



**HIRSCHMANN  
AUTOMOTIVE**

## **PRIVACY POLICY FOR COMPETITIONS**

### **1. GENERAL**

Hirschmann Automotive GmbH, Oberer Paspelsweg 6-8, 6830 Rankweil, Austria, Tel: +43 5522-307-0, E-Mail: [info@hirschmann-automotive.com](mailto:info@hirschmann-automotive.com) ("**HIRSCHMANN**", "**we**", "**us**") is committed to protecting personal data. HIRSCHMANN AUTOMOTIVE therefore observes the applicable legal provisions on the protection, lawful handling and confidentiality of personal data, as well as on data security.

Below, you can find out what information HIRSCHMANN AUTOMOTIVE may collect, process and uses when you participate in our competition.

Personal data is always processed on the basis of the applicable legal provisions, in particular the Austrian Federal Act on the Protection of Personal Data (Data Protection Act ("**DSG**")) and the EU General Data Protection Regulation ("**GDPR**").

### **2. WHO IS THE DATA CONTROLLER IN THE MEANING OF DATA PROTECTION LAW?**

The data controller in the meaning of data protection law is Hirschmann Automotive GmbH, Oberer Paspelsweg 6-8, 6830 Rankweil, Austria, Tel: +43 5522 307-0, E-Mail: [data.protection@hirschmann-automotive.com](mailto:data.protection@hirschmann-automotive.com)

### **3. IS THERE A DATA PROTECTION OFFICER?**

No, we have not appointed a data protection officer, as we are not legally required to do so.

### **4. WHAT PERSONAL DATA DO WE PROCESS FOR WHAT PURPOSE AND ON WHICH LEGAL BASIS?**

We only process the personal data voluntarily provided to us by the participant as part of the participation in the competition (usually in particular name and contact details). In case of competitions on social media channels (in particular Facebook or Instagram), we also process the respective profile name of the participant and, if applicable, the comment left by the participant. We may ask winners for their postal address or e-mail address in order to be able to send them the prize.

The purpose of the data processing is the execution of the respective competition. We therefore process personal data of the participants only for the implementation and processing of the competition, to check the legitimacy of the participation, to determine the winner, to notify the winner and to transmit the prize.

The legal basis for the processing of personal data in the context of our competitions is therefore Art 6 para 1 lit b GDPR (implementation of pre-contractual measures or fulfillment of a contract).

If competitions are carried out on social media channels, we may also process further personal data of the participants (such as data about the interaction with our post). All details on this data processing, which is carried out by the operators of the platforms, can be found in the corresponding privacy policy of the respective operator of the social media channel.



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## **5. WHERE DOES THE PERSONAL DATA COME FROM?**

The personal data we process within our competitions is generally obtained from the participant himself/herself or is obtained in the course of executing the competition.

## **6. TO WHOM IS PERSONAL DATA DISCLOSED?**

Within our company, only those persons have access to personal data in the context of our competitions who absolutely need this data.

Personal data is only transferred to recipients outside our company if we are legally entitled or obliged to do so. Under these conditions, external recipients of personal data may be, for example, shipping service providers for the purpose of sending the prize, authorities, courts, consultants, experts or legal representatives.

In addition, we transfer personal data to the necessary extent to external service providers (so-called data processors) who process the data on our behalf on the basis of separate contractual agreements. These external service providers include, for example, IT service providers or software providers.

## **7. IS DATA TRANSFERRED TO RECIPIENTS OUTSIDE THE EU?**

If the respective competition is executed via social media channels, data is generally also transferred to recipients outside the EU.

Processing of your data in a third country outside the European Union (EU), respectively the European Economic Area (EEA) or when using services of third parties is only carried out where it is necessary for the performance of our (pre)contractual obligations, on the basis of your consent, due to a legal obligation or on the basis of legitimate interests.

We have implemented suitable and appropriate guarantees to develop a way of transmission of your data to the respective third country compliant with data protection (eg. by concluding so-called "EU-Standard Contractual Clauses"). Upon your request we can transmit a copy of those suitable guarantees to you, provided that we process or let your data be processed in third countries.

## **8. HOW LONG ARE PERSONAL DATA STORED?**

We store your personal data only as long as it is necessary for the purposes for which it is processed. In addition, we may be obliged to store your data for a longer period due to corresponding statutory retention periods.

Specifically, we store your data in connection with competitions for a period of 3 months after the conclusion of the competition. We have to store personal data of winners for up to 7 years due to legal retention obligations.

Insofar as the respective competition is executed via social media channels, the corresponding post including comments will generally not be deleted. However, each participant is free to delete his or her own comment or to assert his or her data protection rights.

In addition, we store your personal data beyond the aforementioned periods for as long as legal claims can be asserted from the relationship between you and us and only if proceedings are concretely emerging, or until final clarification of a concrete incident or legal dispute. This longer retention is based on legitimate interests in the assertion, clarification and defense of legal claims.



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#### 9. IS THE DATA SUBJECT TO AUTOMATED DECISION-MAKING?

No, we do not perform any automated decision-making or profiling.

#### 10. IS THE PROVISION OF PERSONAL DATA REQUIRED BY LAW OR CONTRACT?

No, the user is under no legal or contractual obligation to provide us with personal data.

However, participation in the competition is only possible if the participant provides us with the required data, otherwise no contact can be made in the context of the winner notification.

#### 11. WHICH RIGHTS DO DATA SUBJECTS HAVE?

The data subject has a right of **access** to the personal data processed by us. In addition, the data subject has a right to **rectification** if the data processed by us is incomplete or incorrect. In addition, the data subject has - if the legal requirements are met - a right to **erasure** of his or her personal data and a right to **restriction** of processing. In addition, the data subject has a right to **data portability**. Insofar as the processing of personal data is carried out for the protection of legitimate interests, the data subject also has the right to **object** to the processing of such data on grounds relating to his or her particular situation.

In addition, the data subject has the **right to lodge a complaint** with the (Austrian) data protection authority if he or she believes that the processing of his or her personal data is not carried out lawfully.

If the processing of personal data is based on consent, the data subject also has the right to **revoke his or her consent at any time**.

To safeguard these rights, the data subject is welcome to contact us at any time at [data.protection@hirschmann-automotive.com](mailto:data.protection@hirschmann-automotive.com).

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