

## Data Protection Statement

### A. Data Protection Statement according to the GDPR (General Data Protection Regulation)

#### I. Name and address of the controller

The controller within the meaning of the General Data Protection Regulation and other national data protection acts of the Member States as well as other data protection laws is:

*Solid*

*a trade name of*

*ELYA Holding GmbH*

*Böckmannstrasse 15*

*20099 Hamburg*

*Germany*

*email: info@solid.to*

*website: solid.to*

#### II. Name and address of the data protection officer

The data protection officer of the controller is:

.....

..... *street*

..... *(city)*

*Germany*

*phone:*

*email:*

*website:*

### **III. General information on processing**

#### **1. Scope of processing personal data**

In principle, we process personal data of our users only to the extent that this is necessary for providing an operational website and our content and services. Personal data of our users is commonly processed only with consent by the user. An exception applies to cases in which prior consent can not be obtained for reasons of fact and processing the data is permitted by law.

#### **2. The legal basis for processing personal data**

Article 6 (1) (a) EU General Data Protection Regulation (GDPR) serves as the legal basis in cases where we obtain the consent from the data subjects to process personal data.

Article 6 (1) (b) GDPR serves as the legal basis when processing personal data that is necessary for the performance of a contract to which the data subject is party. This also applies to processing operations necessary for measures prior to entering into a contract.

Article 6 (1) (c) GDPR serves as the legal basis in cases where processing personal data is necessary for compliance with a legal obligation to which our company is subject.

Article 6 (1) (d) GDPR serves as the legal basis for cases where processing personal data is necessary to protect the vital interests of the data subject or of another natural person.

Article 6 (1) (f) GDPR serves as the legal basis for the processing where processing is necessary for safeguarding the legitimate interests of the company or a third party, and where the interests or fundamental rights and freedoms of the data subject do not override the interests first mentioned.

#### **3. Data erasure and storage duration**

The personal data of the data subject shall be deleted or blocked once the purpose of the storage is obsolete. In addition, storage may continue beyond that where provided for by the European or national legislator in EU regulations, laws or other regulations to which the company is subject. Blocking or erasing the data is performed also when a storage period prescribed by the laws mentioned expires, unless there is a need for further storage of the data for conclusion of a contract or performance of a contract.

### **IV. Making the website available and creating log files**

#### **1. Description and scope of data processing**

Each time our website is accessed, our system automatically collects data and information from the computer system of the accessing computer.

The following data is then collected:

- 1) Information about the browser type and version used
- 2) The operating system of the user
- 3) The Internet Service Provider of the user
- 4) The IP address of the user
- 5) Date and time of access
- 6) Websites from which the system of the user comes to our website
- 7) Websites that are accessed by the user's system via our website

The data is also stored in the log files of our system. This data is not stored together with other personal data of the user.

## **2. The legal basis for processing the data**

The legal basis for the temporary storage of data and log files is Article 6 (1) (f) GDPR.

## **3. Purpose of processing the data**

The temporary storage of the IP address by the system is necessary to allow the delivery of the website to the computer of the user. For this purpose, the user's IP address must be stored for the duration of the session.

Storage in log files is done to ensure the operability of the website. In addition, we use the data to optimize the website and to ensure the security of our information technology systems. Any evaluation of the data for marketing purposes does not take place in this context.

These purposes are also the basis of our legitimate interest in processing data according to Article(6) (1) (f) GDPR.

## **4. Duration of the storage**

The data will be deleted once it is no longer required for achieving the purpose of its collection. Where data is collected for providing the website, this is the case when the respective session is terminated.

Where data is stored in log files, this is the case after no more than seven days. Storage beyond that is possible. In this case, the IP address of the user is deleted or distorted, so that an allocation of the accessing client is no longer possible.

## **5. Possibility of objection and deletion**

Collection of the data for the provision of the website and storage of the data in log files is essential for the operation of the website. Therefore, no possibility of objection on the part of the user exists.

## **V. Use of cookies**

### **a) Description and scope of the data processing**

Our website uses cookies. Cookies are text files that are stored in the Internet browser or by the Internet browser in the user's computer system. When a user visits a website, a cookie may be stored in the user's operating system. This cookie contains a characteristic string of characters that allows the browser to be unambiguously identified when the website is revisited.

We use cookies to make our website more user-friendly. Some elements of our website require that the accessing browser be identified even after a page change.

The following data is stored and transmitted in the cookies:

Session ID

### **b) The legal basis for processing the data**

The legal basis for processing personal data using cookies is Article 6 (1) (f) GDPR.

### **c) Purpose of processing the data**

The purpose of using technically necessary cookies is to facilitate the use of websites for the users. Some features of our website can not be offered without the use of cookies. They make it necessary that the browser be recognized even after a page change.

We require cookies for the following applications:

Session ID

The user data collected by technically necessary cookies is not used to create user profiles.

These purposes are also the basis of our legitimate interest in the processing of personal data pursuant to Article 6 (1) (f) GDPR.

### **e) Storage period, possibilities of objection and deletion**

Cookies are stored on the computer of the user and transmitted by the latter to our site. As a user, you therefore have full control over the use of cookies. You can disable or restrict the transmission of cookies by changing the settings in your Internet browser. Cookies already stored can be deleted at any time. This can also be automated.. If cookies are disabled for our website, it may not be possible to make full use all the features of our website.

The transmission of Flash cookies can not be prevented by the settings of the browser, but by changing the settings of the Flash Player.

## **VI. Registration**

### **1. Description and scope of the data processing**

On our website, we offer users the option to register while providing personal data. The data is entered into an input mask and transmitted to us and stored. No data is transferred to third parties. The following data is collected in the context of the registration process:

- (1) First and last name of the user
- (2) Mail and email address of the user
- (3) Phone number, messenger service, and messenger ID of the user
- (4) Message from the user

At the time of registration, the following data is further stored:

- 1) The IP address of the user
- 2) Date and time
- 3) First and last name of the user
- 4) Mail and email address of the user
- 5) Phone number, messenger service, and messenger ID of the user
- 6) Message from the user

Consent by the user to process this data is obtained as part of the registration process.

### **2. The legal basis for processing the data**

The legal basis for processing the data when consent has been obtained from the user is Article 6 (1) (a) GDPR.

If the registration serves performance of a contract to which the user is party or to take measures prior to entering into a contract, then the additional legal basis for processing the data is Article 6 (1) (b) GDPR.

### **3. Purpose of processing the data**

User registration is required for the provision of certain content and services on our website. We need this information to verify whether you are to receive access to our content.

### **4. Storage period**

The data will be deleted once it is no longer required for achieving the purpose of its collection.

This is the case for the data collected during the registration process when the registration on our website is canceled or modified.

## **5. Possibility of objection and deletion**

As a user, you shall have the option of canceling the registration at any time. You can modify the stored data relating to you at any time.

For this purpose, please contact your account manager.

## **VII. Contact form and email contact**

### **1. Description and scope of the data processing**

A contact form is available on our website which can be used for electronic contact. If a user makes use of this option, then the data entered in the input mask is transmitted to us and stored. This data is:

- (1) First and last name of the user
- (2) Mail and email address of the user
- (3) Phone number, messenger service, and messenger ID of the user
- (4) Message from the user

At the time the message is sent, the following data is further stored:

- (1) The IP address of the user
- (2) Date and time
- (3) Information about the browser type and version used
- (4) The operating system of the user
- (5) The Internet Service Provider of the user
- (6) First and last name of the user
- (7) Mail and email address of the user
- (8) Phone number, messenger service, and messenger ID of the user
- (9) Message from the user

Your consent to processing the data is obtained in the context of the sending process and this Data Protection Statement is made reference to.

Alternatively, contact is possible by means of the email address provided. In this case, the user's personal data transmitted with the email is stored.

Data is not made available to any third parties in this context. The data is used exclusively for processing the conversation.

## **2. The legal basis for processing the data**

The legal basis for processing the data when consent has been obtained from the user is Article 6 (1) (a) GDPR.

The legal basis for processing the data transmitted in the course of sending an email is Article 6 (1) (f) GDPR. The additional legal basis for the processing when the email contact aims to conclude a contract is Article 6 (1) (b) GDPR.

## **3. Purpose of processing the data**

Processing the personal data from the input mask serves us only to managing the contact. In the case of contact via email, this is also the basis of the required legitimate interest in processing the data.

The other personal data processed during the sending operation serves to prevent misuse of the contact form and to ensure the security of our information technology systems.

## **4. Storage period**

The data will be deleted once it is no longer required for achieving the purpose of its collection. For the personal data from the input mask of the contact form and that sent by e-mail, this is when the respective conversation with the user has terminated. The conversation is terminated when it can be gathered from the circumstances that the relevant facts have been clarified in a conclusive manner.

The additional personal data collected during the sending process will be deleted at the latest after a period of seven days.

## **5. Possibility of objection and deletion**

The user shall have the possibility to revoke his consent to processing the personal data at any time. If the user contacts us by e-mail, the he may object to the storage of his personal data at any time. In such an event, the conversation can not continue.

In this case, please contact us by email.

All personal data stored in the course of contacting will be deleted in this case.

## **VIII. Rights of the data subject**

### **1. Right to information**

You may request from the controller a confirmation as to whether the personal data concerning you is processed by us.

If such processing is given, then you can request the controller to provide the following information:

- (1) the purposes for which the personal data is processed;
- (2) the categories of personal data processed;
- (3) the recipients or categories of recipients to whom the personal data relating to you have been disclosed or are still being disclosed;
- (4) the period for which the personal data will be stored, or if any concrete information in this regard is not possible, the criteria used to determine that storage period;
- (5) the existence of a right to rectification or erasure of personal data relating to you, a right to the restriction of processing by the controller, or a right to object to this processing;
- (6) the existence of a right to lodge a complaint with a supervisory authority;
- (7) where the personal data are not collected from the data subject, any available information as to their source;
- (8) the existence of automated decision-making including profiling pursuant to Article 22 (1) and (4) GDPR and, at least in these cases, meaningful information about the logic involved, and the scope and intended impact of such processing on the data subject.

You shall have the right to request information about whether your personal information was transferred to a third country or an international organization. In this context, you can request the appropriate safeguards in accordance with Article 46 GDPR in the context of the transfer.

## **2. Right to rectification**

You shall have a right to rectification and/or completion vis-à-vis the controller, should the personal data processed be incorrect or incomplete. The controller must make the correction without delay.

## **3. Right to restriction of processing**

You may request restriction of processing the personal data concerning you where one of the following applies:



- (1) where you contest the correctness of the personal data concerning you for a period enabling the controller to verify the accuracy of the personal data concerning you;
- (2) the processing is unlawful and you opposes the erasure of the personal data and request the restriction of the use of the personal data instead;
- (3) the controller no longer needs the personal data for the purposes of processing, but you need it to assert, exercise or defend legal claims; or
- (4) where you have objected to processing pursuant to Article 21 (1) GDPR pending the verification whether the legitimate grounds of the controller override your grounds.

Where processing of personal data concerning you has been restricted, such personal data shall, with the exception of storage, only be processed with your consent or for the establishment, exercise or defense of legal claims or for the protection of the rights of another natural or legal person or for reasons of important public interest of the Union or of a Member State.

If the restriction of processing has been lifted according to the a.m. conditions, then you shall be informed by the controller before the restriction is lifted.

#### **4. Right to erasure**

##### **a) Obligation of erasure**

You may request from the controller the erasure of personal data concerning you without undue delay and the controller shall have the obligation to erase personal data without undue delay where one of the following grounds applies:

- (1) The personal data relating to you is no longer necessary in relation to the purposes for which it was collected or otherwise processed.
- (2) You revoke your consent on which the processing acc. Article 6 (1) (a) or Article 9 (2) (a) GDPR was based and where there is no other legal ground for the processing.
- (3) you object to the processing pursuant to Article 21 (1) GDPR and there are no overriding legitimate grounds for the processing, or you object to the processing pursuant to Article 21 (2) GDPR.
- (4) The personal data relating to you has been unlawfully processed;.
- (5) The personal data concerning you has to be erased for compliance with a legal obligation in Union or Member State law to which the controller is subject.
- (6) The personal data relating to you has been collected in relation to the offer of information society services referred to in Article 8 (1) GDPR.

b) Information to third parties

Where the controller has made the personal data relating to you public and is obliged pursuant to Article 17 (1) GDPR to erase the personal data, the controller, taking account of available technology and the cost of implementation, shall take reasonable steps, including technical measures, to inform controllers which are processing the personal data that you as the data subject have requested the erasure by such controllers of any links to, or copy or replication of, this personal data.

c) Exceptions

The right to erasure shall not exist where processing is necessary

- (1) for exercising the right to freedom of expression and information;
- (2) for compliance with a legal obligation that is subject to Union law or of the Member States to which the controller is subject, or for the performance of a task carried out in the public interest or in the exercise of official authority vested in the controller,
- (3) for reasons of public interest in the area of public health in accordance with Article 9 (2) (h) and (i) as well as Article 9 (3) GDPR;
- (4) for archiving purposes in the public interest, scientific or historical research purposes or statistical purposes acc. to Article 89 (1) GDPR, in so far as the right referred to in Item a) is likely to render impossible or seriously impair the achievement of the objectives of that processing.
- (5) for the establishment, exercise or defense of legal claims.

## 5. Right to information

If you have exercised the right to rectification, erasure or restriction of processing vis-à-vis the controller, then the is obliged to notify all recipients, to whom the personal data concerning you have been disclosed, of this rectification or erasure of the data or restriction of processing, unless: this proves impossible or involves an disproportionate effort.

You shall have a right vis-à-vis the controller to be informed about these recipients.

## 6. Right to data portability

You shall have the right to receive the personal data concerning you, that you have provided to the controller, in a structured, commonly used, machine-readable format. You shall have the further right to transmit this data to another controller without hindrance from the controller to which the personal data has been provided, where

- (1) the processing is based on consent pursuant to Article 6 (1) (a) GDPR or Article 9 (2) (a) GDPR or on a contract pursuant to Article 6 (1) (b); and
- (2) the processing is carried out by automated means.

In exercising your right to data portability, you shall have the further right to have your personal data transmitted directly from one controller to another, where technically feasible. This may not adversely affect the rights and freedoms of others.

The right to data portability shall not apply to processing personal data necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the controller.

## **7. Right to object**

You shall have the right to object, on grounds relating to your particular situation, at any time to processing of personal data concerning you which is based on Article 6 (1) (e) or (f), including profiling based on these provisions.

The controller shall no longer process the personal data concerning you unless he demonstrates compelling legitimate grounds for the processing which override your interests, rights and freedoms or processing serves the establishment, exercise or defense of legal claims.

Where personal data concerning you is processed for direct marketing purposes, you shall have the right to object at any time to processing of personal data concerning you for such marketing, which includes profiling to the extent that it is related to such direct marketing.

If you object to processing for direct marketing purposes, the personal data shall no longer be processed for such purposes.

In the context of the use of information society services, and notwithstanding Directive 2002/58/EC, you may exercise your right to object by automated means using technical specifications.

## **8. Right to revoke the declaration of consent under data protection law**

You shall have the right to revoke your declaration of consent under data protection law at any time. The revocation of consent shall not affect the lawfulness of processing based on consent prior to its revocation.

## **9. Automated individual decision-making, including profiling**

You shall have the right not to be subject to a decision based solely on automated processing, including profiling, which produces legal effects relating to you or similarly significantly affects you. This shall not apply if the decision:

- (1) is necessary for entering into, or performance of, a contract between you and the data controller;
- (2) is authorized by Union or Member State law to which the controller is subject and these laws also lay down suitable measures to safeguard your rights and freedoms and legitimate interests; or
- (3) is based on your explicit consent.

However, these decisions shall not be based on special categories of personal data referred to in Article 9 (1) GDPR, unless Article 9 (2) (a) or (g) GDPR applies and suitable measures to safeguard your rights and freedoms and legitimate interests are taken.

In the cases referred to in (1) and (3), the data controller shall implement suitable measures to safeguard your rights and freedoms and legitimate interests, including at least the right to obtain human intervention on the part of the controller, to express your point of view and to contest the decision.

#### **10. Right to lodge a complaint with a supervisory authority**

Without prejudice to any other administrative or judicial remedy, you shall have the right to lodge a complaint with a supervisory authority, in particular in the Member State of your habitual residence, place of work or place of the alleged violation if you consider that the processing of personal data relating to you is in violation of the GDPR.

The supervisory authority with which the complaint has been lodged shall inform the complainant about the progress and the outcome of the complaint including the possibility of a judicial remedy pursuant to Article 78 GDPR.