

Data protection information for business partners and external employees

Transparency and reliability in the processing of your personal data is an important basis for good co-operation. We therefore inform you about how we process your personal data in accordance with current data protection regulations,

- if you are our business partner or are in the process of starting a business with us; or
- if your employer or client is our business partner or is in the process of starting business with us.

1. Data controller and data protection officer

MORGAVEL

SOLARENGO ENERGIA LDA,

Zona de Industria Ligeira II, Lote 122-A7520- 309, Sines, Portugal.

Email: dpo-south-europe@rwe.com

2. Which of your personal data do we process?

Various types of data are processed in connection with the initiation, conclusion and performance of a contract or other agreements. The

following categories of personal data are processed:

- Name data
- Identification data
- Contact details
- Address details
- Date of birth data
- Professional and experience data
- Data on qualifications and certificates
- Bank and payment details, including billing information
- Tax data Information on credit ratings
- Contract data
- Communications data, including but not limited to: reports on the progress and completion of work, reports on working conditions resulting from local inspections, safety data and issues related to health and safety at work (HSE);
- Work performance evaluation
- Insurance data
- Park access and exit details
- Incidents (e.g. claims and disputes arising from the contract, compensation)
- Warranty data
- Licences and authorisations
- Enrolment number

With regard to the commercial partner's staff working on site in the development and operation of parks, plants and facilities, the following categories of personal data are collected, in addition to those mentioned above:

- Details of employer and position in the company
- Nationality data
- Work and training certificates, including the BTP card
- Specific training and certificates according to the duties performed
- Authorisations, certificates and licences allowing work to be carried out, including medical ones
- Image and video data²
- Social security data
- Physical access/exit data and workplace performance

3. What are the data sources?

We process the personal data we receive from you directly or from our commercial partner.

We may also receive your data from other Group companies or third parties, particularly other business partners.

4. For what purposes do we process your data and on what legal basis?

a. Data processing for the performance of the contract

¹ The term "business partner" includes, among others, our partners in business and commercial transactions, our contractors and suppliers, as well as their successive subcontractors and sub-suppliers.

² With regard to the processing of your personal data in the context of video surveillance, we refer you to the relevant information boards and the associated data protection information.

We process your data for pre-contractual measures or to conclude and fulfil a contract. The legal basis in these cases is Art. 6 para. 1 lit. b) of the EU General Data Protection Regulation ("GDPR").

b. Data processing to fulfil legal obligations

We process your data to fulfil legal obligations imposed on RWE, namely:

- Compliance obligations, according to which we have to ensure, by carrying out the corresponding controls, that we do not do business with sanctioned business partners;
- HSE obligations, i.e. ensuring that all HSE obligations are applied and that only suitably qualified workers carry out the activities.

In these cases, the legal basis is Art. 6 para. 1 lit. c) of the GDPR in conjunction with the relevant legal provision.

c. Processing of data to protect the legitimate interests of the controller

We process your data to protect our legitimate interests - unless your interests and rights take precedence - namely:

- Investigation, resolution and monitoring of compliance in the event of accidents and incidents;
- Defence of contract-related claims;
- Control of access and site conditions;
- Preventing fraud or criminal offences and protecting our computer systems, assets and workplaces, monitoring insolvency proceedings;
- Credit reports on contractual partners;
- Evaluation of professional skills, experience and service provided;
- Application of compliance measures when not strictly required by law;
- Carrying out investigations and audits to ensure compliance with legal and contractual obligations; The

legal basis in these cases is Art. 6 para. 1 lit. f) of the GDPR.

d. Consent to data processing

If you give us your consent to process personal data for specific purposes (e.g. marketing purposes or e-mail advertising), the lawfulness of the processing is based on your consent in accordance with Art. 6 para. 1 lit. a) of the GDPR. Any consent given can be withdrawn at any time with effect for the future (see section 3 of this data protection information).

5. Who will receive your data?

In certain cases, data may be transferred to other RWE Group companies because these companies perform certain tasks within the Group for all or some other RWE companies.

In certain circumstances, data may also be transferred to carefully selected and commissioned external service providers, and only to those departments and persons who need this data to realise or fulfil the aforementioned purposes. If your personal data is processed on our behalf, this is done on the basis of processing agreements in accordance with Art. 28 GDPR. In this way, we ensure that the legal provisions of the GDPR are complied with.

Otherwise, data will only be transferred to recipients outside the company if this is permitted or required by law, if the transfer is necessary for processing and thus for the fulfilment of the contract or, at your request, for the implementation of pre-contractual measures, if we have your consent or if we are authorised to provide information. Under these conditions, the recipients of personal data may be, for example

- Business partners;
- Consultants and external service providers;
- Public organisations and institutions (e.g. public prosecutors, police, supervisory authorities, tax authorities), if there is a legal or official obligation;
- Recipients to whom disclosure is directly necessary for the establishment or fulfilment of the contract.

6. Is your data transferred to countries outside the European Union and the European Economic Area ("third countries")?

Individual services and performances are carried out by carefully selected and contracted service providers based outside the European Union and the European Economic Area (so-called "third countries"), e.g. IT service providers.

If these service providers need to access personal data in the course of providing the service, this transfer to third countries is always carried out in accordance with Chapter V of the GDPR.

In the absence of an adequacy decision by the European Commission under Art. 45 GDPR, we provide appropriate safeguards to ensure an adequate level of data protection.

As a rule, we enter into contracts with data recipients that contain standard data protection clauses, also known as "standard contractual clauses".

You have the option of requesting further information and receiving copies of the corresponding model agreements. You can contact us using the contact details given in section 1.

7. How long will your data be stored?

Personal data is generally deleted as soon as it is no longer needed to fulfil the purpose for which it was collected.

Legal retention obligations or legitimate interests (e.g. assertion, exercise or defence of legal claims) may justify a longer retention period, for example:

- For dispute resolution purposes;
- For the purposes of exercising guarantees;
- For the purposes of complying with national and international compliance legislation.

8. Is there any obligation to provide your data?

The provision of personal data is necessary for the conclusion or fulfilment of a contract. If the user does not provide the data, it is generally not possible to fulfil the contract properly.

9. What rights does the data subject have?

You can assert the following rights under the respective legal requirements:

- the right to **receive information** about data processing and a **copy of** the data processed,
- the right to have incorrect data **corrected**,
- the right to request **the erasure** of your data, provided that there is no legal reason to continue storing your data,
- the right to demand the **limitation of treatment**,
- the right to data **portability** in respect of all the data you have provided to us. This means that we will provide you with the data in a structured, commonly used and machine-readable format, and

- the right to **object to data processing** based on legitimate interest, if this can be justified on the basis of your particular situation.

If you wish to exercise your rights, please use the contact details listed in section 1.

If you have given us separate consent to process your personal data, you can withdraw this consent at any time. The lawfulness of the processing of your data up to the time of withdrawal is not affected by such withdrawal.

Without prejudice to any other means of redress, you have the right to lodge a complaint with a supervisory authority, in particular in a Member State of your habitual residence, your place of work or the place of the alleged offence.

[CNPD](#) - National Data Protection Commission
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Automated decision-making, including profiling, does not take place.

With regard to the processing of your personal data in the context of the Supplier Portal, we refer you to the respective information on data protection indicated there.