

PRIVACY POLICY

Personal data (hereinafter referred to as "data") are processed by us only to the extent necessary and for the purpose of providing a functional and user-friendly Internet presence, including its contents and the services offered there. In accordance with Art. 4 item 1. of Regulation (EU) 2016/679, i.e. the Basic Data Protection Regulation (hereinafter referred to only as "DSGVO"), "processing" shall mean any operation or set of operations which is performed upon personal data, whether or not by automatic means, such as collection, recording, organisation, organisation, storage, adaptation or alteration, retrieval, consultation, use, disclosure by transmission, dissemination or otherwise making available, alignment or combination, restriction, deletion or destruction. With the following data protection declaration we inform you in particular about the nature, scope, purpose, duration and legal basis of the processing of personal data, insofar as we decide either alone or jointly with others on the purposes and means of processing. In addition, we inform you in the following about the third-party components we use for optimisation purposes and to increase the quality of use, insofar as third parties process data on their own responsibility. Our data protection declaration is structured as follows: I. Information about us as responsible persons II. Rights of users and affected persons III. Information on data processing

I. INFORMATION ABOUT US AS RESPONSIBLE PERSONS

The responsible provider of this website in terms of data protection law is:

Arbeitsgemeinschaft berufsständischer Versorgungseinrichtungen e. V. (ABV)

Luisenstraße 17

D - 10117 Berlin

Tel.: 030 8009310 0

fax: 030 8009310 29

e-mail: info@abv.de

Authorised representatives are:

ABV e. V. is represented by the chairman of the board of directors and one of his deputies:

Chairman of the Management Board: Mr. Rudolf Henke

Vice-Chairwoman of the Management Board: Ms Dr. Eva Hemberger

Vice-Chairman of the Management Board: Mr Hartmut Rüdiger

Register of associations:

Arbeitsgemeinschaft berufsständischer Versorgungseinrichtungen e. V. (ABV) is entered in the Register of Associations at Charlottenburg Local Court under the registration number VR 34785 B.

Data protection officer at the provider is:

External data protection officer

Henning Wehming

eDSB-Deutschland

Kurfürstendamm 30

10719 Berlin Deutschland

Emergency telephone: 0176 - 62 99 10 16

Data protection complaint management: <https://edsb-deutschland.de/abv-e-v-ds-zertifikat/>

Web: www.edsb-deutschland.de

Data protection seal: info@edsb-deutschland.de

II. RIGHTS OF USERS AND DATA SUBJECTS

With regard to the data processing described in more detail below, the users and data subjects have the right

- to obtain confirmation as to whether or not data relating to them are being processed, information on the data processed, further information on the data processing and copies of the data (see also Art. 15 DSGVO)
- to correct or complete incorrect or incomplete data (cf. also Art. 16 DSGVO);
- to the immediate deletion of data relating to them (cf. also Art. 17 DSGVO), or, alternatively, if further processing is necessary pursuant to Art. 17 para. 3 DSGVO, to the restriction of processing in accordance with Art. 18 DSGVO;
- to receive the data concerning them and provided by them and to transmit this data to other providers/responsible parties (cf. also Art. 20 DSGVO);
- on complaint to the supervisory authority if they consider that the data concerning them are being processed by the provider in breach of data protection provisions (cf. also Art. 77 DSGVO)

In addition, the provider is obliged to inform all recipients to whom data has been disclosed by the provider of any correction or deletion of data or the restriction of processing that is carried out on the basis of Articles 16, 17 (1), 18 DSGVO. However, this obligation does not apply if such notification is impossible or involves disproportionate effort. Notwithstanding this, the user

has a right to information about these recipients. Likewise, in accordance with Art. 21 DSGVO, users and data subjects also have the right to object to the future processing of data concerning them, provided that the data is processed by the provider in accordance with Art. 6 Paragraph 1 letter f) DSGVO. In particular, an objection to data processing for the purpose of direct advertising is permitted.

III. INFORMATION ON DATA PROCESSING

1. INTERNET PRESENCE

Your data processed when you use our website will be deleted or blocked as soon as the purpose of the storage no longer applies, the deletion of the data does not conflict with any legal storage obligations and no other information on individual processing methods is provided below.

a. Server data

For technical reasons, in particular to ensure a secure and stable Internet presence, data is transmitted to us or to our web space provider by your Internet browser. These so-called server log files are used to record, among other things, the type and version of your Internet browser, the operating system, the website from which you have switched to our Internet presence (referrer URL), the website(s) of our Internet presence that you visit, the date and time of the respective access and the IP address of the Internet connection from which our Internet presence is used. This data is temporarily stored, but not together with other data about you. This storage takes place on the legal basis of Art. 6 para. 1 lit. f) DSGVO. Our legitimate interest lies in the improvement, stability, functionality and security of our Internet presence. The data will be deleted after seven days at the latest, unless further storage is required for evidential purposes. Otherwise, the data are completely or partially excluded from deletion until the final clarification of an incident.

b. Cookies

Session cookies/session cookies

We use so-called cookies with our internet presence. Cookies are small text files or other storage technologies that are stored on your terminal device by the Internet browser you use. Through these cookies, certain information about you, such as your browser or location data

or your IP address, is processed to an individual extent. This processing makes our Internet presence more user-friendly, effective and secure, as the processing enables, for example, the reproduction of our Internet presence in different languages or the offer of a shopping basket function. The legal basis for this processing is Art. 6 para. 1 lit. b.) DSGVO, insofar as these cookies process data for the purpose of contract initiation or contract implementation. If the processing does not serve the purpose of contract initiation or contract processing, our legitimate interest lies in the improvement of the functionality of our Internet presence. The legal basis is then Art. 6 Para. 1 lit. f) DSGVO. These session cookies are deleted when you close your Internet browser.

Third party cookies

Where appropriate, our website may also use cookies from partner companies with whom we cooperate for the purposes of advertising, analysis or the functionalities of our website. Please refer to the following information for details on this, in particular on the purposes and legal basis for processing such third-party cookies.

Disposal option

You can prevent or restrict the installation of cookies by adjusting your Internet browser settings. You can also delete already stored cookies at any time. However, the steps and measures required for this depend on the Internet browser you are actually using. If you have any questions, please use the help function or documentation of your Internet browser or contact its manufacturer or support. In the case of so-called flash cookies, however, processing cannot be prevented by the browser settings. Instead, you must change the settings of your Flash player. The steps and measures required for this also depend on the Flash Player you are actually using. If you have any questions, please also use the help function or documentation of your Flash Player or contact the manufacturer or user support. Should you prevent or restrict the installation of cookies, this may, however, mean that not all functions of our website can be used to their full extent.

c. Contact enquiries / Contact possibility

If you contact us via contact form or e-mail, the data you provide will be used to process your request. The provision of the data is necessary for processing and answering your enquiry - without the provision of this data, we cannot answer your enquiry or can only answer it to a limited extent. The legal basis for this processing is Art. 6 para. 1 lit. b) DSGVO. Your data will

be deleted if your enquiry has been finally answered and if there are no legal obligations to retain data, e.g. in the event of a subsequent contract.

d. Google Fonts

In our internet presence we use Google Fonts to display external fonts. This is a service of Google LLC, Gordon House, Barrow Street, Dublin 4, Ireland, hereinafter referred to as "Google" only. By being certified according to the EU-US Privacy Shield ("EU-US Privacy Shield") <https://www.privacyshield.gov/participant?id=a2zt000000001L5AAI&status=Active>, Google guarantees that the data protection requirements of the EU are also complied with when processing data in the USA. In order to enable the display of certain fonts on our website, a connection to the Google server in the USA is established when our website is called up. The legal basis is Art. 6 para. 1 lit. f) DSGVO. Our legitimate interest lies in the optimisation and economic operation of our internet presence. The connection to Google established when you access our website enables Google to determine the website from which your enquiry has been sent and the IP address to which the representation of the font is to be sent. Google offers further information at <https://adssettings.google.com/authenticated> <https://policies.google.com/privacy>, in particular on the possibilities of preventing the use of data.

2. DATA PROCESSING AT THE ABV

The ABV acts as the liaison body referred to in Article 1(2)(b) of Regulation (EC) No 987/2009 for the area of occupational pension schemes. Its tasks include, in particular, coordinating administrative assistance and data exchange for occupational pension schemes in cross-border situations and providing information, advice and guidance. In addition, the ABV is entrusted with the task of examining the continued applicability of German legislation and taking decisions on behalf of a person who 1. is temporarily posted to another Member State or is temporarily self-employed there and 2. is not a member of a statutory sickness insurance scheme but is a member of a professional pension scheme. In order to carry out these tasks, the ABV may transmit the necessary data for the automated processing of documents or structured documents or, once the procedure has been agreed with the pension institutions, may take over the processing of the data. This data is deemed to be social data to which the provisions on social secrecy under Section 35 of Book I of the Social Security Code and on the protection of social data under Chapter II of Book II of the Social Security Code apply. The ABV uses the ABVportal to exchange data with the pension funds electronically and securely (see information below).

The legal basis for data processing is Article 6(1)(c) and (e) DSGVO in conjunction with Article 3 SozSichEUG in conjunction with Regulation (EU) Nos 883/2004 and 987/2009.

Depending on the individual case, the ABV may also receive data from third parties (e.g. German and foreign social security institutions and other bodies) involved in the procedure in connection with the determination of the applicable legislation.

The ABV processes in particular the following personal data:

- Personal data (e.g. first and last name, date of birth, address)
- Name and address of private health insurance company,
- Name and address of the pension scheme and the membership number,
- communication data (e.g. telephone number, e-mail address) and
- Data on employment (e.g. employer data, periods of employment, places of employment).

The processing of a request for determination of the applicable legislation requires the ABV to contact various bodies at home and abroad. Personal data are regularly transmitted in accordance with the legal provisions, in particular to the applicant and, in the case of employees, to their employers, to authorised representatives, to competent bodies in the Member States concerned, to German social security institutions and to the DVKA.

If a gainful activity is carried out in Switzerland or an employer is domiciled there or in another third country, the ABV will transfer personal data to this country as part of the process of examining and determining which legal provisions are applicable.

Personal data is only stored for as long as it is necessary to fulfil the purpose for which it was collected (conclusion of an exemption agreement) or if required by law.

INFORMATION IN ACCORDANCE WITH ARTICLE 26(2), SECOND SENTENCE, OF THE DSGVO ON SHARED RESPONSIBILITY FOR THE PROCESSING OF PERSONAL DATA IN THE CONTEXT OF THE ABV PORTAL, IN PARTICULAR FOR THE USE OF EESSI

On the basis of the EU regulations on the coordination of the social security systems Regulation (EC) No. 883/2004 and Regulation (EC) No. 987/2009, the pension funds and the Arbeitsgemeinschaft berufsständischer Versorgungseinrichtungen e. V., Luisenstraße 17, 10117 Berlin (hereinafter referred to as "ABV") is obliged to participate in the Europe-wide electronic exchange of social data (hereinafter referred to as "EESSI" for "Electronic Exchange of Social Security Information").

In practical implementation, the ABV, together with the utility companies, will process the data within the framework of an electronic portal provided and operated by the ABV (hereinafter referred to as the ABV portal) and forward it via the specified EESSI infrastructure. In addition, the ABV portal will also be used for general data exchange between the pension schemes and the ABV and between the pension schemes themselves.

The pension schemes using the ABVportal (hereinafter: pension schemes) and the ABV process personal data in this context, in particular of the members of the pension scheme as joint responsible parties within the meaning of Article 26 DSGVO. The ABV and the pension scheme have concluded an agreement on the basis of this joint responsibility with regard to the personal data concerned.

Accordingly, the ABV is responsible for the processing of personal data in so far as this concerns the operation of the ABV Portal and the use of the EESSI software RINA (Reference Implementation for National Application) for the further processing of the data transmitted by the pension schemes via the ABV Portal and vice versa for the forwarding of data received via the RINA to the pension schemes. The pension schemes are responsible for processing personal data insofar as this concerns the uploading, downloading and sending of data within the framework of the GTC Portal.

In the context of joint responsibility, the pension schemes and the ABV have in particular also agreed which of them will fulfil which obligations under the DSGVO. This relates in particular to the exercise of the rights of the data subjects and the fulfilment of the information obligations under Articles 13 and 14 DSGVO.

Furthermore, the pension funds and the ABV have agreed to publish the information required under Articles 13 and 14 of the DSGVO with regard to data processing under shared responsibility and the main content of the agreement.

Data protection rights can be asserted both against the participating pension scheme and against the ABV. The request is processed by the body whose competence is affected. In doing so, both bodies inform and support each other as far as necessary. Those affected receive feedback from the body which is wholly or predominantly responsible for the processing operation concerned. If the areas of responsibility are equally affected, the request is answered by the ABV.