



Data protection information for www.fms-wm.de

Thank you for visiting the website of FMS Wertmanagement AöR („**FMS-WM**“) and for your interest in our company. During your visit to our website your personal data is processed to a small extent.

1. Content of this information

With this data protection information we explain how we handle your personal data when you visit us at www.fms-sg.de. In addition, we inform you about your rights according to the General Data Protection Regulation (“**GDPR**”).

2. Explanation of terms

In the following we first explain some of the terms used in this data protection information:

- GDPR: The General Data Protection Regulation (“**GDPR**”) is a European Regulation (Regulation (EU) 2016/679 [available at <http://eur-lex.europa.eu>]). The GDPR is a regulation laying down rules relating to the protection of natural persons with regard to the processing of personal data.
- Personal Data: Personal data means any information relating to an identified or identifiable natural person, such as your name, your first name and your address.
- Processing: Processing means any operation which is performed on personal data such as the storage of your data on our servers or the usage of your data to get in contact with you.
- Cookie: A cookie is a small piece of data sent to the browser of your device during your visit at our website and stored there. The content of this file is transferred to our servers each time you visit a website. Cookies do not damage your computer and do not contain viruses.
- IP address: The IP address is a number that your internet provider assigns to your device temporarily or permanently. With a complete IP address, it is possible, for



example, to identify the connection owner in individual cases on the basis of additional information from your internet access provider.

3. Controller

The responsibility for the processing of personal data on this website is held by FMS-WM. The contact details of FMS-WM are as follows:

FMS Wertmanagement AöR
Prinzregentenstraße 56
80538 München
Tel.: +49 (0) 89 / 965 7627 - 0
Email.: info@fms-wm.de

FMS-SG is being represented by:

Christoph Müller
Carola Falkner

4. Data Protection Officer and Information Security Officer

If you have any questions regarding the collection, processing or use of your personal data, we look forward to hearing from you. If you have any questions or suggestions regarding data protection, please feel free to contact our **Data Protection Officer** directly:

Dr. Johannes Starke
Legal Counsel / Data Protection Officer
FMS Wertmanagement Anstalt des öffentlichen Rechts
Prinzregentenstraße 56
80538 München
Tel.: +49 (0) 89 / 954 7627-621
E-Mail: johannes.starke@fms-wm.de

and



Dr. Florian Prechtl
Legal Counsel / Deputy Data Protection Officer
FMS Wertmanagement Anstalt des öffentlichen Rechts
Prinzregentenstraße 56
80538 München
Tel.: +49 (0) 89 / 954 7627-515
E-Mail: florian.prechtl@fms-wm.de

FMS-SG considers the information security issue as very important. For our systems, we use a range of security measures to prevent various typical digital risks. If you should become aware of something you would like to let us know in this respect or if you would like to report a specific indication of a security event, please contact our **Information Security Officer**:

Christian Timm
Chief Information Security Officer
FMS Wertmanagement Anstalt des öffentlichen Rechts
Prinzregentenstraße 56
80538 München
Tel.: +49 (0) 89 / 954 7627 311
E-Mail: christian.timm@fms-wm.de

5. Collection and storage of personal data and the type and purpose of their use when visiting the website

a) General information

Whenever our website is accessed, the user's internet browser automatically transmits the following protocol data to the web server for technical reasons:

- Date and time of the server request
- Referrer URL
- Retrieved file
- Amount of data transmitted
- Notification whether the access was successful
- Browser type and browser version
- Operating system and version
- IP address of the accessing device

This data is used by us exclusively to ensure the functionality of our services (e.g. error analysis, ensuring system security and protection against misuse).

The legal basis for the processing of log data is our legitimate interests (error analysis, ensuring system security and protection against misuse), Art. 6 para. 1 lit. f GDPR.

The protocol data is only evaluated for statistical purposes and only in pseudonymised form. They are not passed on to third parties.

b) Cookies

On our website we only use session cookies to ensure that our website works (e.g. to use the back function in your browser or to save the language settings).

We use the information contained in the cookies to enable, analyze and improve the operation and use of our website and to ensure our IT security. The legal basis for this type of data processing is Art. 6 para. 1 lit. f GDPR.

The information obtained from the cookies is not linked to your IP address. No other personal data is collected. The cookies are automatically deleted at the end of your visit of our website.

You can also visit our website without using cookies if you deactivate the storage of cookies in the system settings of your browser. However, this may mean that you cannot use all the functions of our website. Further information about cookies and their deactivation can be found on the website of the Federal Office for Information Security.

c) Contact options

Our website provides for contact options. If you contact us (e.g. by e-mail), we collect and store the data you send us (e.g. last name, first name, e-mail address). We use the data exclusively to process and answer your inquiry.

The legal basis for the processing, in case of consent, is Art. 6 para. 1 lit. a GDPR. If your request is aimed at preparing the conclusion of a contract, Art. 6 para. 1 lit. b GDPR is an additional legal basis. If you contact us by e-mail, our legitimate interest in data processing results from the reply to your enquiry, so that Art. 6 para. 1 lit. f GDPR is the legal basis.

We would like to point out that data transmission on the internet (e.g. communication by e-mail) can have security gaps. A complete protection of data against access by third parties is



not possible. Please note that e-mails sent unencrypted are not protected against access when transmitted.

d) Application

You can apply by e-mail. When you apply, we collect and store the data you send us by e-mail.

We process your data only for the purpose of processing your application.

It will not be passed on to third parties. The legal basis for the processing is Art. 88 para. 1 GDPR in conjunction with § 26 BDSG and additionally Art. 6 para. 1 lit. b GDPR.

If you give us your consent to be included in our applicant pool, the legal basis is Art. 6 para. 1 lit. a GDPR.

If we are unable to offer you a position, we will store your data for a maximum of six months after completion of the application process, taking into account Art. 61b para. 1 ArbGG in conjunction with § 15 AGG. The period begins with the receipt of the letter of rejection.

Your data will only be passed on to the bodies involved in the decision (responsible personnel or specialist departments, management).

6. Storing period

We delete your personal data in the log data after 180 days, unless longer storage of the data is necessary to ensure the above-mentioned processing purposes. In this case, we delete your personal data as soon as they are no longer required for the above-mentioned purposes and the corresponding statutory retention periods have expired. We also delete session cookies when the respective session on the Internet is terminated.

7. Data security

We have taken comprehensive technical and organizational security measures to protect your data from accidental or deliberate manipulation, loss, destruction or access by unauthorized

persons. Our security procedures are regularly reviewed and adapted to technological progress.

8. Transfer to third parties

As a matter of principle, your data will only be passed on to third parties if you have given us your consent or if this is permitted by law. This is the case, for example, if these are either external service providers of ours, which we have carefully selected and commissioned and which are bound by our instructions and regularly checked (e.g. web hosting providers) or if this is necessary to fulfil a legal obligation to which we are subject. Data transfers to third countries only occur within the scope of contract fulfilment, necessary communication and other exceptions expressly provided for in the GDPR. Apart from this, no data is transferred to third countries; nor is any such transfer planned.

9. Your rights as data subject

By law, we are obliged to inform you of your rights under the GDPR. In the following we explain these rights to you. You are entitled to these rights under the conditions of the respective data protection regulations. No further rights are granted to you by the following presentation:

a) Right of access

You have the right to request confirmation as to whether personal data concerning you are being processed. If this is the case, you have the right to be informed about this personal data and to receive further information, e.g. the purposes of processing, the recipients and the planned duration of storage or the criteria for determining the duration (Art. 15 GDPR).

b) Right to rectification and completion

You have the right to demand the rectification of incorrect data without delay. Taking into account the purposes of the processing, you also have the right to request the completion of incomplete data (Art. 16 GDPR).

c) Right to erasure

You have the right to request erasure, as far as the processing is not necessary. This is the case, for example, if the data are no longer necessary for the original purposes, if you have revoked your declaration of consent under data protection law or if the data have been processed unlawfully (Art. 17 GDPR).

d) Right to restriction of processing

You have the right to restrict processing, e.g. if you believe that personal data is incorrect (Art. 18 GDPR).

e) Right to data portability

You have the right to receive the personal data concerning you that you have provided to us in a structured, common and machine-readable format (Art. 20 GDPR).

f) Revocation of consents

Any data subject may at any time revoke his/her consent to the processing of his/her personal data with effect for the future. This also applies to data protection consents that you have given us before the GDPR came into force. However, the legality of the processing carried out up to the point of revocation is not affected by this.

g) Right to lodge a complaint with a supervisory authority

Every data subject has a right to lodge a complaint with a supervisory authority for data protection (Art. 77 GDPR in conjunction with Section 19 DSAnpUG-EU), i.e. in particular to the supervisory authority in the member state where the data subject resides or to the supervisory authority responsible for the FMS-SG:

Der Bundesbeauftragte für den Datenschutz und die Informationsfreiheit
Husarenstraße 39
53117 Bonn
Tel: +49 (0)228 / 99799-0
E-Mail: redaktion@bfdi.bund.de

RIGHT TO OBJECT

You also have the right to object at any time to the processing of data concerning you for reasons arising from your particular situation, provided that we base the processing on Art. 6 para. 1 lit. e or f GDPR. We then no longer process this data unless we can demonstrate compelling legitimate grounds for the processing which override your interests, rights and freedoms, or for establishment, exercise or defence of legal claims (Art. 21 GDPR).

10. Modification of the data protection information

This data protection information is valid as of January 2020 and may have to be amended as a result of further development of our website or changes in legal or official requirements. You can access and print out the current data protection information at any time on the website.