

Data privacy statement for the Frida-App

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We are delighted at the interest you have shown in our company. Data privacy has particularly high importance for Wurm GmbH und Co. KG Electronic Systems. With this data protection declaration, our company would like to inform the public about the type, scope, and purpose of the personal data which is collected, used and processed by us. This data protection declaration also explains what your related rights are. If we need to process personal data and there is no legal basis for this in a particular case, we always ask for your consent first.

This data protection declaration applies to the Frida-App of Wurm GmbH & Co. KG Electronic Systems. We also meet our information obligations as defined in the EU General Data Protection Regulation (GDPR)

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Responsible body

*Wurm GmbH & Co. KG
Electronic Systems
Morsbachtalstrasse 30
D-42857 Remscheid
Phone: +49 (0) 2191 - 8847 300
Email: info@wurm.de*

Name and address of the data protection officer

Wurm GmbH & Co. KG has appointed an external data protection officer:

*Mr. Arndt Halbach of GINDAT GmbH
Wetterauer Str. 6, 42897 Remscheid
Email: datenschutz@wurm.de*

Processing of personal data

The subject matter of this declaration is the collection, processing and usage ("Use") of personal data ("Data") in the Security Center of Wurm GmbH & Co. KG Electronic Systems from users of the Frida-App.

The administration of the users is carried out either by employees of the company Wurm (after release by the operator) or by contact persons of the service companies created by them. This administration is done via a web access to the Security Center.

All processing of personal data concerning the app "Frida" and the Security Center for e.g. the creation and use of the accounts are described in the corresponding data protection information (<https://trust.wurm.de/Account/DataPrivacy>).

Only the other data protection items of the app "Frida" are described here.

The data collected and processed by us when using the Frida-App can generally be divided into the following categories:

- *Contact information such as name, address, telephone number, email address, title, place of work, company affiliation, etc.*
- *Profile information if you create a profile or account with us, including username and password*
- *Technical information such as technical data on use and display, including IP addresses, when you visit our websites or applications, also on third-party websites*
- *Transaction information via interactive elements such as setpoint adjustments or acknowledgments*

The use of the Frida-App is only possible by activating the device via OneID after appropriate commissioning (Process and data protection information see above in the link to the Security Center.)

During the license check and when using all features of the app, that require communication with the Wurm-server, a unique identifier of the mobile device is transmitted to the server, by which this can be assigned to the respective user.

When locally stored log files on the mobile device sending to Wurm, data are submitted that may indicate the user's activity within the app. This is necessary to be able to evaluate the information about problems that have occurred.

If you get in contact with Wurm GmbH & Co. KG Electronic Systems by email, please note that we use the STARTTLS encryption process. If your server supports this encryption process, this will ensure secure communication between our email server and yours. Otherwise the data will usually be sent unencrypted. In this case, the confidentiality of the transferred information cannot be guaranteed. We have no control over the path taken by your email over the public internet to our company and cannot therefore guarantee the security of your data. Once your email has reached our email server, we protect your data with highly technical and organisational measures.

Transmission of data to third parties

Wurm GmbH & Co. KG Electronic Systems will not as a matter of principle transmit your personal data to third parties outside the company network, unless:

- *transmission is necessary for the purpose of carrying out or billing services, if the service involves making use of the products or services of an independent partner company or if the data is needed for the purpose of carrying out the service for a partner company (if you are not advised otherwise, such vicarious agents are only authorized to use the data that is absolutely necessary for this service); an automatic email is generated and sent to the relevant sales partner for the billing (personal user contract).*

- *for sending SMS we use the service of Esendex.*
- *you have given your consent to transmit the information, or prosecuting authorities or courts demand information based on applicable laws for the purpose of prosecution.*
- *in order to carry out the processing and handling process, if we have to make use of service providers in order to process the contract data, the contractual relations are regulated as stipulated by Art. 28 GDPR, which contains the legally required points relating to data privacy and data protection.*

In case of a system-goods-damage caused by a Frida setpoint adjustment, in certain circumstances, the name of the user's company may be passed on to the responsible operator.

Note concerning the use of location information

Some functions in the Frida app require the location information of your mobile device. It is possible to deactivate this access and prevent the data transfer. However, we point out that in this case you will not be able to use the corresponding functions.

The list of functions includes: the search for the projects in your vicinity and, under certain circumstances, the release to adjust setpoints.

Notes concerning the use of push services

Within the Frida- App you have the possibility to switch on the use of push services for quick messages to your mobile phone.

We point out that these push messages (without personal reference) are transmitted via servers of the companies Apple or Google. A corresponding app identifier that enables the sending of these push messages is stored in the Wurm security center and assigned to your mobile device.

Note concerning the security and confidentiality of personal data

We guarantee the confidentiality and security of your personal data as follows

- *we only use your personal data for fulfilling the purpose described here,*
- *we have obligated our employees to duties of confidentiality,*
- *our security provisions correspond to the current state of the art to an appropriate extent,*
- *our systems are checked regularly for security so that we can effectively protect data retained by us from any damage, loss and access,*
- *and our data protection officer ensures compliance with the "data privacy statement".*

Legal basis for the processing of personal data

- *Legal basis for the temporary storage of data (log files) when using the app is Art. 6 S. 1(f) GDPR*
- *To the extent that we consent to the processing of personal data the legal basis is Art. 6 1(a) GDPR.*
- *In the context of the use of our online services or the online portal, the processing of personal data serves the fulfillment of a contract or precontractual measures pursuant to Art. 6, S. 1(b) GDPR. This also applies to the case of passing on to third parties, which are involved in the context of the fulfillment of the contract.*

Your rights

According to Art. 15-21 GDPR you can claim the following rights in relation to the personal data processed by us.

The right to access your personal information

You are entitled to information about the personal data concerning you that are processed by us.

The right to rectification

You may request the correction of incomplete or incorrectly processed personal data.

The right to erasure

You are entitled to have personal data concerning you deleted, especially if one of the following reasons applies:

- *Your personal information is no longer necessary for the purposes for which it was collected or otherwise processed.*
- *You revoke your consent to the processing of your data.*
- *You have asserted a right to object to the processing.*
- *Your data was processed unlawfully.*

The right to erasure does not exist, however, if it is in conflict with the legitimate interests of the responsible person. This can be, for example, if:

- *personal data are required to assert, exercise or defend legal claims.*
- *deletion is not possible due to storage requirements*

However, if data cannot be deleted, there may be a right to restrict processing (see below).

Right to restriction of processing

You have the right to require us to restrict the processing of your personal data if

- *you deny the accuracy of the data and we therefore check its accuracy*
- *the processing is unlawful and you refuse deletion and instead demand the restriction of use*
- *we no longer need the data, but you need them to assert, exercise or defend your rights.*
- *you have objected to the processing of your data, and it is not yet clear whether our legitimate*

Right to data portability

You have the right to receive the personal information that you have provided us in a structured, common and machine-readable format and you have the right to transfer this data to another person without hindrance from us, provided the processing is based on your consent or a contract and processing is done by us using automated procedures.

Withdrawal

The data subject shall have the right, at any time, to object to the processing of personal data relating to him or her under Art.6, S. 1(e) or 1(f) for reasons arising out of their particular situation; this also applies to a profiling based on these provisions. If the processing of your personal data is based on a consent, you have the right to revoke this consent at any time.

Standard deadlines for the deletion of the data

Insofar as a statutory retention provision does not exist, the data will be automatically deleted or destroyed if they are no longer necessary for achieving the purpose of the data processing including billing (cf. regulations regarding cookies). There is a legal retention period for data with tax relevance, which is usually 10 years; other data according to commercial regulations (business letters) are usually kept for 6 years. Finally, the storage period can also be based on the statutory limitation periods, which may usually be three years, for example, according to §§ 195 ff. of the German Civil Code (BGB), but also up to thirty years in some cases.

Right of appeal to a supervisory authority

Each data subject has a right of appeal to a supervisory authority under Article 77 GDPR if they consider that the processing of personal data concerning them infringes the GDPR.

The supervisory authority responsible for us is:

*Landesbeauftragte für den Datenschutz und die Informationsfreiheit Nordrhein-Westfalen
Kavalleriestr. 2 - 4
40213 Düsseldorf*

Note on changes and updates

Inasmuch as we roll out new products or services, modify internet procedures or if internet and IT security technology are enhanced, we reserve the right to update the data privacy statement. Any changes will be published here. For that reason, please access this website regularly to obtain information on the current status of the data privacy statement.