

Information Clause on the Processing of Personal Data of ROHLIG SUUS Logistics S.A. Carriers

Pursuant to Regulation 2016/679 of the European Parliament and Council of 27 April 2016 on the protection of individuals with regard to the processing of personal data and on the free movement of such data repealing Directive 95/46/WE (hereinafter referred to as "Regulation"), please be informed that:

Personal Data Controller

Your Personal Data Controller shall be ROHLIG SUUS Logistics SA (hereinafter referred to as "Company" or "Controller") with a seat in Warsaw (02-235), ul. Równoległa 4A. If you consented to providing your personal data for marketing purposes to Grupa ROHLIG SUUS companies, your Personal Data Controller shall be the affiliated companies – the full list of the companies may be found [here](#).

Data Protection Officer

The Data Controller has appointed a Data Protection Officer.

Data Protection Officer's contact details: e-mail: iodo@suus.com

Purposes and Legal Basis for the Processing of Personal Data

Your personal data will be processed to:

- 1) implement an agreement or undertake action at your request prior to entering into an agreement, with Article 6, Section 1, item b of the Regulation forming the legal basis for the processing,
- 2) have the Company publish quality ratings of the Services provided by the Carrier in the form of collective rankings or reports in the Company's system, as well as at the Company's headquarters and in the Company's Terminals, which are subject to auditing as per § 17 of Attachment 1 „General Terms and Conditions of Collaboration with Carriers” with, Article 6, Section 1, item f of the Regulation forming the legal basis for the processing, as this is essential for the delivery of the Company's legitimate interest (the management of the quality of the services provided by its subcontractors),
- 3) in connection with the legal obligations imposed on the Company, among others, pursuant to the Act on Accountancy of 29 September 1994 (Journal of Laws of 2019, item 351, as amended, consolidated text), the Act on Corporate Income Tax of 15 February 1992 (Journal of Laws of 2019, item 865, as amended, consolidated text), with the legal basis for such data processing found in Article 6, Section 1, item c of the Regulation,
- 4) seek damages or safeguard against claims for damages, which shall be in the Data Controller's legitimate interest, with Article 6, Section 1, item f of the Regulation forming the basis for the said processing
- 5) rate the quality of the services you provide, with Article 6, Section 1, item b of the Regulation forming the basis for the said processing, to the extent to which such ratings may affect the amount of your remuneration,
- 6) produce and distribute named ID cards allowing entry on Company-managed premises, with Article 6, Section 1, item f of the Regulation forming the basis for the said processing, should this prove essential for the pursuit of the Company's legitimate interest (ensuring security, individual traffic control and the protection of assets on Company-managed premises),
- 7) forward commercial communication about the services provided by the Company (including to send out sales offers) which constitutes the legitimate interest of the Controller (as defined by the sale of own services) with Article 6, Section 1, item F of the Regulation forming the basis for the said processing.
- 8) forward marketing communication about the services provided by the Company (including to send out sales offers) after the consent-based conclusion of a collaboration, as foreseen under Article 6, Section 1, item a of the Regulation.

Personal Data Receivers

Your personal data may be transferred to:

1. Customers contracting services.
2. Grupa ROHLIG SUUS companies as far as the delivery of forwarding services is concerned.
3. Sub-contractors who operate and maintain IT systems used by the Company.
4. Consultancy and Audit companies and Law Firms the Company works with.
5. Entities handling customs clearance processes in transit and destination countries.

Transfer of Personal Data to Third Party Countries or International Organizations

In the event when a job you contract means a service will need to be performed to or via a third party country, your personal data will be transferred to that country to perform the contracted forwarding service basing on applicable legal grounds, specifically:

1. Data are transferred to a country, in respect of which European Commission has decided that the third country ensures an adequate level of protection by issuing an adequacy decision (Switzerland for example),
2. Exceptions as stipulated in Article 49, Section 1, items b-e of the Regulation may apply:
 - b) data must be transferred to perform an agreement between the data subject and the Controller or to implement pre-contractual measures undertaken at the request of the data subject.
 - c) data must be transferred to conclude or perform an agreement made in the interest of the data subject between the Controller and another natural or legal person.
 - d) data must be transferred for important public interest reasons.
 - e) data must be transferred to establish, seek or protect against claims for damages.
3. standard contractual clauses on the transfer of personal data from the Community to third party countries (transfer between Controllers) if these are signed. The aforementioned clauses are available at www.suus.com under the Privacy Policy tab (see Chapter VII Section 2.).

Personal Data Storage Time

1. To deliver the purposes as stipulated in point 1, 3-6 of the „Purposes and legal basis for the processing of personal data” above, your data will be used for as long as the service will be performed and later for the claims limitation period related to service and for the time that legal and fiscal obligations imposed on the Company shall apply (in principle, this will be for a 5 year period starting from the beginning of the year following the financial year in which the term of payment of tax on the service performed has lapsed).
2. To deliver the purposes as stipulated in point 2 of the „Purposes and legal basis for the processing of personal data” above, your data will be processed until the publication of the rankings and reports for the following financial period.
3. To deliver the purposes as stipulated in point 7 of the „Purposes and legal basis for the processing of personal data” above, your personal data shall be processed until a legitimate objection is filed against its processing or until disinterest is expressed in the Company’s offers, however no longer than for the duration of the collaboration between you and the Company and for the duration of your likely interest in the Company’s services in the future.
4. To deliver the purposes as stipulated in point 8 of the „Purposes and legal basis for the processing of personal data” above, your personal data shall be processed until you withdraw your consent.

Rights of Data Subject Who Is a Natural Person

Pursuant to the terms and conditions of the Regulation and the restrictions imposed therein, you have the right to:

1. demand from the Controller access to your personal data, demand it be corrected, removed or that its processing be restricted.
2. object to continued processing of personal data.
3. transfer personal data.
4. withdraw your consent to the processing of personal data (performed before consent had been withdrawn) at any time without this affecting compliance with the processing law.
5. file a grievance with Prezes Urzędu Ochrony Danych Osobowych, ul. Stawki 2, 00-193 Warszawa.

Information on Provision of Data

1. Whilst you provide your personal data voluntarily, it is a prerequisite for entering into an agreement and may be a prerequisite for its proper performance; failure to provide your personal data may make it impossible for you to enter into an agreement with the Company and to perform forwarding services.
2. The provision of personal data for the purpose stipulated in points 7-8 of the „Purposes and legal basis for the processing of personal data” is voluntary and you shall suffer no implications if you refuse to provide it.

Notice About Automated Decision-Making, Including About Profiling

Automated decision-making processes will take place in connection with the processing of your personal data to the extent to which the quality of the services performed by domestic groupage carriers is rated based on performance indices of the services provided by you as obtained from the Company's IT systems used to manage consignments. The performance index of Consignment Pick-up and Consignment Delivery jobs obtained from these systems will potentially lead to a lowering of your remuneration on the terms and conditions laid out in Section 7 of the „Specific Terms and Conditions of Collaboration with Carriers”. If you provide services other than domestic groupage carriage services to the Company, no automated decision-making processes, including no profiling, will be used in connection with your personal data.