

Client Privacy Policy

Last updated: 25-May-2018

We are committed to protecting and respecting your privacy. This Privacy Policy (“**Policy**”) describes how we treat information that you provide to us or that we collect about you.

By “Personal Data”, we refer to data that relates to you as an identified or identifiable natural person. Personal data include your name, your address, your telephone number, your email address, your age, your gender, or a part of your credit card number, for instance. Anonymous information, which we are not in a position to relate to you, does not qualify as Personal Data.

1. Controller’s name and contact details

Controller in the sense of the General Data Protection Regulation (GDPR) and other data protection or data privacy laws in the Member States of the European Union and other guidelines with a data protection nature regarding ibeo-as.com and my.ibeo-as.com (our “Sites”) as well as our Social Media Sites on Facebook, Xing, LinkedIn and Twitter is:

Ibeo Automotive Systems GmbH
Merkurring 60-62
22143 Hamburg
Germany
Phone: +49 40 298676-0
Email: info@ibeo-as.com

The Controller is called “Client”, “we”, “our” and “us” in this Policy.

2. Name and contact details of the Data Protection Officer (DPO)

The Data Protection Officer of Client is:

Harald Eul
HEC Harald Eul Consulting GmbH
Auf der Höhe 34
50321 Brühl
Phone: +49 2232 200 879
Email: H.Eul@HE-C.de

3. General information on data processing

We process Personal Data only when necessary for the performance of a contract with you, when processing is necessary for compliance with a legal obligation to which we are subject, or based on our legitimate interests, except where such interests are overridden by the interests or fundamental rights and freedoms of you which require the protection of your Personal Data.

3.1 Information Security

We and our employees understand the need for user privacy, and we maintain reasonable and appropriate security procedures to protect your information from loss, misuse and unauthorized access, disclosure, alteration and destruction, taking into due account the risks involved in the processing and the nature of the Personal Data. Access to user data is strictly limited to specific individuals who are trained to respect user privacy. The access given to these employees is restricted to their need for such information for business purposes. A log of those who accessed the data is maintained and monitored to prevent security breaches.

3.2 Third-party information storage

We may share Personal Data with vendors or agents working on our behalf for the purposes described in this Policy. For example, we may hire companies to assist with protecting and securing our systems or services. Any vendor or agent that we retain must comply with our data privacy and security requirements and are not allowed to use Personal Data they receive from us for any other purpose. Like us, they will never barter, trade, or sell access to your Personal Data. We remain responsible and liable under data protection laws if third-party agents we engage to process Personal Data on our behalf do so in a manner inconsistent with the applicable data protection laws, unless we prove that we are not responsible for the event giving rise to the damage.

You may find a list of third parties at ibeo-as.com/privacypolicy.

3.4 Location of collection, processing, and storage

We transfer Personal Data to the following third parties and third countries:

Recipient	Country	Safeguards (if third country)
Customer Support Provider	UK	
Mail Provider	US	Standard Contractual Clauses, Privacy Shield

In order to get a copy of the safeguards you may request them via E-Mail at PrivacyPolicy@ibeo-as.com.

We will keep your Personal Data gathered and processed only as long as necessary for the purposes described in this Policy.

4. Use of our Mylbeo

On our Sites, we gather information either directly from you (e.g., when you provide certain information to us) or indirectly (e.g., through our Site's technology).

4.1. Information collected indirectly

We indirectly collect a variety of information through your interaction with and use of our Sites. This information may include, but is not limited to, browser and device information, data collected through automated electronic interactions, application usage data, demographic information, geographic or geo-location information, statistical and aggregated information (“Other Information”). The processing is necessary for the purpose of our legitimate interests in accordance with Article 6(1)(f) of the GDPR, as we need this information e.g. to maintain all software licenses, support tickets and team document sharing.

If you are a customer with us, we process your Personal Data in order to perform our contract with you (Art. 6(1)(b) of the GDPR).

Statistical or aggregated information does not directly identify a specific person, but it may be derived from Personal Data. For example, we may aggregate Personal Data to calculate the percentage of users in a particular country.

If we combine Other Information with Personal Data, we will treat the combined information as Personal Data.

4.1.1 Tracking Data

Website traffic volume and patterns, such as the number of visitors to a given website or page on a daily basis is typically referred to as “Tracking Data”. This type of indirectly collected information is gathered through various means, such as an IP address, which is a number that is automatically assigned to your computer whenever you are surfing the Web. Web servers, the computers that “serve up” web pages, automatically identify your computer by its IP address. When you visit any of our Sites, our servers log your computer’s IP address.

We also process such Tracking Data through our newsletter we may send to you.

To obtain these Tracking Data, we use third party analytics providers, including, but not limited to, Google Analytics, a web analytics service provided by Google, Inc. (collectively “Third Party Analytics Providers”). The Third Party Analytics Providers use “Cookies”, which are text files placed on your computer, to help us analyse how users use our Sites. The information generated by the Cookie about your use of our Sites, including your IP address, will be transmitted to and stored by Third Party Analytics Providers’ servers. On our behalf, the Third Party Analytics Providers will use this information for the purpose of evaluating your use of our Sites, compiling reports on website activity, and providing other services relating to website activity. The Third Party Analytics Providers will not associate your IP address with any other data held by them.

For these purposes we use the following Third Party Analytics Providers:

- Our Sites use Google Analytics, a web analytics service provided by Google, Inc. (“Google”). Google Analytics uses Cookies to help us analyse how users use our Sites. The information generated by the Cookie about your use of the Sites (including your IP address) will be transmitted to and stored by Google on servers in the United States. In case of activation of the IP anonymisation, Google will truncate/anonymise the last octet of the IP address for Member States of the European Union as well as for other parties to the Agreement on the European Economic Area. Only in exceptional cases, the full IP address is sent by us to and shortened by Google servers in the USA. On behalf of us, Google will use this information for the purpose of evaluating your use of the Sites, compiling reports on website activity for us and providing other services relating to website activity and internet usage to us. Google will not associate your IP address with any other data held by Google.

Furthermore, you can prevent Google's collection and use of data (cookies and IP address) by downloading and installing the browser plug-in available under <https://tools.google.com/dlpage/gaoptout>. Further information can be found under <http://www.google.com/analytics/terms/gb.html> (Google Analytics Terms of Service & Privacy). Please note that on our Sites, Google Analytics code is supplemented by "gat._anonymizeIp();" to ensure an anonymized collection of IP addresses (so called IP-masking). Also, you can prevent Google Analytics to collect such data on behalf of us by clicking on the following link: <https://tools.google.com/dlpage/gaoptout>.

- Our Sites use Sirportly for providing ticket features.

4.1.2 Our Cookies

Other types of indirectly collected information are stored in Cookies from us.

Some of our Sites use Cookies simply to store your account details so that you do not have to re-enter your information when re-joining our Sites. The use of Cookies is standard on the internet. Although most Web browsers automatically accept cookies, the decision of whether to accept or not is yours. You may adjust your browser settings to prevent the reception of cookies, or to provide notification whenever a cookie is sent to you. You may refuse the use of cookies by selecting the appropriate settings on your browser. However, please note that if you do this, you may not be able to access the full functionality of our Sites. Cookies placed by us will expire when you terminate the website session or after a reasonable period of inactivity.

We use the following Cookies:

- “Cookie consent”: CookieConsent, expires after 10 years – this cookie records that a user is happy to accept cookies.

- “Content Management”: System cookie fe_typo_user PPSESSID, expires at end of session – this cookie is set by our content management system mainly for the processing of forms. It is not used by us for any purpose. This cookie is deleted when a user closes their browser.

4.2. Information collected directly

We also collect Personal Data and other information that you voluntarily provide. It is entirely your decision to provide the requested information. However, certain features of our Sites may not be available in this case.

We keep all information collected directly confidential, and will only use the information for the particular purpose it is collected for. We will seek your specific permission for any additional use. You may choose to have this information removed at any time. We will never barter, trade, or sell access to your information without your specific consent.

We also process information on which Manuals you download, which Software you download and which respective licence key you use for activation. We also process information on you Support Ticket. We process this Personal Data on the basis of our performance of our contract with you (Art. 6(1)(b) of the GDPR).

4.2.1 User Accounts

When setting up an account on one of our Sites (“User Account”), you may be asked to provide Personal Data including, but not limited to, your name, email address, and your phone number. If you choose to purchase any products, services, access codes or other items for sale by us, you will be asked to provide payment details and your full address for billing purposes.

As a user of our Sites, we may obtain your Personal Data when you register to use one of our Sites or services and products or when you provide feedback about our products or services. The processing is necessary to perform the contract with you according to Article 6(1)(b) of the GDPR. As a user, we will use your Personal Data, unless otherwise prohibited by law, for the following purposes:

- To provide you with the products and services you request.
- To communicate with you about your account or transactions with us and send you information about features on our sites or changes to our policies.
- To provide support including, but not limited to, product updates, product patches and fixes and other similar communications.

Furthermore, we will use your Personal Data for our legitimate interests according to Article 6(1)(f) of the GDPR to notify you about information about features on our Sites, new product releases and service developments and to advertise our products and services in accordance with this Policy.

Any User Account data will only be stored until you decide to terminate your User Account. In case we are obliged to further store your Personal Data due to statutory retention requirements, your Personal Data will be barred for further use by us and only stored until such retention periods expire.

4.2.1 Personal Data provided by other means

Personal Data provided by you on our Sites by other means, e.g., via contact forms, will be stored in our service database and retained for the period necessary to fulfil the business our contractual obligations to you in accordance with Art. 6(1)(b) of the GDPR, unless a longer retention period is required by law.

4.3 Creation of log files

Log files will be stored by our Sites for statistical reasons such as “last login timestamp” and “download counter for documents”.

6. Your rights

You have the right to access your Personal Data that we hold about you and to correct, update, amend, suppress, delete or otherwise modify any Personal Data where it is inaccurate, or has been processed in violation of the applicable data protection regulations, unless we have to keep the Personal Data for legitimate business or legal purposes. When updating your Personal Data, we may ask you to verify your identity before we can act upon your request.

You may object to the use or processing of your Personal Data or withdraw consent to use your Personal Data at any time.

You have the following rights:

- The right to require free of charge (i) information whether your Personal Data is retained and (ii) access to and/or (iii) duplicates of the Personal Data retained. However, if the request affects the rights and freedoms of others or is manifestly unfounded or excessive, we reserve the right to charge a reasonable fee (taking into account the administrative costs of providing the information or communication or taking the action requested) or refuse to act on the request;
- The right to request proper rectification, removal or restriction of your Personal Data;
- Where processing of your Personal Data is based on legitimate interests according to Article 6(1)(f) of the GDPR, the right to object on grounds relating to your particular situation at any time. If you object we will no longer process your Personal Data unless there are compelling and prevailing legitimate grounds for the processing or the data is necessary for the establishment, exercise or defence of legal claims;
- Where processing of your Personal Data is either based on your consent or necessary for the performance of a contract with you and processing is carried out by automated means, the right to receive the Personal Data concerning you in a structured,

commonly used and machine-readable format or to have your Personal Data transmitted directly to another company, where technically feasible (data portability);

- Where the processing of your Personal Data is based on your consent, the right to withdraw your consent at any time without impact to data processing activities that have taken place before such withdrawal or to any other existing legal justification of the processing activity in question; and
- The right not to be subject to any automatic individual decisions which produces legal effects on you or similarly significantly affects you.
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To exercise the rights referred to above, please contact us PrivacyPolicy@ibeo-as.com. You have the right to take legal actions in relation to any breach of your rights regarding the processing of the Personal Data, as well as to lodge complaints with the competent data protection regulators

7. Changes to this Policy

We may change this Policy from time to time for various reasons such as changes to reflect in law and regulation, changes in industry practices and technological developments.