

## Distance Beeper/Vest privacy statement

Below you will find information on the personal data that is collected when using the LMH Distance Beeper/Vest ("Beeper/Vest"), on the handling of personal data and on the rights that you have as a data subject ("you") within the scope of Art. 13 of the General Data Protection Regulation ("GDPR").

### 1. Data controller and contact person

The data controller is

Linde Material Handling GmbH  
Carl-von-Linde-Platz  
63743 Aschaffenburg, Germany

Our **data protection officer** can be contacted at

[dataprotection@kiongroup.com](mailto:dataprotection@kiongroup.com)

### 2. Data that we process

When the Beeper/Vest is transferred and used, the following data is processed by us, by which we can identify you:

- Contact details,
- MAC address,
- Time stamp of the start of the measuring period,
- Dwell time at less than 1.5 m

Submitting your personal data is optional. However, please note that without your personal data we can prohibit your presence in the plant area at any time.

### 3. How we process personal data

a. The data collected under Section 2 is stored, in pseudonymised form, only when persons come within 1.5 metres of each other, and is only processed in aggregate to facilitate statistical analyses with regard to the distance. The MAC address is not combined with the actual name. Data is not passed on to third parties.

The legal basis for the processing is Art. 6, Para. 1 (f) of the GDPR in conjunction with § 26 of the German Federal Data Protection Act (*Bundesdatenschutzgesetz*) and Art. 6, Para. 1 (d) of the GDPR. Our legitimate interest is the organisation of work processes within a team and compliance with the prescribed minimum distance as per § 32 sentence 1 of the German Infectious Diseases Protection Act (*Infektionsschutzgesetz*) of 20 July 2000 (German Federal Law Gazette. I page 1045) as amended on 13 January 2020 ("*IfSG*") in conjunction with the respective infectious diseases protection regulations of the federal states.

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Christian Harm  
Christophe Lautray  
Dr. Henry Puhl  
Chairwoman of the Supervisory Board:  
Dr. Ruth Schorn

b. If there is a dwell time of more than five minutes at a distance of less than 1.5 metres, we assign the MAC addresses to your name in order to identify which persons have not maintained the required distance and where the distance rules have not, or could not, be observed and therefore there is an increased risk of infection.

The legal basis for the processing is Art. 6, Para. 1 (f) of the GDPR in conjunction with § 26 of the German Federal Data Protection Act (*Bundesdatenschutzgesetz*) and Art. 6, Para. 1 (d) of the GDPR. Our legitimate interest is the organisation of ambient conditions, infrastructure and processes as well as compliance with the prescribed minimum distance as per § 32 sentence 1 IfSG in conjunction with the respective infectious diseases protection regulations of the federal states.

c. If you or a contact person is diagnosed with a notifiable disease within the meaning of IfSG, we assign the MAC address to your name and use it to track notifiable diseases within the meaning of § 6 IfSG or pass on this information to a notifiable body so that a contact list can be created.

This processing is necessary in order to protect the vital interests of the data subject or of another natural person, Art. 6, Para. 1 (d) of the GDPR. Furthermore, this processing corresponds to the overriding interests of LMH within the meaning of Art. 6, Para. 1 (f) GDPR, in particular the protection of employees against the transmission of infectious diseases. This includes optimising work processes to maintain the minimum distances.

If consent is required for the processing of data, the processing is carried out on the basis of Art. 6, Para. 1 (a) of the GDPR (where applicable in conjunction with § 26 Para. 2 BDSG). If the processing of your data is based on consent, you have the right to withdraw your consent at any time with effect for the future. Consent is also considered for the processing of special personal data (such as data concerning health), Art. 9, Para. 2 (a) of the GDPR (where applicable in conjunction with § 26 Para. 3 sentence 2, Para. 2 BDSG).

If these special categories of personal data, as per Art. 9, Para. 1 of the GDPR, are processed, this serves reasons of public interest in the area of public health, such as protecting against serious cross-border threats to health on the basis of Member State law, which provides for suitable and specific measures to safeguard the rights and freedoms of the data subject, in particular professional secrecy; Art. 9, Para. 2 (h) of the GDPR.

#### 4. Who we transfer data to

The collected data is stored in pseudonymised form and is not passed on. We will de-pseudonymise the collected data and send it to the appropriate authorities, within the meaning of IfSG, for the purpose of contact tracing, only if you or one of the registered contact persons is diagnosed with a notifiable disease.

We generally process your data within the EU. If data is transferred to countries that are not subject to the GDPR, we have ensured that a level of data protection corresponding to the GDPR is guaranteed, by means of appropriate technical and organisational measures and contractual obligations.

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## 5. How long we store your data

Unless you consent to your personal data being stored for a longer period, we will store your data for as long as is necessary for the fulfilment of legal obligations or the performance of a contract, but no longer than 30 days.

## 6. What rights you have

As a "data subject" as per Art. 4 (1) of the GDPR, you have the following rights against the data controller:

- You have the right to withdraw the consent that you granted to us at any time (Art. 7, Para 3, sentence 1 of the GDPR). The withdrawal of consent shall not affect the lawfulness of processing based on consent before its withdrawal.
- Right to obtain confirmation from the responsible data controller on the processing of your personal data, and
- Right to receive information about your personal data that is processed by us, free of charge, in writing or, on your request, in electronic form as per Art. 15 of the GDPR;
- Right to rectification of inaccurate personal data concerning you and the right to have incomplete personal data concerning you completed, including by means of a supplementary statement, without undue delay as per Art. 16 of the GDPR;
- Right to erasure of your personal data that is processed by us, without undue delay, according to Art. 17 of the GDPR, provided that no legal or contractual retention periods or other statutory obligations or rights for further storage must be observed;
- Right to restriction of processing of your data as per Art. 18 of the GDPR;
- Right to data portability as per Art. 20 of the GDPR;  
You also have the right to receive the personal data concerning you, which you provided to us, in a structured, commonly used and machine-readable format, as well as the right to have this data transferred to another data controller.
- Right to lodge a complaint with a supervisory authority. As a general rule, the complaint may be lodged with the supervisory authority in your place of habitual residence, place of work or at the place where our company is registered.

## 6. Right to object

If your personal data is processed by us on the basis of legitimate interests as per Art. 6, Para. 1 (f) of the GDPR, you have the right, as per Art. 21 of the GDPR, to object to the processing of your personal data for reasons relating to your particular situation or because you object to your personal data being processed for the purpose of direct marketing. In the latter case, you have a general right to object, which we must accept regardless of whether you provide a reason. To do this, simply send an email to [dataprotection@kiongroup.com](mailto:dataprotection@kiongroup.com).