

**Information on data processing pursuant to art 13 and 14
General Data Protection Directive (data privacy statement)**

This Annex is an integral part of the contract of [GenDatum], file No. E90053/148/0-VER/2023 and is to give the Contractor an overview of data processing and his rights to his personal data.

1. Responsible for data processing:

The Customer is solely responsible for the processing of personal data. If you have any concerns in connection with your personal data, please contact our data protection officer. Contact data:

Büro des Datenschutzbeauftragten des BMLV
Dr. Gerhard BERNARDI
Rossauer Laende 1
1090 WIEN
Telephone: +43/50201/10 20 040

2. Types of personal data and their sources

In principle, the Contractor will process the personal data received from the Customer. Personal data include, in particular, information pertaining to a person (name, address, contact data, birthday, etc.), identification data (ID card), account details, financial situation, correspondence data, documentation data (e.g. in connection with the control or acceptance of the work performance), processing results generated by the Customer himself (e.g. for documentary archiving), as well as information required for the fulfilment of legal requirements (e.g. preparation of an agreement with the Federal Ministry of Finance, review by the Court of Audits). In addition, it is possible for the Customer to collect personal data through queries to the other relevant federal bodies or other third parties.

3. Legal bases and purposes for processing:

For the fulfilment of contractual obligations (art 6 subpara 1b General Data Protection Directive):
The processing of personal data takes place in order to initiate and process the contract as well as all associated control activities.

For the fulfilment of legal obligations (art 6 subpara 1c General Data Protection Directive):
Personal data is processed for the purpose of fulfilling legal obligations (e.g. Federal Budget Act 2013, Court of Audit Act, Federal Procurement Act 2018, Federal Procurement Act Defence and Security 2012, Federal Procurement-Ltd-Act, EU-related legal regulations) to which the Customer is subject.

To protect legitimate interests (art 6 subpara 1f General Data Protection Directive):
The processing of personal data takes place to protect the following legitimate interests:
Data exchange with information bureaus (e.g. Kreditschutzverband 1870) and federal bodies or other federal representatives.

4. Addressees of personal data

Within the Customer's facilities, only those departments or employees receive the personal data who require it to fulfil contractual or legal obligations and to safeguard legitimate interests. In addition, any sub-processors (e.g. IT service providers) contracted by the Customer may receive personal data if the data is required to perform the respective services. Moreover, public bodies and institutions (e.g. Federal Ministry of Finance within the framework of statutory obligations on the basis of the Federal Budget Act 2013, the Court of Audit, the Finanzprokuratur (the statutory lawyer and legal

advisor of the Republic of Austria), the European Union, other federal contractors) may receive personal data.

5. Duration of storage

Personal data will be processed by the Customer for the entire duration of the contract (from the initiation and processing until termination) and beyond that in accordance with corresponding legal storage and documentation obligations resulting from, inter alia, the Federal Budget Act 2013, the Federal Budget Regulation 2013, General Regulation for the Award of Subsidies from Federal Funds or legal requirements of the European Union.

6. Data protection rights

The General Data Protection Directive directly gives the Contractor and other natural persons affected a multitude of rights in connection with their personal data. In principle, the data subject has a right to access, rectify, delete or restrict the processing of the stored data and a right to object pursuant to European Union law and national law.

7. Obligation to provide data

The Contractor shall provide the personal data required to initiate and execute the contract or the data which the Customer is legally obliged to collect. If the Contractor does not provide the necessary personal data, the Customer must refuse to conclude the contract. A current contract would also have to be terminated if no necessary personal data is provided.

8. Right of complaint

Should the Contractor have any concerns in connection with his personal data, he can first contact the data protection officer. Otherwise, complaints in connection with personal data must be addressed to

Österreichische Datenschutzbehörde
Barichgasse 40-42
1030 WIEN
Telephone: +43 (0) 1 52152
E-mail: dsb@dsb.gv.at
Website: www.dsb.gv.at

Date

Signature