



Privacy Policy

Hartchromwerk Brunner AG

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Preliminary remarks regarding the English version of the Privacy policy

This privacy policy is a translation of the privacy policy in German. In the event of any discrepancies between the language versions, the German version shall prevail in all cases.

The privacy policy in German is based on Swiss data protection law. The terms and definitions used refer to Swiss data protection law, in particular the Swiss Federal Act on Data Protection (Data Protection Act or *Datenschutzgesetz*, «FADP» or «DSG»; SR 235.1).

A. General

In this Privacy Policy, we, Hartchromwerk Brunner AG, a company limited by shares based in St. Gallen, Switzerland (hereinafter “HCWB”, “we” or “us”), explain how we collect and otherwise process personal data. This is not an exhaustive description; specific matters may be governed by other privacy policies, general terms and conditions or similar documents.

Personal data refers to any information relating to an identified or identifiable individual.

This privacy policy is designed to meet the requirements of the revised Federal Act on Data Protection (Data Protection Act, «FADP»).

We handle personal data with care and ask that you do the same. If you provide us with personal data relating to other individuals (e.g. data on contacts or employees), please ensure that these individuals are aware of this privacy policy and only disclose their personal data to us if you are authorized to do so and if such personal data is accurate.

The chief executive officer (*Geschäftsführer*) of HCWB is responsible for the data processing described here. If you have any data protection concerns, you can contact us at the following address:

Hartchromwerk Brunner AG
Martinsbruggstrasse 94
9016 St. Gallen
Switzerland

 K.Prskalo@hcwb.com



B. Collection and processing of personal data

We primarily process personal data that we receive from our customers and other business partners, as well as from other persons involved in our business relationship with them.

Where permitted, we also obtain certain data from publicly available sources (e.g. debt enforcement registers, land register, commercial registers, the press, the internet) or receive such data from other companies, public authorities and other third parties. In addition to the data you provide to us directly, the categories of personal data we receive about you from third parties include, in particular, information from public registers, information we obtain in connection with administrative and judicial proceedings, information relating to your professional roles and activities (so that we can, for example, conclude and conduct business with your employer with your assistance), information about you in correspondence and meetings with third parties, credit reports (where we conduct business with you personally), and information about you provided to us by people in your circle (family, advisers, legal representatives, etc.) so that we can conclude or process contracts with you or involving you.

We collect data relating to the use of the website (e.g. IP address, MAC address of the smartphone or computer, details of your device and settings, date and time of visit, pages and content accessed, functions used, referring website, location data).

C. Purposes of data processing and legal bases

We use the personal data we collect – where necessary based on your consent or on another legal basis – primarily to conclude and fulfil our contracts with our customers and business partners, to purchase products and services from our suppliers and subcontractors, and to comply with our legal obligations both domestically and abroad. If you work for such a customer or business partner, your personal data may of course also be affected in this capacity.



Furthermore, we process personal data relating to you and other individuals, where permitted and where we deem it appropriate, for the following purposes in which we (and occasionally third parties) have a legitimate interest commensurate with the purpose:

- Offering and further developing our products and services as well as our website
- Communicating with third parties and processing their enquiries (e.g. job applications, media enquiries)
- Reviewing and optimizing procedures for needs analysis for the purpose of direct customer outreach, as well as collecting personal data from publicly available sources for the purpose of customer acquisition
- Advertising and marketing (including the organization of events), provided you have not objected to the use of your data (if we send you advertising as an existing customer, you may object at any time; we will then place you on a block list to prevent further advertising)
- Assertion of legal claims and defense in connection with legal disputes and regulatory proceedings
- Prevention and investigation of criminal offences and other misconduct (e.g. conducting internal investigations)
- Ensuring the smooth running of our operations, in particular our IT systems
- Video surveillance to enforce our right of access and other measures relating to IT, building and facility security, and the protection of our employees, other individuals and assets belonging to or entrusted to us (such as access controls, visitor lists, network and email scanners, telephone recordings, remote access to systems)
- The purchase and sale of business units, companies or parts of companies, and other corporate transactions, and the associated transfer of personal data, as well as measures for business management and to the extent necessary to comply with legal and regulatory obligations

Where you have given us consent to process your personal data for specific purposes (e.g. when you sign up to receive newsletters or undergo a background check), we process your personal data within the scope of and on the basis of this consent, provided we have no other legal basis, even though we require one. Consent given may be withdrawn at any time, although this will not affect any data processing that has already taken place.



D. Cookies, tracking and other technologies in connection with the use of our website

We typically use «cookies» and similar technologies on our website to identify your browser or device. A cookie is a small file that is sent to your computer or automatically stored on your computer or mobile device by the web browser you are using when you visit our website. When you visit this website again, this allows us to recognize you, even if we do not know who you are. In addition to cookies that are only used during a session and deleted after your visit to the website («session cookies»), cookies may also be used to store user settings and other information for a specific period (e.g. two years) («persistent cookies»). However, you can set your browser to reject cookies, store them only for a session, or delete them early.

By using our website and consenting to receive newsletters and other marketing emails, you agree to the use of these techniques. If you do not wish to do so, you must configure your browser or email program accordingly

Our website uses the bot protection and CAPTCHA service Cloudflare Turnstile, a service provided by Cloudflare, Inc., 101 Townsend St., San Francisco, CA 94107, USA (hereinafter «Cloudflare»). This cookie is essential for the operation of the website. Cloudflare Turnstile is used to determine whether entries on our website (e.g. in forms) are made by a natural person or by automated programs (bots). This protects our website from misuse and spam.

When a page with Cloudflare Turnstile integrated is accessed, information is automatically transmitted to Cloudflare. The data collected may include:

- IP address of the accessing device;
- Referrer URL;
- Browser information (e.g. type, version, language and time zone settings);
- the visitor's operating system;
- mouse movements and time spent on the website;
- where applicable, further technical data required for fraud detection.

According to Cloudflare, this data is used exclusively to distinguish between human and automated usage. According to Cloudflare, Turnstile does not set tracking cookies («marketing cookies») and does not use data for advertising purposes. Processing is carried out to prevent misuse and spam, to ensure the functionality and security of our web forms, and to protect against automated inputs (bots) and attacks.



The recipient of the collected data is Cloudflare or its European branch, Cloudflare Germany GmbH, Rosental 7, c/o Mindspace, 80331 Munich, Germany. Cloudflare processes some data in the USA. The following guarantee applies to this data transfer: EU-US Data Privacy Framework (DPF). Cloudflare is certified under this agreement and undertakes to comply with European data protection standards.

Cloudflare states that it only stores data for as long as is necessary to provide and secure the Turnstile service. There is no permanent storage of personal user data for analysis or tracking purposes. Further information on the processing of personal data by Cloudflare can be found in Cloudflare's privacy policy at:

<https://www.cloudflare.com/privacypolicy/>

E. Events / Advertising

If you register for information visits or events organized by HCWB, we will use this data solely to process your enquiry. This data will be deleted no later than six months after the event, provided there are no statutory retention periods to the contrary.

We will inform you by email about products and services provided that you have made a corresponding enquiry regarding products or services to us, or you have expressly given us your consent to use your personal data for advertising purposes (opt-in).

Email and newsletter tracking enables statistical analysis of usage data. We track both the opening of the email and internal clicks in order to make the content more relevant and to measure the success of the campaign.

If you send us an enquiry via our contact form, your details from the enquiry form, including the contact details you provided there, will be stored by us for the purpose of processing your enquiry and in the event of follow-up questions on the same subject. This data will not be passed on to third parties.



F. Data disclosure and data transfer abroad

In the course of our business activities and for the purposes set out in Section C, we may disclose data to third parties where permitted and where we deem it appropriate, whether because they process this data on our behalf or because they wish to use it for their own purposes. This applies in particular to the following entities:

- Group companies (namely those listed in Section A)
- Our service providers (such as banks and insurance companies), including data processors (such as credit reference agencies and IT providers)
- Distribution partners, dealers, suppliers, subcontractors and other business partners
- Customers
- Domestic and foreign authorities, government bodies or courts
- Industry organisations and associations
- Acquirers or parties interested in acquiring business units
- Other parties in potential or actual legal proceedings

(collectively referred to as «recipients»)

Some of these recipients are based domestically, but may be located anywhere in the world. In particular, you must expect your data to be transferred to all countries in which the service providers we use are located.

If a recipient is located in a country without adequate legal data protection, we contractually oblige the recipient to comply with the applicable data protection regulations (for this purpose, we use the European Commission's revised Standard Contractual Clauses, which are available here: https://eur-lex.europa.eu/eli/dec_impl/2021/914/oj?), unless they are already subject to a legally recognised framework for ensuring data protection and we cannot rely on an exemption. An exception may apply, in particular, in the case of legal proceedings abroad, but also in cases of overriding public interest or where the performance of a contract requires such disclosure, where you have given your consent, or where the data in question has been made publicly available by you and you have not objected to its processing.



G. Duration of storage of personal data

We process and store your personal data for as long as is necessary to fulfil our contractual and legal obligations or otherwise for the purposes pursued by the processing, i.e. for example for the duration of the entire business relationship (from the initiation and execution to the termination of a contract) and beyond, in accordance with statutory retention and documentation obligations. It is possible that personal data may be retained for the period during which claims may be brought against our company and to the extent that we are otherwise legally obliged to do so or where legitimate business interests so require (e.g. for evidential and documentation purposes).

As soon as your personal data is no longer required for the above-mentioned purposes, it will generally be deleted or anonymised where possible. For operational data (e.g. system logs), shorter retention periods of twelve months or less generally apply.

H. Data security

We take appropriate technical and organisational security measures to protect your personal data from unauthorised access and misuse.

I. Obligation to provide personal data

Within the framework of our business relationship, you must provide the personal data necessary for the establishment and conduct of a business relationship and the fulfilment of the associated contractual obligations. Without this data, we will generally not be able to conclude a contract with you (or the entity or person you represent) or to fulfil it. Furthermore, the website cannot be used if certain details required to secure data transmission (such as your IP address) are not disclosed.



J. Rights of the data subject

Under the data protection law applicable to you and to the extent provided for therein, you have the right to access, rectification, erasure, the right to restrict data processing and the right to object to our data processing, in particular that carried out for direct marketing purposes, as well as the right to receive certain personal data for the purpose of transferring it to another entity (so-called data portability). Please note, however, that we reserve the right to invoke the restrictions provided for by law, for example, if we are obliged to retain or process certain data, have an overriding interest in doing so (insofar as we are permitted to invoke this), or require it for the assertion of claims. Should any costs be incurred by you, we will inform you in advance. We have already informed you of the possibility of withdrawing your consent. Please note that exercising these rights may conflict with contractual agreements and may have consequences such as early termination of the contract or financial implications. We will inform you in advance in such cases, unless this is already regulated by contract.

Exercising such rights generally requires you to provide clear proof of your identity (e.g. by providing a copy of your ID if your identity is otherwise unclear or cannot be verified). To exercise your rights, you may contact us at the address provided in Section A.

K. Changes

We may amend this privacy policy at any time without prior notice. The current version published on our website shall apply.