



M A G E L L A N

RECHTSANWÄLTE. DATENSCHUTZ. IT.

Obligation to provide information pursuant to Articles 12, 13 et seq. of the EU GDPR

I. Name and address of the controller

Your contact, as the controller pursuant to the European General Data Protection Regulation (“EU GDPR”) and other national data protection acts of member states, as well as other data protection provisions is:

AIR LIQUIDE Deutschland GmbH
Luise-Rainer-Straße 5
D-40235 Düsseldorf

Commercial register:
Düsseldorf District Court HRB 613
VAT ID no.: DE 121289819

Directors:
Gilles Le Van (Chairman)
François Moutiez
(hereinafter referred to as “we”, “us” or “our”)

II. Contact details for the Data Protection Officer

The protection of your personal data is extremely important to Air Liquide. To reflect this importance, we have appointed a consulting firm that specialises in data protection and data security to handle these key issues. Our Data Protection Officer also originates from this highly experienced group of experts.

We are advised by:

MAGELLAN Rechtsanwälte, Brienner Straße 11, 80333 Munich / www.magellan-datenschutz.de

Please direct all queries relating to data protection and data security at Air Liquide directly to our Data Protection Officer at MAGELLAN Rechtsanwälte:

E-mail: datenschutz_al@magellan-rechtsanwaelte.de / Tel.: 0211-6699-0



III. Data processing on our website

1. Provision of the website and creation of log files

i. Legal basis

The legal basis for processing your personal data within the framework of providing the website and creating log files is Art. 6(1) f of the EU GDPR.

ii. Purpose

The temporary storage of your personal data by us is necessary to deliver the website to your terminal. This requires your personal data to be stored for the duration of the session.

Your personal data is stored in log files to ensure that the website functions properly. We also use your personal data to optimise the website and to ensure the security of our information systems. Your personal data is not processed in any other way.

iii. Storage period

Your personal data is deleted as soon as it is no longer needed to achieve the purpose for which it was collected. Where your personal data is collected in order to provide the website, this takes place as soon as you leave the website.

If your personal data is stored in log files, these are deleted after three months at the latest. If it is stored for longer, your personal data is anonymized, such that assignment is no longer possible.

iv. The right to object and to erasure

The collection of your personal data to provide the website and the storage of your personal data in log files is absolutely essential for operation of the website. Therefore, you have no right to object to this.

2. Use of strictly necessary technical cookies

i. Legal basis

The legal basis for processing your personal data within the framework of using strictly necessary technical cookies is Art. 6(1) f of the EU GDPR.

ii. Purpose

Strictly necessary technical cookies are used to facilitate your use of our website. Some of our website's features cannot be provided without the use of cookies. This requires your internet browser to also be recognised after changing websites. Your personal data is not processed



in any other way.

iii. Storage period

Your personal data is deleted as soon as it is no longer needed to achieve the purpose for which it was collected; this takes place specifically when your browser is closed.

iv. The right to object and to erasure

Where permitted, cookies are stored on your terminal from where they are transmitted to our website. As a result, you have complete control over the use of cookies.

By changing the settings in your internet browser, you can disable or restrict the transmission of cookies. You can delete cookies stored previously at any time. This process can also be automated. If cookies are disabled for our website, it may no longer be possible to make full use of all the website's features.

The transmission of Flash cookies cannot be prevented by your internet browser's settings. To do this, you must make the appropriate changes to the Adobe Flash Player settings.

3. Contact form and E-mail contact

i. Legal basis

The legal basis for processing your personal data, which is transmitted within the framework of making contact, is Art. 6(1) f of the EU GDPR. If the purpose of making contact is to conclude a contract, Art. 6(1) b of the EU GDPR serves as an additional legal basis for processing your personal data.

ii. Purpose

Should you make contact, your personal data is only processed by us for the purpose of processing your request.

iii. Storage period

Your personal data is deleted as soon as it is no longer needed to achieve the purpose for which it was collected. For personal data, which was transmitted within the framework of making contact, this takes place when your request has been processed and legal storage periods do not prevent deletion.

iv. The right to object and to erasure

You have the right to object, at any time, to the future processing of your personal data within the framework of making contact. However, in this case, we are unable to process your request. All personal data, which has been saved in the course of making contact, is deleted in this case, unless legal storage periods prevent deletion.



4. Google Analytics

i. Scope of processing

This website uses Google Analytics, the web analysis service provided by Google Inc. (hereinafter referred to as “Google”). Google Analytics uses so-called “Cookies”, which are text files stored on your terminal and which enable your use of the website to be analysed. The information generated by the cookie regarding your use of this website is usually transmitted to a Google server in the USA and is stored there. If IP anonymization is activated on this website, your IP address is truncated by Google within Member States of the European Union or in other states that are parties to the Agreement on the European Economic Area. Your complete IP address is only transmitted to a Google server in the USA and truncated there in exceptional cases. Google uses this information, on our behalf, to evaluate your use of the website, to compile reports on website activity and to provide us with other services associated with use of the website and internet use. The IP address transmitted by your internet browser within the framework of Google Analytics is not combined with other data by Google.

ii. Legal basis

The legal basis for processing your personal data is Art. 6(1) f of the EU GDPR.

iii. Purpose

Processing your personal data enables us to analyse your usage behaviour. By evaluating the data collected, we are able to compile information on your use of the individual components of our website. This helps us to continuously improve our website and its user-friendliness. The anonymization of your IP address takes sufficient account of your interest in the protection of your personal data.

iv. Storage period

Your personal data is deleted as soon as it is no longer needed for our previously specified purposes.

v. Right to erasure

If you do not want your data to be collected by Google Analytics, you can install the browser add-on to disable Google Analytics. This add-on instructs the Google Analytics JavaScript running on websites (ga.js, analytics.js and dc.js) not to allow information to be sent to Google Analytics.

If you would like to disable Google Analytics, access this site and install the add-on to disable Google Analytics for your internet browser. More detailed information on installation and removal of the add-on is available from the relevant help resources for your internet browser.

Browser and operating system updates may mean that the add-on to disable Google Analytics no longer works as intended. More information on managing add-ons for Chrome is available here “<https://chrome.google.com/webstore/category/extensions?hl=de>”.

If you are not using Chrome, contact the provider of your internet browser to confirm whether add-ons function properly with the browser version you are currently using.



In some cases, the latest versions of Internet Explorer load the add-on to disable Google Analytics after the data has been sent to Google Analytics. If you are using Internet Explorer, the add-on installs cookies on your computer. These cookies ensure that any data collected is immediately deleted from the server that collected the data. Make sure that third-party provider cookies are not disabled for Internet Explorer. If you delete your cookies, these cookies are reset within a short period of time by the add-on, to ensure that your Google Analytics browser add-on is continuing to function unhindered.

The browser add-on to disable Google Analytics does not prevent data being sent to the website or to other web analysis services.

More detailed information on the terms of use and privacy is available at

<https://policies.google.com/terms?hl=en> or at
<https://support.google.com/analytics/answer/6004245?hl>.

IP anonymization is activated on this website.

5. Other web analytics tools

i. List of the web analytics tools used

In addition to Google Analytics, use of the following web tracking and web analytics tools is possible on our website:

- Matomo (formerly Piwik)
- Siteimprove Analytics
- Sitecore Experience Platform
- Tealium Pixel Container
- Adform
- The Trade Desk
- Google AdWords
- Facebook Pixel
- Consentric Technologie
- intelliAd
- Hotjar

ii. Legal basis

The legal basis for processing your personal data is Art. 6(1) f of the EU GDPR.

iii. Purpose

Processing your personal data enables us to analyse your usage behaviour. Using the data collected, we are able to compile information on the use of individual areas of our website. This helps us to continuously improve our website and its user-friendliness.



iv. Storage period

Your personal data is deleted as soon as it is no longer needed for our previously specified purposes.

v. Right to erasure

Cookies are stored on your terminal from where they are transmitted to our website. As a result, you also have complete control over the use of cookies. By changing the settings for your internet browser, you can disable or restrict the transmission of cookies. You can delete cookies stored previously at any time. This process can also be automated. If cookies are disabled for our website, it may no longer be possible to make full use of all the website's features.

6. Social Plugins

i. Legal basis

The legal basis for the processing of your personal data by so-called "Social Plugins" is the consent given by you pursuant to Art. 6(1) a of the EU GDPR.

ii. Purpose

Processing your personal data enables us to analyse the reach of our website's features. Using the data collected, we are able to compile information on the use of the individual areas of our website. This helps us to continuously improve our website and its user-friendliness.

iii. Storage period

Your personal data is deleted as soon as it is no longer needed for our previously specified purposes.

vi. The right to object and to erasure

Data is only transmitted to LinkedIn, YouTube, Facebook and Twitter if you click on the "Social Plugin". As a result, you also have complete control over the transmission of your personal data to LinkedIn, YouTube, Facebook and Twitter. The "Social Plugin" remains active until you disable it by clicking again.

7. Data subject submissions pursuant to Art. 12 et seq. of the EU GDPR

i. Legal basis

The legal basis for processing your personal data within the framework of processing your request under data protection legislation ("Data subject submission") is Art. 6(1) c in conjunction with Art. 12 et seq. of the EU GDPR. The legal basis for subsequent documentation of the lawful processing of data subject submissions is Art. 6(1) f of the EU GDPR.



ii. Purpose

The purpose of processing your personal data within the framework of processing data subject submissions is to respond to your request under data protection legislation. Subsequent documentation of the lawful processing of the particular data subject submission serves the purpose of fulfilling the legal requirement to provide evidence, Art. 5(2) of the EU GDPR.

iii. Storage period

Your personal data is deleted as soon as it is no longer needed to achieve the purpose for which it was collected. When processing data subject submissions, this takes place pursuant to § 41 of the Federal Data Protection Act in conjunction with § 31(2) No. 1 of the Federal Administrative Offences Act three years after the end of the particular process.

iv. The right to object and to erasure

You have the right to object, at any time, to the future processing of your personal data within the framework of processing data subject submissions. However, in this case, we are unable to process your request under data protection legislation.

Documentation of the lawful processing of the particular data subject submission is mandatory. Therefore, you have no right to object to this.

8. Legal defence and enforcement

i. Legal basis

The legal basis for processing your personal data within the framework of legal defence and enforcement is Art. 9(2) f and 6(1) f of the EU GDPR.

ii. Purpose

The purpose of processing your personal data within the framework of legal defence and enforcement is to provide a defence against unwarranted claims, as well as the legal enforcement and assertion of claims and rights.

iii. Storage period

Your personal data is deleted as soon as it is no longer needed to achieve the purpose for which it was collected.

iv. The right to object and to erasure

The processing of your personal data within the framework of legal defence and enforcement is mandatory for legal defence and enforcement. Therefore, you have no right to object to this.



IV. Further data processing in addition to our website

1. Customer account registration

i. Legal basis

The legal basis for processing your personal data within the framework of customer account registration such as on “mygas”, “mygaspartner” or “myInstallations” is Art. 6(1) b of the EU GDPR.

ii. Purpose

Your registration specifically facilitates the establishment and conclusion of contracts, as well as maintaining our customer relationship. Therefore, processing of your personal data within the framework of registration is necessary to fulfil a contract or to implement pre-contractual measures, as well as to successfully maintain our customer relationship.

iii. Storage period

Your personal data is deleted as soon as it is no longer needed to achieve the purpose for which it was collected and there are no contrary legal obligations. This takes place, at the latest, when your customer account is closed.

iv. The right to object and to erasure

You have the right to cancel your customer account registration at any time. In this case, your personal data is deleted, provided legal storage periods do not prevent deletion.

2. Newsletter / Information service

i. Legal basis

The legal basis for processing your personal data within the framework of sending you newsletters is the consent given by you pursuant to Art. 6(1) a of the EU GDPR.

ii. Purpose

The collection of your personal data is used to send you a particular newsletter. The purpose of processing your personal data is the transmission of information, quotes and, where applicable, sales promotion materials for products or services.

iii. Storage period

Your personal data is deleted as soon as it is no longer needed to achieve the purpose for which it was collected. Accordingly, your personal data is stored until you have unsubscribed from our particular newsletter.

iv. The right to object and to erasure



You can revoke your consent to receive the particular newsletter at any time or use the unsubscribe link in the newsletter, to stop any further receipt of the particular newsletter.

3. Direct marketing

i. Legal basis

The legal basis for processing your personal data within the framework of direct marketing operations, such as via Medallia within the framework of mailings, is either the consent given by you pursuant to Art. 6(1) a of the EU GDPR or the legal permission set out in Art. 6(1) f of the EU GDPR or § 7(3) of the Federal Unfair Competition Act.

ii. Purpose

The purpose of processing your personal data within the framework of direct marketing operations is the transmission of information, quotes, customer satisfaction surveys and, where applicable, sales promotion material for products or services.

iii. Storage period

Your personal data is deleted as soon as it is no longer needed to achieve the purpose for which it was collected; this takes place specifically on receipt of the revocation or objection.

iv. The right to object and to erasure

You can revoke your future consent at any time or object to the future processing of your personal data within the framework of direct marketing operations at any time.

4. Sale of products and services

i. Legal basis

The legal basis for processing your personal data within the framework of selling products and services is Art. 6(1) b of the EU GDPR.

ii. Purpose

The purpose of processing your personal data within the framework of selling products and services is to fulfil a contract between you and us.

iii. Storage period

Your personal data is deleted as soon as it is no longer needed to achieve the purpose for which it was collected. Where your personal data is processed within the framework of selling products or services, this takes place when the contract has been fulfilled and the period for asserting claims resulting from the contractual relationship has expired or when there is no longer a legal storage period.



iv. The right to object and to erasure

The processing of your personal data within the framework of selling products and services is mandatory for fulfilment of the contract. Therefore, you have no right to object to this.

5. Supplier listing and ongoing business relationship

i. Legal basis

The legal basis for processing your personal data, as well as the personal data of the contacts for your company, within the framework of the supplier questionnaire, supplier qualification, supplier listing and the ongoing business relationship is Art. 6(1) b of the EU GDPR or Art. 6(1) f of the EU GDPR.

If you, or the contacts for your company, have given your consent, Art. 6(1) a of the EU GDPR represents an additional legal basis for processing your personal data, as well as the personal data of the contacts for your company.

ii. Purpose

The purpose of processing your personal data, as well as the personal data of the contacts for your company, within the framework of the supplier questionnaire, supplier qualification, supplier listing and the ongoing business relationship is the placing, performance and billing of the particular order or framework agreements, as well as inclusion in the future awarding of contracts or tenders.

iii. Source

Where we have not received your personal data directly from you within the framework of a “Request for Quotation RFQ” or “Request for Information RFI”, the contact for your company has provided us with your personal data within the framework of the supplier questionnaire and/or supplier qualification.

iv. Storage period

Your personal data, as well as the personal data of the contacts for your company, is deleted as soon as it is no longer needed to achieve the purpose for which it was collected.

In the case of placing, performance and billing of the particular order, this takes place when the underlying contract for the order has been fulfilled and the period for asserting claims resulting from the contractual relationship has expired or there are no longer any legal storage periods.

In the case of inclusion in the future awarding of contracts or tenders, this takes place when your company, as the supplier, definitively no longer has any interest in inclusion in the future awarding of contracts or tenders.



v. The right to object and to erasure

Processing of your personal data is mandatory for the placing, performance and billing of the particular order. Therefore, you have no right to object to this.

You can revoke your future consent at any time or object to the future processing of your personal data within the framework of inclusion in the future awarding of contracts or tenders.

6. Application procedure

i. Legal basis

a) Personal data

Where we process your personal data for processing operations within the framework of the application procedure and a possible employment contract and obtain your consent for this purpose, Art. 6(1) a of the EU GDPR, Art. 88(1) of the EU GDPR in conjunction with § 26(2) of the Federal Data Protection Act serve as the legal basis.

The legal basis for processing your personal data within the framework of entering into an employment contract is Art. 6(1) b, Art. 88(1) of the EU GDPR in conjunction with § 26(1) of the Federal Data Protection Act, § 611a of German Civil Code.

Where the processing of personal data is necessary to comply with a legal obligation, to which we are subject, Art. 6(1) c of the EU GDPR serves as the legal basis for processing your personal data.

If processing is necessary to protect our legitimate interest or that of a third party and should your interests not outweigh the first-mentioned interest, Art. 6(1) f of the EU GDPR serves as the legal basis for processing.

b) Special categories of personal data

Where we obtain your consent for the processing of special categories of personal data (Art. 9(1) of the EU GDPR) such as, among other things, religious affiliation or nationality, as well as health data, Art. 9(2) a of the EU GDPR serves as the legal basis.

Where the processing of special categories of personal data is necessary for us to be able to exercise the rights derived from employment law as well as social security and social protection legislation, and to fulfil our resulting obligations, the legal basis for processing is Art. 9(2) b of EU GDPR, Art. 88(1) of the EU GDPR in conjunction with § 26(3) of the Federal Data Protection Act.

Should processing relate to special categories of personal data,



which have evidently been made public by you, the legal basis originates from Art. 9(2) e of the EU GDPR.

Where the processing of special categories of personal data is necessary for the purposes of health care or occupational medicine, or to assess fitness for work, the legal basis is Art. 9(2) h of the EU GDPR.

ii. Purposes

Your personal data is processed for the purpose of establishing the employment relationship, in particular to comply with employment-related, legal and potential collective agreement-related, as well as social security obligations.

iii. Storage period

Your personal data is deleted as soon as it is no longer needed to achieve the purpose for which it was collected.

Storage may also take place if this has been stipulated by legal provisions, to which we are subject. Data is blocked or deleted when a storage period prescribed by law expires, unless it is necessary to continue to store the data in order to conclude or fulfil a contract.

Thereafter, we store your personal data for the following periods:

- Application documents and data, following a decision not to employ, up to 6 months, burden of proof regarding discrimination, Period §§ 21(5), 22 AGG (Federal Equal Treatment Act)
- Application documents in other respects: On termination, ending of the employment relationship

v. The right to object and to erasure

Processing your personal data within the framework of the application procedure is mandatory for establishing the employment relationship. Therefore, you have no right to object to this.

Where processing of your personal data takes place on the basis of consent, you have the right to revoke your consent at any time.

vi. Categories of recipients

To process your application documents, those offices and departments within our company receive personal data, which need it to fulfil the aforementioned purposes. In addition, in some cases, we make use of various service providers and transmit your personal data to other trusted recipients. These may include, for example:

- Personnel Department
- the particular applicant's potential manager
- Specialist Departments



- Accounts
- Works Council
- Data Protection Officer
- Representative of severely disabled persons
- Equal Opportunities Officer
- Controlling/Audit
- Employment agency
- Integration Office in the case of a severe disability
- Banks/Credit institutions
- Insurance companies
- External service providers
- Document shredding providers
- IT service providers
- Lawyers, courts, tax consultants
- Lettershops
- Printing houses

Within our company, those offices and departments receive the personal data they need to fulfil the aforementioned purposes. In addition, in some cases, we make use of various service providers and transmit your personal data to other trusted recipients. These may include, for example:

- Banks
- Credit rating agencies
- Scanning services
- Printing houses
- Lettershops
- IT service providers
- Lawyers and courts

V. Your rights

You have the following rights in relation to us:

i. Right to be informed

You have a right to information on whether and which personal data is processed by us. In this case, we also inform you of

- (1) the purpose of processing,
- (2) the data categories,
- (3) the recipients of your personal data,
- (4) the envisaged storage period or the criteria for the envisaged storage period,
- (5) your other rights,
- (7) where your personal data has not been provided by you: All available information on its source,



- (8) where applicable: the existence of automated decision-making, as well as information on the reasoning involved, as well as the scope and desired effects of processing.

ii. Right to rectification

You have the right to rectification and/or completion, where your personal data processed by us is inaccurate or incomplete.

iii. Right to restriction of processing

You have the right to restrict processing, provided

- (1) we verify the accuracy of your personal data processed by us,
- (2) the processing of your personal data is unlawful,
- (3) you need the personal data processed by us, once it has served its purpose, for prosecution related purposes,
- (4) you have objected to the processing of your personal data and we are examining this objection.

iv. Right to erasure

You have the right to erasure, where

- (1) we no longer need your personal data for its original purpose,
- (2) you revoke your consent and there is no other legal basis for processing your personal data,
- (3) you object to the processing of your personal data and - where this does not involve direct marketing - there are no overriding reasons for further processing,
- (4) the processing of your personal data is unlawful,
- (5) the deletion of your personal data is legally required,
- (6) your personal data, as a minor, has been collected for information society services.

v. Right to consultation

Where you have exercised your right to rectification, erasure or restriction of processing, we will inform all recipients of your personal data of this rectification, deletion of data or restriction of processing.

vi. Right to data portability

You have the right to receive your personal data processed by us, on the basis of your consent or for the purpose of implementing a contract, in a structured, current and machine-readable format and to transmit it to another controller. Where it is technically feasible, you have the right to have us transmit this data directly to another controller.

vii. Right to object



In certain circumstances, you have the right to object to the processing of your personal data. In this case, we stop processing your personal data, unless we can provide evidence of compelling legitimate reasons for this processing.

Where your personal data is processed for the purpose of direct marketing, you have the right to object to this at any time.

viii. Right to revoke consent

You have the right to revoke consent given to us at any time. Revoking your consent will not affect the lawfulness of the processing taking place on the basis of this consent prior to it being revoked.

ix. Right to lodge a complaint with a supervisory authority

Without prejudice to any other administrative or judicial remedy, you have the right to lodge a complaint with the relevant supervisory authority, if you believe that the processing of your personal data by us breaches the EU GDPR.

The relevant supervisory authority for us is:

The Landesbeauftragte für Datenschutz und Informationsfreiheit Nordrhein-Westfalen (State Data Protection and Freedom of Information Officer for North Rhine-Westphalia)
Kavalleriestraße 2-4
40213 Düsseldorf, Germany

Please feel free to contact our Data Protection Officer if you have any questions.