

INFORMATION SHEET ON DATA PROTECTION FOR BUSINESS PARTNERS (such as suppliers and service providers)

We hereby inform you about the processing of your personal data and the data protection claims and rights to which you are entitled.

1. Who is responsible for data processing and whom can you contact?

BAWAG P.S.K. Bank für Arbeit und Wirtschaft und Österreichische Postsparkasse Aktiengesellschaft

Address and phone number see footer

Data Protection Office - datenschutz@bawag.at

2. What data is processed and from which sources does this data originate?

Data that you disclose to us as a contractual partner during the procurement process, contract negotiations and our ongoing contractual relationship, such as title, name, address, telephone number, e-mail. Furthermore company affiliation of the contact person at the supplier, function and payment data of the supplier.

3. For what purposes and on what legal basis is the data processed?

We process your personal data in accordance with the provisions of the European Data Protection Regulation (GDPR) and the Data Protection Act (DPA)

- **for the fulfillment of contractual obligations (Art. 6 para. 1b DSGVO):**

The processing of personal data (Art. 4 No. 2 DSGVO) is carried out for the initiation, implementation or termination of the business relationship and for the settlement of contractual claims arising from our contractual relationship, including automatically created and archived text documents (e.g. correspondence).

This includes, for example, delivery data, sales data, billing data, as well as contract management and the processing and forwarding of information to courts, authorities or legal representation for the assertion of claims.

- **for the fulfillment of legal obligations (Art. 6 para. 1c DSGVO):**

Processing of personal data may be necessary for the purpose of fulfilling various legal obligations. These include company, tax and fiscal law retention, documentation and reporting obligations, including financial accounting and bookkeeping. For the fulfillment of these purposes, the provision of your personal data to service providers, such as auditors, is necessary on a case-by-case basis.

- **within the scope of your consent (Art 6 para. 1a DSGVO):**

If you have given us consent to process your personal data, processing will only take place in accordance with the purposes and to the extent agreed in the declaration of consent. Consent given can be revoked at any time with effect for the future.

- **for the protection of legitimate interests (Art. 6 para. 1f DSGVO):**

Where necessary, data processing may be carried out beyond the actual performance of the contract in order to protect the legitimate interests of us or third parties within the framework of balancing interests in favor of the Bank or a third party. In the following cases, data processing is carried out to safeguard legitimate interests:

- Consultation of and data exchange with credit agencies to determine creditworthiness or default risks
- For the purpose of preventing cases of abuse (e.g. by means of a whistleblower system)

- Measures to prevent and combat fraud (Fraud Transaction Monitoring)
- In the context of legal prosecution

4. Who receives my data?

Within the bank, your data will be disclosed to those departments and employees who need it to fulfill their contractual, legal and supervisory obligations and legitimate interests. In addition, processors commissioned by us (in particular IT and back-office service providers) receive your data if they require the data to perform their respective services. All processors are contractually obligated to treat your data confidentially and to process it only in the context of providing the service.

If there is a legal or regulatory obligation, public bodies and institutions (e.g. European Banking Authority, European Central Bank, Austrian Financial Market Authority, tax authorities) may be recipients of your personal data.

5. How long will my data be stored?

We process your personal data, as far as necessary, for the duration of the entire business relationship (from the initiation, processing to the termination of a contract) as well as beyond that in accordance with the statutory retention and documentation obligations, which result, among others, from the Austrian Commercial Code (UGB), the Product Liability Act (PHG) and the Federal Fiscal Code (BAO).

Furthermore, the statutory limitation periods, which can be up to 30 years in certain cases (the general limitation period is 3 years) according to the General Civil Code (ABGB), must be considered for the storage period.

6. What data protection rights do I have?

You have a right to receive information, a right to correction and deletion of your stored data as well as restriction of the processing, a right to object to the processing and a right to data portability in accordance with the requirements of data protection law at any time. You can address complaints to the Austrian Data Protection Authority at dsb@dsb.gv.at.

7. Am I obliged to provide data?

Within the framework of the business relationship, you must provide those personal data that are necessary for the establishment and execution of the business relationship and which we are legally obligated to collect. If you do not provide data, we will usually have to refuse to conclude the contract or execute the order or will no longer be able to perform an existing contract and consequently have to terminate it. However, you are not obliged to give your consent to data processing regarding data that is not relevant for the performance of the contract or that is not required by law and/or regulation.