

Privacy Policy for Business Partners

This privacy policy applies to the following companies: Telefónica Germany GmbH & Co. OHG, Telefónica Germany Retail GmbH, TGCS Hamburg GmbH, TGCS Bremen GmbH, TGCS Rostock GmbH, TGCS Nürnberg GmbH, Ortel Mobile GmbH, Ay Yildiz Communications GmbH, E-Plus Service GmbH, TCFS Potsdam GmbH, Telefónica Germany Business Sales GmbH.

In the following, we inform you about the processing of your data in connection with our business relationship and about the rights to which you are entitled under the data protection laws. This privacy policy does not have any regulatory character, it serves solely your information.

This privacy policy intends to provide information on the processing of personal data of

- our business partners and their subcontractors, if they are natural persons (see section 2), and
- employees and similarly affiliated persons of business partners and subcontractors whose data are processed by us during the collaboration with our business partner.

The data of these groups of people is processed in a different way in some cases. We inform you about the different data processing activities at the relevant points in this privacy policy. Without explicit reference, the information applies to all the above-mentioned groups of people.

As our direct business partner, please forward the content of this privacy policy to the relevant persons for their information.

1. Contact details Controller and Data Protection Officer

The Controller is the respective company with which the respective business partner conducts the business relationship. The contact details of the companies responsible and the data protection officers can be found in the attached **annex**.

2. Personal data

Personal data is any information relating to an identified or identifiable natural person (hereinafter "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, to an identification number such as a user number, or to one or more particular characteristics.

Within the scope of the business relationship, we process, among others, the following personal data: First name and surname, job-related information such as job title and business contact data.

3. Purpose and legal basis of processing personal data

We process personal data within the framework of data protection law.

3.1. Contract performance and pre-contractual measures (Art. 6 para. 1 b) GDPR)

As our **business partner**, we process your personal data to conclude a contract with you, to fulfill an already concluded contract or to terminate it. This also includes data processing in connection with tenders for purchase orders.

3.2. Preserving legitimate interests (Art. 6 para. 1 f) GDPR)

We process your personal data if this is necessary to preserve our interests or the interests of third parties and if your interests do not override ours.

We process personal data to preserve the following legitimate interests:

- Determination of default risks (e.g. credit assessment, fraud prevention)
- Collection, sale or repurchase of outstanding receivables (e.g. debt collection procedures)
- Decision on entering or changing business relationships (e.g. comparison with sanctions lists)
- Identifying risks in relation to sustainability criteria
- Preventing and investigating criminal offenses and misuse
- Averting damage to our IT systems
- Securing legal claims and defense in legal disputes
- Financial planning (e.g. liquidity planning)
- Control, quality assurance and improvement of our business processes and IT systems (e.g. through business analyses for strategic alignment).

As a **subcontractor of our business partner or an employee or similarly affiliated person of our business partner or subcontractor**, we process your data to handle the purchasing process and fulfill the purchasing contracts with our business partner.

3.3. Compliance with a legal obligation (Art. 6 para. 1 c) GDPR)

We are subject to various legal requirements that may result in an obligation to process personal data: under commercial, corporate, competition and tax laws, data protection laws, and other general legal obligations (e.g., obligations to provide proof) or administrative orders.

4. Recipients of personal data

We use service providers who support us in data processing within the framework of commissioned data processing (service providers for the following services: IT operations, provision of the purchasing platform, purchasing process management and archiving of purchasing contracts). These service providers are subject to strict contractual agreements, including confidentiality.

On a contractual basis, recipients outside our company who do not work for us within the framework of commissioned data processing also process your personal data to the necessary extent:

- Banks, e.g., for the execution of bank transfers
- Tax advisors/auditors, to ensure and verify accounting and legal requirements (e.g., tax requirements)
- Lawyers, for the purpose of representing and enforcing our legal interests
- Trade credit insurers, for the purpose of securing deliveries of goods to retailers and avoiding payment defaults
- Credit agencies (Verband der Vereine Creditreform e. V., Hammfelddamm 13, 41460 Neuss and INFORMA D&B, S.A.U. (S.M.E.), AVENIDA DE LA INDUSTRIA 32, 28108, ALCOBENDAS, Madrid, Spain), e.g., to determine default risks if you are our **business partner**
- Business partners, if you are a **subcontractor** of the respective business partner or **an employee or similarly affiliated person** of the business partner or subcontractor.

These recipients are also obliged to comply with data protection regulations based on legal or professional obligations or contractual agreements.

In particular cases, we are legally obligated to transmit personal data to authorities (e.g., information requests from investigative authorities) or natural/legal persons (e.g., for the assertion of claims).

5. Processing data in third countries

We generally process your personal data only in Germany and in the European Union.

Personal data is processed outside the European Union (so-called third countries) if an "adequacy decision" of the European Commission (Art. 45 GDPR) exists for this third country, or "appropriate safeguards" in particular Standard Contractual Clauses (Art. 46 GDPR) or "binding corporate rules" (Art. 47 GDPR) are in place at the data recipient. If necessary, additional measures are agreed with the recipient in the third country. General information on the adequacy decisions can be found at https://commission.europa.eu/law/law-topic/data-protection/international-dimension-data-protection_en. For further information, you can contact the data controller (see annex).

Otherwise, your personal data will be processed in third countries insofar as it is necessary for the fulfillment of the contract with the business partner, if you gave your consent, or if there is a legal obligation.

6. Deletion of personal data

We generally delete or anonymize personal data when it is no longer required (see purposes above), unless we are obligated to retain it for a longer period due to legal requirements (e.g., commercial or tax law requirements). In these cases, we delete the data upon expiration of these legal periods (usually after 6-10 years).

7. Provision of personal data

In certain cases, it is necessary for the execution of the contract concluded between us and the business partner that you provide us with certain data. You will be expressly asked for this data. Without the provision of this data, the execution of the contract is not possible.

8. Source of personal data

We do not only process personal data that we receive directly from you during the registration in the Supplier Portal.

If you are our **business partner**, we receive some personal data from other business partners who seek to make a joint purchase or play an important role in the fulfillment of the supply relationship. We receive creditworthiness data (e.g., score values) from credit agencies.

If you are a **subcontractor of our business partner or an employee or similarly affiliated person of our business partner or subcontractor**, we receive your data from our business partner.

9. Your rights

As a data subject within the definition of the GDPR, you generally have the following rights:

- You have the right of access to your processed data (Art. 15 GDPR).
- You have the right to have inaccurate personal data rectified or incomplete data completed (Art. 16 GDPR).
- You have the right to have your personal data erased under certain legal conditions (Art. 17 GDPR).
- You have the right to restrict the processing under certain legal conditions (Art. 18 GDPR).

- You have the right to receive or transfer the personal data concerning you under certain legal conditions (Art. 20 GDPR).
- You have the right to revoke the consent you have given to the processing of your personal data at any time with effect for the future. The lawfulness of the processing carried out based on the consent until the revocation remains unaffected by the revocation. We will inform you how to declare the revocation when asking for your consent.
- You have a right to object under certain legal conditions. We will inform you about this in the following section of this privacy policy.

To exercise your right to access your processed data, you can use our form <https://meine-daten.telefonica.de/>. You can address inquiries regarding the other rights listed as well as other questions on data protection by using the following form: <https://www.telefonica.de/datenschutz-kontakt>.

Alternatively, you can contact us with your request in writing:

Telefónica Germany GmbH & Co. OHG, Abt. Datenschutz, Georg-Brauchle-Ring 50, 80992 München

In addition, you have the right to file a complaint with a supervisory authority (Art. 77 GDPR). You can contact the data protection supervisory authority for this purpose.

10. Your right to object (Art. 21 GDPR)

You have the right to object at any time, on grounds relating to your particular situation, to the processing of your personal data which is carried out based on Art. 6 para. 1 f) GDPR. We will then no longer process this personal data for these purposes unless we can demonstrate compelling legitimate grounds for the processing which override your interests, rights and freedoms, or the processing serves the establishment, exercise or defense of legal claims.

You can submit your objection under <https://www.telefonica.de/datenschutz-kontakt> or in writing (Telefónica Germany GmbH & Co. OHG, Abt. Datenschutz, Georg-Brauchle-Ring 50, 80992 München).

11. Modifications to this privacy policy

Since legislative changes or changes to our internal processes may make it necessary to adapt this privacy policy, which we reserve the right to do accordingly, you can access the current version of the privacy policy at <https://www.telefonica.de/unternehmen/datenschutz/datenschutz-fuer-lieferanten.html>.

V2.1

Annex:
Contact details of the companies and data protection officers

Controller	Data Protection Officer
Telefónica Germany GmbH & Co. OHG	
Telefónica Germany GmbH & Co. OHG Georg-Brauchle-Ring 50, 80992 München Encrypted contact form: https://www.telefonica.de/datenschutz-kontakt	Telefónica Germany GmbH & Co. OHG Data Protection Officer Georg-Brauchle-Ring 50, 80992 München Encrypted contact form: https://www.telefonica.de/datenschutz-kontakt
Telefónica Germany Retail GmbH	
Telefónica Germany Retail GmbH E-Plus-Straße 1, 40472 Düsseldorf Encrypted contact form: https://www.telefonica.de/datenschutz-kontakt	Telefónica Germany Retail GmbH Data Protection Officer E-Plus-Straße 1, 40472 Düsseldorf Encrypted contact form: https://www.telefonica.de/datenschutz-kontakt
TGCS Hamburg GmbH	
TGCS Hamburg GmbH Überseering 33a, 22297 Hamburg Encrypted contact form: https://www.telefonica.de/datenschutz-kontakt	TGCS Hamburg GmbH Data Protection Officer Überseering 33a, 22297 Hamburg Encrypted contact form: https://www.telefonica.de/datenschutz-kontakt
TGCS Bremen GmbH	
TGCS Bremen GmbH Linzer Straße 9, 28359 Bremen Encrypted contact form: https://www.telefonica.de/datenschutz-kontakt	TGCS Bremen GmbH Data Protection Officer Linzer Straße 9, 28359 Bremen Encrypted contact form: https://www.telefonica.de/datenschutz-kontakt
TGCS Rostock GmbH	
TGCS Rostock GmbH Loggerweg 5, 18055 Rostock Encrypted contact form: https://www.telefonica.de/datenschutz-kontakt	TGCS Rostock GmbH Data Protection Officer Loggerweg 5, 18055 Rostock Encrypted contact form: https://www.telefonica.de/datenschutz-kontakt
TGCS Nürnberg	

<p>TGCS Nürnberg GmbH Südwestpark 38, 90449 Nürnberg</p> <p>Encrypted contact form: https://www.telefonica.de/datenschutz-kontakt</p>	<p>TGCS Nürnberg GmbH Data Protection Officer Südwestpark 38, 90449 Nürnberg</p> <p>Encrypted contact form: https://www.telefonica.de/datenschutz-kontakt</p>
<p>Ortel Mobile GmbH</p>	
<p>Ortel Mobile GmbH E-Plus-Straße 1, 40472 Düsseldorf</p> <p>Encrypted contact form: https://www.telefonica.de/datenschutz-kontakt</p>	<p>Ortel Mobile GmbH Data Protection Officer E-Plus-Straße 1, 40472 Düsseldorf</p> <p>Encrypted contact form: https://www.telefonica.de/datenschutz-kontakt</p>
<p>Ay Yildiz Communications GmbH</p>	
<p>Ay Yildiz Communications GmbH E-Plus-Straße 1, 40472 Düsseldorf</p> <p>Encrypted contact form: https://www.telefonica.de/datenschutz-kontakt</p>	<p>Ay Yildiz Communications GmbH Data Protection Officer E-Plus-Straße 1, 40472 Düsseldorf</p> <p>Encrypted contact form: https://www.telefonica.de/datenschutz-kontakt</p>
<p>E-Plus Service GmbH</p>	
<p>E-Plus Service GmbH E-Plus-Straße 1, 40472 Düsseldorf</p> <p>Encrypted contact form: https://www.telefonica.de/datenschutz-kontakt</p>	<p>E-Plus Service GmbH Data Protection Officer E-Plus-Straße 1, 40472 Düsseldorf</p> <p>Encrypted contact form: https://www.telefonica.de/datenschutz-kontakt</p>
<p>TCFS Potsdam GmbH</p>	
<p>TCFS Potsdam GmbH Edisonallee 1, 14473 Potsdam</p> <p>Encrypted contact form: https://www.telefonica.de/datenschutz-kontakt</p>	<p>TCFS Potsdam GmbH Data Protection Officer Edisonallee 1, 14473 Potsdam</p> <p>Encrypted contact form: https://www.telefonica.de/datenschutz-kontakt</p>
<p>Telefónica Germany Business Sales GmbH</p>	
<p>Telefónica Germany Business Sales GmbH E-Plus-Straße 1, 40472 Düsseldorf</p> <p>Encrypted contact form: https://www.telefonica.de/datenschutz-kontakt</p>	<p>Telefónica Germany Business Sales GmbH Data Protection Officer E-Plus-Straße 1, 40472 Düsseldorf</p> <p>Encrypted contact form: https://www.telefonica.de/datenschutz-kontakt</p>