

## Data Protection Information for Business Partners of INEOS Köln GmbH

Our processing of personal data and rights of data subjects – Information according to Article 13, 14 of the EU General Data Protection Regulation ("GDPR")

In this Data Protection Information, we inform about the processing of personal data in connection with our business relationships and about data subject's rights according to applicable data protection law.

<b>1. Who is responsible for the processing of personal data?</b>	<p>The controller responsible for the processing of personal data is INEOS Köln GmbH, Alte Str. 201, 50769 Köln Telephone: 0221-3555-0, email <a href="mailto:info@ineoskoeln.com">info@ineoskoeln.com</a></p> <p>Our data protection officer may be contacted via the aforementioned means or via <a href="mailto:datenschutzbeauftragter.koeln@ineos.com">datenschutzbeauftragter.koeln@ineos.com</a>.</p>
<b>2. Which data from which sources do we process?</b>	<p>The initiation and the performance of our business relationships requires the processing of data of interested parties and contract partners (collectively "business partners"). If this data concern a natural person (e.g. if you are a single trader and enter into a business relationship with us), it is considered as personal data. Regardless of the legal form of our business partner, we process data concerning the natural persons involved in the business relationship.</p> <p>Relevant personal data are, in particular</p> <ul style="list-style-type: none"> <li>- the basic data on our business partners, the (further) natural persons involved in the business relationship (such as legal representatives, authorized persons or contact persons at our business partners) and on the intended or existing business relationship ("master data");</li> <li>- the information that arises in the course of the business relationship and exceeds a mere change of master data ("performance data"), such as information about services rendered on the basis of concluded contracts or further information that a business partner provides.</li> </ul> <p>In principle, we collect master data and performance data directly from our business partners. In some cases, we may also store information on master and performance data from third parties to the extent permitted by law. This includes, for example, data that we receive from affiliated companies within INEOS Group if business relationships also exist with such affiliated companies or data on the economic situation of our business partners if this is necessary to assess economic risks - such as payment defaults when concluding contracts.</p>
<b>3. For which purposes and on which legal basis do we process personal data?</b>	<p>We process personal data in compliance with applicable statutory provisions (in particular the data protection law provisions of the GDPR) for the following purposes and on the following legal basis:</p> <ul style="list-style-type: none"> <li>- We process basic and performance data for the performance of</li> </ul>

<p><b>ta?</b></p>	<p>the contractual relationships with our business partners or for pre-contractual measures on the basis of Article 6 (1) b) GDPR. Regardless of the legal form of our business partners, we process basic and performance data concerning one or more natural persons involved in the business relationship for the purpose of our justified interest and our business partner's justified interest in the initiation or performance of the business relationship on the basis of Article 6 (1) f) GDPR.</p> <ul style="list-style-type: none"> <li>- We may process basic and performance data also for compliance with legal obligations to which we are subject; this processing is based on Article 6 (1) c) GDPR. Legal obligations may in particular include the mandatory disclosure of personal data to (tax) authorities.</li> <li>- To extent necessary, we process personal data (in addition to the processing for the purposes of the business relationship or to comply with legal obligations) for the purposes of our justified interests or the justified interests of a third party on the basis of Article 6 para 1 f) GDPR. Justified interest may include <ul style="list-style-type: none"> <li>o group-wide processes for internal administration of business partner data within INEOS Group;</li> <li>o the identification of economic risks - such as payment defaults - in connection with our business relationships;</li> <li>o the establishment of or defence against legal claims;</li> <li>o the prevention and investigation of criminal offences and</li> <li>o management and further development of our business operations including risk management.</li> </ul> </li> <li>- If we provide to a natural person the option to declare a consent in the processing of personal data, we process the personal data covered by the consent for the purposes specified in such consent on the basis of Article 6 (1) a) GDPR.</li> </ul> <p>Please note that</p> <ul style="list-style-type: none"> <li>o the declaration of consent is voluntarily,</li> <li>o that failure to declare consent or the withdrawal of a consent may, nevertheless, have consequences, and we will inform about such consequences before you are given the option to declare your consent</li> <li>o consent may be withdrawn at any time with effect for the future, e.g. by providing notice to us via mail, fax, email using the contact information specified in this data protection information.</li> </ul>
<p><b>4. Is there an obligation to provide personal data?</b></p>	<p>The provision of the basic and performance data specified in section 2 above is necessary for entering into and maintaining a business relationship with us, unless specified otherwise before or at collection of the data. Without the provision of these data, we are not able to enter into and maintain a business relationship.</p> <p>If we collect additional data, we will indicate if the provision of such information is based on a legal or contractual obligation or necessary for the performance of an agreement. We usually indicate which information may be provided voluntarily and is neither based on a legal or contractual obligation nor necessary for the purposes of an agreement.</p>
<p><b>5. Who has access to personal data?</b></p>	<p>Personal data are generally processed within our company. Depending on the categories of personal data, only dedicated departments / organizational units are granted access to your personal data to the extent necessary for compliance with contractual and statutory obliga-</p>

	<p>tions.</p> <p>If and to the extent permitted by law, we may transfer your personal data to recipients outside of our company. Such external recipients may include</p> <ul style="list-style-type: none"> <li>- - affiliated companies within INEOS Group, to which we may transfer personal data for internal administration of business partner data;</li> <li>- service providers that – on the basis of separate agreements with us – provide certain services (e.g. in the areas of IT services, logistics, print services, collection, consulting or sales/marketing) possibly including the processing of personal data, as well as approved sub-contractors of our service providers;</li> <li>- private or public bodies, to the extent we are obliged to transfer your personal data on the basis of a legal obligation to which we are subject;</li> </ul>
<p><b>6. Are data transferred to countries outside the EU / the EEA?</b></p>	<p>If we transfer personal data to recipients in third countries, we apply appropriate safeguards to ensure the necessary level of data protection at the recipient or in the recipient's country. Appropriate safeguards may, in particular, consist in an adequacy decision in which the European Commission has decided that the country ensures an adequate level of protection. Alternatively, we may transfer personal data on the basis of the EU Model Clauses or – in case of recipients in the US – its adherence to the "EU US Privacy Shield" principles.</p> <p>We provide additional information on the appropriate or suitable safeguards upon re-quest; our contact information can be found on the first page of this data protection in-formations. Information on the participants in the EU US Privacy Shield can also be found here <a href="http://www.privacyshield.gov/list">www.privacyshield.gov/list</a>.</p>
<p><b>7. How long are personal data stored?</b></p>	<p>We generally store personal data as long as we have a justified interest in the retention of such data and there the interest of the data subject in refraining from the further processing do not prevail.</p> <p>Even without a justified interest, we may continue to store the data if there is a legal obligation (e.g. to comply with statutory retention obligations). We delete personal data even without an action by the data subject as soon as further retention is no longer necessary for the purposes for which the data were collected or otherwise processed or if further retention is not permitted by law otherwise.</p> <p>In general, basic data and the additional data collected in the course of the business relationship at least until the end of the respective business relationship. The data are deleted in any case if the purposes for the collection or processing were achieved. This point in time may be after the end of the business relationship with us. If personal data need to be stored to comply with a legal obligation, such data is retained until the end of the respective retention period. If personal data are only processed to comply with a statutory retention obligation, the access to such data is usually restricted so that the data are only accessible if needed for the purpose of the retention obligation.</p>
<p><b>8. Do we use automated decision-making (including profiling)?</b></p>	<p>In the course of the business relationship we generally do not use automated decision-making (including profiling) within the meaning of Article 22 GDPR. If we apply such processes in the future, we will inform data subjects separately in accordance with the applicable statutory provisions.</p>
<p><b>9. What are the rights of a</b></p>	<p>Each data subject (i.e. the natural person whose personal data are processed) may</p>

<p><b>data subject?</b></p>	<ul style="list-style-type: none"> <li>- request access to his/her personal data, Article 15 GDPR;</li> <li>- request the rectification of incorrect personal data, Article 16 GDPR;</li> <li>- request the erasure of his/her personal data, Article 17 GDPR;</li> <li>- request the restriction of the processing of his/her personal data, Article 18 GDPR;</li> <li>- exercise the right to data portability, Article 20 GDPR;</li> </ul> <p>The aforementioned rights may be asserted against us, e.g. by providing notice to us via the contact details specified in this data protection information.</p> <p>In addition, the data subject is entitled to lodge a complaint regarding the handling of personal data with the competent supervisory authority, Article 77 GDPR.</p> <p><u>Right of objection on a case-by-case basis</u></p> <p>Furthermore, a data subject has the right to object at any time to the processing of personal data processed for purpose of legitimate interests pursuant to Article 6 (1) f) GDPR for reasons arising from his or her particular situation; this also applies to a profiling based on these provisions.</p> <p>If a data subject files an objection, we will no longer process the corresponding personal data unless we demonstrate compelling legitimate grounds for the processing which override the interests, rights and freedoms of the data subject or for the establishment, exercise or defence of legal claims.</p>
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