

Information of affected persons (customers) in the case of direct collection of personal data (Art. 13 DSGVO)

Responsible:

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Data Protection Officer

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Purposes of the processing activity:

The purpose of data processing is the development of software according to customer specifications. In addition, personal data is processed for the sale of software licenses. During this processing, data is sometimes passed on to licensors/software manufacturers for maintenance purposes. In addition to the processing mentioned above, administrative processing is also required. This essentially requires the processing of data for billing purposes, for reasons of controlling or auditing, for the assertion, exercise and defense of legal claims, etc. Furthermore, data is processed for the support and maintenance of IT systems and applications.

Legal basis of the processing activity:

The processing is necessary for the performance of a contract or a pre-contractual measure pursuant to Art. 6 para. 1 lit. b DSGVO.

In addition, the processing is necessary to fulfill the legal obligation regarding the legal storage of tax-relevant documents in accordance with Art. 6 para. 1 lit. c DSGVO.

Overall, there are a large number of legal bases for processing your data in Germany. One example of the legal basis for processing is data processing due to statutory retention periods, which for the processing activity described here primarily result from Section 147 AO and Section 14 UStG.

Categories of recipients:

The data is collected within the scope of the intended purpose in compliance with the respective data protection regulations or any existing declarations of consent and, if necessary, transmitted to other recipients and third parties. In particular, the following can be considered as such:

Receiver internal:

- Managing director and shareholder
- Sales
- Employees involved accordingly

External receiver:

- Tax consultant
- Auditors
- Institutes for checking creditworthiness
- External programmers
- Licensors/software manufacturers
- Processors within the meaning of the DSGVO

External data processors can be, for example, those in the areas of maintenance and care of the IT systems or the company website. These are usually processors within the meaning of Art. 4 No. 10 DSGVO, so that the processing of data by them does not constitute a transfer within the meaning of Art. 4 No. 2 DSGVO.

The tax office can also be considered as a recipient when fulfilling statutory transmission obligations, in particular in accordance with the German Fiscal Code (Section 147 AO) and the German Value Added Tax Act (Section 14 UStG).

Data transfers to third countries or international organizations:

The data is processed within Germany, the EU or the European Economic Area. In all these countries, there is a uniformly high level of data protection due to the EU General Data Protection Regulation, according to which the data is comprehensively protected.

There is no planned transfer to third countries.

Storage period of personal data:

If the contract is not concluded, the data will be deleted after 3 months from the date of receipt, provided that no other contractual or legal deadlines exist. As soon as a contractual relationship has been established, the data will be stored for 10 years and then deleted. This corresponds to the retention period according to §147 AO.

Rights of the data subject:

You have a right of access (in accordance with Art. 15 DSGVO) on the part of the controller to the personal data concerning you as well as to rectification (Art. 16 DSGVO), erasure (Art. 17 DSGVO) and to restriction of processing (Art. 18 para. 1 DSGVO). You also have the right to data portability (Art. 20 DSGVO).

If you would like to exercise your rights, please contact the data protection officer named above.

You have the right to lodge a complaint with the competent supervisory authority.

Obligation to provide personal data:

The above-mentioned legal bases require the mandatory collection of data. Without the provision of this data, the desired service contract cannot be fulfilled.

Automated decision making:

There is no automated decision-making or profiling.