protection Regulation is:

EQS Group GmbH
Procurement
Karlstr 47
80333 Munich
Germany
Email: procurement@eqs.de
Tel: 089 / 444430-150
Data Protection Officer: dataprotection@eqs.com

3. What data do we collect and how and why do we process your data?

In the context of supplier management, we collect and process only personal information that is necessary for supplier management. In addition to company related information, we sometimes also require personal data in order to process your application for supplier qualification and, where applicable, to carry out the subsequent phases of supplier management (supplier evaluation; supplier development). Personal data includes, in particular: contact details for the purpose of communication.

For technical reasons, certain data must be collected and stored when you visit the website, such as the date and duration of the visit, the web pages used, the identification data of the browser and operating system type used, as well as the website from which you are visiting us (see also the section „When are cookies used?“).

4. Legal basis for data processing

For the processing of personal data that is necessary for the initiation or performance of a contractual relationship with you, Art. 6(1) sentence 1(b) GDPR is the legal basis. In the event that we approach you as a potential supplier, the legitimate interest under Art. 6(1)(f) is the legal basis.

5. Is data shared?

The information you provide to us as part of your application will be treated confidentially at all times and will only be viewed and processed within EQS Group GmbH and its affiliated companies, in particular procurement and other responsible departments, for the purposes of supplier management. Where necessary, information will also be taken into account in the course of a later supplier evaluation by procurement staff (however, this is usually done without any personal reference).

When using the Onventis supplier portal, Onventis GmbH, Gropiusplatz 10, 70563 Stuttgart, as our subprocessor, receives your above-mentioned data. Onventis and other service providers (e.g. data center operators) that process data on our behalf are carefully selected by us and are strictly bound by contract. The service providers act in accordance with our instructions, which is ensured by strict contractual arrangements, by technical and organizational measures, and by supplementary controls.

Otherwise, your data will only be transferred if you have given us your express consent to do so, or on the basis of a statutory provision.

No transfer to third countries outside the EU/EEA or to an international organization takes place, unless there is a legal basis for it and appropriate safeguards are in place. These include the EU standard contractual clauses as well as an adequacy decision by the EU Commission.

6. How long is your data stored?

We store your data only for as long as it is necessary to fulfill the purpose for which it was collected (carrying out supplier management) or insofar as this is required by law. The data will be archived after completion of the supplier management measures and subsequently deleted after the expiry of a retention period, at the latest 6 years after completion of the qualification, evaluation and/or development, unless its – temporary – further processing is necessary for the following purposes:

- Compliance with retention periods under commercial and tax law: These include the German Commercial Code (HGB) and the Fiscal Code (AO). The retention or documentation periods specified therein range from two to ten years.
- Preservation of evidence within the framework of the statute of limitations. Under Sections 195 et seq. of the German Civil Code (BGB), these limitation periods can be up to 30 years, with the standard limitation period being three years.

7. What rights do users of the supplier management tool have?

Every data subject has the right of access under Article 15 GDPR, the right to rectification under Article 16 GDPR, the right to erasure under Article 17 GDPR, the right to restriction of processing under Article 18 GDPR, the right to object under Article 21 GDPR, as well as the right to data portability under Article 20 GDPR. With regard to the right of access and the right to erasure, the restrictions under Sections 34 and 35 BDSG apply. In addition, there is a right to lodge a complaint with a data protection supervisory authority (Article 77 GDPR in conjunction with Section 19 BDSG). You can revoke any consent you have given to the processing of personal data at any time by notifying us.

Please note that the revocation only takes effect for the future. Processing that took place before the revocation is not affected by this.

To exercise your rights, a letter to EQS Group GmbH at the address given above or an email to dataprotection@eqs.com is sufficient.

In addition, without prejudice to any other administrative or judicial remedy, every data subject has the right to lodge a complaint with a supervisory authority if the data subject considers that the processing of personal data relating to them infringes the GDPR (Art. 77 GDPR). The data subject may assert this right with a supervisory authority in the Member State of their place of residence, place of work, or the place of the alleged infringement. In Bavaria, the competent supervisory authority is: Bavarian State Office for Data Protection Supervision (Bayerisches Landesamt für Datenschutzaufsicht)

8. Updating the Data Protection Notice

Legal, economic, and technical developments may make it necessary to amend this data protection notice. We therefore recommend that you review the data protection notice at regular intervals. Insofar as your consent is required or components of the data protection notice contain provisions of the contractual relationship with you, changes will only be made with your consent.