

PRIVACY POLICY

This website is operated by TANN Holding GmbH (company registration number 303884v), hereinafter referred to as 'we', 'us' and 'Tann', with its registered office at Fabrikstraße 48a, 4050 Traun. In this privacy policy, we, as the data controller within the meaning of Article 4(7) of the GDPR, describe what data we collect when you visit our website and for what purpose we process it. We also inform you about how we generally process data relating to our customers, suppliers and prospective customers, and finally explain what rights and safeguards we provide in the course of data processing. Please refer to section 10 of this privacy policy for all relevant contact details.

As the protection of your personal data is of particular importance to us, we strictly comply with the statutory requirements of the Austrian Data Protection Act (Datenschutzgesetz – DSG) and the GDPR when collecting and processing your personal data.

Below, we provide detailed information on the scope and purpose of our data processing, as well as your rights as a data subject. Please therefore read our privacy policy carefully before continuing to use our website and, where applicable, giving your consent to data processing.

1. Personal data

In principle, it is possible to use our website without providing any personal data. However, different rules may apply to the use of individual services, in which case we will draw your attention to them separately.

Apart from the cookies described in more detail below, we therefore generally only collect and store data that you yourself provide to us by entering it into our input fields or by actively interacting with our website in any other way.

Personal data is any information relating to an identified or identifiable natural person. This includes, for example, your name, address, telephone number or date of birth, as well as your IP address or geolocation data that allows you to be identified.

2. Use of cookies

a. If you use our website solely for information purposes – that is, if you do not register for a service or otherwise provide us with information (for example, via a contact form) – we only collect the (personal) data that your browser transmits to our server. Therefore, when you visit our website, we collect the data listed below, which is technically necessary for us to display the website to you and to ensure its stability and security in accordance with Article 6(1)(f) of the GDPR:

- IP address
- Date and time of the request
- Time zone difference from Greenwich Mean Time (GMT)

- Content of the request
- Access status / HTTP status code
- Amount of data transferred in each instance
- Website from which the request originates
- Browser used
- Operating system and its user interface
- Language and version of the browser software

However, this data is not processed for any purpose other than the display of our website.

b. In addition to the data mentioned above, first-party and third-party cookies are stored on your computer when you use our website; these are small text files that are stored on your hard drive and associated with the browser you are using. The entity that sets a cookie (either us or an explicitly named third party) thereby receives certain information.

We require these cookies, on the one hand, to recognise you as a user of the website and, on the other hand, to be able to track the use of our services. Finally, we may use cookies for marketing purposes to analyse your usage behaviour and, where appropriate, to send you targeted advertising.

c. A basic distinction can be made between first-party cookies, third-party cookies and third-party requests.

- First-party cookies

First-party cookies are stored in your browser by us or by our website itself in order to offer you the best possible user experience. These are primarily functional cookies, such as shopping basket cookies. We may also use cookies to identify you for subsequent visits if you have an account with us – otherwise, you will need to log in again on each visit.

- Third-Party Cookies

Third-party cookies are stored in your browser by a third-party provider. These are mostly tracking or marketing tools which, on the one hand, analyse your user behaviour and, on the other, enable the third-party provider to recognise you on other websites you visit. Retargeting, for example, is fundamentally based on the functionality of such cookies.

- Third-Party Requests

Third-party requests are all enquiries that you, as a site user, make to third parties via our site – for example, when you interact with social media plugins or use a payment provider's service. In this case, although no cookies are stored in your browser, it cannot be ruled out that personal data may be sent to these third-party providers as a result of the interaction. For this reason, we also provide detailed information in our privacy policy about the tools and applications we use.

d. To provide you with comprehensive information about the cookies we use, we have designed a cookie banner in accordance with the judgement of the Court of Justice of the European Union of 1

October 2019, C-673/17 (Planet 49), as well as other relevant rulings, which is displayed when you first visit our website. This cookie banner lists all the cookies used, including their function, storage duration and origin. We will only store some or all of these cookies if you consent to their use; an exception to this are technically strictly necessary cookies, without which our website could not be displayed correctly.

e. You may change your browser settings at any time so that, for example, you can refuse to accept third-party cookies or all cookies. In this case, however, we must point out that you may no longer be able to use all the features of our website.

3. Collection and processing of personal data

a. Website

Personal data going beyond the information stored by cookies is processed by us in connection with the operation of our website only if you provide it to us voluntarily, for example when you register with us, enter into a contractual relationship with us or otherwise contact us. This relates exclusively to contact details and information regarding the matters for which you contact us.

We use the personal data you provide exclusively to the extent as is necessary to fulfil the respective purpose of the processing (e.g. registration, sending newsletters, processing an order, sending information material and advertising, organising a prize draw, answering a question, enabling access to certain information) and where this is permitted by law (in particular pursuant to Article 6 or Article 9 of the GDPR) (e.g. sending advertising and information material to existing customers in accordance with Article 6(1)(f) of the GDPR).

The purpose of processing your data is to operate our website and to provide company-specific information in a targeted manner, including the presentation of our range of goods and services (marketing).

Any further use of your data will only take place to the extent that you have previously given your express consent, we require your data to fulfil a contract concluded with you, or we are obliged to retain it under a statutory provision.

You may withdraw any consent you have given at any time with future effect, as explained in more detail below.

b. Contract Performance, Marketing and Other Purpose

In general, we use the personal data of our customers, suppliers and other contractual and business partners – e.g. contact persons, their contact details and marketing-related information – for the purposes of contract fulfilment and in accordance with statutory retention obligations (e.g. accounting), and also on the basis of a legitimate interest, such as for marketing and customer service purposes.

In addition, we collect personal data from prospective customers (e.g. contact persons, their contact details and marketing-related information) in the course of our business development and sales activities. We are constantly on the lookout for potential contractual partners online, at trade fairs

and at other events, and maintain a marketing database for this purpose to enable targeted advertising for our products and services. We carry out all the measures listed here in our legitimate interest for marketing purposes in accordance with Article 6(1)(f) of the GDPR in conjunction with Recital 47, for a period of three years from the end of a contractual relationship (customers & suppliers) or from our initial (unsuccessful) attempt to make contact (prospective customers), unless the data subject has given their express consent beyond this period.

If we do not collect personal data for marketing purposes directly from the data subject themselves, we shall also inform the data subject, in accordance with Article 14 of the GDPR, upon initial contact, of the source from which we have obtained their data.

For tax and administrative reasons, we have established various companies in Austria and abroad, with which we jointly process personal data, partly as joint controllers within the meaning of Article 26 GDPR and partly within controller-processor relationships within the meaning of Article 28 GDPR. One example of this is the joint marketing database.

A full list of our affiliated companies can be found at www.tann-group.com. Where, in the context of an ongoing business relationship or following an explicit enquiry from a prospective customer, we are required to provide products and services offered by other companies affiliated with us, we will, on the basis of a legitimate interest, disclose the prospective customer's personal data for marketing purposes to those affiliated companies which offer the products and services of interest to the individual concerned.

c. Recruitment

We collect data from applicants for job vacancies with us for the purpose of establishing a potential employment relationship (Article 6(1)(b) of the GDPR) or, where applicable, on the basis of explicit consent for record-keeping purposes.

4. Retention period

We generally store data that you have provided to us exclusively for customer service, marketing or information purposes until three years have elapsed since our last contact. However, if you so wish, we will also delete your data before the expiry of this period, provided there is no legal obstacle preventing us from doing so.

In the event of contract negotiations or the conclusion of a contract, we process your personal data, following the complete fulfilment of the contract, until the expiry of the warranty, guarantee, limitation and statutory retention periods applicable to us, and beyond that until the resolution of any legal disputes in which the data is required as evidence.

Any data you may provide to us as part of a recruitment process will be retained for a period of 6 months only, without the need for separate consent.

Where retention is required by law, we will comply with the period specified therein. Where we process your personal data – for example, on the basis of a legitimate interest – for purposes other than those set out in this privacy policy, we will inform you of this separately before commencing such processing.

5. Data transfer

a. General

As a general rule, your data will not be transferred to third parties unless we are legally obliged to do so, the transfer is necessary for the performance of a contractual relationship concluded between us, or you have previously given your express consent to the transfer of your data.

External processors or other business partners will only receive your data to the extent that this is necessary for the performance of the contract, where we have a legitimate interest in doing so – which we will always disclose separately where applicable – or where this is required by specific regulations, with your consent.

We do not sell your personal data to third parties or market it in any other way. Where our contractual partners or processors are based in a third country, i.e. a country outside the European Economic Area (EEA), we will inform you of the implications of this in the description of the service.

Where one of our processors processes your personal data, we ensure that they comply with data protection legislation in the same way as we do.

b. Data transfers to the USA?

We occasionally offer certain services in the course of which data is or may be transferred to the USA. The transfer of data to the USA has consistently given rise to legal challenges in recent years. There are several legal bases for a lawful transfer of data to the USA, although we generally rely on two different legal bases:

- Data transfer based on the existence of an adequacy decision

On 10 July 2023, the European Commission adopted a new adequacy decision pursuant to Article 45 of the GDPR for the USA – namely the EU-US Data Privacy Framework.

However, this adequacy decision applies only to those data importers in the USA who are registered on the Data Privacy Framework List (<https://www.dataprivacyframework.gov/s/participant-search>).

For each of our service providers that is to receive personal data in the US as a data importer, we check whether they are registered on the Data Privacy Framework List. Where this is the case, this is stated in our privacy policy for the relevant service provider.

The European Commission's press release on the EU-US Data Privacy Framework can be found at: https://ec.europa.eu/commission/presscorner/detail/en/ip_23_3721.

- Consent

However, if a data importer is not registered on the Data Privacy Framework List – and provided there is no other legal basis, such as the fulfilment of contractual obligations – you must consent to the use of your data collected via these services, including, where applicable, in the US (Article

49(1)(a) of the GDPR).

This is because we are currently unable to assess how case law will develop as a result of the EU-US Data Privacy Framework. Depending on the service, we obtain this consent via our cookie banner or separately through a corresponding declaration of consent immediately before you use a service offered.

Your consent is required because, in accordance with the most recent decisions by regulatory authorities and courts, as well as the case law of the Court of Justice of the European Union, the US is not recognised as providing an adequate level of data protection when processing personal data (C-311/18, Schrems II). In particular, these regulatory and judicial decisions highlight critically that access by US authorities under Section 702 FISA is not comprehensively restricted by law, does not require authorisation by an independent body, and that no relevant legal remedies are available to data subjects in the event of such interventions.

Apart from the contracts concluded with US service providers, we have no direct influence over access by US authorities to personal data that is transferred to service providers in the US when these services are used. Although we assume that our service providers take the necessary steps, in accordance with the contractual agreements made with us, to ensure the promised level of protection, access by US authorities to data processed in the US is nevertheless conceivable.

We therefore ask for your consent to the processing of data in the USA before you use such services. We will indicate separately for each service or application that data may be transferred to the USA.

6. Newsletter

You have the option to subscribe to our free newsletter. Through this newsletter, you will receive regular updates on the latest news and information about our company, as well as personalised advertising. To receive our newsletter, you will need a valid email address.

We verify the email address you have entered in our registration form to ensure that you actually wish to receive newsletters. We do this by sending an email to the address you have provided, which you can confirm by clicking on a link provided in the email. Once you have confirmed the email, you will be subscribed to our newsletter. (Double opt-in)

As soon as you first subscribe to the newsletter, we store your IP address, as well as the date and time of your subscription. This is done for security reasons in the event that a third party misuses your email address and subscribes to our newsletter without your knowledge. We do not collect or process any further data in connection with the newsletter subscription; the data is used exclusively for the purpose of receiving the newsletter.

Unless you object, we may pass on your data to affiliated companies within our corporate group for the purposes of analysis and for the transmission of information for advertising purposes. Within the group of companies, the data you have provided to us in order to subscribe to the newsletter will be cross-referenced with data that we may have collected elsewhere (e.g. when purchasing goods or booking a service).

Your data provided for newsletter registration will not be passed on to third parties that do not

belong to the group of companies. You can unsubscribe from our newsletters at any time; details on how to unsubscribe can be found in the confirmation email and in every individual newsletter.

7. Tools and applications used

a. We also use Google Maps on our website. This enables us to display interactive maps directly on our website and allows you to use the map function conveniently to find our location and make your journey easier.

When you visit our website, Google receives information that you have accessed the relevant sub-site of our website, along with the personal data listed under point 2. This occurs regardless of whether you are logged in to a Google account or not. If you are logged in to Google, your data will be directly associated with your account. If you do not wish this to happen, you must log out of Google before using this service. Google uses your data for the purposes of advertising, market research and tailoring the website to your needs. You have the right to object to the use of your data for these purposes; you must address this objection directly to Google.

Further information on the purpose and scope of data collection can be found in Google's Privacy Policy, available at <http://www.google.de/intl/de/policies/privacy>. Google also processes your data in the USA. Before you consent to the storage of cookies through the use of Google Maps, please read the relevant information in our Privacy Policy.

Google LLC is registered on the Data Privacy Framework List.

b. We also provide links to other websites on our website; this is done for information purposes only. These websites are not under our control and are therefore not subject to the provisions of this privacy policy. However, if you click on a link, it is possible that the operator of that website may collect data about you and process it in accordance with their privacy policy, which may differ from ours. Please always check the websites we link to for their current privacy policies.

c. Our website also offers the option to interact with various social networks via plugins. These are:

- YouTube, operated by YouTube LLC, 901 Cherry Avenue, San Bruno, CA 94066, USA

If you click on a plugin for one of these social networks, it will be activated and, as described above, a connection will be established to the respective server of that network.

By activating these plugins, you consent to the use of your data collected via these plugins, which may also take place in the USA. We have no influence over the scope and content of the data transmitted to the respective operator of this social network when you click on the plugin, or which may subsequently be subject to access by US authorities.

If you wish to find out about the nature, scope and purpose of the data collected by the operators of these social networks, we recommend that you read the privacy policy of the relevant social network.

8. Security

We employ numerous technical and organisational security measures to protect your data against manipulation, loss, destruction and unauthorised access by third parties. Our security measures are continuously improved in line with technological developments on the internet. Should you require further information regarding the nature and scope of the technical and organisational measures we have implemented, we are happy to respond to any written enquiries on this matter at any time.

9. Your rights

In accordance with the General Data Protection Regulation and the Data Protection Act, as a data subject affected by our data processing, you are entitled to the following rights and remedies:

- Right of access (Article 15 GDPR)

As a data subject affected by the data processing described above and any other data processing, you have the right to request information as to whether, and if so, which personal data relating to you is being processed. For your own protection – to ensure that no unauthorised person obtains access to your data – we will verify your identity in an appropriate manner before providing any information.

- Right to rectification (Article 16) and erasure (Article 17 GDPR)

You have the right to request, without undue delay, the rectification of inaccurate personal data concerning you or – taking into account the purposes of the data processing – the completion of incomplete personal data, as well as the erasure of your data, provided that the criteria set out in Article 17 of the GDPR are met.

- Right to restriction of processing (Article 18 GDPR)

Subject to the statutory conditions, you have the right to restrict the processing of all personal data collected. From the time the request for restriction is made, this data will only be processed with your individual consent or for the purpose of establishing, exercising or defending legal claims.

- Right to data portability (Article 20 of the GDPR)

You may request the unimpeded and unrestricted transfer of personal data that you have provided to us, either to you or to a third party.

- Right to object (Article 21 GDPR)

You may, on grounds relating to your particular situation, object at any time to the processing of personal data concerning you that is necessary for the purposes of our legitimate interests or those of a third party. Following such an objection, your data will no longer be processed, unless there are compelling legitimate grounds for the processing which override your interests, rights and freedoms, or the processing serves to establish, exercise or defend legal claims. You may object at any time, with effect for the future, to the processing of your data for the purposes of direct marketing.

- Withdrawal of consent

If you have given your consent to the processing of your personal data, you may withdraw your consent at any time. The withdrawal of consent shall not affect the lawfulness of processing based on consent before its withdrawal.

If you take action to exercise your rights under the GDPR as set out above, TANN must respond to the requested action or comply with the request without delay, and at the latest within one month of receiving your request.

We will respond to all reasonable requests free of charge and as promptly as possible, within the framework of the law.

The Austrian Data Protection Authority is the competent supervisory authority for complaints concerning infringements of the right of access, the right to confidentiality, the right to rectification or the right to erasure. Its contact details are as follows:

Austrian Data Protection Authority

Barichgasse 40–42

1030 Vienna

dsb@dsb.gv.at

10. Contact details / Contact person

a. Contact details of the data controller

TANN Holding GmbH

Fabrikstrasse 48a

4050 Traun / Austria

Tel.: [+43 7229 70700](tel:+43722970700)

Fax: +43 7229 70700-70

Email: info@tanngroup.com

Website: www.tanngroup.com

b. Contact details of the Data Protection Officer

Mag. Philipp Summereder

Summereder Pichler Wächter Rechtsanwälte GmbH

Dr Herbert-Sperl-Ring 3,

A – 4060 Leonding

office@spwr.at | +43 732 272887 | www.spwr.at

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