



# Privacy Policy for website visitors, prospects, and Customers

Annex 3 to the Terms and Conditions

Updated June 12<sup>th</sup>, 2024

## 1. General

The following gives a simple overview of what happens to your personal data when you visit our website (cf. point 4) or interact with us as a prospect or customer contact person (cf. point 5). Personal data is any information with which you could be personally identified.

## 2. Name and contact details of the controller

B-PROJECTS Newton GmbH  
Spiekermannstr. 31 A  
13189 Berlin, Germany  
T+ 49 30 308 30 177  
[datenschutz@b-projects.tech](mailto:datenschutz@b-projects.tech)

## 3. What rights do you have regarding your personal data?

If the legal requirements are met, you have the following rights:

- to request confirmation as to whether we are processing personal data concerning you; if this is the case, you have the right of access to the personal data (Art. 15 GDPR);
- to request the rectification of inaccurate personal data concerning you and the completion of incomplete personal data concerning you (Art. 16 GDPR);
- to request the erasure of personal data concerning you, among others, if the processing was carried out unlawfully or is no longer necessary (Art. 17 GDPR);
- to request the restriction of the processing of personal data concerning you, among others, instead of erasure of the data (Art. 18 GDPR);
- to receive personal data concerning you that you have provided to us in a structured, commonly used and machine-readable format or to transmit it to another controller, provided that the processing is carried out by automated means and is based on your consent or a contract with you (Art. 20 GDPR);
- to withdraw the consent given to us to process your personal data at any time with effect for the future (Art. 7 GDPR). The lawfulness of the processing of your data until the withdrawal remains unaffected.

*Individual right of objection:*



*You have the right to object at any time, on grounds relating to your particular situation, to processing of personal data concerning you which is carried out on the basis of point (f) of Article 6(1) GDPR (balancing of interests); this also applies to profiling based on this provision.*

*If you object, we will no longer process your personal data unless we can demonstrate compelling legitimate grounds for the processing which override your interests, rights and freedoms, or the processing serves to establish, exercise or defend legal claims.*

*Insofar as we process your personal data for the purpose of direct marketing, you have the right to object at any time to the processing of personal data concerning you for such purposes; this also applies to profiling insofar as it is related to such direct marketing.*

*If you object to processing for direct marketing purposes, we will no longer process your personal data for these purposes.*

You can contact us at any time to assert your data protection rights. To do so, please use the contact details of the controller mentioned above under point 2.

If you are of the opinion that the processing of your personal data infringes data protection law, you can also lodge a complaint with a supervisory authority, in particular in the EU Member State or federal state of your habitual residence, place of work or place of the alleged infringement you are complaining about.

## **4. Data processing on our website**

### **4.1. Provision of website**

#### **4.1.1. Purposes of data processing:**

We process your personal data to ensure the proper functioning of the website.

#### **4.1.2. Legal basis(es) for data processing:**

Data processing is based on Article 6(1) b) GDPR (contract performance / contract initiation) if a contractual relationship with you personally exists or is to be entered into. However, if you are acting on behalf of a third party, e.g. your employer, data processing is carried out on the basis of 6(1) f) GDPR (balancing of interests). The legitimate interests here are to provide you with the information you requested on our website.

#### **4.1.3. Storage period:**

We store your personal data for as long as necessary to deliver the website's content.

#### **4.1.4. Recipients:**

The following recipients/categories of recipients may access your data to the extent necessary in each case:

- hosting provider,



- internal departments,
- external service provider for technical support.

## **4.2. Security and statistics**

### **4.2.1. Purposes of data processing:**

We process log files generated on the webserver for statistical evaluations, optimizing the website, system security (fraud prevention) and error diagnosis.

### **4.2.2. Legal basis(es) for data processing:**

Data processing is carried out based on 6(1) f) GDPR (balancing of interests). The legitimate interests here are to analyse the usage and errors within our website.

### **4.2.3. Storage period:**

We store log files for as long as necessary to deliver the website's content.

### **4.2.4. Recipients:**

The following recipients/categories of recipients may access your data to the extent necessary in each case:

- hosting provider,
- internal departments,
- external service provider for technical support.

## **4.3. Cookies**

Please refer to our Cookie Center with regard to information about and your settings with regard to cookies on our website.

## **5. Data processing as a prospect / customer contact person**

### **5.1 Performance of contracts or implementation of pre-contractual measures**

#### **5.1.1. Purposes of data processing:**

We process your personal data for the performance of a contract concluded with you or a third party (e.g. your employer) or for the implementation of pre-contractual measures in the context of contract initiation. Depending on the respective concrete contractual relationship, this may include the following in detail:

- the preparation and processing of offers as well as order confirmation;
- the processing of concluded contracts, in particular provision of services, processing of the associated payments as well as accounting, invoicing and dunning;
- master data management in our ERP system;



- the support and service before, during and after the business relationship, including any communication with you, in particular answering enquiries about our products and services.

#### **5.1.2. Legal basis(es) for data processing:**

Data processing is based on Article 6(1) b) GDPR (contract performance/contract initiation) if a contractual relationship with you personally exists or is to be entered into. However, if you are acting on behalf of a third party, e.g. your employer, data processing is carried out on the basis of 6(1) f) GDPR (balancing of interests). The legitimate interests here are to process our contractual relationship with this third party.

#### **5.1.3. Storage period:**

We store your personal data for as long as is necessary for the purposes we pursue in preparing and executing a contract.

#### **5.1.4. Recipients:**

The following recipients/categories of recipients may access your data to the extent necessary in each case:

- responsible employees of our marketing/sales department,
- our management,
- service/support team,
- processors.

### **5.2 Fulfilment of legal obligations**

#### **5.2.1. Purpose(s) of data processing:**

We also process your personal data in order to comply with legal obligations to which we are subject. In this respect, the purposes of the processing result from the respective legal obligations.

#### **5.2.2. Legal basis(es) for data processing:**

The data processing is based on Art. 6(1) c) GDPR (legal obligation).

#### **5.2.4. Storage period:**

We store your personal data for as long as is necessary for the purposes we pursue in complying with a legal obligation.

#### **5.2.5. Recipients:**

The following recipients/categories of recipients may access your data to the extent necessary in each case:

- responsible employees,



- our management,
- processors,
- public and private bodies where legally required.

## **6. Third-country transfer**

In the context of the business relationship, a transfer of your personal data may occur to institutions whose place of business or location of the processing is not located within a Member State of the European Union or in another state party to the European Economic Area Agreement. In doing so, we ensure prior to the transfer that, outside of exceptional cases permitted by statutory law, the recipient possesses an appropriate level of data protection (e.g. by an adequacy decision of the European Commission) and/or you have given your explicit consent. You can obtain an overview of the recipients in third countries and a copy of the actually agreed-upon rules for ensuring an appropriate level of data protection. Please use the data provided in point 2.

## **7. Updating and changing this privacy policy**

This privacy policy is dated June 2024.

Due to the further development of our website, products, and services or changed legal or official requirements, this privacy policy may need to be changed from time to time. Please always check our website for the current version.