

***Data privacy statement for the Frigodata website  
under the domains frigodata.net and frigodata.online***

**Content**

*We are delighted at the interest you have shown in our company. Data privacy has particularly high importance for Wurm GmbH und Co. KG Elektronische Systeme. 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 generally ask for your consent first.*

*This data protection declaration applies to the Frigodata website at the aforementioned domains of Wurm GmbH & Co. KG Elektronische Systeme. We also meet our information obligations as defined in the EU General Data Protection Regulation (GDPR).*

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**Controller**

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

**Name and address of the data protection officer**

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

secunet Security Networks AG  
Kurfürstenstraße 58, 45138 Essen, Germany  
Email: [datenschutz@wurm.de](mailto:datenschutz@wurm.de)

**Data processing on this website**

Each time the website of Wurm GmbH und Co. KG Elektronische Systeme is accessed by a particular person or an automated system, it collects a general set of data and information about them. This general data and information is stored in log files on the server. This information can include

- the types and versions of browser used,
- the operating system running on the system accessing our website,
- the website sub-pages you have viewed,
- the date and time of access to the website,
- the internet protocol address (IP address),
- the name and size of the up- or downloaded files
- other similar data and information to be used for the purpose of security in case of attacks on our IT systems.

In using this general data and information, Wurm GmbH und Co. KG Elektronische Systeme draws no conclusions about the person concerned. This information is actually required for

- presenting content correctly on our website,
- optimising the content on our website,
- ensuring the long-term functionality of our IT systems and technology on our website, and
- providing the law enforcement authorities with the information necessary for prosecution in the case of cyber attacks.

The collected data and information are therefore evaluated by Wurm GmbH und Co. KG Elektronische Systeme primarily for the purpose of increasing the data protection and data security in our company, and finally ensuring an optimal level of protection for the personal data which is processed by us. The IP address of your computer is deleted after 30 days.

## **Processing of personal data**

*Personal data is only processed via the automatic logging described above when you inform us about this yourself, e.g. using the contact form, or when you decide to use products requiring registration or when you want to use the online services of Wurm GmbH & Co. KG Electronic Systems.*

### Contact form

*If you use one of our contact forms as part of a request, we would like to ask you to provide your name, telephone number, email address and the content of your request. By clicking on the send button, you expressly agree that we may collect, store and use your personal data. In sending the contact form, you consent to the data processing described above. This data is processed on the basis of Art. 6 Para. 1 S. 1 (a)GDPR. You can withdraw your consent at any time in the future by notifying us to that effect.*

### Access to the online services (portal)

*The data collected and processed by us when using the online services can generally be divided into the following categories:*

- *Contact information such as name, address, telephone number, email address, title, place of work, 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*

*Access to the online services or the use of products requiring registration is only possible by means of corresponding license agreements. This presupposes that a corresponding user account already exists or a new account is created. For this purpose you will be asked to provide personal details (name, email address) and further information. Only information required for establishing the contractual relationship or for carrying out the services is designated as mandatory information.*

*The use of our Infocenter requires you to log in. If you do not have an account yet or there are problems / questions regarding our Infocenter, you can contact the sales partner named there (contact person). When you click on the respective link, an email form opens and you can send your request entering your name, company and email address (mandatory fields) as well as other optional information. Any further processing will be carried out only in order to fulfill your request and is carried out by the respective contact person. When you log in to the Infocenter, your user name, the IP address currently used by your PC and the login time are saved for verification purposes.*

*The use of the portal is possible via various login procedures:*

- *user name and password.*
- *SMS authentication by specifying the user name and linked mobile phone number (request a 5-digit security code by SMS).*
- *email authentication by specifying the user name and linked email (request a 5-digit security code by email).*
- *Login with OneID: With OneID you can use your mobile terminal for authentication for Frigodata Online, the Infocenter and other applications. To use OneID, you need a unique, personally identifiable email address or mobile phone number and a mobile device running the iOS or Android operating system. Authentication is realized via an application (app) that has to be installed and set up on your mobile device. If the installation was successful, you can bind the used device to your OneID access data and immediately log in to all applications that have been activated for you.*

*When you start the OneID app for the first time after installation, you will be asked if you want to grant the app the right to use push notifications. If you want to log in to the activated applications using a push message, this right is required for communication with the Security Center.*

*Note: When using the push services, encrypted messages are transmitted via Apple or Google servers without any personal reference.*

*It is possible to store remarks in Frigodata Online and make acknowledgments. With these inputs, the date and the user name are saved in order to make a subsequent assignment possible.*

*It is possible in Frigodata Online to make setpoint adjustments in the devices. For security reasons, the following data is logged during this adjustment*

- Username
- Date and time of the adjustment
- Identification of the adjustment (including device-specific information and the adjusted value from / to)

*If you get in contact with Wurm GmbH & Co. KG Elektronische Systeme 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.*

### **Note concerning the use of cookies**

*A cookie is a little data file transferred by us to your computer if you surf onto the website of Wurm GmbH und Co. KG Elektronische Systeme. A cookie can only contain information that we place on your computer, it does not read private data from it. When there is a visit to our website, we usually use cookies that are technically necessary.*

**Technically necessary cookies** help allow you to move around the website by ensuring essential functions such as navigation around the pages and access to secure areas. Without these cookies, the website would not work properly.

*The cookies used by our website are deleted from your hard disc at the end of your browser session (these are called session cookies).*

*If you do not want to have the advantages of cookies, you can change how cookies are handled in the security settings in your browser. Setting options are mostly found in the Tools menu, under Settings or Internet Options.*

*When accessing the online service Frigodata Online, a cookie can be used for simplified registration with a storage period of four weeks. In any case, a cookie is used for the automatic registration with a storage period of four weeks at Frigodata Mobile.*

**Notes concerning the use of external links ("Disclaimer")**

Where this website contains links to other websites, we must point out that we have no influence whatever on the design and contents of the linked websites, and that their content has not been adopted by us. This applies to all external links appearing on our website and to all content on pages to which advertising material (e.g. banners, text displays, video displays) is linked. For this reason, we dissociate ourselves explicitly from all content on such sites.

Should we become aware of any legal violations, these links will be removed immediately if the corresponding content makes this necessary. We would also be pleased to receive any information from you in this regard.

**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".

**Note concerning data upload/download function**

Any authorized user of the online portal can store information (e.g. technical information) for the selected project (upload) using this file exchange function. This information must in turn be assigned to the areas general, coldness and building. Every authorized user can also read or download this information depending on their authorization level.

The following data are recorded for the upload:

- User ID
- Identification number of the project
- Date and time of the upload
- File action (Upload, Move, Delete, Change the Comment)
- Filename of the uploaded information
- Assignment to area (general, coldness, building)

**Legal basis for the processing of personal data**

- Legal basis for the temporary storage of data (log files) when visiting our websites is Art. 6, S. 1(f) GDPR (see above)
- To the extent that we consent to the processing of personal data, e.g. to obtain our contact form, the legal basis is Art. 6, S. 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.
- The legal basis for the processing of personal data via the aforementioned cookies is Art. 6, S. 1(f) GDPR.

## ***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 reasons outweigh your reasons.*

### *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.*

**Automated decision making**

*As a responsible company, we renounce the use of automated decision making or profiling.*

**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 update**

*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.*

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