

Juni 2023

## Our privacy policy according to Art. 13 GDPR

We are pleased about your visit to our website. In the following, we would like to inform you about the handling of your data according to Art. 13 of the General Data Protection Regulation ("GDPR"):

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### I. Data controller

#### **FLINS Capital Partners GmbH**

Brienner Str. 9  
80333 München

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contact@fcp.eu

is responsible for the collection and processing of personal data as described below.

### II. Privacy Policy for our Website

When visiting our website, we want you to feel safe and comfortable. Protecting your privacy is a high priority for us. The following data protection information is intended to inform you about the way we collect and process your personal data when you visit our website.

#### 1. Use of cookies

We do not use cookies on our website, in particular we do not use Google Analytics.

## 2. Processing of usage data

Every time you access our website, your web browser transmits “usage data”. This includes your IP address and a description of the retrieved content (URL). Without the collection of the accessing computer’s IP address and the designation of the retrieved file, it is impossible to establish a connection to the server and use the corresponding website. In addition, your browser transmits - depending on the configuration - further data (browser type, browser version, operating system used, referrer URL).

In addition, we store the full IP address transmitted by your web browser for a strictly specific purpose for a period of seven days. Your IP address is stored in the interest of being able to detect, limit and eliminate attacks on our websites. After this period, we delete or anonymize the IP address. The legal basis is Art. 6 para. 1 p. 1 lit. f) GDPR.

You must provide the personal data necessary for the use of our website. Without this data, you will not be able to access our website.

## 3. Recipients of your data

If necessary, we appoint data processors who are strictly bound by documented instructions and with whom separate data protection agreements have been signed. In regards to this website, we are supported by our hosting service provider, who is strictly bound by instructions. This provider is carefully selected and contractually bound according to Art. 28 GDPR. In addition, as far as possible, an appropriate level of data protection has been agreed with the data recipient by means of the currently applicable EU standard contractual clauses.

## 4. Links to other providers

Our website does not contain any links to other companies’ websites.

## 5. Data security

In order to protect your data from unwanted access as comprehensively as possible, we take technical and organizational measures. We use an encryption procedure on our websites. Your data is transferred from your computer to our server and vice versa via the Internet using TLS encryption. You can usually recognize this by the fact that the lock symbol is closed in the status bar of your browser and the address line begins with https://.

# III. Privacy Policy for our Social Media Pages

When you visit our social media pages, your personal data may be processed. We would therefore like to inform you in accordance with Art. 13 of the General Data Protection Regulation (GDPR) about the way we process your data and your rights as a data subject.

## 1. Joint Controllership

FLINS Capital Partners GmbH and the social media platform operator are jointly responsible for the processing of your data when visiting FLINS’ social media pages.

We operate the following social media pages:

- XING: [[https://www.xing.com/pages/flins-capital-partners/about\\_us](https://www.xing.com/pages/flins-capital-partners/about_us)]

- LinkedIn: [<https://de.linkedin.com/company/flins-capital-partners>]

You can find our contact details under I. Data controller.

The respective social media platform operator and FLINS are jointly responsible for the processing of your personal data. Insofar as we can influence this and parameterize the data processing, we work within the scope of our possibilities towards ensuring that the social media platform operators handle the data in a manner that complies with data protection requirements. In many instances, however, we cannot influence the data processing by the platform operator and also do not know exactly what data the operator processes and in which manner.

The respective platform operator operates the entire IT infrastructure of the service, maintains its own data protection provisions and maintains its own user relationship with you (if you are a registered user of the social media service). In addition, the operator is solely responsible for all matters regarding the data processed in the context of your user profile, to which FLINS has no access.

In this context, please also take note of the platforms' Privacy Policies linked below. You will find more detailed information on data processing by the respective platform operator and further information on your rights and options, including the right to object to the data processing.

## 2. Data processing by us

### a. Legal basis

We process data through our social media presences with the purpose of informing customers about services, providing information on certain topics and company news, and interacting with in regards to these topics, as well as responding to queries, praise, or criticism. The legal basis for the processing of your data is Art. 6 para. 1 p. 1 lit. f) GDPR. The data processing is carried out in the legitimate interest of conducting public relations for our company and being able to communicate with you.

The data you enter on our social media pages, such as usernames, comments, videos, images, likes, public messages, etc. is published by the social media platform and not processed by us for any other purpose at any time. We only reserve the right to delete content if this should be necessary. If necessary, and if this is a function of the social media platform, we share your content on our site, and communicate with you through the social media platform.

If you send us a request on the social media platform, we may also refer you to other secure communication channels that guarantee confidentiality, depending on the content. For example, you have the option to send us your inquiries to the address listed under I. Data controller at any time. Choosing the appropriate communication channel is your own responsibility.

If you wish to object to specific data processing over which we have control, please contact us using the contact details provided above. We will then review your objection for the processing of your data where we are data controller. If you wish to exercise your right to object to the platform operator's data processing, please contact the operator directly.

As already explained, where the social media platform operator gives us the opportunity, we ensure to design our social media pages to be as privacy-compliant as possible. In particular, we therefore do not use the demographic, interest-based, behavior-based or location-based target group definitions for advertising that the platform operator may make available to us. With regard to statistic data provided to us by the platform operator, we can only influence these to a limited extent and cannot switch them off. However, we make sure that no additional optional statistics are made available to us.

You are under no contractual or legal obligation to provide us with your personal data. We do not collect any personal data from you when you use our social media pages for purely informational purposes. If you do not wish to provide us with personal data, you can therefore still visit our pages. In this case, however, you will not be able to use additional functions such as the messaging function, posting pictures or contributions, etc. In this context, please note that data processing by the platform operator may still take place, see 3. Data processing by the social media platform operator.

#### b. Recipients of Data

We do not transfer your data to third parties outside the social media platform. If necessary, data may be processed by data processors on our behalf. These are carefully selected in each case, strictly bound by documented instructions, and are also contractually obligated by us in accordance with Art. 28 GDPR.

#### c. Retention period

We delete your personal data when it is no longer required for the aforementioned processing purposes and there are no legal storage obligations that prevent erasure.

All personal information that you provide to us in response to inquiries (suggestions, praise or criticism) by secure message (e.g. by letter or e-mail) will be deleted or securely anonymized by us no later than 90 days after our final response to you. The retention period of 90 days is due to the fact that it may occasionally happen that you, as a customer, contact us again about the same matter after a reply and that we then need to be able to refer to the previous correspondence. Experience has shown that, as a rule, after 90 days, queries about our responses no longer occur.

Any public posts by you on this social media presence will remain in the timeline indefinitely unless we delete them due to an update of the underlying topic, a violation of law or violation of our guidelines, or you delete the post yourself. With regard to the deletion of your data by the social media platform operator, we have no means of influencing this. The respective platform operator's privacy policy therefore applies additionally.

### 3. Data processing by the social media platform operator

The social media platform operator uses web tracking methods. The web tracking can also take place regardless of whether you are logged in or registered with the social media platform. As already described, we can unfortunately barely take any influence on the web tracking methods used on the social media platform. We cannot, for example, switch this off.

We would therefore like to point out that it cannot be ruled out that the social media platform operator uses your profile and behavioral data to evaluate, for example, your habits, personal relationships, preferences, etc.

This processing is performed by the platform operator according to the platform's privacy policy and, where applicable, on the basis of the consent you have given to the platform operator. In this respect, we have no influence over the processing of your data by the platform operator. Please note that you are using the social media platform on your own responsibility.

You can find more information on data processing by the social media platform operation, configuration options for protecting your privacy as well as further objection options and, if available and concluded, the agreement pursuant to Art. 26 GDPR in the privacy policy of the provider:

- XING: <https://privacy.xing.com/>

- LinkedIn: [https://www.linkedin.com/static?key=privacy\\_policy](https://www.linkedin.com/static?key=privacy_policy) and <https://legal.linkedin.com/pages-joint-controller-addendum>

#### IV. Privacy policy for prospective customers, business partners and contractual partners

Personal information that you provide to us by e-mail, telephone or mail will of course be treated confidentially. We use your data exclusively for the purpose of processing your request.

##### 1. Legal basis

The legal basis for data processing may arise, on the one hand, from the implementation of pre-contractual measures that precede a contractually regulated business relationship or, on the other hand, from the fulfillment of obligations arising from an existing contract with you (Art. 6 para. 1 sentence 1 lit. b) GDPR).

In addition, we, FLINS Capital Partners GmbH, are subject to various legal obligations that may make it necessary to process your personal data (Art. 6 para. 1 p. 1 lit. c) GDPR). These legal obligations may arise, for example, from tax law, commercial law, foreign trade law or sanctions law. If you assert your rights as a data subject, we also process your data (Art. 6 para. 1 lit. c) GDPR in conjunction with 5 para. 2, 12 et seq. GDPR). We will store your personal data for 3 years after our final response in accordance with the applicable statutory retention period.

Furthermore, data processing may also be necessary for the purpose of legitimate interests (Art. 6 para. 1 p. 1 lit. f) GDPR). The legitimate interests on the part of FLINS Capital Partners GmbH arise here in particular due to the response to simple inquiries without a contractual relationship by you as a private individual as well as for the implementation of pre-contractual measures that precede a contractually regulated business relationship or, on the other hand, from the fulfillment of obligations arising from a concluded contract with our contractual partners for whom you may be acting as a representative or as an employee. Furthermore, legitimate interests may include, in particular, the selection of suitable business partners, the assertion of legal claims,

the defense against liability claims, the settlement of damages resulting from the business relationship, the prevention of criminal acts, the protection of our IT infrastructure, the management of access authorizations to our systems, access controls, the performance of compliance investigations and other internal administrative purposes such as accounting issues.

Insofar as you participate in a contract conclusion offered by us by means of digital signature (e.g. Adobe Sign), we process your data, in particular your e-mail address, IP address as well as the dates and times at which you have processed the respective contract document (e.g. released, displayed or digitally signed it). Our legitimate interest lies in an efficient and fast digital processing of the signing of the contract as well as the corresponding logging of the signature process for verification purposes. If you have provided us with data in the course of simple inquiries that is not required for our activities, we would like to point out that this is done completely voluntarily by you. By providing us with this information, you consent to our processing your data in accordance with Art. 6 (1) a) GDPR.

In the context of inquiries or our business or contractual relationship, you must provide the personal data necessary to respond to your inquiries or to establish, implement or terminate a business or contractual relationship with you or with the contractual partner for whom you may be acting as a representative or as an employee; the data necessary and to fulfill the associated obligations, and the data we are obligated to collect or process by law or are entitled to do so on the basis of legitimate interests. Without this data, we will generally not be able to contact you and/or enter into a business or contractual relationship.

## 2. Recipients of data

Your data will only be passed on to third parties outside FLINS Capital Partners GmbH if you have expressly consented to the transfer in advance or if we are obliged to do so by law. The legal basis for this data processing is Art. 6 para. 1 lit. a) GDPR in the case of consent, or Art. 6 para. 1 lit. c) GDPR in the case of a legal obligation. In some cases, data is processed on our behalf by data processors, who currently support us in regards to IT security and in the event of technical problems. In each case, these are carefully selected and contractually obligated in accordance with Art. 28 GDPR. If we transfer personal data to recipients outside the European Economic Area (EEA), the transfer will only take place if the third country has been confirmed by the EU Commission to have an adequate level of data protection, if an adequate level of data protection has been agreed with the data recipient (for example, by means of the currently applicable EU standard contractual clauses) or if you have given us your consent in accordance with the requirements of Article 49 of the GDPR.

## 3. Retention period

All personal data that you send us in simple inquiries will be deleted or securely anonymized by us no later than 90 days after the final reply to you. The retention of 90 days is explained by the fact that it may occasionally happen that you contact us again about the same matter after a reply and we must then be able to refer to the previous correspondence. Experience has shown that, as a rule, after 90 days there are no further queries regarding our replies.

If personal data is processed for purposes other than answering simple inquiries, the personal data will be deleted when it is no longer required for these purposes or if there are no other obligations to retain the data in accordance with tax law, commercial law, foreign trade law or sanctions law.

## V. Privacy Policy for our applicants

If you decide to send us an application, we would like to point out the following: You yourself determine the scope of the data that you wish to transmit to us as part of your application.

### 1. Legal Basis

We process your personal data in accordance with the applicable data protection regulations on the basis of Art. 6 para. 1 b) GDPR or Art. 88 GDPR in conjunction with § 26 para. 1 p. 1 BDSG. We process the data that you disclose to us as part of your application solely for the purpose of selecting applicants. Data processing for other purposes does not take place. Depending on how you have sent your application to us, applications are transferred electronically or as a manual file to our personnel department, where they are processed as quickly as possible. As a rule, applications are forwarded to management.

In the context of applications, you must provide the personal data required for applicant selection. Without this data, we will generally not be able to complete a proper applicant selection process. If you also provide us with data that is not required for the purpose at hand, we would like to point out that this is done completely voluntarily by you. By providing this information to us, you consent to us processing your data in accordance with Art. 6 para. 1 a) GDPR.

### 2. Recipients of data

Your data will not be transferred to any third parties. Your data will be treated confidentially within our company and, beyond the persons specifically involved in the recruitment process, will only be made available to internal staff representative bodies - where these exist - as required by law. In some cases, data is processed on our behalf by data processors who currently support us in regards to IT security and in the event of technical problems. These are in each case carefully selected and contractually obligated in accordance with Art. 28 GDPR. If we transfer personal data to recipients outside the European Economic Area (EEA), the transfer will only take place if the third country has been confirmed by the EU Commission to have an adequate level of data protection, if an adequate level of data protection has been agreed with the data recipient (for example, by means of the currently applicable EU standard contractual clauses) or if you have given us your consent in accordance with the requirements of Article 49 of the GDPR.

### 3. Retention period

In the event of an unsuccessful application, your documents will be deleted after four months following receipt of the rejection, unless longer storage is necessary for the

defense of legal claims. The legal basis for this processing is Art. 6 para. 1 p. 1 lit. f) GDPR in the legitimate interest of defending any legal claims.

In the event that we would also like to consider your application for other or future job postings, we will obtain appropriate consent from you. We will then process your data on the basis of Art. 6 (1) p. 1 lit. a) GDPR. Your application documents will then be stored until the next selection process and, as described in the case of the initial application, erased four months after receipt of the rejection, unless longer storage is necessary for the defense of legal claims. You can withdraw your consent at any time with effect for the future. The data processing that took place until the revocation remains unaffected. Please feel free to send your withdrawal by e-mail or by post to the person responsible under I. Data controller. We must retain your consent for the duration of the processing as well as beyond that for compliance with accountability pursuant to Art. 6 para. 1 lit. c) GDPR in conjunction with Art. 5 para. 2 GDPR for a period of 3 years in accordance with the applicable statutory limitation period.

## VI. Your rights as a data subject

You have the right to request confirmation as to whether personal data concerning you is being processed; if this is the case, you have the right to be informed about this and to receive the information listed in detail in Art. 15 GDPR.

You have the right to request without undue delay the rectification of inaccurate personal data concerning you and, where applicable, the completion of incomplete personal data in accordance with Art. 16 GDPR.

You also have the right to request that personal data concerning you be erased without undue delay, provided that one of the reasons listed in detail in Art. 17 GDPR applies.

In certain cases, which are listed in detail in Art. 20 GDPR, you have the right to receive the personal data concerning you in a structured, common and machine-readable format or to request the transfer of this data to a third party (data portability).

If the data processing is based on Art. 6 para 1 lit. e) or f) GDPR, you have the right under Art. 21 GDPR to object to the processing at any time on grounds relating to your particular situation. We will then no longer process the personal data unless there are demonstrably compelling legitimate grounds for the processing which override your interests, rights and freedoms, or the processing serves to assert, exercise or defend legal claims.

If the data processing is based on consent pursuant to Art. 6 para 1 lit. a) GDPR, you may withdraw your consent at any time with effect for the future without affecting the lawfulness of the previous processing.

In the aforementioned cases, in the event of unanswered questions or in the event of complaints, please contact the responsible person in writing or by e-mail (contact details under I. Data controller).

In addition, you have the right to lodge a complaint with a data protection supervisory authority pursuant to Art. 77 GDPR if you are of the opinion that the processing of the data concerning you violates data protection provisions. The right of complaint can be



asserted in particular before a supervisory authority in the Member State of your residence, your place of work or the place of the alleged infringement.

The supervisory authority responsible for us is the Bavarian State Office for Data Protection Supervision, Postfach 1349, 91504 Ansbach.

## VII. Contact details of the data protection officer

datenschutz süd GmbH

Wörthstraße 15  
97082 Würzburg

E-Mail: [office@datenschutz-sued.de](mailto:office@datenschutz-sued.de)

## VIII. Amendment of this Privacy Policies

This privacy policy was last updated in June 2023.